HLS 10RS-2193 ORIGINAL

Regular Session, 2010

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## HOUSE CONCURRENT RESOLUTION NO. 105

## BY REPRESENTATIVE ELLINGTON

HEALTH: Provides relative to health-related warning labels on wireless devices and packaging

A CONCURRENT RESOLUTION

2	To oppose measures which would require health-related warning labels on wireless devices
3	and packaging or require disclosure of any health-related information about wireless
4	devices at the point of sale.
5	WHEREAS, the Federal Communications Commission (FCC) has set limits on
6	public exposure of radiofrequency (RF) energy absorbed by users of wireless devices; and
7	WHEREAS, these limits are given in terms of a unit referred to as the Specific
8	Absorption Rate (SAR), which is a measure of the amount of RF energy absorbed by the
9	body when using a wireless device; and
10	WHEREAS, the safety limit set by the FCC for public exposure from wireless
11	devices is a SAR level of 1.6 watts per kilogram (1.6 W/kg); and
12	WHEREAS, this safety limit is based on guidelines of the American National
13	Standards Institute, Institute of Electrical and Electronics Engineers (IEEE), and the National
14	Council on Radiation Protection and Measurement; and
15	WHEREAS, the FCC requires wireless device manufacturers to demonstrate
16	compliance with the SAR safety limit before the FCC grants approval for marketing any
17	wireless device in the United States; and
18	WHEREAS, these demonstrations ensure that devices comply with these objective
19	limits for safe exposure before they are marketed to consumers in the United States; and
20	WHEREAS, the FCC provides consumers with information on its website at
21	www.fcc.gov/oet/fccid detailing the SAR levels for devices sold in the United States; and

1	WHEREAS, several federal agencies have reviewed and endorsed the guidelines of
2	the FCC, including the Environmental Protection Agency (EPA), the Food and Drug
3	Administration (FDA), the Occupational Safety and Health Administration (OSHA), and the
4	National Institute for Occupational Safety and Health (NIOSH); and
5	WHEREAS, the FDA has stated that continuous human exposure to RF fields up to
6	and including one hundred percent of the FCC limit is safe; and
7	WHEREAS, the FDA states on its website that the weight of scientific evidence has
8	not linked cellular phones with any health problems; and
9	WHEREAS, the International Commission on Non-Ionizing Radiation Protection
10	(ICNIRP) stated in 2009 that the scientific literature published since the issue of the
11	guidelines in 1998 has provided no evidence of any adverse effects below the basic
12	restrictions; and
13	WHEREAS, the American Cancer Society has concluded that there is now
14	considerable epidemiologic evidence that shows no consistent association between cellular
15	phone use and overall risk of brain cancer; and
16	WHEREAS, some organizations and individuals are now urging state and local
17	lawmakers to pass laws to require health-related warning labeling on wireless devices and
18	packaging and to mandate the disclosure of health-related information about wireless devices
19	at the point of sale.
20	THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby
21	support sound public policy in the area of health effects and wireless devices based on the
22	weight of scientific research in this area to ensure that consumer confusion is avoided.
23	BE IT FURTHER RESOLVED that the Legislature of Louisiana opposes all
24	measures that would require health-related warning labeling, including but not limited to
25	specific absorption rate levels, on wireless devices and packaging.
26	BE IT FURTHER RESOLVED that the Legislature of Louisiana opposes all
27	measures that would mandate disclosure of any health-related information about wireless
28	devices at the point of sale of such devices.
29	BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the
30	consumer protection section of the office of the Louisiana attorney general.

## **DIGEST**

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Ellington HCR No. 105

Expresses opposition to measures which would require health-related warning labels on wireless devices and packaging.

Expresses opposition to measures which would require disclosure of health-related information about wireless devices at the point of sale.