

Enrolled
House Bill 3334

Sponsored by Representatives J SMITH, WEIDNER; Representatives BARNHART, BOONE, ESQUIVEL, GILLIAM, GREENLICK, HOLVEY, KENNEMER, MATTHEWS, MCLANE, SHEEHAN, THATCHER, THOMPSON, WAND, WINGARD, WITT

CHAPTER

AN ACT

Relating to food; amending ORS 616.785, 625.212 and 625.215.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 625.212 is amended to read:

625.212. As used in ORS 625.215 [unless the context requires otherwise]:

[(1)(a) "Bread," "white bread," "milk bread" and "raisin bread" have the meanings given those terms in the definitions and standards promulgated by the State Department of Agriculture pursuant to ORS 625.160.]

[(b) As used in this subsection, "bread" also includes breads commonly known as Vienna, French and Italian.]

[(2)(a) "Rolls," "buns," "white rolls," "white buns," "raisin rolls" and "raisin buns" have the meanings given those terms in the definitions and standards promulgated by the department pursuant to ORS 625.160.]

[(b) As used in this subsection, "rolls" or "buns" includes doughnuts, sweet rolls or sweet buns made with fillings or coatings, such as cinnamon, the soft rolls, such as Parker House rolls, hamburger buns, hot dog buns and the hard rolls, such as Vienna rolls or Kaiser rolls. However, "rolls" or "buns" does not include foods made with specialty flours, such as cake flour.]

(1) "Bread" means white bread, milk bread, raisin bread, Vienna, French and Italian breads and other breads as identified in definitions and standards adopted by the State Department of Agriculture under ORS 625.160.

(2) "Buns" means white buns, hamburger buns, hot dog buns, raisin buns, sweet buns made with fillings or coatings and other buns as identified in definitions and standards adopted by the department under ORS 625.160. "Buns" does not include foods made with cake flour or other specialty flours.

(3) ["Enriched," as applied to any of the breads, rolls or buns defined in subsections (1) and (2) of this section,] "Enriched" means the addition of [the] vitamins, minerals and other nutrients [necessary] to make [that food conform to the definition and standards for] enriched bread, enriched rolls or enriched buns [promulgated] as identified in definitions and standards adopted by the department [pursuant to] under ORS 625.160.

(4) "Rolls" means white rolls, Parker House and other soft rolls, Vienna, Kaiser and other hard rolls, raisin rolls, sweet rolls made with fillings or coatings, doughnuts and other rolls as identified in definitions and standards adopted by the department under ORS 625.160. "Rolls" does not include foods made with cake flour or other specialty flours.

SECTION 2. ORS 625.215 is amended to read:

625.215. [It shall be unlawful for any person to] A person may not manufacture, bake, sell or offer for sale **bread, rolls or buns** for human consumption [*any of the breads, rolls or buns specified in ORS 625.212 (1) and (2) unless they*] unless the **bread, rolls or buns**:

- (1) Are enriched; or
- (2) Are made only with whole grain flours.

SECTION 3. ORS 616.785 is amended to read:

616.785. (1) It shall be unlawful for any person to manufacture, mix, compound, sell or offer for sale for human consumption any of the flours, macaroni products or noodle products specified in ORS 616.775 (2) and (3) unless they are enriched.

(2) Subsection (1) of this section [*shall*] does not apply to flours sold to distributors, commercial bakers[,] or other processors if such flours will be:

- (a) Resold to a distributor, commercial baker or other processor;
- (b) Used in the manufacture, mixing or compounding of:
 - (A) Enriched flour, enriched macaroni products or enriched noodle products; or
 - (B) [*Enriched breads, enriched rolls or enriched buns as defined by ORS 625.212 (3)*] **Bread, buns and rolls described in ORS 625.215;** or
- (c) Used in the manufacture of a nonbakery product such as specified in ORS 625.010 (2).

Passed by House March 29, 2011

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Ramona Kenady Line, Chief Clerk of House

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Bruce Hanna, Speaker of House

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Arnie Roblan, Speaker of House

Passed by Senate May 4, 2011

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Peter Courtney, President of Senate

Received by Governor:

.....M.,....., 2011

Approved:

.....M.,....., 2011

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John Kitzhaber, Governor

Filed in Office of Secretary of State:

.....M.,....., 2011

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Kate Brown, Secretary of State