

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 5628

69th Legislature
2025 Regular Session

Passed by the Senate April 22, 2025
Yeas 48 Nays 0

President of the Senate

Passed by the House April 15, 2025
Yeas 95 Nays 0

**Speaker of the House of
Representatives**

Approved

Governor of the State of Washington

CERTIFICATE

I, Sarah Bannister, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE SENATE BILL 5628** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE SENATE BILL 5628

AS AMENDED BY THE HOUSE

Passed Legislature - 2025 Regular Session

State of Washington 69th Legislature 2025 Regular Session

By Senate Environment, Energy & Technology (originally sponsored by Senators Harris, Shewmake, Hasegawa, Stanford, Trudeau, and Valdez)

READ FIRST TIME 02/19/25.

1 AN ACT Relating to lead in cookware; and amending RCW 70A.565.010
2 and 70A.565.020.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 70A.565.010 and 2024 c 340 s 1 are each amended to
5 read as follows:

6 The definitions in this section apply throughout this chapter
7 unless the context clearly requires otherwise.

8 (1) (~~"Component" includes separate or distinct parts of the~~
9 ~~cookware including, but not limited to, accessories such as lids,~~
10 ~~knobs, handles and handle assemblies, rivets, fasteners, valves, and~~
11 ~~vent pipes.-)~~ (a) "Aluminum or brass cookware" means the following
12 items when made of brass or aluminum: Pots, pans, kettles, griddles,
13 grills, internal pots for devices such as rice cookers or pressure
14 cookers, and similar vessels or surfaces in or on which food is
15 cooked.

16 (b) "Aluminum or brass cookware" does not include:

17 (i) Items with only an internal layer of aluminum or brass that
18 is completely enclosed by stainless steel; or

19 (ii) The body of electronic cooking devices with removable
20 cooking containers, such as slow cookers, rice cookers, and pressure
21 cookers.

1 (2) (~~"Cookware" means any metal pots, pans, bakeware, rice~~
2 ~~cookers, pressure cookers, and other containers and devices intended~~
3 ~~for the preparation or storage of food.~~) "Aluminum or brass cookware
4 component" means cookware parts made of aluminum or brass such as
5 lids, rivets, fasteners, valves, and vent pipes.

6 (3) "Aluminum or brass utensils" means tools made from aluminum
7 or brass such as knives, forks, spoons, spatulas, and similar tools
8 used for preparing, serving, or eating food, unless completely
9 enclosed by stainless steel.

10 (4) "Department" means the Washington state department of
11 ecology.

12 (~~(4)~~) (5) "Manufacturer" means any person, firm, association,
13 partnership, corporation, governmental entity, organization, or joint
14 venture that produces a product or is an importer or domestic
15 distributor of a product sold or offered for sale in or into the
16 state.

17 (~~(5)~~) (6) "Vulnerable populations" has the same meaning as
18 defined in RCW 70A.02.010.

19 **Sec. 2.** RCW 70A.565.020 and 2024 c 340 s 2 are each amended to
20 read as follows:

21 (1) Beginning January 1, 2026, no manufacturer may manufacture,
22 sell, offer for sale, distribute for sale, or distribute for use in
23 this state aluminum or brass cookware, aluminum or brass utensils, or
24 ~~((a))~~ an aluminum or brass cookware component containing lead or lead
25 compounds at a level of more than ((five)):

26 (a) 90 parts per million, beginning January 1, 2026; and

27 (b) 10 parts per million, beginning January 1, 2028.

28 (2) (a) (~~(Beginning January 1, 2026, no)~~) No retailer or
29 wholesaler may knowingly sell or knowingly offer for sale for use in
30 this state aluminum or brass cookware, aluminum or brass utensils, or
31 ~~((a))~~ an aluminum or brass cookware component containing lead or lead
32 compounds at a level of more than ((five)):

33 (i) 90 parts per million, beginning January 1, 2026; and

34 (ii) 10 parts per million, beginning January 1, 2028.

35 (b) Retailers or wholesalers who unknowingly sell products that
36 are restricted from sale under this chapter are not liable under this
37 chapter.

38 (c) The sale or purchase of any previously owned aluminum or
39 brass cookware, aluminum or brass utensils, or aluminum or brass

1 cookware components containing lead made in casual or isolated sales
2 as defined in RCW 82.04.040, or by a nonprofit organization, is
3 exempt from this chapter.

4 (3) After December (~~(2034)~~) 2030, the department, in consultation
5 with the department of health, may lower the (~~(five)~~) 10 parts per
6 million limit established in subsections (1) and (2) of this section
7 by rule if it determines that the lower limit is:

8 (a) Feasible for cookware and cookware component manufacturers to
9 achieve; and

10 (b) Necessary to protect human health, including the health of
11 vulnerable populations.

12 (4) Nothing in this chapter limits the authority of the
13 department with respect to lead in cookware, cookware components, or
14 utensils under chapter 70A.350 RCW.

--- END ---