

2022 -- S 2613 SUBSTITUTE A

LC004961/SUB A

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2022

A N A C T

RELATING TO CRIMINAL OFFENSES -- CHILDREN

Introduced By: Senators McCaffrey, Gallo, and Miller

Date Introduced: March 10, 2022

Referred To: Senate Health & Human Services

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 11-9-21 of the General Laws in Chapter 11-9 entitled "Children" is
2 hereby amended to read as follows:

3 **11-9-21. Prohibition of sale of certain dietary supplements to minors.**

4 (a) It shall be a misdemeanor for any manufacturer, wholesaler, retailer, or other person, to
5 sell, transfer, or otherwise furnish any of the following to a person under 18 years of age:

6 (1) A dietary supplement containing an ephedrine group alkaloid.

7 (2) A dietary supplement containing any of the following:

8 (A) Androstanoil.

9 (B) Androstanedione.

10 (C) Androstenedione.

11 (D) Noradrostenediol.

12 (E) Norandrostenedione.

13 (F) Dehydroepiandrosterone.

14 (b) [Dietary supplements, set forth in subsection \(a\) of this section or dietary supplements](#)
15 [for weight loss, may only be purchased upon a request made by a customer to the seller.](#) The seller
16 shall request valid identification from any individual who attempts to purchase a dietary supplement
17 set forth in subsection (a) if that individual reasonably appears to the seller to be under 18 years of
18 age.

19 (c) Notwithstanding subsections (a) and (b), a retail clerk who fails to request identification

1 pursuant to subsection (b) of this section shall not be guilty of a misdemeanor, subject to any civil
2 penalties, or subject to any disciplinary action or discharge by his or her employer.

3 (d) Any retail establishment that sells over-the-counter dietary supplements shall limit
4 access to such products in a manner designed to prevent the misuse or abuse of such products.
5 Products shall not be directly accessible by customers, and may only be accessed by a retail clerk.

6 (e) Retail establishments offering for sale dietary supplements set forth in subsection (a) of
7 this section shall conspicuously post at each purchase counter a notice communicating that certain
8 over-the-counter diet pills, or dietary supplements set forth in subsection (a) of this section are
9 known to cause gastrointestinal impairment, tachycardia, hypertension, myocardial infarction,
10 stroke, severe liver injury sometimes requiring transplant or leading to death, organ failure, other
11 serious injury, and death.

12 (f) Whoever violates this section shall be punished by a fine of no more than \$2,000.

13 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act would limit the accessibility of over-the-counter dietary supplements to prevent
2 the misuse or abuse of such products and provide a conspicuously posted notice at the purchase
3 counter of the possible side effects of the supplements.

4 This act would take effect upon passage.

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