

119TH CONGRESS
2D SESSION

H. R. 9949

To require the Secretary of Health and Human Services to conduct a study on the impacts of arsenic, cadmium, mercury, and lead in infant formula on infant health and establish standards for regulating the content of such substances in infant formula.

IN THE HOUSE OF REPRESENTATIVES

JULY 27, 2026

Mr. BARRETT introduced the following bill; which was referred to the
Committee on Energy and Commerce

A BILL

To require the Secretary of Health and Human Services to conduct a study on the impacts of arsenic, cadmium, mercury, and lead in infant formula on infant health and establish standards for regulating the content of such substances in infant formula.

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 “Safe Baby Formula
5 Act of 2026”.

1 **SEC. 2. STUDY ON INFANT FORMULA.**

2 Not later than 1 year after the date of enactment
3 of this Act, the Secretary of Health and Human Services
4 shall complete a study on the impacts of arsenic, cadmium,
5 mercury, and lead in infant formula on infant health.

6 **SEC. 3. PROHIBITION OF TOXIC METALS IN INFANT FOR-**
7 **MULA.**

8 (a) ACTION LEVELS.—Not later than 90 days after
9 the date of enactment of this Act, the Secretary of Health
10 and Human Services shall establish evidence-based action
11 levels with respect to arsenic, cadmium, mercury, and lead
12 in infant formula.

13 (b) REQUIREMENTS FOR ACTION LEVELS.—In estab-
14 lishing an action level under subsection (a), the Secretary
15 shall consider—

16 (1) the feasibility of complying with such action
17 level;

18 (2) the capacity of the Department of Health
19 and Human Services to enforce such action level for
20 food imported, or offered for import, into the United
21 States; and

22 (3) the impact of such action level on domestic
23 food security.

1 **SEC. 4. DEFINITION.**

2 In this Act, the term “infant formula” has the mean-
3 ing given such term in section 201(z) of the Federal Food,
4 Drug, and Cosmetic Act (21 U.S.C. 321(z)).

○