

**Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 26-0505.01 Sarah Lozano x3858

HOUSE BILL 26-1135

HOUSE SPONSORSHIP

English and Joseph,

SENATE SPONSORSHIP

(None),

House Committees
Business Affairs & Labor

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING INCREASED TRANSPARENCY REGARDING CHEMICALS**
102 **USED IN THE PROCESSING OF CERTAIN HAIR PRODUCTS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill creates the "Hair Product Transparency and Safety Act". On and after July 1, 2027, a manufacturer of a hair relaxer product or a synthetic hairpiece product (covered hair product) is prohibited from selling or distributing a covered hair product in the state that contains a carcinogen or reproductive toxicant unless the covered hair product has a warning label that notifies the consumer that the covered hair product

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

contains a carcinogen or reproductive toxicant. The warning label must comply with certain requirements depending on whether the covered hair product contains a carcinogen, a reproductive toxicant, or both.

A manufacturer that violates the prohibition or requirement set forth in the bill is subject to a civil penalty of no more than \$10,000 per violation.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
3 finds that Coloradans deserve access to personal care products that are
4 safe, advertised transparently, and free from hidden health risks.

5 (2) The general assembly further finds that certain hair products,
6 including hair relaxers and synthetic hairpieces, are disproportionately
7 marketed to and used by communities that have historically faced
8 elevated exposure to harmful chemicals and related health disparities.

9 (3) The general assembly therefore determines that it is essential
10 to promote informed consumer choice, advance public health, and
11 encourage safer product formulation by ensuring clear disclosure when
12 hair relaxer products and synthetic hairpiece products contain chemicals
13 known to cause cancer or reproductive harm.

14 **SECTION 2.** In Colorado Revised Statutes, **add** 25-5-429 as
15 follows:

16 **25-5-429. Chemicals used in hair relaxers and synthetic hair**
17 **pieces - warning labels - civil penalties - short title - definitions.**

18 (1) THE SHORT TITLE OF THIS SECTION IS THE "HAIR PRODUCT
19 TRANSPARENCY AND SAFETY ACT".

20 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
21 REQUIRES:

22 (a) "CARCINOGEN" MEANS A CHEMICAL IDENTIFIED AS:

1 (I) A "GROUP 1 CARCINOGEN" OR "GROUP 2A CARCINOGEN" BY
2 THE INTERNATIONAL AGENCY FOR RESEARCH ON CANCER ESTABLISHED
3 BY THE WORLD HEALTH ORGANIZATION;

4 (II) A "KNOWN TO BE A HUMAN CARCINOGEN" OR "REASONABLY
5 ANTICIPATED TO BE A HUMAN CARCINOGEN" BY THE SECRETARY OF THE
6 FEDERAL DEPARTMENT OF HEALTH AND HUMAN SERVICES PURSUANT TO
7 THE FEDERAL "PUBLIC HEALTH SERVICE ACT", 42 U.S.C. SEC. 241 (b)(4);
8 OR

9 (III) A "GROUP A CARCINOGEN" OR "GROUP B CARCINOGEN" BY
10 THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY.

11 (b) "CHEMICAL" MEANS A SUBSTANCE WITH A DISTINCT
12 MOLECULAR COMPOSITION OR A GROUP OF STRUCTURALLY RELATED
13 SUBSTANCES AND INCLUDES THE BREAKDOWN PRODUCTS OF THE
14 SUBSTANCE OR SUBSTANCES THAT FORM THROUGH DECOMPOSITION,
15 DEGRADATION, OR METABOLISM.

16 (c) "COVERED HAIR PRODUCT" MEANS A HAIR RELAXER PRODUCT
17 OR A SYNTHETIC HAIRPIECE PRODUCT.

18 (d) "HAIR RELAXER PRODUCT" MEANS A PRODUCT TOPICALLY
19 APPLIED TO HAIR FOR THE PURPOSES OF WEAKENING THE STRUCTURE AND
20 CURLINESS OF THE HAIR FIBER AND ALLOWING FOR A STRAIGHTENING OF
21 THE HAIR.

22 (e) (I) "MANUFACTURER" MEANS A PERSON THAT MANUFACTURES
23 A COVERED HAIR PRODUCT OR WHOSE BRAND NAME IS AFFIXED TO A
24 COVERED HAIR PRODUCT.

