



28 May 2025

(25-3531)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

Addendum

The following communication, dated 28 May 2025, is being circulated at the request of the delegation of the United States of America.

Title: Chapter 173-339 WAC Cosmetic Products Restrictions (Formaldehyde in Cosmetics)

Reason for Addendum:	
<input type="checkbox"/>	Comment period changed - date:
<input type="checkbox"/>	Notified measure adopted - date:
<input type="checkbox"/>	Notified measure published - date:
<input type="checkbox"/>	Notified measure enters into force - date:
<input type="checkbox"/>	Text of final measure available from ¹ :
<input type="checkbox"/>	Notified measure withdrawn or revoked - date: Relevant symbol if measure re-notified:
<input type="checkbox"/>	Content or scope of notified measure changed and text available from ¹ : New deadline for comments (if applicable):
<input type="checkbox"/>	Interpretive guidance issued and text available from ¹ :
<input checked="" type="checkbox"/>	Other: Lead interim policy: data collection guidance webinar on 11 June 2025 https://ecology.wa.gov/regulations-permits/laws-rules-rulemaking/rulemaking/wac-173-339

Description: Lead interim policy: data collection guidance webinar hosted by Washington State Department of Ecology

Manufacturers who chose Option 2 to comply with the [Interim Lead Policy](#) can [register](#) for an online information session on 11 June 2025 from [9:00 am Pacific Time](#) to learn about the lead in cosmetics data collection and ask questions. Topics to be covered:

- The data collection template and an explanation of how to use it.
- Time for questions about testing, retaining data, and data submission.
- Third-party laboratories can be invited to attend. Every attendee must [register](#).

¹ This information can be provided by including a website address, a pdf attachment, or other information on where the text of the final/modified measure and/or interpretive guidance can be obtained.

For those unsure if they should attend this webinar or those that need to collect lead data for their products, review the [Information on Data Collection publication](#) for guidance. Questions can be directed to ToxicFreeCosmetics@ecy.wa.gov

Reminders for retailers and cosmetologists

- **Remember the sell-through period.** In-state retailers with products on hand as of 1 January 2025 can sell through the end of 2025. Products purchased by in-state retailers after 1 January 2025 for use or resale must comply with the Toxic-Free Cosmetics Act (TFCA).
- **Contact the distributor** to confirm products being purchased do not have chemicals restricted by TFCA. If the distributor does not know, inform Washington Ecology, and they can work with the distributor.
- **Check products for restricted chemicals.** For more detailed guidance, read the [Toxic-Free Cosmetics Act Guide](#) or [send an email](#) for help.

More information

- [Guidance for cosmetologists webpage.](#)
- [Compliance for retailers webpage.](#)

Formaldehyde rulemaking updates

The formal public comment period for the proposed rule closed on 11 April 2025. Washington Ecology is reviewing comments, revising the proposed rule, and preparing responses to comments. They intend to adopt the rule by September 2025. For more information, visit the [rulemaking webpage](#).

Rulemaking recent events:

- 6 February – 11 April 2025: Held a formal public comment period. Read the [presentation slides](#) and the [comments submitted during the formal comment period](#).
- 6 February 2025: Published the proposed rule. Read the [news release](#). The rule proposal and information documents are available on the [interested parties webpage](#).

New resources and publications

- [Five things you should know about Washinton's Toxic Free Cosmetics Act \(video\)](#)
 - [Lead in Cosmetics: Information on Data Collection \(publication\)](#)
 - [Let's make salon products safer for you and your clients](#)
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