



Council for Responsible Nutrition

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September 2, 2026

The Honorable Gavin Newsom
Governor of California
1021 O Street, Suite 9000
Sacramento, CA 95814

RE: Assembly Bill 2030 (Lowenthal) – Dietary Supplements for Weight Loss and Over-the-Counter Diet Pills – VETO Request

Dear Governor Newsom,

The Council for Responsible Nutrition (CRN) respectfully requests your veto on AB 2030 (Lowenthal), which would impose an age restriction on a large classification of dietary supplements, including those for weight loss, weight management, and muscle building. To be clear, we share the author's concern with the challenges associated with eating disorders and body dysmorphia. That said, we are concerned that AB 2030 is overly broad and will unintentionally capture a variety of supplements, ultimately disrupting Californians' ability to access safe and regulated selfcare products. We also question the validity of the constitutionality of the legislation, as drafted, and encourage you to monitor ongoing federal litigation challenging a similar law in New York, the only other state to have acted on this topic.

A critical concern is that AB 2030 never defines the universe of products that would be subject to the sale restriction. Instead, it relies on ingredient-based triggers or marketing claims to determine scope. The listed ingredients – including creatine, green tea extract, green coffee bean extract, raspberry ketone, and garcinia cambogia – appear routinely in products that make no weight loss or muscle-building claims at all and in a wide variety of general wellness products. For example, creatine is a staple in energy and sports nutrition products.

Compounding this problem, the bill does not take an "ingredient plus claim" approach, under which a product would fall within scope only if it both contained a listed ingredient and made a qualifying claim. Without that limiting principle, products like fiber and protein supplements, general wellness products, and even multivitamins are at risk of being targeted by the bill. Our experience with the implementation of comparable legislation in New York State suggests that the mere presence of an ingredient in a product, or a routine metabolism-related claim, will be enough to trigger the ID verification and other requirements outlined in the bill.

As mentioned, there is ongoing litigation against the State of New York. AB 2030 begs similar constitutional questions. CRN has petitioned the U.S. Supreme Court for a Writ of Certiorari, and the court is expected to rule in October. It would be premature to sign

this bill into law before the Court addresses the underlying constitutional questions. We would recommend allowing the litigation to proceed before moving forward with this bill which raises similar First Amendment constitutionality issues.

It is for these reasons that we regrettably oppose AB 2030 (Lowenthal) and respectfully request your veto.

Sincerely,

A handwritten signature in blue ink, appearing to read "Julia Gustafson".

Julia Gustafson

Vice President, Government Relations

CC: Anthony Samson and Margie Lie, Samson Advisors