

**PUBLIC HEALTH CODE (EXCERPT)**  
**Act 368 of 1978**

**333.5481 Definitions.**

Sec. 5481. As used in this part:

- (a) "Children" means individuals who are 7 years old or younger.
- (b) "Consumer" means that term as used in the consumer product safety act, 15 USC 2051 to 2085.
- (c) "Children's jewelry" means jewelry that is made for, marketed for use by, or marketed to children, including, but not limited to, the following:
  - (i) Jewelry represented in its packaging, display, or advertising as appropriate for use by children.
  - (ii) Jewelry sold in conjunction with, attached to, or packaged together with other products that are packaged, displayed, or advertised as appropriate for use by children.
  - (iii) Jewelry sized for children and not intended for use by adults.
  - (iv) Jewelry sold in a vending machine.
  - (v) Jewelry sold in a retail store, catalog, or online website in which a person exclusively offers for sale products that are packaged, displayed, or advertised as appropriate for use by children.
  - (vi) Jewelry sold in a discrete portion of a retail store, catalog, or online website in which a person offers for sale products that are packaged, displayed, or advertised as appropriate for use by children.
- (d) "Lead-bearing substance" means an item or substance that contains lead, or a coating on an item that contains lead, so that the lead content is more than 0.06% of the total weight. Lead-bearing substance does not include glass or crystal decorative components.
- (e) "Person" means an individual, partnership, corporation, association, governmental entity, or other legal entity.

**History:** Add. 2007, Act 161, Eff. Mar. 20, 2008.

**Popular name:** Act 368