

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 HOUSE BILL 3806

By: Hasenbeck

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6 AS INTRODUCED

7 An Act relating to agriculture; creating the Oklahoma
8 Meat Consumer Protection Act; defining terms;
9 prohibiting certain misleading or deceptive
10 practices; repealing Sections 1 and 2, Chapter 180,
11 O.S.L. 2019 (63 O.S. Supp. 2019, Sections 316 and
12 317), which relate to prohibition of deceptive
13 practices in advertising and selling; providing for
14 codification; and providing an effective date.

14 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 5-107 of Title 2, unless there
17 is created a duplication in numbering, reads as follows:

18 A. There is hereby created the Oklahoma Meat Consumer
19 Protection Act.

20 B. As used in the Oklahoma Meat Consumer Protection Act:

21 1. "Livestock" means animals defined by paragraph 7 of Section
22 1-3 of Title 2 of the Oklahoma Statutes;

23 2. "Meat" means any edible portion of livestock or part
24 thereof;

1 3. "Misrepresent" means the use of any untrue, misleading or
2 deceptive oral or written statement, advertisement, label, display,
3 picture, illustration or sample; and

4 4. "Represent" means the use of any form of oral or written
5 statement, advertisement, label, display, picture, illustration or
6 sample.

7 C. Pursuant to the Oklahoma Meat Consumer Protection Act, no
8 person advertising, offering for sale or selling meat shall engage
9 in any misleading or deceptive practices, including, but not limited
10 to, the following:

11 1. Misrepresenting the cut, grade, brand, trade name, or weight
12 or measure of any meat, or misrepresenting a product as meat that is
13 not derived from harvested production livestock; provided, product
14 packaging for plant-based items shall not be considered in violation
15 of the provisions of this paragraph so long as the packaging
16 displays that the product is derived from plant-based sources in
17 type that is uniform in size and prominence to the name of the
18 product;

19 2. Using a USDA-quality grade on a product not graded by the
20 United States Department of Agriculture (USDA) or Oklahoma
21 Department of Agriculture, Food, and Forestry (ODAFF); or

22 3. Failing to fully and conspicuously disclose the correct
23 government grade for any product if the product is represented as
24 having been graded by USDA or ODAFF.

1 SECTION 2. REPEALER Sections 1 and 2, Chapter 180,
2 O.S.L. 2019 (63 O.S. Supp. 2019, Sections 316 and 317), are hereby
3 repealed.

4 SECTION 3. This act shall become effective November 1, 2020.

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