

From: Ingrid Lebert
To: [HAGNR Exhibits](#)
Subject: Comments: OR HB 2256, Relating to State Department of Agriculture regulation of dietary supplements
Date: Monday, February 06, 2017 6:58:26 AM

Hearing Notice (2/7/17):

<https://olis.leg.state.or.us/liz/2017R1/Downloads/CommitteeAgenda/HAGNR/2017-02-07-08-00?guid=47082a20-3459-1bb8-e054-02082091f14b>

Dear Sir or Madam,

Stephanie Page, with the Oregon Department of Agriculture, and I have worked together to ensure language in OR HB 2256 is clear, complies with federal statute, etc. Edits found below and Ms. Page's info enclosed. I will not be able to attend the hearing tomorrow (currently sitting in a jury pool waiting room), but I may have one of CRN's members attend. Once he confirms his availability, I will follow up with another email to provide his name and contact information.

page 2:

(6) "Dietary ingredient" means one or more of the following or a concentrate, constituent, extract or metabolite of one or more of the following:

- (a) An amino acid;
- (b) An herb or other botanical;
- (c) A mineral;
- (d) A dietary substance specifically intended to supplement for supplementing conventional food in the human diet by increasing total dietary intake; or
- (e) A vitamin.

(7) "Dietary supplement" means an article, not including any tobacco product, that:

- (a) Is subject to dietary supplement labeling requirements or supplement facts box declaration requirements under 21 C.F.R. 101.36;
- (b) Is intended to supplement conventional food in the diet of humans and contains one or more dietary ingredients; and
- (c)(A) Is intended for ingestion in tablet, capsule, powder, softgel, gelcap or liquid form; or
(B) Is not represented to be a conventional food or to be for use as the sole item of a meal or diet.

page 5:

(2) "Dietary ingredient" means one or more of the following or a concentrate, constituent, extract or metabolite of one or more of the following:

- (a) An amino acid;
- (b) An herb or other botanical;
- (c) A mineral;
- (d) A dietary substance specifically intended to supplement for supplementing conventional food in the human diet by increasing total dietary intake; or
- (e) A vitamin.

(3) "Dietary supplement" means an article, not including any tobacco product, that:

- (a) Is subject to dietary supplement labeling requirements ~~or supplement facts box declaration requirements~~ under 21 C.F.R. 101.36;
- (b) ~~Is intended to supplement conventional food in the diet of humans and~~ contains **one or more** ~~a~~ dietary ingredients; and
- (c)(A) Is intended for ingestion in tablet, capsule, powder, softgel, gelcap or liquid form; or
(B) Is not represented to be a conventional food or to be for use as the sole item of a meal or diet.

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Please don't hesitate to contact me if you have any questions or concerns.

Thank you,
Ingrid

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No trees were harmed in the transmission of this email, although a few electrons were mildly inconvenienced.