

118TH CONGRESS
2D SESSION

H. R. 8360

To amend the Federal Food, Drug, and Cosmetic Act to deem any sunscreen or cosmetic containing parabens to be adulterated.

IN THE HOUSE OF REPRESENTATIVES

MAY 10, 2024

Mrs. LUNA (for herself, Ms. CARAVEO, and Mr. NEHLS) 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 any sunscreen or cosmetic containing parabens to be adulterated.

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 “No Toxic Chemicals
5 in Cosmetics Act”.

6 **SEC. 2. ADULTERATED SUNSCREEN AND COSMETICS CON-**
7 **TAINING PARABENS.**

8 (a) SUNSCREEN CONTAINING PARABENS.—Section
9 501 of the Federal Food, Drug, and Cosmetic Act (21

1 U.S.C. 351) is amended by inserting after paragraph (j)
2 the following:

3 “(k) If it is a drug that—

4 “(1) contains 1 or more active ingredients in-
5 tended for application to the skin of humans for
6 purposes of absorbing, reflecting, or scattering ultra-
7 violet radiation; and

8 “(2) bears or contains parabens, including
9 esters of parahydroxybenzoic acid, which include
10 methylparaben, ethylparaben, propylparaben,
11 butylparaben, isopropylparaben, isobutylparaben,
12 benzylparaben, phenylparaben, and pentylparaben.”.

13 (b) COSMETICS CONTAINING PARABENS.—Section
14 601 of the Federal Food, Drug, and Cosmetic Act (21
15 U.S.C. 361) is amended by adding at the end the fol-
16 lowing:

17 “(h) If it bears or contains parabens, including esters
18 of parahydroxybenzoic acid, which include methylparaben,
19 ethylparaben, propylparaben, butylparaben,
20 isopropylparaben, isobutylparaben, benzylparaben,
21 phenylparaben, and pentylparaben.”.

22 (c) APPLICABILITY.—The amendments made by sub-
23 sections (a) and (b) shall apply only with respect to drugs
24 and cosmetics introduced or delivered for introduction into

- 1 interstate commerce on or after the date that is 2 years
- 2 after the date of the enactment of this Act.

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