

**AMENDMENT TO RULES COMMITTEE PRINT**

**119–22**

**OFFERED BY MR. STEUBE OF FLORIDA**

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

1 **SEC. 124\_\_\_ . MISBRANDING OF FOOD IN CASE OF 5 PER-**  
2 **CENT DEVIATION OF NUTRIENT VALUE.**

3 (a) **IN GENERAL.**—Section 403(q)(2) of the Federal  
4 Food, Drug, and Cosmetic Act (21 U.S.C. 343(q)(2)) is  
5 amended by adding at the end the following:

6 “(C) If the Secretary determines that, with  
7 respect to the value for nutrients required by  
8 subparagraph (1)(C), (1)(D), or (1)(E) to ap-  
9 pear in the label or labeling of food, the nutri-  
10 ent content of the composite is greater than 5  
11 percent in excess of the value for that nutrient  
12 declared on the label, such food shall be treated  
13 as misbranded under this section.”.

14 (b) **REGULATIONS.**—Not later than 60 days after the  
15 date of the enactment of this Act, the Secretary of Health  
16 and Human Services, acting through the Commissioner of  
17 Food and Drugs, shall revise regulations under section  
18 101.9 of title 21, Code of Federal Regulations (as in effect

1 on January 1, 2026), to reflect the amendment made by  
2 subsection (a) of this section.

