

117TH CONGRESS  
1ST SESSION

# H. R. 5261

To amend the Federal Food, Drug, and Cosmetic Act to deem foods containing xylitol as misbranded unless the label or labeling of such foods contains a warning specifying the toxic effects of xylitol for dogs if ingested, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 14, 2021

Mr. SCHWEIKERT (for himself, Mr. WALTZ, Mr. STANTON, and Mr. GRIJALVA) introduced the following bill; which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Federal Food, Drug, and Cosmetic Act to deem foods containing xylitol as misbranded unless the label or labeling of such foods contains a warning specifying the toxic effects of xylitol for dogs if ingested, 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 cited as the “Paws Off Act of  
5 2021”.

1 **SEC. 2. XYLITOL LABEL AND LABELING REQUIREMENTS.**

2 (a) IN GENERAL.—Section 403 of the Federal Food,  
3 Drug, and Cosmetic Act (21 U.S.C. 343) is amended by  
4 adding at the end the following:

5 “(z) If it is a food that contains xylitol, unless the  
6 label or labeling of such food contains a warning specifying  
7 the toxic effects of xylitol for dogs if ingested.”.

8 (b) RULEMAKING.—

9 (1) IN GENERAL.—The Secretary of Health and  
10 Human Services, acting through the Commissioner  
11 of Food and Drugs, shall initiate a rulemaking to  
12 carry out the amendment made by subsection (a).

13 (2) INTERIM RULE.—Not later than six months  
14 after the date of enactment of this Act, the Sec-  
15 retary shall issue an interim final rule to carry out  
16 the amendment made by subsection (a).

17 (3) FINAL RULE.—Not later than one year  
18 after the date of enactment of this Act, the Sec-  
19 retary shall issue a final rule to carry out the  
20 amendment made by subsection (a).

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