

111TH CONGRESS
1ST SESSION

S. 2752

To ensure the sale and consumption of raw oysters and to direct the Food and Drug Administration to conduct an education campaign regarding the risks associated with consuming raw oysters, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 9, 2009

Mr. VITTER (for himself, Mrs. HUTCHISON, Mr. CORNYN, Mr. NELSON of Florida, Mr. LEMIEUX, and Ms. LANDRIEU) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

A BILL

To ensure the sale and consumption of raw oysters and to direct the Food and Drug Administration to conduct an education campaign regarding the risks associated with consuming raw oysters, and for other purposes.

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 “Gulf Oyster Industry
5 Jobs Protection Act”.

1 **SEC. 2. LIMITATION ON USE OF FUNDS REGARDING POST-**
2 **HARVEST OYSTER PROCESSING AND TREAT-**
3 **MENTS.**

4 Notwithstanding any other provision of law, no funds
5 appropriated or otherwise made available to the Secretary
6 of Health and Human Services (referred to in this Act
7 as the “Secretary”) may be used by the Secretary to re-
8 quire that oysters be treated with post-harvest processing
9 or other treatment or cooking requirements that result in
10 a prohibition on selling or consuming raw oysters.

11 **SEC. 3. EDUCATION CAMPAIGN REGARDING RAW OYSTERS.**

12 (a) IN GENERAL.—The Secretary, acting through the
13 Commissioner of Food and Drugs, and in cooperation with
14 the oyster industry, the Interstate Shellfish Sanitation
15 Conference, and any other agency such Commissioner
16 deems appropriate, shall conduct an education campaign
17 to increase awareness of the risks associated with con-
18 suming raw oysters.

19 (b) CONTENT.—The education campaign conducted
20 under subsection (a) shall include the following compo-
21 nents:

22 (1) A focus on educating the populations most
23 at risk for harm from eating raw oysters, especially
24 those with liver diseases or weakened immune sys-
25 tems.

- 1 including a comparison of risks the Secretary may find
- 2 associated with seafood and the instances of those
- 3 risks in such other regulated foods.

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