

FIRST ENGROSSMENT

ENGROSSED 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 sections 4.1-31-05.1 and 19-02.1-12.1 of the North
2 Dakota Century Code, relating to the labeling and misbranding of cell-cultured protein.

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

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

6 **4.1-31-05.1. ~~Misrepresentation~~Misbranding of cell-cultured protein as meat food**
7 **product prohibited.**

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

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

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

15 2. For purposes of this section, "~~deceptively~~:"

16 a. "Cell-cultured protein" means a food product developed in a labratory and grown
17 from a sample of animal cells from a species regulated under the Federal Meat
18 Inspection Act [21 U.S.C. 601 et seq.], or the Poultry Products Inspection Act
19 [21 U.S.C. 451 et seq.].

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

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

3 **19-02.1-12.1. ~~Misrepresentation~~Misbranding of cell-cultured protein as meat food**
4 **product prohibited.**

- 5 1. A person may not advertise, offer for sale, sell, or ~~misrepresent~~misbrand cell-cultured
6 protein as a meat food product. A cell-cultured ~~food~~protein product:
- 7 a. May not be packaged in the same, or deceptively similar, packaging as a meat
8 food product; and
- 9 b. Must be labeled ~~as a cell-cultured food product~~in compliance with the Fair
10 Packaging and Labeling Act [Pub. L. 89-755; 15 U.S.C. 1451 et seq.] and the
11 labeling requirements of the food and drug administration.
- 12 2. For purposes of this section, "~~deceptively similar~~" means ~~packaging that could mislead~~
13 ~~a reasonable person to believe the product is a meat food product;~~
- 14 a. "Cell-cultured protein" means a food product developed in a laboratory and grown
15 from a sample of animal cells from a species other than those species regulated
16 under the Federal Meat Inspection Act [21 U.S.C. 601 et. Seq.] or the Poultry
17 Products Inspection Act [21 U.S.C. 451 et seq.], including all seafood other than
18 siluriformes, fish, and game meat.
- 19 b. "Deceptively similar" means packaging that could mislead a reasonable person to
20 believe the product is a meat food product.
- 21 c. "Meat food product" means a food product derived from an agricultural food
22 animal, agricultural animal food product, or a harvested animal, which does not
23 include cell-cultured protein.