

1 AMENDMENT TO SENATE BILL 213

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

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

7 (505 ILCS 30/9.5 new)

8 Sec. 9.5. Inspection of facilities processing protein
9 derived from mammalian tissues.

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

14 (b) The Department shall inspect facilities of persons
15 subject to licensure under Section 4 of this Act that
16 process, mix, or manufacture any commercial feed or feed
17 ingredient containing protein derived from mammalian tissues,
18 as follows:

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

1 requirements of federal law.

2 (2) In the case of a facility not operated by a
3 renderer, at least once per year, and more often if the
4 Department determines that more frequent inspection is
5 necessary to ensure compliance with this Act or the
6 requirements of federal law.

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

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

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

33 (d) Except as otherwise authorized or required by State
34 or federal law, the inspection requirements imposed by this

1 Section terminate 3 years after the effective date of this
2 amendatory Act of the 92nd General Assembly.

3 (e) The Department shall adopt any rules necessary to
4 implement this Section.

5 Section 99. Effective date. This Act takes effect upon
6 becoming law."