

Public Law 104-55
104th Congress

An Act

Nov. 20, 1995
[H.R. 436]

Edible Oil
Regulatory
Reform Act.
33 USC 2701
note.

To require the head of any Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Edible Oil Regulatory Reform Act".

33 USC 2720.

SEC. 2. DIFFERENTIATION AMONG FATS, OILS, AND GREASES.

(a) **IN GENERAL.**—Except as provided in subsection (c), in issuing or enforcing any regulation or establishing any interpretation or guideline relating to the transportation, storage, discharge, release, emission, or disposal of a fat, oil, or grease under any Federal law, the head of that Federal agency shall—

(1) differentiate between and establish separate classes for—

(A) animal fats and oils and greases, and fish and marine mammal oils, within the meaning of paragraph (2) of section 61(a) of title 13, United States Code, and oils of vegetable origin, including oils from the seeds, nuts, and kernels referred to in paragraph (1)(A) of that section; and

(B) other oils and greases, including petroleum; and

(2) apply standards to different classes of fats and oils based on considerations in subsection (b).

(b) **CONSIDERATIONS.**—In differentiating between the class of fats, oils, and greases described in subsection (a)(1)(A) and the class of oils and greases described in subsection (a)(1)(B), the head of the Federal agency shall consider differences in the physical, chemical, biological, and other properties, and in the environmental effects, of the classes.

(c) **EXCEPTION.**—The requirements of this Act shall not apply to the Food and Drug Administration and the Food Safety and Inspection Service.

(d) **FINANCIAL RESPONSIBILITY.**—

(1) Section 1004(a)(1) of the Oil Pollution Act of 1990 (33 U.S.C. 2704(a)(1)) is amended by striking "for a tank vessel," and inserting "for a tank vessel (except a tank vessel on which the only oil carried as cargo is an animal fat or vegetable oil, as those terms are used in section 2 of the Edible Oil Regulatory Reform Act)".

(2) Section 1016(a) of the Oil Pollution Act of 1990 (33 U.S.C. 2716(a)) is amended in the first sentence by striking “, in the case of a tank vessel, the responsible party could be subject under section 1004(a)(1) or (d) of this Act, or to which, in the case of any other vessel, the responsible party could be subjected under section 1004(a)(2) or (d)” and inserting “the responsible party could be subjected under section 1004(a) or (d) of this Act”.

Approved November 20, 1995.

LEGISLATIVE HISTORY—H.R. 436:

HOUSE REPORTS: No. 104-262, Pt. 1 (Comm. on Agriculture) and Pt. 2 (Comm. on Commerce).

CONGRESSIONAL RECORD, Vol. 141 (1995):

Oct. 10, considered and passed House.

Nov. 2, considered and passed Senate, amended.

Nov. 7, House concurred in Senate amendments.