

## SB 1032 A STAFF MEASURE SUMMARY

### House Committee On Commerce and Consumer Protection

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**Prepared By:** Andrew Hendrie, LPRO Analyst

**Meeting Dates:** 5/6, 5/13

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#### **WHAT THE MEASURE DOES:**

The measure prohibits an entity that makes retail sales of aerosol dusters that contain 1,1-Difluoroethane (DFE) from selling them to a person who is under age 18.

#### Detailed Summary

Defines "aerosol duster" and "1,1-Difluoroethane" or "DFE."

Requires an entity selling or delivering an aerosol duster that contains DFE to a person to require the person to produce proof of identification to verify that the person is at least age 18.

Requires an entity that makes retail sales of aerosol dusters that contain DFE to maintain their inventory in a location that is not publicly accessible and prohibits them from selling or delivering more than three aerosol dusters containing DFE to a person in a single transaction.

Permits the sale or delivery of an aerosol duster containing DFE through a pick-up or delivery system with the requirement that the entity selling or delivering the aerosol duster containing DFE ensures that the person receiving the aerosol duster is at least age 18.

Requires a specified warning label on aerosol dusters that contain DFE.

Specifies exceptions.

Makes violation a Class C misdemeanor and provides an affirmative defense.

Applies to retail sales of aerosol dusters that contain DFE on or after January 1, 2026. Labeling requirements for aerosol dusters containing DFE apply to aerosol dusters manufactured on or after January 1, 2026.

Fiscal impact: Minimal Fiscal Impact

Revenue impact: No Revenue Impact

SENATE VOTE: Ayes, 22; Nays, 6

#### **ISSUES DISCUSSED:**

- Background on contents of aerosol dusters
- How aerosol dusters are being misused
- Who should be asked for identification
- Impact to online retailers
- Labeling requirements in other states

#### **EFFECT OF AMENDMENT:**

No amendment.

#### **BACKGROUND:**

According to an article published in the Federal Practitioner, titled "Difluoroethane Inhalant Abuse, Skeletal Fluorosis, and Withdrawal," difluoroethane (DFE) is a substance that can be inhaled recreationally and is easily acquired. The article indicates that this substance is found in many household items, such as compressed

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air dusters and refrigerants. DFE acts as a central nervous system depressant that can result in a brief sensation of euphoria when inhaled. The article concludes that prolonged or excessive use of DFE can be toxic, and abrupt cessation may cause withdrawal.

Senate Bill 1032 A prohibits an entity that makes retail sales of aerosol dusters that contain DFE from selling them to a person who is under age 18.

PRELIMINARY