

116TH CONGRESS  
1ST SESSION

# H. R. 2117

To improve the health and safety of Americans living with food allergies and related disorders, including potentially life-threatening anaphylaxis, food protein-induced enterocolitis syndrome, and eosinophilic gastrointestinal diseases, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 8, 2019

Ms. MATSUI introduced the following bill; which was referred to the  
Committee on Energy and Commerce

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## A BILL

To improve the health and safety of Americans living with food allergies and related disorders, including potentially life-threatening anaphylaxis, food protein-induced enterocolitis syndrome, and eosinophilic gastrointestinal diseases, 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 “Food Allergy Safety,  
5 Treatment, Education, and Research Act of 2019” or the  
6 “FASTER Act of 2019”.

1 **SEC. 2. FOOD ALLERGY SAFETY RECOMMENDATIONS OF**  
2 **THE NATIONAL ACADEMY OF MEDICINE.**

3 (a) **COLLECTION OF FOOD ALLERGY DATA.**—The  
4 Public Health Service Act is amended by inserting after  
5 section 317T of such Act (42 U.S.C. 247b–22) the fol-  
6 lowing new section:

7 **“SEC. 317U. COLLECTION OF FOOD ALLERGY DATA.**

8 “The Secretary, acting through the Director of the  
9 Centers for Disease Control and Prevention, shall—

10 “(1) expand and intensify the collection of in-  
11 formation on the prevalence of food allergies for spe-  
12 cific allergens in the United States, such as through  
13 the National Health and Nutrition Examination  
14 Survey; and

15 “(2) include such information within annual or  
16 other periodic reporting to the Congress and the  
17 public on other surveillance activities.”.

18 (b) **ALLERGEN LABELING.**—

19 (1) **MAJOR ALLERGEN DEFINITION.**—Section  
20 201(qq)(1) of the Federal Food, Drug, and Cosmetic  
21 Act (21 U.S.C. 3211(qq)(1)) is amended by striking  
22 “and soybeans” and inserting “soybeans, and ses-  
23 ame”.

24 (2) **ADDITIONAL ALLERGENS.**—Section 201(qq)  
25 of the Federal Food, Drug, and Cosmetic Act (21

1 U.S.C. 3211(qq)(1)) is amended by adding at the  
2 end the following:

3 “(3) Any other food ingredient that the Sec-  
4 retary determines by regulation to be a major food  
5 allergen, based on the prevalence and severity of al-  
6 lergic reactions to the food ingredient.”.

7 **SEC. 3. REPORT ON USE BY FDA OF PATIENT EXPERIENCE**  
8 **DATA ON TREATMENTS FOR PATIENTS WITH**  
9 **FOOD ALLERGIES.**

10 Section 3004 of the 21st Century Cures Act (21  
11 U.S.C. 355 note) is amended—

12 (1) by striking “Not later than” and inserting  
13 the following:

14 “(a) IN GENERAL.—Not later than”; and

15 (2) by adding at the end the following:

16 “(b) TREATMENTS FOR PATIENTS WITH FOOD AL-  
17 LERGIES.—Each report under subsection (a) shall include  
18 a synopsis of the use by the Food and Drug Administra-  
19 tion in regulatory decisionmaking of patient experience  
20 data on treatments for patients with food allergies.”.

21 **SEC. 4. STUDY ON ECONOMIC COSTS OF FOOD ALLERGIES.**

22 The Director of the National Institutes of Health  
23 shall seek to enter into an arrangement with the National  
24 Academies of Sciences, Engineering, and Medicine (or if

1 the National Academies decline to enter into an arrange-  
2 ment, another appropriate entity) to—

3           (1) study the economic costs of food allergies in  
4 the United States, both individually and for the food  
5 allergy population overall; and

6           (2) not later than 1 year after the date of en-  
7 actment of this Act—

8                   (A) complete such study;

9                   (B) submit to the Congress a report on the  
10 results of such study; and

11                   (C) publish such report.

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