

118TH CONGRESS
1ST SESSION

H. R. 617

To amend the Federal Food, Drug, and Cosmetic Act to deem foods containing xylitol as misbranded unless the label or labeling of such foods contains a warning specifying the toxic effects of xylitol for dogs if ingested, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 30, 2023

Mr. SCHWEIKERT (for himself, Mr. WALTZ, Mr. STANTON, Mr. GRIJALVA, Mr. KRISHNAMOORTHY, Ms. TITUS, Mr. SMITH of New Jersey, Mr. FITZPATRICK, and Mr. SMUCKER) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the Federal Food, Drug, and Cosmetic Act to deem foods containing xylitol as misbranded unless the label or labeling of such foods contains a warning specifying the toxic effects of xylitol for dogs if ingested, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Paws Off Act of
5 2023”.

1 **SEC. 2. XYLITOL LABEL AND LABELING REQUIREMENTS.**

2 (a) IN GENERAL.—Section 403 of the Federal Food,
3 Drug, and Cosmetic Act (21 U.S.C. 343) is amended by
4 adding at the end the following:

5 “(z) If it is a food that contains xylitol, unless the
6 label or labeling of such food contains a warning specifying
7 the toxic effects of xylitol for dogs if ingested.”.

8 (b) RULEMAKING.—

9 (1) INTERIM RULE.—Not later than six months
10 after the date of enactment of this Act, the Sec-
11 retary shall issue an interim final rule to carry out
12 the amendment made by subsection (a).

13 (2) FINAL RULE.—Not later than one year
14 after the date of enactment of this Act, the Sec-
15 retary shall issue a final rule to carry out the
16 amendment made by subsection (a).

17 (c) SECRETARY DEFINED.—In this section, the term
18 “Secretary” means the Secretary of Health and Human
19 Services, acting through the Commissioner of Food and
20 Drugs.

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