

119TH CONGRESS
2D SESSION

S. 289

AN ACT

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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Youth Poisoning Pro-
3 tection Act”.

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

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

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

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

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

1 ucts (as such terms are defined in section 1(j) of the
 2 Federal Meat Inspection Act (21 U.S.C. 601(j))),
 3 and eggs and egg products (as such terms are de-
 4 fined in section 4 of the Egg Products Inspection
 5 Act (21 U.S.C. 1033)).

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

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

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

15 (d) EFFECTIVE DATE.—This section shall take effect
 16 90 days after the date of enactment of this Act.

Passed the Senate August 3, 2026.

Attest:

Secretary.

119TH CONGRESS
2D SESSION
S. 289

AN ACT

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