

House Bill 176

By: Representatives McCall of the 33rd, England of the 116th, and LaRiccia of the 169th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to
2 standards, labeling, and adulteration of food, so as to authorize the Department of Agriculture
3 to enter into agreements with the federal government to enforce provisions of certain federal
4 laws; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to standards,
8 labeling, and adulteration of food, is amended by adding a new article to read as follows:

9 "ARTICLE 17

10 26-2-440.

11 As used in this article the term:

12 (1) 'Administration' means the United States Food and Drug Administration.

13 (2) 'Department' means the Georgia Department of Agriculture.

14 (3) 'Federal act' means the federal Food Safety Modernization Act, 21 U.S.C. Section
15 301, et seq.

16 26-2-441.

17 (a) The department, acting by and through its commissioner, is designated as the state
18 agency responsible for cooperating with the administration under the provisions of the
19 federal act.

20 (b) In furtherance of its responsibilities under subsection (a) of this Code section, the
21 department may:

22 (1) Conduct inspections and take other regulatory actions as necessary to assist the
23 administration in enforcement of the federal act; and

24 (2) Enter into cooperative agreements with the administration to carry out the provisions
25 of the federal act."

26 **SECTION 2.**

27 All laws and parts of laws in conflict with this Act are repealed.