



HOUSE BILL No. 5704

September 13, 1994, Introduced by Rep Varga and referred to the Committee on Consumers

A bill to amend the title and sections 1 and 2 of Act No 211 of the Public Acts of 1955 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,

being sections 288 211 and 288 212 of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 The title and sections 1 and 2 of Act No 211 of
2 the Public Acts of 1955 being sections 288 211 and 288 212 of
3 the Michigan Compiled Laws, are amended to read as follows

4 TITLE

5 An act to define butter to provide for grades of butter to
6 provide for grade labeling of butter to provide for grading of
7 butter by licensed graders TO PROVIDE FOR DISCLOSURE OF CERTAIN

1 FACTS and to provide penalties for violations of the provisions
2 of this act

3 Sec 1 ~~The provisions of this~~ THIS act ~~shall apply~~
4 APPLIES to products defined in ~~the~~ THIS act and the purpose of
5 ~~the~~ THIS act is to require grades AND OTHER INFORMATION on cer-
6 tain butter offered for sale to the consuming public by retailers
7 in this state and to make unlawful the sale of such butter with-
8 out the required label ~~For the purpose of this act the follow-~~
9 ~~ing definition shall apply~~ AS USED IN THIS ACT

10 (A) Butter is the product usually known as butter ~~and~~
11 ~~which is~~ made exclusively from milk or cream or both with or
12 without common salt ~~, and with or without~~ additional coloring
13 matter and ~~contains~~ CONTAINING not less than 80% by weight of
14 milk fat

15 (B) PERSON MEANS AN INDIVIDUAL FIRM PARTNERSHIP ASSOCI-
16 ATION CORPORATION OR ANY OTHER LEGAL ENTITY

17 (C) RBST MEANS RECOMBINANT BOVINE SOMATOTROPIN, A RECOMBI-
18 NANT BOVINE GROWTH HORMONE USED WITH LACTATING DAIRY COWS TO
19 INCREASE MILK PRODUCTION

20 Sec 2 (1) ~~No~~ A person ~~, firm association or~~
21 ~~corporation~~ shall ~~sell~~ NOT DO ANY OF THE FOLLOWING

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

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

1 (C) OFFER FOR SALE butter ~~grading below 90 score shall be~~
2 GRADED PURSUANT TO THIS ACT THAT HAS A SCORE OF LESS THAN 90
3 UNLESS THE BUTTER IS clearly labeled 'undergrade' before ~~being~~
4 IT IS offered for sale

5 (2) A PERSON WHO SELLS OFFERS FOR SALE, EXPOSES FOR SALE
6 OR POSSESSES WITH INTENT TO SELL BUTTER CONTAINING MILK, CREAM,
7 OR A MILK PRODUCT DERIVED FROM COWS MAY LABEL THAT BUTTER WITH A
8 CONSPICUOUS NOTICE THAT STATES THE FOLLOWING, IN SUBSTANTIALLY
9 THE FOLLOWING FORM

10 'THIS PRODUCT WAS DERIVED FROM COWS NOT TREATED WITH RBST
11 RBST IS RECOMBINANT BOVINE SOMATOTROPIN, A RECOMBINANT BOVINE
12 GROWTH HORMONE USED WITH LACTATING DAIRY COWS TO INCREASE MILK
13 PRODUCTION NO SIGNIFICANT DIFFERENCE HAS BEEN SHOWN BETWEEN
14 MILK DERIVED FROM RBST-TREATED AND NON-RBST-TREATED COWS '