

103^D CONGRESS
1ST SESSION

S. 1762

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 21, 1993

Referred to the Committee on Energy and Commerce

AN ACT

To amend the Nutrition Labeling and Education Act of 1990 to impose a moratorium with respect to the issuance of regulations on dietary supplements.

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 “Dietary Supplement
5 Regulation Moratorium Act of 1993”.

1 **SEC. 2. PROHIBITION OF IMPLEMENTATION.**

2 Notwithstanding any other provision of law, the Sec-
3 retary of Health and Human Services may not implement
4 the Nutrition Labeling and Education Act of 1990 (Public
5 Law 101-535; 104 Stat. 2353), or any amendment made
6 by such Act, earlier than April 15, 1994, with respect to
7 dietary supplements of vitamins, minerals, herbs, amino
8 acids, or other similar nutritional substances.

9 **SEC. 3. ISSUANCE OF FINAL REGULATIONS.**

10 (a) NUTRITIONAL LABELING REGULATIONS.—The
11 second sentence of section 2(b)(1) of the Nutrition Label-
12 ing and Education Act of 1990 (21 U.S.C. 343 note) is
13 amended by striking “except” and all that follows through
14 the period and inserting “except that the Secretary shall
15 not issue any final regulations applicable to dietary sup-
16 plements of vitamins, minerals, herbs, amino acids, or
17 other similar nutritional substances before April 15,
18 1994.”.

19 (b) CLAIMS REGULATION.—Section 3(b)(1)(B) of the
20 Nutrition Labeling and Education Act of 1990 (21 U.S.C.
21 343 note) is amended by striking “except” and all that
22 follows through the period and inserting “except that the
23 Secretary shall not issue any final regulations applicable
24 to dietary supplements of vitamins, minerals, herbs, amino
25 acids, or other similar nutritional substances before April
26 15, 1994.”.

1 **SEC. 4. REGULATIONS CONSIDERED TO BE FINAL.**

2 (a) NUTRITIONAL LABELING.—The first sentence of
3 section 2(b)(2) of the Nutrition Labeling and Education
4 Act of 1990 (21 U.S.C. 343 note) is amended by striking
5 “except” and all that follows through the period and in-
6 serting “except that the proposed regulations applicable
7 to dietary supplements of vitamins, minerals, herbs, amino
8 acids, or other similar nutritional substances shall not be
9 considered to be final regulations until April 30, 1994.”.

10 (b) CLAIMS REGULATIONS.—The first sentence of
11 section 3(b)(2) of the Nutrition Labeling and Education
12 Act of 1990 (21 U.S.C. 343 note) is amended by striking
13 “except” and all that follows through the period and in-
14 serting “except that the proposed regulations applicable
15 to dietary supplements of vitamins, minerals, herbs, amino
16 acids, or other similar nutritional substances shall not be
17 considered to be final regulations until April 30, 1994.”.

18 **SEC. 5. STATE ENFORCEMENT.**

19 Section 10(a)(1)(C) of the Nutrition Labeling and
20 Education Act of 1990 (21 U.S.C. 343 note) is amended
21 by striking “except” and all that follows through “1993”
22 and inserting “except that such amendments shall take
23 effect with respect to dietary supplements of vitamins,

1 minerals, herbs, amino acids, or other similar nutritional
2 substances on April 30, 1994”.

Passed the Senate November 20 (legislative day, November 2), 1993.

Attest:

WALTER J. STEWART,

Secretary.