

Proposed Amendments to  
 House Bill No. 2437 #2  
 House Committee on Agriculture  
 Representative Xu  
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 Office of the Revisor of Statutes

Session of 2020

**HOUSE BILL No. 2437**

By Representative Highland

1-10

1 AN ACT concerning agriculture; relating to the labeling of certain foods;  
 2 prohibiting the use of identifiable meat terms on labels or in  
 3 advertisements of meat analogs without use of proper qualifying  
 4 language; amending K.S.A. 65-656 and 65-665 and repealing the  
 5 existing sections.  
 6

7 *Be it enacted by the Legislature of the State of Kansas:*

8 Section 1. K.S.A. 65-656 is hereby amended to read as follows: 65-  
 9 656. For the purpose of this act:

10 (a) "Secretary" means the secretary of agriculture or the secretary's  
 11 authorized representatives.

12 (b) "Person" means an individual, partnership, governmental entity,  
 13 corporation, or association of persons.

14 (c) "Food" means: (1) Articles used for food or drink for humans or  
 15 other animals; (2) chewing gum; and (3) articles used for components of  
 16 any such article.

17 (d) "Drug" means: (1) Articles recognized in the official United States  
 18 pharmacopoeia, official homeopathic pharmacopoeia of the United States,  
 19 or official national formulary, or any supplement to any of them; (2)  
 20 articles intended for use in diagnosis, cure, mitigation, treatment or  
 21 prevention of disease in humans or other animals; (3) articles, other than  
 22 food, intended to affect the structure or any function of the body of  
 23 humans or other animals; and (4) articles intended for use as a component  
 24 of any article specified in paragraph (1), (2); or (3); but does not include  
 25 devices or their components, parts or accessories. The term "drug" ~~shall~~  
 26 *does not include amygdalin (laetrile).*

27 (e) "Device," except as used in ~~subsection (j) of K.S.A. 65-657(j),~~  
 28 ~~subsection (f) of K.S.A. 65-665(f), subsections (e) and (e) of K.S.A. 65-~~  
 29 ~~669;(c) and (o) and subsection (e) of K.S.A. 65-671(c),~~ and amendments  
 30 thereto, means instruments, apparatus and contrivances, including their  
 31 components, parts and accessories, intended for use in the diagnosis, cure,  
 32 mitigation, treatment; or prevention of disease in humans or other animals  
 33 or to affect the structure or any function of the body of humans or other  
 34 animals.

35 (f) "Cosmetic" means: (1) Articles intended to be rubbed, poured,  
 36 sprinkled, or sprayed on, introduced into, or otherwise applied to the

1 (m) If it is a meat analog and: (1) Its labeling or advertisement  
2 utilizes an identifiable meat term; and (2) the labeling or advertisement  
3 does not have a disclaimer ~~in the same font, style and size, immediately~~  
4 ~~before or after the identifiable meat term, stating "this product does not~~  
5 ~~contain meat."~~ The provisions of this subsection shall not apply to a food  
6 that can be defined as "imitation" under subsection (c) and is in  
7 compliance with the provisions of such subsection.

8 (n) If any provision of this section is held to be invalid or  
9 unconstitutional, it shall be conclusively presumed that the legislature  
10 would have enacted the remainder of this section without such invalid or  
11 unconstitutional provision.

12 Sec. 3. K.S.A. 65-656 and 65-665 are hereby repealed.

13 Sec. 4. This act shall take effect and be in force from and after its  
14 publication in the statute book.

prominently and conspicuously,

that it is "vegetarian," "veggie," "vegan," "plant-based,"  
"made from plants" or a similar term or phrase indicating  
that the product does not contain meat, as defined in  
K.S.A. 65-656, and amendments thereto.