25 (II) "MANUFACTURER" INCLUDES, IN THE CASE OF A COVERED HAIR
26 PRODUCT THAT IS IMPORTED INTO THE UNITED STATES, THE IMPORTER OR
27 FIRST DOMESTIC DISTRIBUTOR OF THE COVERED HAIR PRODUCT IF THE

1 PERSON THAT MANUFACTURES THE COVERED HAIR PRODUCT OR WHOSE
2 BRAND NAME IS AFFIXED TO THE COVERED HAIR PRODUCT DOES NOT HAVE
3 A PRESENCE IN THE UNITED STATES.

4 (f) "REPRODUCTIVE TOXICANT" MEANS A CHEMICAL IDENTIFIED AS
5 A REPRODUCTIVE OR A DEVELOPMENTAL TOXICANT BY THE CENTER FOR
6 THE EVALUATION OF RISKS TO HUMAN REPRODUCTION ESTABLISHED BY
7 THE NATIONAL TOXICOLOGY PROGRAM.

8 (g) "SYNTHETIC HAIRPIECE PRODUCT" MEANS A HAIR EXTENSION,
9 A WIG, OR OTHER HAIRPIECE PRODUCT THAT CONTAINS SYNTHETIC HAIR
10 EXTENSIONS, SYNTHETIC FIBERS, SYNTHETIC BLENDED FIBERS, OR
11 DECORATIVE HAIR ADORNMENTS OR THAT HAS BEEN MANUFACTURED OR
12 TREATED WITH A CHEMICAL.

13 (3) (a) ON AND AFTER JULY 1, 2027, A MANUFACTURER SHALL NOT
14 SELL, OFFER FOR SALE, OR DISTRIBUTE A COVERED HAIR PRODUCT IN THE
15 STATE, INCLUDING THROUGH AN INTERNET TRANSACTION, THAT CONTAINS
16 A CARCINOGEN OR A REPRODUCTIVE TOXICANT UNLESS THE COVERED HAIR
17 PRODUCT INCLUDES A CLEAR AND CONSPICUOUS WARNING LABEL OR, IN
18 THE CASE OF AN INTERNET TRANSACTION, A CLEAR AND CONSPICUOUS
19 ONLINE WARNING STATEMENT THAT NOTIFIES THE CONSUMER AT THE TIME
20 OF SALE THAT THE COVERED HAIR PRODUCT CONTAINS A CARCINOGEN OR
21 REPRODUCTIVE TOXICANT.

22 (b) THE CLEAR AND CONSPICUOUS WARNING LABEL OR ONLINE
23 WARNING STATEMENT DESCRIBED IN SUBSECTION (3)(a) OF THIS SECTION
24 MUST BE PRINTED IN NO LESS THAN SIZE TWELVE-POINT FONT AND MUST
25 STATE:

26 (I) IF THE COVERED HAIR PRODUCT CONTAINS A CARCINOGEN,
27 "THIS PRODUCT CONTAINS A CHEMICAL KNOWN TO CAUSE CANCER";

1 (II) IF THE COVERED HAIR PRODUCT CONTAINS A REPRODUCTIVE
2 TOXICANT, "THIS PRODUCT CONTAINS A CHEMICAL KNOWN TO CAUSE
3 BIRTH DEFECTS OR OTHER REPRODUCTIVE HARM"; OR

4 (III) IF THE COVERED HAIR PRODUCT CONTAINS BOTH A
5 CARCINOGEN AND A REPRODUCTIVE TOXICANT, "THIS PRODUCT CONTAINS
6 CHEMICALS KNOWN TO CAUSE CANCER AND BIRTH DEFECTS OR OTHER
7 REPRODUCTIVE HARM".

8 (4) A MANUFACTURER THAT VIOLATES THIS SECTION IS SUBJECT TO
9 A CIVIL PENALTY OF NO MORE THAN TEN THOUSAND DOLLARS PER DAY PER
10 VIOLATION. THE STATE TREASURER SHALL CREDIT THE CIVIL PENALTIES TO
11 THE GENERAL FUND.

12 **SECTION 3. Applicability.** This act applies to conduct occurring
13 on or after the effective date of this act.

14 **SECTION 4. Safety clause.** The general assembly finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, or safety or for appropriations for
17 the support and maintenance of the departments of the state and state
18 institutions.