

**AMENDMENT TO THE RULES COMMITTEE PRINT  
OF H.R. 1947  
OFFERED BY MR. BENISHEK OF MICHIGAN**

At the end of subtitle C of title XII, add the following:

1 **SEC. 12317. SCIENTIFIC AND ECONOMIC ANALYSIS OF THE**  
2 **FDA FOOD SAFETY MODERNIZATION ACT.**

3 (a) IN GENERAL.—The Secretary of Health and  
4 Human Services (referred to in this section as the “Sec-  
5 retary”) may not enforce any regulations promulgated  
6 under the FDA Food Safety Modernization Act (Public  
7 Law 111–353) until the Secretary publishes in the Fed-  
8 eral Register the following:

9 (1) An analysis of the scientific information  
10 used in the final rule to implement the FDA Food  
11 Safety Modernization Act with a particular focus  
12 on—

13 (A) agricultural businesses of a variety of  
14 sizes;

15 (B) regional differences of agriculture pro-  
16 duction, processing, marketing, and value added  
17 production;

1 (C) agricultural businesses that are diverse  
2 livestock and produce producers; and

3 (D) what, if any, negative impact on the  
4 agricultural businesses would be created, or ex-  
5 acerbated, by implementation of the FDA Food  
6 Safety Modernization Act.

7 (2) An analysis of the economic impact of the  
8 proposed final rule to implement the FDA Food  
9 Safety Modernization Act with a particular focus  
10 on—

11 (A) agricultural businesses of a variety of  
12 sizes; and

13 (B) small and mid-sized value added food  
14 processors.

15 (3) A plan to systematically evaluate the regula-  
16 tions by surveying farmers and processors and devel-  
17 oping an ongoing process to evaluate and address  
18 business concerns.

19 (b) ANNUAL REPORT.—Not later than 1 year after  
20 the date of enactment of this Act and annually thereafter,  
21 the Secretary shall submit to the Committee on Agri-  
22 culture, Nutrition, and Forestry of the Senate and the  
23 Committee on Agriculture of the House of Representatives  
24 a report on the impact of implementation of the regula-

1 tions promulgated under the FDA Food Safety Mod-  
2 ernization Act.

