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

Mr. Womack introduced the following bill; which was referred to the Committee on _______________________

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.

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 “Protecting the Sustai-
SEC. 2. APPLICABILITY OF EXEMPTION TO ALCOHOL-RELATED FACILITIES THAT DISTRIBUTE SPENT GRAINS.

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

(1) by redesignating subsection (c) as subsection (d);

(2) by inserting after subsection (b) the following:

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

(3) in subsection (d), as redesignated, by striking “Except as provided in subsections (a) and (b)” and inserting “Except as provided in subsections (a), (b), and (c)”. 