

Senate Bill 1032

Sponsored by Senators REYNOLDS, WEBER, Representative JAVADI; Senator MEEK, Representative ISADORE
(at the request of Ray Thomas, Kim Braasch)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act says that an entity may not sell an aerosol duster that has DFE in it to a person who is under 21 years old. (Flesch Readability Score: 69.8).

Prohibits the retail sale of an aerosol duster that contains 1,1-Difluoroethane to an individual under 21 years of age. Punishes a violation by a maximum of 30 days' imprisonment, \$1,250 fine, or both.

Requires an aerosol duster that contains 1,1-Difluoroethane to bear a warning label. Defines "1,1-Difluoroethane."

A BILL FOR AN ACT

1
2 Relating to aerosol dusters that contain 1,1-Difluoroethane.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) As used in this section:**

5 (a) "Aerosol duster" means a product used to clean electronics and other items by means
6 of an aerosol sprayed from a pressurized container.

7 (b) "1,1-Difluoroethane" or "DFE" means a colorless, odorless gas with the chemical
8 formula $C_2H_4F_2$, often used as a refrigerant or propellant and that has a Chemical Abstract
9 Service Registry Number of 75-37-6.

10 (2) An entity that makes retail sales of aerosol dusters that contain DFE may not sell
11 an aerosol duster that contains DFE to an individual who is under 21 years of age.

12 (3)(a) Prior to selling an aerosol duster that contains DFE to an individual, an entity or
13 employee of the entity shall require the individual to produce one of the following pieces of
14 identification in order to verify that the individual is at least 21 years of age:

15 (A) A passport;

16 (B) A driver license, whether issued in this state or by another state;

17 (C) An identification card issued under ORS 807.400;

18 (D) An identification card issued by the United States military; or

19 (E) Any other identification card issued by a state that bears a picture of the individual,
20 the name of the individual, the date of birth of the individual and a physical description of
21 the individual.

22 (b) The piece of identification presented must establish that the individual is at least 21
23 years of age and accurately describe the individual.

24 (4) An entity described in subsection (2) of this section:

25 (a) Shall maintain the entity's inventory of aerosol dusters that contain DFE in a lo-
26 cation that is not directly accessible to the public.

27 (b) May not sell more than three aerosol dusters containing DFE to an individual in a

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 **single transaction.**

2 (c) **May not sell an aerosol duster that contains DFE through a same-day pick-up or de-**
3 **livery service.**

4 (5) **An aerosol duster that contains DFE may not be sold unless the aerosol duster bears**
5 **a label that states, in a font size at least the same size as any other warning labels on the**
6 **aerosol duster:**

7 (a) **The words:**

8 (A) **“DANGER: DEATH! Breathing this product to get high can kill you”; and**

9 (B) **“Deliberate misuse by concentrating and inhaling the contents of this product can**
10 **be harmful or fatal”; and**

11 (b) **The poison control center phone number of 1-800-222-1222.**

12 (6) **Subsections (3) and (4) of this section do not apply to an entity that is an office**
13 **wholesaler, during a transaction with another entity with which the office wholesaler is**
14 **contracted to sell aerosol dusters containing DFE.**

15 (7) **Violation of this section is a Class C misdemeanor. It is an affirmative defense to a**
16 **charge of violating subsection (2) of this section that the defendant reasonably and in good**
17 **faith relied on a piece of identification described in subsection (3) of this section.**

18 **SECTION 2. (1) Section 1 of this 2025 Act applies to retail sales of aerosol dusters that**
19 **contain DFE, as defined in section 1 of this 2025 Act, made on or after January 1, 2026.**

20 (2) **The labeling requirements of section 1 of this 2025 Act apply to aerosol dusters con-**
21 **taining DFE that are manufactured on or after January 1, 2026.**

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