



# SENATE BILL No. 1157

May 18, 1994, Introduced by Senator DI NELLO and  
referred to the Committee on Agriculture and  
Forestry

A bill to amend the title and sections 1, 2, and 3 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 viola-  
tions of the provisions of this act,"

being sections 288 211, 288 212, and 288 213 of the Michigan  
Compiled Laws

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 The title and sections 1, 2, and 3 of Act  
2 No 211 of the Public Acts of 1955, being sections 288 211,  
3 288 212, and 288 213 of the Michigan Compiled Laws, are amended  
4 to read as follows

### TITLE

5  
6 An act to define butter to provide for grades of butter to  
7 provide for grade labeling of butter to provide for grading of

1 butter by licensed graders TO PROVIDE FOR DISCLOSURE OF CERTAIN  
2 FACTS and to provide penalties for violations of the provisions  
3 of this act

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

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

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

18 (C) "RBST" MEANS RECOMBINANT BOVINE SOMATOTROPIN

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

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

25 (B) SELL to ~~the~~ A consumer ~~any~~ butter that has not been  
26 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 (D) SELL, OFFER FOR SALE, EXPOSE FOR SALE, OR POSSESS WITH  
6 INTENT TO SELL BUTTER PRODUCED FROM MILK OF A DAIRY COW TREATED  
7 WITH RBST UNLESS THE BUTTER IS LABELED WITH A CONSPICUOUS NOTICE  
8 THAT STATES THE FOLLOWING, IN SUBSTANTIALLY THE FOLLOWING FORM

9 "THIS PRODUCT WAS PRODUCED FROM THE MILK OF 1 OR MORE DAIRY  
10 COWS TREATED WITH RBST, A BOVINE GROWTH HORMONE USED WITH LACTAT-  
11 ING DAIRY COWS TO INCREASE MILK PRODUCTION "

12 Sec 3 ~~Butter~~ A PERSON WHO SELLS WITHIN THIS STATE  
13 BUTTER manufactured outside ~~the~~ THIS state ~~of Michigan and~~  
14 ~~sold within the state of Michigan~~ shall ~~be provided with~~  
15 ENSURE THAT THE BUTTER BEARS a label ~~which indicates~~ that ~~it~~  
16 DOES ALL OF THE FOLLOWING

17 (A) INDICATES THAT THE BUTTER complies with the Michigan  
18 grade as provided for in this act ~~and which indicates~~

19 (B) IDENTIFIES the grade DESCRIBED IN SUBDIVISION (A) in a  
20 manner equivalent to the requirements for butter manufactured and  
21 sold within the state

22 (C) CONTAINS A CONSPICUOUS NOTICE DESCRIBED IN SECTION 2, IF  
23 THE BUTTER IS PRODUCED FROM THE MILK OF 1 OR MORE DAIRY COWS  
24 TREATED WITH RBST