

113TH CONGRESS
2D SESSION

H. R. 4430

To amend the FDA Food Safety Modernization Act to ensure that certain facilities continue to be treated as alcohol-related facilities, notwithstanding the distribution of spent grains resulting from the production of alcoholic beverages.

IN THE HOUSE OF REPRESENTATIVES

APRIL 8, 2014

Mr. WOMACK (for himself, Mr. WELCH, Ms. PINGREE of Maine, and Mr. GARDNER) introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend the FDA Food Safety Modernization Act to ensure that certain facilities continue to be treated as alcohol-related facilities, notwithstanding the distribution of spent grains resulting from the production of alcoholic beverages.

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 “Protecting the Sustain-
5 able Use of Spent Grains Act of 2014”.

1 **SEC. 2. APPLICABILITY OF EXEMPTION TO ALCOHOL-RE-**
2 **LATED FACILITIES THAT DISTRIBUTE SPENT**
3 **GRAINS.**

4 Section 116 of the FDA Food Safety Modernization
5 Act (21 U.S.C. 2206) is amended—

6 (1) by redesignating subsection (c) as sub-
7 section (d);

8 (2) by inserting after subsection (b) the fol-
9 lowing:

10 “(c) SPENT GRAINS.—Notwithstanding subsection
11 (b), the exemption in subsection (a) shall not cease to
12 apply to a facility on the basis of such facility distributing,
13 for use as food for animals, spent grains resulting from
14 the facility’s production of alcoholic beverages.”; and

15 (3) in subsection (d), as redesignated, by strik-
16 ing “Except as provided in subsections (a) and (b)”
17 and inserting “Except as provided in subsections
18 (a), (b), and (c)”.

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