

By: Senator(s) Hudson, Jolly, Whaley,
Younger, Barnett, Moran, Seymour, Branning,
Chassaniol, Jackson (11th), DeBar, Dearing,
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To: Agriculture

SENATE BILL NO. 2922

1 AN ACT TO AMEND SECTION 75-35-15, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT A FOOD PRODUCT THAT CONTAINS CULTURED ANIMAL
3 TISSUE PRODUCED FROM ANIMAL CELL CULTURES OUTSIDE OF THE ORGANISM
4 FROM WHICH IT IS DERIVED SHALL NOT BE LABELED AS MEAT OR A MEAT
5 FOOD PRODUCT; TO PROVIDE THAT A PLANT-BASED OR INSECT-BASED FOOD
6 PRODUCT SHALL NOT BE LABELED AS A MEAT OR MEAT FOOD PRODUCT; AND
7 FOR RELATED PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 **SECTION 1.** Section 75-35-15, Mississippi Code of 1972, is
10 amended as follows:

11 75-35-15. (1) When any meat or meat food product has been
12 inspected as hereinbefore provided and marked "Mississippi
13 inspected and passed" or appropriate marking shall be placed or
14 packed in any can, pot, tin, canvas, or other receptacle or
15 covering in any establishment where inspection under the
16 provisions of this chapter is maintained, the person, firm, or
17 corporation preparing said product shall cause a label to be
18 attached to said can, pot, tin, canvas, or other receptacle or
19 covering, under supervision of an inspector, which label shall
20 state that the contents thereof have been "Mississippi inspected



21 and passed" or appropriate marking under the provisions of this
22 chapter, and no inspection and examination of meat or meat food
23 products deposited or enclosed in cans, tins, pots, canvas, or
24 other receptacle or covering in any establishment where inspection
25 under the provisions of this chapter is maintained shall be deemed
26 to be complete until such meat or meat food products have been
27 sealed or enclosed in said can, tin, pot, canvas, or other
28 receptacle or covering under the supervision of an inspector.

29 (2) All carcasses, parts of carcasses, meat and meat food
30 products inspected at any establishment under the authority of
31 this chapter and found to be not adulterated, shall at the time
32 they leave the establishment bear, in distinctly legible form,
33 directly thereon or on their containers, as the commissioner may
34 require, the information required under paragraph (k) of Section
35 75-35-3.

36 (3) The commissioner, whenever he determines such action is
37 necessary for the protection of the public, may prescribe:

38 (* * *a) The styles and sizes of type to be used with
39 respect to material required to be incorporated in labeling to
40 avoid false or misleading labeling of any products or animals
41 subject to this article or Article 3 of this chapter; and

42 (* * *b) Definitions and standards of identity or
43 composition for items subject to this article and standards of
44 fill of container for such products not inconsistent with any such
45 standards established under the Federal Food, Drug, and Cosmetic



46 Act, or under the Federal Meat Inspection Act, and there shall be
47 consultation between the commissioner and the Secretary of
48 Agriculture of the United States prior to the issuance of such
49 standards to avoid inconsistency between such standards and the
50 federal standards.

51 (4) No item or product subject to this article shall be sold
52 or offered for sale by any person, firm, or corporation, under any
53 name or other marking or labeling which is false or misleading, or
54 in any container of a misleading form or size, but established
55 trade names and other marking and labeling and containers which
56 are not false or misleading and which are approved by the
57 commissioner, are permitted. A food product that contains
58 cultured animal tissue produced from animal cell cultures outside
59 of the organism from which it is derived shall not be labeled as
60 meat or a meat food product. A plant-based or insect-based food
61 product shall not be labeled as meat or a meat food product.

62 (5) If the commissioner has reason to believe that any
63 marking or labeling or the size or form of any container in use or
64 proposed for use with respect to any item subject to this article
65 is false or misleading in any particular, he may direct that such
66 use be withheld unless the marking, labeling, or container is
67 modified in such manner as he may prescribe so that it will not be
68 false or misleading. If the person, firm, or corporation using or
69 proposing to use the marking, labeling or container does not
70 accept the determination of the commissioner, such person, firm,



71 or corporation may request a hearing, but the use of the marking,
72 labeling, or container shall, if the commissioner so directs, be
73 withheld pending hearing and final determination by the
74 commissioner. Any party aggrieved by such final determination
75 may, within thirty (30) days after receipt of notice of such final
76 determination, effect an appeal therefrom to the chancery court of
77 the county in which such party resides or in which the principal
78 place of his business is domiciled; and, on appeal, such chancery
79 court shall affirm, modify, or set aside the commissioner's final
80 determination.

81 **SECTION 2.** This act shall take effect and be in force from
82 and after July 1, 2019.

