

## **H. Res. 534**

### ***In the House of Representatives, U. S.,***

*September 20, 1994.*

*Resolved,*

#### **SECTION 1. RETURN.**

The Senate is requested to return to the House of Representatives the amendment of the House to the Senate bill (S.725).

#### **SEC. 2. CORRECTION.**

Upon the return of the House amendment to the Senate bill (S.725), the Clerk of the House of Representatives shall make the following change in the engrossment of the House amendment: Strike section 5 and insert the following:

**“SEC. 5. STATE STANDARDS.**

“(a) PREEMPTION.—Section 403A(a) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 343–1(a)) is amended—

“(1) in paragraph (1), by inserting at the end the following: ‘except that this paragraph does not apply to a standard of identity of—

“(A) a State or political subdivision of a State for maple syrup which is of the type required by sections 401 and 403(g), or

“(B) a State for fluid milk which is of the type required by sections 401 and 403(g) and which specifies a higher minimum level of milk components than is provided for in the corresponding standard of identity promulgated under section 401,’,

“(2) in paragraph (2), by inserting at the end the following: ‘except that this paragraph does not apply to a requirement of a State or political subdivision of a State which is of the type required by section 403(c) and which is applicable to maple syrup,’,

“(3) in paragraph (3), by inserting at the end the following: ‘except that this paragraph does not apply to a requirement of a State or political subdivision of a State which is of the type required by section 403(h)(1) and which is applicable to maple syrup,’ and

“(4) by adding at the end the following: ‘For purposes of paragraph (1)(B), the term “fluid milk” means liquid milk in final packaged form for beverage use and does not include dry milk, manufactured milk products, or tanker bulk milk.’”.

(b) PROCEDURE.—Section 701(e)(1) of such Act (21 U.S.C. 371(e)(1)) is amended by striking “or maple syrup (regulated under section 168.140 of title 21, Code of Federal Regulations)”.

Attest:

*Clerk.*