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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO COMMERCIAL LAW - CHILDREN'S WIRELESS PROTECTION ACT

Introduced By: Senator V. Susan Sosnowski

Date Introduced: January 16, 2013

Referred To: Senate Corporations

(by request)

It is enacted by the General Assembly as follows:

1 SECTION 1. Title 6 of the General Laws entitled "COMMERCIAL LAW - GENERAL  
2 REGULATORY PROVISIONS" is hereby amended by adding thereto the following chapter:

3 CHAPTER 54

4 CHILDREN'S WIRELESS PROTECTION ACT

5 **6-54-1. Short title.** -- This chapter shall be known and may be cited as the "Children's  
6 Wireless Protection Act".

7 **6-54-2. Definitions.** -- As used in this chapter, unless the context otherwise indicates, a  
8 "cellular telephone" means any device used to access a wireless telephone service.

9 **6-54-3. Warning label required.** -- (a) A manufacturer of cellular telephones may not  
10 sell at retail in this state, to a retailer in this state, for use in this state a cellular telephone unless  
11 the device and its packaging bear a warning label that is legible, nonremovable, is located in a  
12 prominent place that is conspicuous and not obscured by other written matter, contrasts with the  
13 type, layout and color of the other printed matter, includes a color graphic symbol, appears on  
14 both the front and back of the packaging and contains the following statement:

15 "WARNING, THIS DEVICE EMITS ELECTROMAGNETIC RADIATION,  
16 EXPOSURE TO WHICH MAY CAUSE BRAIN CANCER. USERS, ESPECIALLY  
17 CHILDREN AND PREGNANT WOMEN, SHOULD KEEP THIS DEVICE AWAY FROM  
18 THE HEAD AND BODY."

19 (b) The requirements of this subsection may not result in a cost to the retailer or

1 distributor of cellular telephones.

2 **6-54-4. Rulemaking.** -- The department of health shall promulgate regulations to  
3 implement this chapter, including, but not limited to, regulations establishing requirements for  
4 uniform warning labels for cellular telephones and cellular telephone packaging under this  
5 chapter and shall contain a permanent nonremovable advisory for risk, in black type, except for  
6 the word “warning,” which must be large and in red, capital letters, all on a field in white.

7 SECTION 2. This act shall take effect January 1, 2014.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO COMMERCIAL LAW - CHILDREN'S WIRELESS PROTECTION ACT

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1           This act would require all cellular telephones sold for use in Rhode Island to have affixed  
2 to the device and its packaging a prominent and conspicuous warning label that states the  
3 telephone emits electromagnetic radiation which may cause brain cancer specially to children and  
4 pregnant women users.

5           This act would take effect January 1, 2014.

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