

Calendar No. 132

119TH CONGRESS
1ST SESSION

S. 289

[Report No. 119–49]

To ban the sale of products with a high concentration of sodium nitrite to individuals, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 29, 2025

Ms. DUCKWORTH (for herself, Mr. CURTIS, Mr. MORENO, and Ms. BALDWIN) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

JULY 29, 2025

Reported by Mr. CRUZ, without amendment

A BILL

To ban the sale of products with a high concentration of sodium nitrite to individuals, 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 “Youth Poisoning Pro-
5 tection Act”.

1 **SEC. 2. BANNING OF PRODUCTS CONTAINING A HIGH CON-**
2 **CENTRATION OF SODIUM NITRITE.**

3 (a) IN GENERAL.—Any consumer product containing
4 a high concentration of sodium nitrite shall be considered
5 to be a banned hazardous product under section 8 of the
6 Consumer Product Safety Act (15 U.S.C. 2057).

7 (b) RULE OF CONSTRUCTION.—Nothing in this sec-
8 tion shall be construed to—

9 (1) prohibit any commercial or industrial pur-
10 pose in which high concentration sodium nitrite is
11 not customarily produced or distributed for sale to,
12 or use or consumption by, or enjoyment of, a con-
13 sumer; and

14 (2) apply to high concentration sodium nitrite
15 that meets the definition of a “drug”, “device”, or
16 “cosmetic” (as such terms are defined in sections
17 201(g), (h), and (i) of the Federal Food, Drug, and
18 Cosmetic Act (21 U.S.C. 321(g), (h), and (i))), or
19 “food” (as defined in section 201(f) of such Act (21
20 U.S.C. 321(f))), including poultry and poultry prod-
21 ucts (as such terms are defined in sections 4(e) and
22 (f) of the Poultry Products Inspection Act (21
23 U.S.C. 453(e)and (f))), meat and meat food prod-
24 ucts (as such terms are defined in section 1(j) of the
25 Federal Meat Inspection Act (21 U.S.C. 601(j))),
26 and eggs and egg products (as such terms are de-

1 fined in section 4 of the Egg Products Inspection
2 Act (21 U.S.C. 1033)).

3 (c) DEFINITIONS.—For purposes of this section:

4 (1) CONSUMER PRODUCT.—The term “con-
5 sumer product” has the meaning given that term
6 under section 3(a)(5) of the Consumer Product
7 Safety Act (15 U.S.C. 2052(a)(5)).

8 (2) HIGH CONCENTRATION OF SODIUM NI-
9 TRITE.—The term “high concentration of sodium ni-
10 trite” means a concentration of 10 or more percent
11 by weight of sodium nitrite.

12 (d) EFFECTIVE DATE.—This section shall take effect
13 90 days after the date of enactment of this Act.

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