

S.B. 34

PRODUCTION AND SALE OF FOOD IN UTAH REVISIONS

Senator **Casey O. Anderson** proposes the following amendments:

1. *Page 1, Lines 14 through 21:*

- 14 ▶ prohibits federal regulation of an agricultural product that remains in Utah after it is
15 made, grown, or produced in Utah {~~;~~} unless:
▶ the regulation is adopted in Utah Code; or
▶ an agency or department of the state formally agrees to enforce the regulation;
16 {~~→ allows a person to identify certain agricultural products by indicating that they are~~
17 ~~"Made in Utah," "Grown in Utah," or "Produced in Utah";~~}
18 {~~→ prohibits a person from claiming that an agricultural product was made, grown, or~~
19 ~~produced in Utah if the product is not a Utah agricultural product;~~}
20 ▶ makes it a class A misdemeanor for a person to enforce federal regulation of a Utah
21 agricultural product that remains in Utah {~~;~~and} unless the regulation is adopted by the Utah Code
or an agency or department agrees to enforce the regulation as described above; and

2. *Page 2, Lines 46 through 57:*

- 46 (2) A Utah agricultural product that remains in Utah is not subject to regulation by the
47 federal government {~~;~~} unless:
(a) the federal regulation is adopted in the Utah Code; or
(b) an agency or department of the state formally agrees to enforce the federal regulation.
48 {~~(3) A person may identify a Utah agricultural product by indicating that it is "Made in~~
49 ~~Utah," "Grown in Utah," or "Produced in Utah" on:~~
50 ~~— (a) a label affixed to the product;~~
51 ~~— (b) the packaging, if the product is contained within a package;~~
52 ~~— (c) a receipt; or~~
53 ~~— (d) nearby signage advertising the sale of the product.~~
54 ~~— (4) A person may not, on labeling, on packaging, on a receipt, or in advertising, claim~~
55 ~~that an agricultural product was made in Utah, grown in Utah, or produced in Utah, if that~~
56 ~~agricultural product is not a Utah agricultural product.~~}
57 {~~(5)(a)~~} (3)(a) An officer, employee, or agent of Utah or an officer, employee, or agent of any