



## TEXAS DEPARTMENT OF STATE HEALTH SERVICES

### DRUGS AND MEDICAL DEVICES GROUP WEB SITE:

<http://www.dshs.state.tx.us/dmd/>

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### REGULATION OF COSMETICS

(25 Texas Administrative Code, §§229.40 – 229.41)

#### §229.40. Purpose.

(a) These sections set forth the requirements for the sale of cosmetics in this state.

(b) A “cosmetic” means articles intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body or any part of the human body for cleaning, beautifying, promoting attractiveness, or altering the appearance, and articles intended for use as a component of those articles. The term does not include soap.

#### §229.41. Applicable Laws and Regulations.

(a) The department adopts by reference the following laws and regulations:

(1) Federal Food, Drug, and Cosmetic Act, 21 United States Code, et seq., as amended;

(2) 21 Code of Federal Regulations (CFR), Part 700, General, as amended;

(3) 21 CFR, Part 701, Cosmetic Labeling, as amended; and

(4) 21 CFR, Part 740, Cosmetic Product Warning Statements, as amended.

(b) Copies of these laws and regulations are indexed and filed at the department, 1100 West 49th Street, Austin, Texas 78756, and are available for inspection during normal working hours, 8:00 a.m. – 5:00 p.m. (except weekends and holidays). Electronic copies of these laws and regulations are available online at <http://www.dshs.state.tx.us/license.shtm>.

(c) Nothing in these sections shall relieve any person of the responsibility for compliance with other applicable Texas and federal laws and regulations.

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