



HOUSE BILL No. 4244

January 31, 1995, Introduced by Rep. Varga and referred to the Committee on Agriculture and Forestry.

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~~ MEANS the product usually known as butter,
11 ~~and which is~~ made exclusively from milk or cream, or both, with
12 or without common salt ~~, and with~~ or ~~without~~ additional col-
13 oring matter, and ~~contains~~ CONTAINING not less than 80% by
14 weight of milk fat.

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

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

20 Sec. 2. (1) ~~No~~ A person ~~, firm, association or~~
21 ~~corporation~~ shall ~~sell~~ NOT DO 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 AS PROVIDED IN 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 A COW NOT TREATED WITH RBST MAY
8 LABEL THAT BUTTER WITH A CONSPICUOUS NOTICE IN SUBSTANTIALLY THE
9 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."