

1 AMENDMENT TO SENATE BILL 213

2 AMENDMENT NO. _____. Amend Senate Bill 213 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Commercial Feed Act of 1961 is
5 amended by adding Section 9.5 as follows:

6 (505 ILCS 30/9.5 new)

7 Sec. 9.5. Inspection of facilities handling protein
8 derived from mammalian tissues.

9 (a) As used in this Section, the terms "protein derived
10 from mammalian tissues" and "renderer" have the meanings
11 given in 21 CFR Part 589 (Substances Prohibited from Use in
12 Animal Food or Feed).

13 (b) The Department shall inspect facilities that handle,
14 process, mix, or manufacture any commercial feed or feed
15 ingredient containing protein derived from mammalian tissues,
16 as follows:

17 (1) In the case of a facility operated by a
18 renderer, at least twice per year, and more often if the
19 Department determines that more frequent inspection is
20 necessary to ensure compliance with this Act or the
21 requirements of federal law.

22 (2) In the case of a facility not operated by a

1 renderer, at least once per year, and more often if the
2 Department determines that more frequent inspection is
3 necessary to ensure compliance with this Act or the
4 requirements of federal law.

5 At each such inspection, the Department shall inspect for
6 any violation of State or federal law relating to the
7 handling, processing, mixing, or manufacture of commercial
8 feed or feed ingredients containing protein derived from
9 mammalian tissues and may inspect for any other violation of
10 this Act or the rules adopted under this Act.

11 (c) A facility that handles, processes, mixes, or
12 manufactures commercial feed or feed ingredients, but does
13 not handle, process, mix, or manufacture any commercial feed
14 or feed ingredient that contains protein derived from
15 mammalian tissues, is exempt from the inspection requirements
16 of this Section if an affidavit is submitted annually to the
17 Department, signed by the owner or chief operating officer of
18 the facility, stating under oath that the facility does not
19 handle, mix, process, mix, or manufacture any commercial feed
20 or feed ingredient that contains protein derived from
21 mammalian tissues. If the affidavit is not submitted, the
22 facility is subject to inspection in the same manner as
23 facilities subject to subsection (b).

24 If at any time after submitting an affidavit under this
25 subsection a facility handles, processes, mixes, or
26 manufactures any commercial feed or feed ingredient
27 containing protein derived from mammalian tissues, the owner
28 or chief operating officer of the facility must so notify the
29 Department within 7 days, and the facility shall thereafter
30 be subject to the inspection requirements of subsection (b).

31 (d) Except as otherwise authorized or required by State
32 or federal law, the inspection requirements imposed by this
33 Section terminate 3 years after the effective date of this
34 amendatory Act of the 92nd General Assembly.

1 (e) The Department shall adopt any rules necessary to
2 implement this Section.

3 Section 99. Effective date. This Act takes effect upon
4 becoming law.".