

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025

# A Bill

HOUSE BILL 1782

4  
5 By: Representatives Hudson, Vaught, D. Garner, Bentley, K. Brown, Cavanaugh, Clowney, Crawford,  
6 Ennett, Gonzales Worthen, J. Mayberry, McCullough, T. Shephard, Springer  
7 By: Senator J. Scott

## For An Act To Be Entitled

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10 AN ACT TO PROHIBIT OVER-THE-COUNTER DIET PILLS FROM  
11 BEING SOLD, TRANSFERRED, OR OTHERWISE FURNISHED TO A  
12 PERSON WHO IS UNDER EIGHTEEN YEARS OF AGE; AND FOR  
13 OTHER PURPOSES.

## Subtitle

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17 TO PROHIBIT OVER-THE-COUNTER DIET PILLS  
18 FROM BEING SOLD, TRANSFERRED, OR  
19 OTHERWISE FURNISHED TO A PERSON WHO IS  
20 UNDER EIGHTEEN YEARS OF AGE.

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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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24 SECTION 1. Arkansas Code Title 20, Chapter 56, Subchapter 1, is  
25 amended to add an additional section to read as follows:

26 20-56-101. Prohibition on over-the-counter diet pills to a person  
27 under eighteen years of age.

28 (a) As used in this section:

29 (1)(A) "Over-the-counter diet pills" means a class of drugs that  
30 is labeled and marketed under the Federal Food, Drug, and Cosmetic Act, 21  
31 U.S.C. § 301 et seq., as existing on January 1, 2025, for the purpose of  
32 achieving weight loss that is lawfully sold, transferred, or otherwise  
33 furnished without a prescription.

34 (B) "Over-the-counter diet pills" includes a product  
35 marketed with a drug facts panel under federal regulations that contains  
36 either approved drug ingredients or ingredients deemed adulterated under 21



1 U.S.C. § 342, as existing on January 1, 2025, or both; and

2 (2) "Retail establishment" means a vendor that:

3 (A) In the regular course of business, sells over-the-  
4 counter diet pills at retail directly to the public, including without  
5 limitation a pharmacy, grocery store, other retail store; or

6 (B) Accept orders placed by mail, telephone, electronic  
7 mail, internet website, online catalog, or software application.

8 (b) A retail establishment shall not sell, transfer, or otherwise  
9 furnish over-the-counter diet pills to a person who is under eighteen (18)  
10 years of age.

11 (c) A retail establishment shall request valid identification from a  
12 person who attempts to purchase over-the-counter diet pills if that person  
13 reasonably appears to the retail establishment to be under eighteen (18)  
14 years of age.

15 (d) The Department of Health may promulgate rules to implement this  
16 section that may include determinations as to which over-the-counter diet  
17 pills are subject to the requirements of this section, including without  
18 limitation laxatives that include an active ingredient that acts as a  
19 stimulant such as sennosides or bisacodyl.

20 (e)(1) A violation of this section is a deceptive and unconscionable  
21 trade practice under § 4-88-107 and is subject to the penalties, remedies,  
22 and enforcement provisions under the Deceptive Trade Practices Act, § 4-88-  
23 101 et seq.

24 (2) In addition to the penalties under subdivision (e)(1) of  
25 this section, the department shall impose a fine not to exceed two thousand  
26 dollars (\$2,000) upon a retail establishment that violates this section.

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