

117TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To terminate duties and other restrictions on the importation of infant formula, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

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Mr. PAUL introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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## **A BILL**

To terminate duties and other restrictions on the importation of infant formula, 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 “Freedom to Import  
5 Infant Formula Act of 2022”.

6 **SEC. 2. TERMINATION OF DUTIES AND OTHER RESTRIC-**  
7 **TIONS ON IMPORTATION OF INFANT FOR-**  
8 **MULA.**

9 (a) DUTY-FREE TREATMENT OF INFANT FOR-  
10 MULA.—On and after the date of the enactment of this

1 Act, infant formula classified under heading 1901.10 of  
2 the Harmonized Tariff Schedule of the United States shall  
3 enter the United States free of duty and free of quan-  
4 titative limitation.

5 (b) IMPORTATION OF INFANT FORMULA LEGAL FOR  
6 SALE IN CERTAIN COUNTRIES.—

7 (1) IN GENERAL.—Notwithstanding any other  
8 provision of law, with respect to infant formula from  
9 a country described in paragraph (2)—

10 (A) U.S. Customs and Border Protection  
11 may not seize or otherwise enforce restrictions  
12 on the importation of such formula if such for-  
13 mula would meet the legal requirements for sale  
14 in that country; and

15 (B) such formula is deemed to be in com-  
16 pliance with the requirements under section 412  
17 of the Federal Food, Drug, and Cosmetic Act  
18 (21 U.S.C. 350a).

19 (2) COUNTRY DESCRIBED.—A country de-  
20 scribed in this paragraph is any of the following:

21 (A) Australia.

22 (B) Canada.

23 (C) Israel.

24 (D) Japan.

25 (E) New Zealand.

1 (F) The United Kingdom.

2 (G) A member country of the European  
3 Union.

4 (H) A member country of the European  
5 Economic Area.

6 (c) INFANT FORMULA DEFINED.—In this section, the  
7 term “infant formula” has the meaning given that term  
8 in section 201(z) of the Federal Food, Drug, and Cosmetic  
9 Act (21 U.S.C. 321(z)).