

104TH CONGRESS
1ST SESSION

H. R. 2283

To prohibit the regulation of the sale or use of tobacco or tobacco products
by the Secretary of Health and Human Services.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 7, 1995

Mr. PAYNE of Virginia (for himself, Mr. BALLENGER, Mr. BAESLER, Mr. BOUCHER, Mr. COBLE, Mr. ROGERS, Mr. HEFNER, Mr. ROSE, Mr. SPRATT, Mr. SCOTT, Mr. BUNNING of Kentucky, Mr. FUNDERBURK, Mr. JONES, Mr. GORDON, Mr. CLYBURN, Mr. WARD, Mr. TAYLOR of North Carolina, Mr. CLEMENT, Mr. CHAMBLISS, and Mr. PETERSON of Florida) introduced the following bill; which was referred to the Committee on Commerce

A BILL

To prohibit the regulation of the sale or use of tobacco
or tobacco products by the Secretary of Health and
Human Services.

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. PROHIBITION.**

4 (a) IN GENERAL.—The Secretary of Health and
5 Human Services may not regulate the sale or use of to-
6 bacco or tobacco products under the Federal Food, Drug,
7 and Cosmetic Act and may not take any action with re-

1 spect to tobacco or tobacco products under the Federal
2 Cigarette Labeling and Advertising Act or the Comprehen-
3 sive Smokeless Tobacco Health Education Act of 1986
4 which was not authorized before the date of the enactment
5 of this Act.

6 (b) REGULATIONS.—Any regulation issued by the
7 Secretary of Health and Human Services relating the reg-
8 ulation of the sale or use of tobacco or tobacco products
9 which takes effect before the date of the enactment of this
10 Act shall on such date be considered as repealed.

11 (c) CONSTRUCTION.—This Act shall not be construed
12 as a statement that the Secretary of Health and Human
13 Services had the authority to regulate the sale or use of
14 tobacco or tobacco products before the date of the enact-
15 ment of this Act.

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