

119TH CONGRESS
2D SESSION

H. R. 9048

To amend the Federal Food, Drug, and Cosmetic Act to include gluten-containing grain in the definition of a major food allergen.

IN THE HOUSE OF REPRESENTATIVES

MAY 29, 2026

Mr. CLEAVER (for himself and Ms. MCCOLLUM) introduced the following bill;
which was referred to the Committee on Energy and Commerce

A BILL

To amend the Federal Food, Drug, and Cosmetic Act to include gluten-containing grain in the definition of a major food allergen.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Celiac Safety Act of
5 2026”.

6 **SEC. 2. INCLUSION OF GLUTEN-CONTAINING GRAIN IN DEF-**
7 **INITION OF A MAJOR FOOD ALLERGEN.**

8 (a) IN GENERAL.—Section 201(qq) of the Federal
9 Food, Drug, and Cosmetic Act (21 U.S.C. 321(qq)) is
10 amended—

1 (1) by striking “(1) Milk” and inserting
2 “(1)(A) Milk”;

3 (2) by inserting “gluten-containing grain,” after
4 “wheat,”; and

5 (3) by adding at the end of subparagraph (1)
6 the following:

7 “(B) The term ‘gluten-containing grain’ means
8 any one of the following grains or their crossbred
9 hybrids (such as triticale):

10 “(i) Wheat, including any species belonging
11 to the genus *Triticum*.

12 “(ii) Rye, including any species belonging
13 to the genus *Secale*.

14 “(iii) Barley, including any species belong-
15 ing to the genus *Hordeum*.”.

16 (b) DELAYED APPLICABILITY.—The amendment
17 made by subsection (a) applies only with respect to food
18 that is introduced or delivered for introduction into inter-
19 state commerce on or after the date that is 18 months
20 after the date of enactment of this Act.

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