By: Hall S.B. No. 450

A BILL TO BE ENTITLED

AN ACT

relating to required labeling of food, medical, and cosmetic products containing, manufactured using, 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). The label must include the following statement in prominent type:

"This product either contains human fetal tissue, is manufactured using human fetal tissue, or is otherwise derived from research using human fetal tissue."

SECTION 2. Subchapter E, Chapter 431, Health and Safety Code, is amended by adding Section 431.119 to read as follows:

Sec. 431.119. LABELING REQUIRED FOR FETAL TISSUE MEDICAL PRODUCT. (a) In this section:

(1) "Fetal tissue medical product" means a medication, vaccine, or other medical product used in medical treatment 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, dispense, or administer in this state a fetal tissue medical 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). The label must include the following statement in prominent type: "This product either contains human fetal tissue, is manufactured using human fetal tissue, or is otherwise derived from research using human fetal tissue."

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

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

(1) "Fetal tissue cosmetic product" means a cosmetic product 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 cosmetic 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). The label must include the following statement in prominent type: "This product either contains human fetal tissue, is manufactured using human fetal tissue, or is otherwise derived from research using human fetal tissue."

SECTION 4. (a) Not later than December 1, 2027, the executive commissioner of the Health and Human Services Commission shall adopt the form and content of the labels required under Sections 431.085, 431.119, and 431.143, Health and Safety Code, as added by this Act.

(b) Sections 431.085, 431.119, and 431.143, Health and Safety Code, as added by this Act, apply only to a fetal tissue

food, medical, or cosmetic product sold, dispensed, or administered on or after January 1, 2028.

SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2027.