

117TH CONGRESS
1ST SESSION

S. 3169

To amend the Federal Food, Drug, and Cosmetic Act to prohibit the introduction or delivery for introduction into interstate commerce of food packaging containing intentionally added PFAS, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 4, 2021

Ms. HASSAN introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To amend the Federal Food, Drug, and Cosmetic Act to prohibit the introduction or delivery for introduction into interstate commerce of food packaging containing intentionally added PFAS, 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 “Keep Food Containers
5 Safe from PFAS Act of 2021”.

1 **SEC. 2. PROHIBITION AGAINST FOOD PACKAGING CON-**
2 **TAINING INTENTIONALLY ADDED PFAS.**

3 (a) IN GENERAL.—Section 301 of the Federal Food,
4 Drug, and Cosmetic Act (21 U.S.C. 331) is amended by
5 adding at the end the following:

6 “(fff)(1) The introduction or delivery for introduction
7 into interstate commerce of food packaging containing in-
8 tentionally added PFAS.

9 “(2) The term ‘PFAS’ means a perfluoroalkyl sub-
10 stance or a polyfluoroalkyl substance that is man-made
11 with at least 1 fully fluorinated carbon atom.”.

12 (b) APPLICABILITY.—The amendment made by sub-
13 section (a) applies beginning on January 1, 2024.

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