

118TH CONGRESS
2D SESSION

H. R. 9864

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 HOUSE OF REPRESENTATIVES

SEPTEMBER 27, 2024

Mrs. DINGELL (for herself, Ms. NORTON, Mr. GRIJALVA, Mr. LYNCH, Ms. PINGREE, Mrs. TRAHAN, Ms. BARRAGÁN, Ms. TLAIB, Mr. CASTEN, Mr. DAVIS of Illinois, Mr. THANEDAR, Ms. SCHAKOWSKY, Mr. SORENSEN, Ms. MENG, Ms. TOKUDA, Mr. MCGOVERN, Mr. COHEN, Ms. LOFGREN, Ms. TITUS, Mr. GARCÍA of Illinois, Mr. NADLER, and Mr. FITZPATRICK) 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 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 2024”.

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, 2025.

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