

AMENDMENT TO RULES COMMITTEE PRINT

117-50

OFFERED BY M . _____

Strike title I and insert the following:

1 **TITLE I—MEAT AND POULTRY**

2 **PROCESSING EFFICIENCY**

3 **SEC. 101. MEAT AND POULTRY PROCESSING EFFICIENCY.**

4 (a) REQUESTS RELATED TO MAXIMUM RATES.—

5 (1) IN GENERAL.—Not later than 90 days after
6 the date of the enactment of this Act, the Secretary
7 of Agriculture shall—

8 (A) publish in the Federal Register criteria
9 that the Secretary shall consider in granting re-
10 quests submitted by establishments for oper-
11 ation at rates in excess of the maximum rates
12 specified in sections 310.1 and 381.69 of title
13 9, Code of Federal Regulations (or successor
14 regulations); and

15 (B) begin accepting and reviewing such re-
16 quests from such establishments.

17 (2) RESPONSE.—Not later than 90 days after
18 the date on which a request from an establishment

1 is submitted, the Secretary shall respond to such re-
2 quest—

3 (A) approving such request if the request
4 meets the criteria established pursuant to para-
5 graph (1); or

6 (B) denying such request and explaining in
7 detail the rationale for such denial.

8 (3) DURATION OF APPROVED REQUESTS.—An
9 establishment may continue to operate pursuant to
10 any request approved under this subsection so long
11 as the establishment continues to meet the criteria
12 established pursuant to paragraph (1).

13 (b) CONTINUATION OF OPERATIONS AT CERTAIN ES-
14 TABLISHMENTS.—

15 (1) SWINE ESTABLISHMENTS.—In the case of
16 an establishment to which the maximum rates in
17 section 310.1(b)(3) of title 9, Code of Federal Regu-
18 lations did not apply pursuant to section 310.26(c)
19 of title 9, Code of Federal Regulations, as in effect
20 on March 30, 2021, such rates shall continue to not
21 apply so long as the establishment—

22 (A) maintains effective process control;
23 and

1 (B) prevents contamination of carcasses
2 and parts by enteric pathogens and visible fecal
3 material, ingesta, and milk.

4 (2) POULTRY ESTABLISHMENTS.—In the case
5 of an establishment to which the maximum rates in
6 section 381.69 of title 9, Code of Federal Regula-
7 tions do not apply pursuant to section 381.3 (b) of
8 title 9, Code of Federal Regulations, such rates shall
9 continue to not apply so long as the establishment
10 maintains effective process control.

11 (c) DEFINITIONS.—In this section:

12 (1) ESTABLISHMENT.—The term “establish-
13 ment” means—

14 (A) an official establishment (as defined in
15 section 301.2 of title 9, Code of Federal Regu-
16 lations that is subject to inspection under the
17 Federal Meat Inspection Act (21 U.S.C. 601 et
18 seq.); and

19 (B) an official establishment (as defined in
20 section 381.1 of title 9, Code of Federal Regu-
21 lations that is subject to inspection under the
22 Poultry Products Inspection Act (21 U.S.C.
23 451 et seq.).

24 (2) PROCESS CONTROL.—The term “process
25 control” means operating conditions necessary for

1 the production of safe, wholesome food as described
2 in subchapter A of chapter III of title 9, Code of
3 Federal Regulations (or successor regulations).

