H. R. 2858

To phase out cosmetic animal testing and the sale of cosmetics tested on animals, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 23, 2015

Ms. McSALLY (for herself, Mr. Beyer, Mr. Heck of Nevada, and Mr. Cárdenas) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To phase out cosmetic animal testing and the sale of cosmetics tested on animals, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be referred to as the “Humane Cosmetics Act”.

SECTION 2. DEFINITIONS.

For purposes of this Act:

(1) COSMETIC.—The term “cosmetic” has the meaning given such term in section 201 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321).
(2) COSMETIC ANIMAL TESTING.—The term “cosmetic animal testing” means the internal or external application or exposure of any cosmetic to the skin, eyes, or other body part of a live non-human vertebrate for purposes of evaluating the safety or efficacy of a cosmetic.

SEC. 3. PROHIBITIONS.

(a) TESTING.—It shall be unlawful for any entity, whether private or governmental, to conduct or contract for cosmetic animal testing that—

(1) occurs in the United States; and

(2) is in or affecting interstate commerce.

(b) SALE OR TRANSPORT.—It shall be unlawful to sell, offer for sale, or transport in interstate commerce any cosmetic if the final product or any component thereof was developed or manufactured using cosmetic animal testing conducted or contracted for after the effective date specified in section 6(a).

SEC. 4. CIVIL PENALTIES.

(a) IN GENERAL.—In addition to any other penalties applicable under law, whoever violates any provision of this Act shall be assessed a civil penalty of not more than $10,000 for each such violation.

(b) MULTIPLE VIOLATIONS.—Each violation of this Act with respect to a separate animal, and each day that
a violation of this Act continues, constitutes a separate
offense.

SEC. 5. EFFECTIVE DATES.

(a) Prohibition on Cosmetic Animal Testing.—
The prohibition specified in section 4(a) takes effect on
the date that is 1 year after the date of enactment of this
Act.

(b) Prohibition on Sale.—The prohibition specified in section 4(b) takes effect on the date that is 3 years after the date of enactment of this Act.