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AMENDMENT**OFFERED BY MR. LUCAS****(Food Safety Enhancement Act of 2009)**

In section 419 of the Federal Food, Drug, and Cosmetic Act, as being added by section 103(b) of the bill, add at the end the following new subsection:

1 “(e) EXCEPTION FOR CERTAIN AGRICULTURAL COM-
2 MODITIES.—The performance standards established under
3 this section shall not apply to wheat, corn, grain sorghum,
4 barley, oats, rice, wild rice, rye, soybeans, legumes, sugar
5 cane, sugar beets, sunflower, seed, rapeseed, canola, saf-
6 flower, flaxseed, mustard seed, crambe, sesame seed,
7 camelina, cottonseed, cocoa beans, grass hay, honey,
8 fruits, vegetables, nuts and fungi.”.

In section 419A of the Federal Food, Drug, and Cosmetic Act, as being added by section 104(b) of the bill, add at the end the following new subsection:

9 “(e) EXCEPTION FOR CERTAIN AGRICULTURAL COM-
10 MODITIES.—The food safety standards established under
11 this section shall not apply to wheat, corn, grain sorghum,
12 barley, oats, rice, wild rice, rye, soybeans, legumes, sugar
13 cane, sugar beets, sunflower, seed, rapeseed, canola, saf-

- 1 flower, flaxseed, mustard seed, crambe, sesame seed,
- 2 camelina, cottonseed, cocoa beans, grass hay, honey,
- 3 fruits, vegetables, nuts and fungi.”.

