

108TH CONGRESS
1ST SESSION

H. R. 2873

To amend the Safe and Drug-Free Schools and Communities Act of 1994 to prevent the abuse of inhalants through programs under that Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 24, 2003

Ms. HOOLEY of Oregon (for herself, Mr. WALDEN of Oregon, Mr. HINCHEY, Mr. WELDON of Pennsylvania, Mr. WOLF, and Mrs. MALONEY) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To amend the Safe and Drug-Free Schools and Communities Act of 1994 to prevent the abuse of inhalants through programs under that Act, 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 “Fighting Abuse of
5 Inhalants Act of 2003”.

1 **SEC. 2. DEFINITIONS.**

2 Section 4131 of the Safe and Drug-Free Schools and
3 Communities Act of 1994 (20 U.S.C. 7141) is amended
4 by adding at the end the following:

5 “(7) ABUSE.—The term ‘abuse’, used with re-
6 spect to an inhalant, means the intentional breath-
7 ing of gas or vapors from the inhalant for the pur-
8 pose of achieving an altered state of consciousness.

9 “(8) DRUG.—The term ‘drug’ includes a sub-
10 stance that is an inhalant, whether or not possession
11 or consumption of the substance is legal.

12 “(9) INHALANT.—The term ‘inhalant’ means a
13 product that—

14 “(A) may be a legal, commonly available
15 product; and

16 “(B) has a useful purpose but can be
17 abused, such as spray paint, glue, gasoline, cor-
18 rection fluid, furniture polish, a felt tip marker,
19 pressurized whipped cream, an air freshener,
20 butane, or cooking spray.

21 “(10) USE.—The term ‘use’, used with respect
22 to an inhalant, means abuse of the inhalant.”.

23 **SEC. 3. FINDINGS.**

24 Section 4002 of the Safe and Drug-Free Schools and
25 Communities Act of 1994 (20 U.S.C. 7102) is amended—

1 (1) in paragraph (2), by inserting “, and the
2 abuse of inhalants,” after “other drugs”;

3 (2) in paragraph (5), by striking “and the ille-
4 gal use of alcohol and drugs” and inserting “, the
5 illegal use of alcohol and drugs, and the abuse of
6 inhalants”;

7 (3) in paragraph (7), by striking “and tobacco”
8 each place it appears and inserting “, tobacco, and
9 inhalants”;

10 (4) in paragraph (9), by striking “and illegal
11 drug use” and inserting “, illegal drug use, and in-
12 halant abuse”; and

13 (5) by adding at the end the following:

14 “(11)(A) The number of children using
15 inhalants has doubled during the 10-year period pre-
16 ceding 1999. Inhalants are the third most abused
17 class of substances by children age 12 through 14 in
18 the United States, behind alcohol and tobacco. One
19 of 5 students in the United States has tried
20 inhalants by the time the student has reached the
21 8th grade.

22 “(B) Inhalant vapors react with fatty tissues in
23 the brain, literally dissolving the tissues. A single
24 use of inhalants can cause instant and permanent
25 brain, heart, kidney, liver, and other organ damage.

1 The user of an inhalant can suffer from Sudden
2 Sniffing Death Syndrome, which can cause a user to
3 die the first, tenth, or hundredth time the user uses
4 an inhalant.

5 “(C) Because inhalants are legal, education on
6 the dangers of inhalant abuse is the most effective
7 method of preventing the abuse of inhalants.”.

8 **SEC. 4. PURPOSE.**

9 Section 4003 of the Safe and Drug-Free Schools and
10 Communities Act of 1994 (20 U.S.C. 7103) is amended
11 in the matter preceding paragraph (1) by inserting “and
12 abuse of inhalants” after “and drugs”.

13 **SEC. 5. GOVERNOR’S PROGRAMS.**

14 Section 4114(c)(2) of the Safe and Drug-Free
15 Schools and Communities Act of 1994 (20 U.S.C.
16 7114(c)(2)) is amended by inserting “(including inhalant
17 abuse education)” after “drug and violence prevention”.

18 **SEC. 6. DRUG AND VIOLENCE PREVENTION PROGRAMS.**

19 Section 4116 of the Safe and Drug-Free Schools and
20 Communities Act of 1994 (20 U.S.C. 7116) is amended—

21 (1) in subsection (a)(1)(A), by inserting “, and
22 the abuse of inhalants,” after “illegal drugs”; and

23 (2) in subsection (b)—

24 (A) in paragraph (1)—

1 (i) by inserting “and the abuse of
2 inhalants” after “use of illegal drugs”; and

3 (ii) by inserting “and abuse
4 inhalants” after “use illegal drugs”; and

5 (B) in paragraph (2)—

6 (i) in the matter preceding subpara-
7 graph (A), by inserting “(including age ap-
8 propriate inhalant abuse prevention pro-
9 grams for all students, from the preschool
10 level through grade 12)” after “drug pre-
11 vention”; and

12 (ii) in subparagraph (C), by inserting
13 “and inhalant abuse” after “drug use”.

14 **SEC. 7. FEDERAL ACTIVITIES.**

15 Section 4121(a) of the Safe and Drug-Free Schools
16 and Communities Act of 1994 (20 U.S.C. 7131(a)) is
17 amended in the first sentence by striking “illegal use of
18 drugs” and inserting “illegal use of drugs, the abuse of
19 inhalants,”.

20 **SEC. 8. MATERIALS.**

21 Section 4132(a) of the Safe and Drug-Free Schools
22 and Communities Act of 1994 (20 U.S.C. 7142(a)) is
23 amended by striking “illegal use of alcohol and other
24 drugs” and inserting “illegal use of alcohol and other
25 drugs and the abuse of inhalants”.

1 **SEC. 9. QUALITY RATING.**

2 Section 4134(b)(1) of the Safe and Drug-Free
3 Schools and Communities Act of 1994 (20 U.S.C.
4 7144(b)(1)) is amended by inserting “, and the abuse of
5 inhalants,” after “tobacco”.

○