

119TH CONGRESS
1ST SESSION

S. _____

To amend the Federal Food, Drug, and Cosmetic Act to provide for the inspection of foreign facilities that manufacture, process, pack, or hold shrimp for consumption in the United States, and for other purposes.

IN THE SENATE OF THE UNITED STATES

Mrs. HYDE-SMITH introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the Federal Food, Drug, and Cosmetic Act to provide for the inspection of foreign facilities that manufacture, process, pack, or hold shrimp for consumption in the United States, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Safer Shrimp Imports
5 Act”.

1 **SEC. 2. SHRIMP MANUFACTURED, PROCESSED, PACKED, OR**
2 **HELD AT OVERSEAS FACILITIES.**

3 (a) IN GENERAL.—Section 807 of the Federal Food,
4 Drug, and Cosmetic Act (21 U.S.C. 384c) is amended by
5 adding at the end the following:

6 “(c) REQUIREMENTS FOR FOREIGN SHRIMP FACILI-
7 TIES.—

8 “(1) IN GENERAL.—Notwithstanding any other
9 provision of law, not later than 180 days after the
10 date of enactment of this subsection, the Secretary
11 shall seek to enter into arrangements and agree-
12 ments under subsection (a)(1) with the foreign gov-
13 ernment of each foreign country with 1 or more for-
14 eign facilities registered under section 415 that man-
15 ufacture, process, pack, or hold shrimp for consump-
16 tion in the United States.

17 “(2) REQUIREMENTS FOR SHRIMP.—Beginning
18 on the date that is 1 year after the date of enact-
19 ment of this subsection, shrimp shall be refused ad-
20 mission into the United States if it is manufactured,
21 processed, packed, or held in a foreign country—

22 “(A) the government of which does not
23 enter into an arrangement or agreement with
24 the Secretary under paragraph (1); or

1 “(B) the food inspection system of which
2 does not meet the criteria described in para-
3 graph (3).

4 “(3) CRITERIA.—The criteria described in this
5 paragraph with respect to a food inspection system
6 is that the food inspection system (as demonstrated
7 to the Secretary by the applicable foreign govern-
8 ment) is equivalent to the food inspection system of
9 the Food and Drug Administration with respect to
10 shrimp, including by providing—

11 “(A) staffing that ensures uniform enforce-
12 ment of applicable laws and regulations; and

13 “(B) enforcement of laws and regulations
14 that address the conditions under which shrimp
15 is raised and transported to processing estab-
16 lishments.

17 “(4) DEMONSTRATION.—A foreign government
18 seeking to demonstrate that its food inspection sys-
19 tem meets the criteria described in paragraph (3)
20 shall provide to the Secretary copies of all laws, reg-
21 ulations, and other information pertaining to such
22 food inspection system.”.

23 (b) ADULTERATION.—Section 402 of the Federal
24 Food, Drug, and Cosmetic Act (21 U.S.C. 342) is amend-
25 ed by adding at the end the following:

1 “(j) If it is shrimp imported or offered for import
2 into the United States and the shrimp has been manufac-
3 tured, processed, packed, or held in a foreign country the
4 government or food inspection system of which does not
5 comply with the applicable requirements of section
6 807(e).”.

7 (c) REPORT TO CONGRESS.—Not later than 1 year
8 after the date of enactment of this Act, and annually
9 thereafter, the Secretary of Health and Human Services
10 shall submit to the Committee on Health, Education,
11 Labor, and Pensions of the Senate and the Committee on
12 Energy and Commerce of the House of Representatives
13 a report that describes the implementation of the amend-
14 ments made by subsections (a) and (b).