

119TH CONGRESS  
2D SESSION

# H. R. 9048

To amend the Federal Food, Drug, and Cosmetic Act to include gluten-containing grain in the definition of a major food allergen.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 29, 2026

Mr. CLEAVER (for himself and Ms. MCCOLLUM) introduced the following bill;  
which was referred to the Committee on Energy and Commerce

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## A BILL

To amend the Federal Food, Drug, and Cosmetic Act to include gluten-containing grain in the definition of a major food allergen.

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 “Celiac Safety Act of  
5       2026”.

6       **SEC. 2. INCLUSION OF GLUTEN-CONTAINING GRAIN IN DEF-**  
7       **INITION OF A MAJOR FOOD ALLERGEN.**

8       (a) IN GENERAL.—Section 201(qq) of the Federal  
9       Food, Drug, and Cosmetic Act (21 U.S.C. 321(qq)) is  
10      amended—

1           (1) by striking “(1) Milk” and inserting  
2           “(1)(A) Milk”;

3           (2) by inserting “gluten-containing grain,” after  
4           “wheat,”; and

5           (3) by adding at the end of subparagraph (1)  
6           the following:

7           “(B) The term ‘gluten-containing grain’ means  
8           any one of the following grains or their crossbred  
9           hybrids (such as triticale):

10           “(i) Wheat, including any species belonging  
11           to the genus *Triticum*.

12           “(ii) Rye, including any species belonging  
13           to the genus *Secale*.

14           “(iii) Barley, including any species belong-  
15           ing to the genus *Hordeum*.”.

16           (b) DELAYED APPLICABILITY.—The amendment  
17           made by subsection (a) applies only with respect to food  
18           that is introduced or delivered for introduction into inter-  
19           state commerce on or after the date that is 18 months  
20           after the date of enactment of this Act.

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