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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/10/2025	.	
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The Appropriations Committee on Agriculture, Environment, and General Government (Gruters) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 83 - 155

and insert:

Section 3. Section 499.0095, Florida Statutes, is created to read:

499.0095 Presence of certain ingredients in cosmetics; notice required.-

(1) As used in this section, the term:

(a) "Incidental ingredient" means a substance that has no



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11 technical or functional effect in the cosmetics but is present  
12 by reason of having been incorporated into the cosmetics as an  
13 ingredient of another cosmetic ingredient.

14 (b) "Ingredient" means:

15 1. Any chemical or mixture of chemicals intentionally used  
16 in the manufacturing of cosmetics. The term does not include any  
17 incidental ingredient that is present in cosmetics at  
18 insignificant levels or that has no technical or functional  
19 effect; or

20 2. A processing aid, including any of the following:

21 a. A substance that is used in the processing of cosmetics  
22 but is removed from the cosmetics in accordance with good  
23 manufacturing practices before the cosmetics are packaged in  
24 their finished form.

25 b. A substance that is used in the processing of cosmetics  
26 for its technical or functional effect to produce the cosmetics  
27 and is then converted to a substance the same as constituents of  
28 a declared ingredient, in accordance with good manufacturing  
29 practices, and does not significantly increase the concentration  
30 of such constituents before the cosmetics are packaged in their  
31 finished form.

32 c. A substance that is used in the processing of cosmetics  
33 for its technical or functional effect to produce the cosmetics  
34 in accordance with good manufacturing practices, that is present  
35 in the cosmetics' finished form at insignificant concentrations  
36 and that does not have any technical or functional effect in  
37 such cosmetics.

38 (c) "Ortho-phthalates" means esters of ortho-phthalic acid.

39 (d) "Perfluoroalkyl and polyfluoroalkyl substances" or



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40 "PFAS" means a class of fluorinated organic chemicals containing  
41 at least one fully fluorinated carbon atom.

42 (2) Except as provided in subsection (4), beginning July 1,  
43 2026, cosmetics manufactured, sold, offered or distributed for  
44 sale, or distributed for use in this state must provide notice  
45 on such cosmetics' single-use packaging of the following  
46 intentionally added chemicals or chemical classes:

47 (a) Ortho-phthalates.

48 (b) PFAS.

49 (c) Formaldehyde as identified in CAS 50-00-0.

50 (d) Methylene glycol as identified in CAS 463-57-0.

51 (e) Mercury as identified in CAS 7439-97-6.

52 (f) Triclosan as identified in CAS 3380-34-5.

53 (g) M-phenylenediamine or its salt derivatives as  
54 identified in CAS 108-45-2.

55 (h) O-phenylenediamine or its salt derivatives as  
56 identified in CAS 95-54-5.

57 (3) Except as provided in subsection (4), beginning July 1,  
58 2026, cosmetics manufactured, sold, offered or distributed for  
59 sale, or distributed for use in this state must provide notice  
60 on such cosmetics' single-use packaging of any lead or lead  
61 compounds as identified by CAS 7439-92-1, whether intentionally  
62 added or naturally occurring, at 10 parts per million or more,  
63 or as otherwise determined by department rule.

64 (4) A retailer in possession of cosmetics that do not  
65 comply as of July 1, 2026, may exhaust its existing stock  
66 through sales to the public until July 1, 2027.

67 (5) A violation of this section is subject to the penalties  
68 and remedies provided in s. 499.066.



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69           (6) This section does not apply to cosmetic products  
70 regulated as drugs by the United States Food and Drug  
71 Administration.

72           (7) The department shall adopt rules necessary to implement  
73 this section.

74  
75 ===== T I T L E   A M E N D M E N T =====

76 And the title is amended as follows:

77           Delete lines 8 - 21

78 and insert:

79           specified information; creating s. 499.0095, F.S.;

80           defining terms; requiring that, beginning on a

81           specified date, cosmetics manufactured, sold, offered

82           or distributed for sale, or distributed for use in

83           this state provide notice of specified added

84           ingredients on the single-use packaging of such

85           cosmetics; providing an exception; providing

86           construction; providing penalties and remedies;

87           providing applicability; requiring the Department of

88           Business and Professional Regulation to adopt rules;

89           amending s. 500.03, F.S.; defining the