

115TH CONGRESS  
1ST SESSION

# H. R. 2790

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

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 6, 2017

Ms. MCSALLY (for herself, Mr. BEYER, Mr. ROYCE of California, Mr. CÁRDENAS, Mr. LOBIONDO, Mr. TONKO, Mr. RODNEY DAVIS of Illinois, Mr. HUFFMAN, Mr. DONOVAN, Ms. TITUS, Mr. CURBELO of Florida, Ms. SLAUGHTER, Mr. MACARTHUR, Mr. HASTINGS, Ms. STEFANIK, Ms. SPEIER, Mr. YODER, Mr. GAETZ, Mr. KATKO, and Mr. DEUTCH) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To phase out cosmetic animal testing and the sale of cosmetics tested on animals, 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 referred to as the “Humane Cos-  
5       metics Act”.

6       **SEC. 2. DEFINITIONS.**

7       For purposes of this Act:

1           (1) COSMETIC.—The term “cosmetic” has the  
2           meaning given such term in section 201 of the Fed-  
3           eral Food, Drug, and Cosmetic Act (21 U.S.C. 321).

4           (2) COSMETIC ANIMAL TESTING.—The term  
5           “cosmetic animal testing” means the internal or ex-  
6           ternal application or exposure of any cosmetic to the  
7           skin, eyes, or other body part of a live non-human  
8           vertebrate for purposes of evaluating the safety or  
9           efficacy of a cosmetic.

10 **SEC. 3. PROHIBITIONS.**

11          (a) TESTING.—It shall be unlawful for any entity,  
12          whether private or governmental, to conduct or contract  
13          for cosmetic animal testing that occurs in the United  
14          States and is for the purpose of developing a cosmetic for  
15          sale in or affecting interstate or foreign commerce.

16          (b) SALE OR TRANSPORT.—It shall be unlawful to  
17          sell, offer for sale, or knowingly transport in interstate  
18          commerce any cosmetic if the final product or any compo-  
19          nent thereof was developed or manufactured using cos-  
20          metic animal testing conducted or contracted for after the  
21          effective date specified in section 5(a).

22 **SEC. 4. CIVIL PENALTIES.**

23          (a) IN GENERAL.—In addition to any other penalties  
24          applicable under law, the Secretary of Health and Human  
25          Services shall assess whoever violates any provision of this

1 Act a civil penalty of not more than \$10,000 for each such  
2 violation.

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

7 **SEC. 5. EFFECTIVE DATES.**

8 (a) PROHIBITION ON COSMETIC ANIMAL TESTING.—  
9 The prohibition specified in section 3(a) takes effect on  
10 the date that is 1 year after the date of enactment of this  
11 Act.

12 (b) PROHIBITION ON SALE.—The prohibition speci-  
13 fied in section 3(b) takes effect on the date that is 3 years  
14 after the date of enactment of this Act.

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