

HOUSE BILL No. 4570

April 8, 1997, Introduced by Rep. Varga and referred to the Committee on Regulatory Affairs.

A bill to amend 1955 PA 211, entitled

"An act to define butter; to provide for grades of butter; to provide for grade labeling of butter; to provide for grading of butter by licensed graders; and to provide penalties for violations of the provisions of this act,"

by amending the title and sections 1 and 2 (MCL 288.211 and 288.212).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

TITLE

2 An act to define butter; to provide for grades of butter; to
3 provide for grade labeling of butter; to provide for grading of
4 butter by licensed graders; TO PROVIDE FOR DISCLOSURE OF CERTAIN
5 FACTS; and to provide penalties for violations of the provisions
6 of this act.

7 Sec. 1. ~~The provisions of this~~ THIS act ~~shall apply~~
8 APPLIES to products defined in ~~the~~ THIS act and the purpose of

1 ~~the~~ THIS act is to require grades AND OTHER INFORMATION on
2 certain butter offered for sale to the consuming public by
3 retailers in this state and to make unlawful the sale of such
4 butter without the required label. ~~For the purpose of this act~~
5 ~~the following definition shall apply~~ AS USED IN THIS ACT:

6 (A) "Butter" ~~is~~ MEANS the product usually known as butter,
7 ~~and which is~~ made exclusively from milk or cream, or both, with
8 or without common salt ~~, and with~~ or ~~without~~ additional col-
9 oring matter, and ~~contains~~ CONTAINING not less than 80% by
10 weight of milk fat.

11 (B) "PERSON" MEANS AN INDIVIDUAL, FIRM, PARTNERSHIP, ASSOCI-
12 ATION, CORPORATION, OR OTHER LEGAL ENTITY.

13 (C) "RBST" MEANS RECOMBINANT BOVINE SOMATOTROPIN, A RECOMBI-
14 NANT BOVINE GROWTH HORMONE USED WITH A LACTATING DAIRY COW TO
15 INCREASE MILK PRODUCTION.

16 Sec. 2. (1) ~~No~~ A person ~~, firm, association or~~
17 ~~corporation~~ shall ~~sell~~ NOT DO THE FOLLOWING:

18 (A) SELL, offer for sale, ~~or~~ expose for sale, or ~~have in~~
19 ~~possession~~ POSSESS with intent to sell, ~~any~~ butter that does
20 not conform to the definition ~~as given in this act or shall~~
21 ~~sell~~ OF BUTTER SET FORTH IN SECTION 1.

22 (B) SELL to ~~the~~ A consumer ~~any~~ butter that has not been
23 graded and labeled as required by this act. ~~All~~

24 (C) OFFER FOR SALE butter ~~grading below 90 score shall be~~
25 GRADED AS PROVIDED IN THIS ACT THAT HAS A SCORE OF LESS THAN 90,
26 UNLESS THE BUTTER IS clearly labeled "undergrade" before ~~being~~
27 IT IS offered for sale.

1 (2) A PERSON WHO SELLS, OFFERS FOR SALE, EXPOSES FOR SALE,
2 OR POSSESSES WITH INTENT TO SELL BUTTER CONTAINING MILK, CREAM,
3 OR A MILK PRODUCT DERIVED FROM A COW NOT TREATED WITH RBST MAY
4 LABEL THAT BUTTER WITH A CONSPICUOUS NOTICE IN SUBSTANTIALLY THE
5 FOLLOWING FORM:

6 "THIS PRODUCT WAS DERIVED FROM COWS NOT TREATED WITH RBST.
7 RBST IS RECOMBINANT BOVINE SOMATOTROPIN, A RECOMBINANT BOVINE
8 GROWTH HORMONE USED WITH LACTATING DAIRY COWS TO INCREASE MILK
9 PRODUCTION. NO SIGNIFICANT DIFFERENCE HAS BEEN SHOWN BETWEEN
10 MILK DERIVED FROM RBST-TREATED AND NON-RBST-TREATED COWS."