

February 13, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

HOUSE BILL NO. 1151

Introduced by

Representatives Schatz, Hauck, Holle, Kempenich, Monson, Dressler

Senators Boehm, Magrum, Paulson, Wanzek

1 A BILL for an Act to amend and reenact ~~section~~sections 4.1-31-05.1 and 19-02.1-12.1 of the
2 North Dakota Century Code, relating to the labeling and misbranding of cell-cultured protein;
3 ~~and to repeal section 4.1-31-05.1 of the North Dakota Century Code, relating to the~~
4 ~~misrepresentation of cell-cultured protein.~~

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. AMENDMENT.** Section 4.1-31-05.1 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **4.1-31-05.1. ~~Misrepresentation~~Misbranding of cell-cultured protein as meat food**
9 **product prohibited.**

10 1. A person may not advertise, offer for sale, sell, or ~~misrepresent~~misbrand cell-cultured
11 protein as a meat food product. A cell-cultured protein product:

12 a. May not be packaged in the same, or deceptively similar, packaging as a meat
13 food product; and

14 b. Must be labeled ~~as a cell-cultured protein food product~~in compliance with the
15 labeling requirements of the United States department of agriculture food safety
16 and inspection service.

17 2. For purposes of this section, ~~"deceptively ;~~

18 a. "Cell-cultured protein" means a food product developed in a laboratory and
19 grown from a sample of animal cells from a species regulated under the Federal

Meat Inspection Act [21 U.S.C. 601 et seq.], or the Poultry Products Inspection Act [21 U.S.C. 451 et seq.].

b. "Deceptively similar" means packaging that could mislead a reasonable person to believe the product is a meat food product.

SECTION 2. AMENDMENT. Section 19-02.1-12.1 of the North Dakota Century Code is amended and reenacted as follows:

19-02.1-12.1. ~~Misrepresentation~~Misbranding of cellCell-cultured protein as meat food product prohibited.

1. A person may not ~~advertise~~manufacture for sale, offer for sale, ~~or~~ sell, or misrepresent~~misbrand~~ cell-cultured protein as a meat food product. A cell-cultured ~~feed~~protein product:

a. May not be packaged in the same, or deceptively similar, packaging as a meat food product; and

b. Must be labeled as a cell-cultured food product~~in this state~~in compliance with the Fair Packaging and Labeling Act [Pub. L. 89-755; 15 U.S.C. 1451 et seq.] and the labeling requirements of the food and drug administration.

2. For purposes of this section, ~~"deceptively similar" means packaging that could mislead a reasonable person to believe the product is a meat food product~~"cell-cultured protein":

a. "Cell-cultured protein" means a food product developed in a lab~~laboratory~~ and grown from a sample of animal cells ~~which does not require the slaughter of animals~~ from a species other than those species regulated under the Federal Meat Inspection Act [21 U.S.C. 601 et. Seq.] or the Poultry Products Inspection Act [21 U.S.C. 451 et seq.], including all seafood other than siluriformes, fish, and game meat.

b. "Deceptively similar" means packaging that could mislead a reasonable person to believe the product is a meat food product.

c. "Meat food product" means a food product derived from an agricultural food animal, agricultural animal food product, or a harvested animal, which does not include cell-cultured protein.

~~**SECTION 3. REPEAL.** Section 4.1-31-05.1 of the North Dakota Century Code is repealed.~~