

## Committee Print

(SHOWING THE TEXT OF H.R. 2715, AS FAVORABLY FORWARDED BY THE  
SUBCOMMITTEE ON HEALTH ON MAY 13, 2026)

119TH CONGRESS  
2D SESSION

# H. R. 2715

To amend the Federal Food, Drug, and Cosmetic Act to extend the destruction authority of the Secretary of Health and Human Services to articles that present a significant public health concern, and for other purposes.

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### IN THE HOUSE OF REPRESENTATIVES

APRIL 8, 2025

Mr. HIGGINS of Louisiana (for himself and Mr. CARTER of Louisiana) 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 extend the destruction authority of the Secretary of Health and Human Services to articles that present a significant public health concern, 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 “Destruction of Haz-  
5 ardous Imports Act”.

1 **SEC. 2. DESTRUCTION OF CERTAIN REFUSED ARTICLES.**

2 (a) IN GENERAL.—Section 801 of the Federal Food,  
3 Drug, and Cosmetic Act (21 U.S.C. 381) is amended by  
4 adding at the end the following:

5 “(v) DESTRUCTION OF REFUSED ARTICLES PRE-  
6 SENTING SIGNIFICANT PUBLIC HEALTH CONCERNS.—

7 “(1) IN GENERAL.—If the Secretary of Health  
8 and Human Services finds that an article that has  
9 been refused admission under subsection (a) pre-  
10 sents a significant public health concern, the Sec-  
11 retary may issue to the owner or consignee of the  
12 article an order to destroy the article, without the  
13 opportunity for export.

14 “(2) DEADLINE; COSTS.—Not later than 90  
15 days after the issuance of an order under paragraph  
16 (1), the owner or consignee of the article shall de-  
17 stroy the article. The owner or consignee shall be re-  
18 sponsible for the costs of such destruction.

19 “(3) DUE PROCESS.—The Secretary of Health  
20 and Human Services shall provide to the owner or  
21 consignee of an article subject to an order under  
22 paragraph (1) appropriate due process prior to the  
23 destruction of the article. Such due process shall in-  
24 clude notice and an opportunity to appear before the  
25 Secretary and introduce testimony on the destruc-  
26 tion—

1           “(A) in combination with the notice and  
2           opportunity to appear and introduce testimony  
3           on the refusal of admission of the article under  
4           subsection (a); or

5           “(B) separately.”.

6           (b) PROHIBITED ACTS.—Section 301 of the Federal  
7           Food, Drug, and Cosmetic Act (21 U.S.C. 331) is amend-  
8           ed by adding at the end the following:

9           “(jjj) The unauthorized movement, or introduction or  
10          delivery for introduction into interstate commerce, includ-  
11          ing export, of an article that is subject to an order for  
12          destruction under section 801(v).”.

13          (c) APPLICABILITY.—The amendments made by sub-  
14          sections (a) and (b) shall apply to articles beginning on  
15          the date that is 180 days after the date of enactment of  
16          this Act.

17          (d) REGULATIONS.—Not later than 2 years after the  
18          date of enactment of this Act, the Secretary of Health and  
19          Human Services, acting through the Commissioner of  
20          Food and Drugs, shall finalize such revisions to regula-  
21          tions as may be necessary to implement the amendment  
22          made by subsection (a).