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H.233

Introduced by Representative Smith of New Haven

Referred to Committee on

Date:

Subject: Agriculture; preparation of livestock and poultry products; meat; cell-
cultured meat

Statement of purpose of bill as introduced: This bill proposes to clarify that
cell-cultured meat is not meat for the purposes of selling and labeling meat
under State law.

An act relating to the labeling and sale of cell-cultured meat

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 6 V.S.A. § 3302 is amended to read:

§ 3302. DEFINITIONS

As used in this chapter, except as otherwise specified, the following terms
shall have the meanings stated below:

* * *

(4) “Capable of use as human food” shall apply to any livestock or
poultry carcass, or part or product of any livestock or poultry carcass, unless it
is denatured or otherwise identified as required by rules prescribed by the

1 Secretary to deter its use as human food, or ~~which~~ that is naturally inedible by
2 humans.

3 * * *

4 (21) “Livestock” means any cattle, bison, sheep, swine, goats, domestic
5 rabbits, horses, mules, or other equines, whether live or dead.

6 (22) “Livestock product” means any carcass, or part of a carcass, meat,
7 or meat food product of any livestock.

8 (23) “Meat” means the part of the muscle of any cattle, bison, sheep,
9 swine, goats, horses, mules, or other equines ~~which~~ that is skeletal or ~~which~~
10 that is found in the tongue, in the diaphragm, in the heart, or in the esophagus,
11 with or without the accompanying and overlying fat, and the portions of bone,
12 skin, sinew, nerve, and blood vessels that normally accompany the muscle
13 tissue and that does not include the muscle found in the lips, snout, or ears.
14 “Meat” shall not mean cell-cultured meat.

15 (24) “Meat food product” and “meat product” mean any product capable
16 of use as human food ~~which~~ that is made wholly or in part from any meat or
17 other portion of the carcass of any cattle, bison, sheep, swine, domestic rabbits,
18 or goats, excepting products ~~which~~ that are exempted from definition as a meat
19 food product by the Secretary under conditions ~~which~~ that he or she may
20 prescribe to ~~assure~~ ensure that the meat or other portions of carcass contained
21 in products are unadulterated and that products are not represented as meat

1 food products. This term as applied to food products of equines shall have a
2 meaning comparable to that provided in this subdivision with respect to cattle,
3 bison, sheep, swine, domestic rabbits, and goats.

4 (25) "Misbranded" shall apply to any livestock product or poultry
5 product under one or more of the following circumstances:

6 (A) if its labeling is false or misleading in any way;

7 (B) if it is offered for sale under the name of another food;

8 (C) if it is an imitation of another food, unless its label bears, in type
9 of uniform size and prominence, the word "imitation" and immediately
10 thereafter, the name of the food imitated;

11 (D) if its container is made, formed, or filled as to be misleading;

12 (E) unless it bears a label showing:

13 (i) the name and place of business of the manufacturer, packer, or
14 distributor; and

15 (ii) an accurate statement of the quantity of the product in terms of
16 weight, measure, or numerical count; provided, that under this subdivision (E),
17 exemptions as to livestock products not in containers may be established by
18 rules prescribed by the Secretary and provided, further, that under
19 subdivision (ii) of this subdivision (E), reasonable variations may be permitted,
20 and exemptions as to small packages may be established for livestock products
21 or poultry products by rule prescribed by the Secretary;

1 (F) if any word, statement, or other information required by or under
2 authority of this chapter to appear on the label or other labeling is not
3 prominently placed with such conspicuousness as compared with other words,
4 statements, designs, or devices, in the labeling and in terms as to render it
5 likely to be read and understood by the ordinary individual under customary
6 conditions of purchase and use;

7 (G) if it is represented as a food for which a definition and standard
8 of identity or composition has been prescribed by the rules of the Secretary
9 under section 3305 of this title unless:

10 (i) it conforms to the definition and standard; and

11 (ii) its label bears the name of the food specified in the definition
12 and standard and, insofar as may be required by rules, the common names of
13 optional ingredients other than spices, flavoring, and coloring present in the
14 food;

15 (H) if it is represented as a food for which a standard or standards of
16 fill of container have been prescribed by rules of the Secretary under section
17 3305 of this title and it falls below the standard of fill of container, unless its
18 label bears, in such manner and form as the rules specify, a statement that it
19 falls below the standard;

20 (I) if it is not subject to the provisions of subdivision (G) of this
21 subdivision (25), unless its label bears:

1 (i) the common or usual name of the food, if any; and

2 (ii) in case it is fabricated from two or more ingredients, the
3 common name of each ingredient, except that spices, flavorings, and colorings
4 may, when authorized by the Secretary, be designated as spices, flavorings,
5 and colorings without naming each; provided, that, to the extent that
6 compliance with the requirements of subdivision (ii) of this subdivision (I) is
7 impracticable, or results in deception or unfair competition, exemptions shall
8 be established by rules adopted by the Secretary;

9 (J) if it is represented for special dietary uses, unless its label bears
10 such information concerning its vitamin, mineral, and other dietary properties
11 as the Secretary determines to be, and by rules prescribe as, necessary in order
12 to fully inform purchasers as to its value for these uses;

13 (K) if it contains any artificial flavoring, artificial coloring, or
14 chemical preservative, unless it has a label stating that fact; provided, that to
15 the extent that compliance with the requirements of this subdivision (K) is
16 impracticable, exemptions shall be established by rules adopted by the
17 Secretary;

18 (L) if it fails to have, directly on its containers, as the Secretary may
19 by rules prescribe, the official inspection legend and establishment number of
20 the establishment where the product was prepared, and, unrestricted by any of
21 the foregoing, such other information as the Secretary may require in rules to

1 assure that it will not have false or misleading labeling and that the public will
2 be informed of the manner of handling required to maintain the product in a
3 wholesome condition;

4 (M) if it is cell-cultured meat that is represented as meat or a meat
5 byproduct.

6 * * *

7 (33) "Poultry" means any domesticated bird, whether live or dead.

8 (34) "Poultry product" means any poultry carcass or part of a carcass; or
9 any product ~~which~~ that is made wholly or in part from any poultry carcass or
10 part of a carcass, excepting products ~~which~~ that are exempted by the Secretary
11 from definition as a poultry product under conditions ~~which~~ that he or she may
12 prescribe to ~~assure~~ ensure that the poultry ingredients in products are not
13 adulterated, and that these products are not represented as poultry products.

14 (35) "Cell-cultured meat" means a food product derived from controlled
15 growth of animal cells from livestock, poultry, fish, or other animals, the
16 subsequent differentiation into various cell types, and the collection and
17 processing into the food product grown in a cell culture instead of from an
18 animal.

19 Sec. 2. EFFECTIVE DATE

20 This act shall take effect on passage.