

SB78 INTRODUCED



1 SB78
2 RCVVNNM-1
3 By Senators Weaver, Bell, Livingston, Gudger, Barfoot
4 RFD: County and Municipal Government
5 First Read: 04-Feb-25



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

SYNOPSIS:

This bill would prohibit the use of butyl nitrite or any mixtures containing butyl nitrite, commonly known as "whippets," except under certain circumstances.

This bill would prohibit the use of nitrous oxide, commonly known as "laughing gas," and amyl nitrite, commonly known as "poppers" or "snappers," except under certain circumstances.

This bill would also provide penalties for any violations of the prohibition.

A BILL
TO BE ENTITLED
AN ACT

Relating to crimes and offenses; to prohibit the possession or use of certain inhalants and other chemical compounds, including butyl nitrite, nitrous oxide, or amyl nitrite, except under certain circumstances; and to provide penalties for any violation.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) A person commits the crime of unlawful possession of inhalants if he or she does any of the



SB78 INTRODUCED

29 following:

30 (1) Inhales, ingests, uses, or possesses any compound,
31 liquid, gas, or chemical which contains butyl nitrite,
32 isobutyl nitrite, secondary butyl nitrite, tertiary butyl
33 nitrite, or any mixtures containing butyl nitrite, isobutyl
34 nitrite, secondary butyl nitrite, or tertiary butyl nitrite.

35 (2) Inhales, ingests, uses, or possesses any compound,
36 liquid, gas, or chemical which contains nitrous oxide,
37 commonly known as "laughing gas," or any amyl nitrite,
38 commonly known as "poppers" or "snappers."

39 (3) Produces, manufactures, buys, sells, or otherwise
40 transfers any substance specified in subdivisions (1) or (2).

41 (b) Subsection (a) shall not apply to any of the
42 following:

43 (1) The possession and use of the substances lawfully
44 prescribed as part of the care or treatment of a disease,
45 condition, or injury by a licensed medical or dental
46 practitioner by a person at least 21 years of age.

47 (2) The possession and use of the substances by a
48 manufacturer as part of a manufacturing process or industrial
49 operation by a person at least 21 years of age.

50 (3) The possession, use, or sale of nitrous oxide as a
51 propellant in food preparation for restaurant, food service,
52 or houseware products by a person at least 21 years of age.

53 (4) The possession, use, or sale of nitrous oxide for
54 automotive purposes by a person at least 21 years of age.

55 (c) The presence of additional flavoring in a substance
56 or labeling on any part of a container of a substance



SB78 INTRODUCED

57 referring to the substance being flavored shall create a
58 rebuttable presumption against the exceptions listed in
59 subsection (b).

60 (d) Unlawful possession of inhalants is a Class A
61 misdemeanor.

62 Section 2. This act shall become effective on October
63 1, 2025.