

107TH CONGRESS
1ST SESSION

H. R. 790

To amend the Safe and Drug-Free Schools and Communities Act of 1994 to prevent the abuse of inhalants through programs under that Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 28, 2001

Ms. HOOLEY of Oregon (for herself, Mr. WELDON of Pennsylvania, Ms. MCKINNEY, Mr. WALDEN of Oregon, Mr. HYDE, Mr. BONIOR, Mr. DEFazio, Mrs. EMERSON, Ms. KILPATRICK, Mr. HINCHEY, Mr. KUCINICH, Mr. WOLF, Mr. BARRETT of Wisconsin, Mr. MCGOVERN, Mr. SESSIONS, Mr. OWENS, and Mr. GEORGE MILLER of California) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Safe and Drug-Free Schools and Communities Act of 1994 to prevent the abuse of inhalants through programs under that Act, 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. DEFINITIONS.**

4 Section 4131 of the Safe and Drug-Free Schools and
5 Communities Act of 1994 (20 U.S.C. 7141) is amended
6 by adding at the end the following:

1 “(7) ABUSE.—The term ‘abuse’, used with re-
 2 spect to an inhalant, means the intentional breath-
 3 ing of gas or vapors from the inhalant for the pur-
 4 pose of achieving an altered state of consciousness.

5 “(8) DRUG.—The term ‘drug’ includes a sub-
 6 stance that is an inhalant, whether or not possession
 7 or consumption of the substance is legal.

8 “(9) INHALANT.—The term ‘inhalant’ means a
 9 product that—

10 “(A) may be a legal, commonly available
 11 product; and

12 “(B) has a useful purpose but can be
 13 abused, such as spray paint, glue, gasoline, cor-
 14 rection fluid, furniture polish, a felt tip marker,
 15 pressurized whipped cream, an air freshener,
 16 butane, or cooking spray.

17 “(10) USE.—The term ‘use’, used with respect
 18 to an inhalant, means abuse of the inhalant.”.

19 **SEC. 2. FINDINGS.**

20 Section 4002 of the Safe and Drug-Free Schools and
 21 Communities Act of 1994 (20 U.S.C. 7102) is amended—

22 (1) in paragraph (2), by inserting “, and the
 23 abuse of inhalants,” after “other drugs”;

24 (2) in paragraph (5), by striking “and the ille-
 25 gal use of alcohol and drugs” and inserting “, the

1 illegal use of alcohol and drugs, and the abuse of
2 inhalants”;

3 (3) in paragraph (7), by striking “and tobacco”
4 each place it appears and inserting “, tobacco, and
5 inhalants”;

6 (4) in paragraph (9), by striking “and illegal
7 drug use” and inserting “, illegal drug use, and in-
8 halant abuse”; and

9 (5) by adding at the end the following:

10 “(11)(A) The number of children using
11 inhalants has doubled during the 10-year period pre-
12 ceding 1999. Inhalants are the third most abused
13 class of substances by children age 12 through 14 in
14 the United States, behind alcohol and tobacco. One
15 of 5 students in the United States has tried
16 inhalants by the time the student has reached the
17 8th grade.

18 “(B) Inhalant vapors react with fatty tissues in
19 the brain, literally dissolving the tissues. A single
20 use of inhalants can cause instant and permanent
21 brain, heart, kidney, liver, and other organ damage.
22 The user of an inhalant can suffer from Sudden
23 Sniffing Death Syndrome, which can cause a user to
24 die the first, tenth, or hundredth time the user uses
25 an inhalant.

1 “(C) Because inhalants are legal, education on
2 the dangers of inhalant abuse is the most effective
3 method of preventing the abuse of inhalants.”.

4 **SEC. 3. PURPOSE.**

5 Section 4003 of the Safe and Drug-Free Schools and
6 Communities Act of 1994 (20 U.S.C. 7103) is amended
7 in the matter preceding paragraph (1) by inserting “and
8 abuse of inhalants” after “and drugs”.

9 **SEC. 4. GOVERNOR’S PROGRAMS.**

10 Section 4114(c)(2) of the Safe and Drug-Free
11 Schools and Communities Act of 1994 (20 U.S.C.
12 7114(c)(2)) is amended by inserting “(including inhalant
13 abuse education)” after “drug and violence prevention”.

14 **SEC. 5. DRUG AND VIOLENCE PREVENTION PROGRAMS.**

15 Section 4116 of the Safe and Drug-Free Schools and
16 Communities Act of 1994 (20 U.S.C. 7116) is amended—

17 (1) in subsection (a)(1)(A), by inserting “, and
18 the abuse of inhalants,” after “illegal drugs”; and

19 (2) in subsection (b)—

20 (A) in paragraph (1)—

21 (i) by inserting “and the abuse of
22 inhalants” after “use of illegal drugs”; and

23 (ii) by inserting “and abuse
24 inhalants” after “use illegal drugs”; and

25 (B) in paragraph (2)—

(i) in the matter preceding subparagraph (A), by inserting “(including age appropriate inhalant abuse prevention programs for all students, from the preschool level through grade 12)” after “drug prevention”; and

(ii) in subparagraph (C), by inserting “and inhalant abuse” after “drug use”.

SEC. 6. FEDERAL ACTIVITIES.

Section 4121(a) of the Safe and Drug-Free Schools and Communities Act of 1994 (20 U.S.C. 7131(a)) is amended in the first sentence by striking “illegal use of drugs” and inserting “illegal use of drugs, the abuse of inhalants,”.

SEC. 7. MATERIALS.

Section 4132(a) of the Safe and Drug-Free Schools and Communities Act of 1994 (20 U.S.C. 7142(a)) is amended by striking “illegal use of alcohol and other drugs” and inserting “illegal use of alcohol and other drugs and the abuse of inhalants”.

SEC. 8. QUALITY RATING.

Section 4134(b)(1) of the Safe and Drug-Free Schools and Communities Act of 1994 (20 U.S.C.

- 1 7144(b)(1)) is amended by inserting “, and the abuse of
- 2 inhalants,” after “tobacco”.

○