

By: Representatives Pigott, Aguirre,
 Anthony, Barnett, Bell (65th), Brown,
 Burnett, Byrd, Carpenter, Clarke, Crawford,
 Ford, Gibbs (36th), Hale, Holloway,
 Huddleston, Jackson, Johnson (87th), Karriem,
 Kinkade, Ladner, Mangold, McLeod, McNeal, Mickens, Morgan, Oliver,
 Powell, Roberson, Rogers (14th), Rushing, Sanford, Shanks, Shirley,
 Staples, Steverson, Sullivan, Sykes, Tullos, Turner, Wallace, White,
 Lamar, Walker, Dixon, Barton, Rogers (61st), Eubanks, Miles

To: Agriculture

HOUSE BILL NO. 793

1 AN ACT TO AMEND SECTION 75-35-15, MISSISSIPPI CODE OF 1972,
 2 WHICH IS A PROVISION OF THE "MISSISSIPPI MEAT INSPECTION LAW OF
 3 1968," TO PROVIDE THAT ANY FOOD PRODUCT CONTAINING CELL-CULTURED
 4 ANIMAL TISSUE OR PLANT-BASED OR INSECT-BASED FOOD PRODUCT SHALL
 5 NOT BE LABELED AS MEAT OR AS A MEAT PRODUCT; AND FOR RELATED
 6 PURPOSES.

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

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

10 75-35-15. (1) When any meat or meat food product has been
 11 inspected as hereinbefore provided and marked "Mississippi
 12 inspected and passed" or appropriate marking shall be placed or
 13 packed in any can, pot, tin, canvas, or other receptacle or
 14 covering in any establishment where inspection under the
 15 provisions of this chapter is maintained, the person, firm, or
 16 corporation preparing said product shall cause a label to be
 17 attached to said can, pot, tin, canvas, or other receptacle or
 18 covering, under supervision of an inspector, which label shall
 19 state that the contents thereof have been "Mississippi inspected
 20 and passed" or appropriate marking under the provisions of this



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

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

35 (3) The commissioner, whenever he determines such action is
36 necessary for the protection of the public, may prescribe: (1) the
37 styles and sizes of type to be used with respect to material
38 required to be incorporated in labeling to avoid false or
39 misleading labeling of any products or animals subject to this
40 article or Article 3 of this chapter; (2) definitions and
41 standards of identity or composition for items subject to this
42 article and standards of fill of container for such products not
43 inconsistent with any such standards established under the Federal
44 Food, Drug, and Cosmetic Act, or under the Federal Meat Inspection
45 Act, and there shall be consultation between the commissioner and



46 the secretary of agriculture of the United States prior to the
47 issuance of such standards to avoid inconsistency between such
48 standards and the federal standards.

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

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



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

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

