

By: Hopper

H.B. No. 1304

A BILL TO BE ENTITLED

AN ACT

relating to required labeling of certain products containing or derived from aborted human fetal tissue.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter D, Chapter 431, Health and Safety Code, is amended by adding Section 431.085 to read as follows:

Sec. 431.085. LABELING REQUIRED FOR FETAL TISSUE FOOD PRODUCT. (a) In this section:

(1) "Fetal tissue food product" means a food or food additive that:

(A) contains human fetal tissue;

(B) is manufactured using human fetal tissue; or

(C) is otherwise derived from research using human fetal tissue.

(2) "Human fetal tissue" means tissue, cells, including cells from fetal cell lines, or organs obtained or originally derived from an aborted unborn child.

(b) A person may not sell in this state a fetal tissue food product unless the product is clearly and conspicuously labeled in accordance with department rules.

(c) The executive commissioner by rule shall prescribe the form and contents of the label required by Subsection (b).

SECTION 2. Subchapter E, Chapter 431, Health and Safety Code, is amended by adding Section 431.118 to read as follows:

1 Sec. 431.118. LABELING REQUIRED FOR FETAL TISSUE MEDICAL
2 PRODUCT. (a) In this section:

3 (1) "Fetal tissue medical product" means a medication,
4 vaccine, or other medical product used in medical treatment that:

5 (A) contains human fetal tissue;

6 (B) is manufactured using human fetal tissue; or

7 (C) is otherwise derived from research using
8 human fetal tissue.

9 (2) "Human fetal tissue" means tissue, cells,
10 including cells from fetal cell lines, or organs obtained or
11 originally derived from an aborted unborn child.

12 (b) A person may not sell, dispense, or administer in this
13 state a fetal tissue medical product unless the product is clearly
14 and conspicuously labeled in accordance with department rules.

15 (c) The executive commissioner by rule shall prescribe the
16 form and contents of the label required by Subsection (b).

17 SECTION 3. Subchapter F, Chapter 431, Health and Safety
18 Code, is amended by adding Section 431.143 to read as follows:

19 Sec. 431.143. LABELING REQUIRED FOR FETAL TISSUE COSMETIC
20 PRODUCT. (a) In this section:

21 (1) "Fetal tissue cosmetic product" means a cosmetic
22 product that:

23 (A) contains human fetal tissue;

24 (B) is manufactured using human fetal tissue; or

25 (C) is otherwise derived from research using
26 human fetal tissue.

27 (2) "Human fetal tissue" means tissue, cells,

1 including cells from fetal cell lines, or organs obtained or
2 originally derived from an aborted unborn child.

3 (b) A person may not sell in this state a fetal tissue
4 cosmetic product unless the product is clearly and conspicuously
5 labeled in accordance with department rules.

6 (c) The executive commissioner by rule shall prescribe the
7 form and contents of the label required by Subsection (b).

8 SECTION 4. (a) Not later than December 1, 2025, the
9 executive commissioner of the Health and Human Services Commission
10 shall adopt the form and content of the labels required under
11 Sections 431.085, 431.118, and 431.143, Health and Safety Code, as
12 added by this Act.

13 (b) Sections 431.085, 431.118, and 431.143, Health and
14 Safety Code, as added by this Act, apply only to a fetal tissue
15 product sold, dispensed, or administered on or after January 1,
16 2026.

17 SECTION 5. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2025.