

**HB** \_\_\_\_\_

# Legislative Reference Bureau

**INTRODUCED** \_\_\_\_\_

By Daley, Mary Jo District NO. 148

By \_\_\_\_\_ District NO. \_\_\_\_\_

By \_\_\_\_\_ District NO. \_\_\_\_\_

By \_\_\_\_\_ District NO. \_\_\_\_\_

See next page for additional co-sponsors.

Prior Session \_\_\_\_\_

<b>Referred to Committee on</b>	
<b>Date</b>	_____
<b>Reported</b>	_____
<b>As Committed-Amended</b>	
<b>Recomendation</b>	_____
<b>By Hon.</b>	_____

## AN ACT

1 Amending Title 3 (Agriculture) of the Pennsylvania Consolidated  
2 Statutes, in food protection, providing for labeling of food  
3 products with gluten-containing grains.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Title 3 of the Pennsylvania Consolidated Statutes  
7 is amended by adding a section to read:

8 § 5735.1. Labeling of food products with gluten-containing  
9 grains.

10 (a) Legislative findings and declarations.--The General  
11 Assembly finds and declares as follows:

12 (1) Celiac disease is a potentially life-threatening and  
13 life-debilitating food allergy, autoimmune disease and  
14 digestive disease triggered by eating gluten.

15 (2) Individuals living with celiac disease, non-celiac  
16 gluten sensitivity and other related food allergies are  
17 subject to gluten-induced sicknesses, which may:

18 (i) Involve myriad symptoms, including vomiting,

1 diarrhea, cramping, joint pain, fatigue and brain fog.

2 (ii) Result in damage to intestinal lining,  
3 malnutrition, permanent immunological scarring, iron  
4 deficiency anemia, diarrhea, vomiting, migraines,  
5 osteoporosis, additional autoimmune diseases, heart  
6 disease, intestinal cancers and potentially life-  
7 threatening anaphylaxis.

8 (3) The labeling of gluten-containing grains is a key  
9 component to improve the health and safety of the residents  
10 of this Commonwealth who live with celiac disease, non-celiac  
11 gluten sensitivity and other related food allergies.

12 (b) Labeling.--In addition to any other labeling requirement  
13 under Federal or State law, the following apply to the labeling  
14 of a food product manufactured, sold or distributed in this  
15 Commonwealth:

16 (1) If the food product contains gluten or an ingredient  
17 derived from a gluten-containing grain, the label shall:

18 (i) Specify the content of gluten in the food  
19 product.

20 (ii) Include a statement that food products  
21 containing gluten may cause adverse health effects in  
22 individuals with celiac disease or certain food  
23 sensitivities or intolerances.

24 (2) The label of the food product may specify that the  
25 food product is gluten free if:

26 (i) the food product does not contain gluten or an  
27 ingredient derived from a gluten-containing grain;

28 (ii) the food product contains less than 20 parts  
29 per million gluten; or

30 (iii) the ingredients of the food product have been

1           processed to remove gluten.

2           (c) Definitions.--As used in this section, the following  
3 words and phrases shall have the meanings given to them in this  
4 subsection unless the context clearly indicates otherwise:

5           "Gluten." The proteins that:

6           (1) naturally occur in a gluten-containing grain; and  
7           (2) cause adverse health effects in individuals with  
8 celiac disease or certain food sensitivities or intolerances.

9           "Gluten-containing grain." Any of the following grains or a  
10 crossbred hybrid of any of the following grains:

11           (1) Wheat, including any species belonging to the genus  
12 Triticum.

13           (2) Rye, including any species belonging to the genus  
14 Secale.

15           (3) Barley, including any species belonging to the genus  
16 Hordeum.

17           (4) Oat, including any species belonging to the genus  
18 Avena sativa.

19           Section 2. This act shall take effect in 60 days.