

ONE HUNDRED NINTH LEGISLATURE - FIRST SESSION - 2025
COMMITTEE STATEMENT
LB246

Hearing Date: Tuesday February 18, 2025
Committee On: Agriculture
Introducer: DeKay
One Liner: Prohibit cultivated-protein food products under the Nebraska Pure Food Act and provide a deceptive trade practice

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:

Aye:	5	Senators DeKay, Holdcroft, Kauth, McKeon, Storm
Nay:	1	Senator Raybould
Absent:		
Present Not Voting:	2	Senators Hansen, Ibach

Testimony:

Proponents:

Senator Barry DeKay
Sherry Vinton
Rusty Kemp
Edison McDonald
Tracy Aksamit
Kathy Wilmot
Wesley Wilmot

Representing:

Opening Presenter
Nebraska Department of Agriculture
Self
GC Resolve
Self
Self, Nebraska Eagle Forum
Self

Opponents:

Josephine Litwinowicz
Daniel Gertner
Christopher Sukstorf

Representing:

Higher Power Church
The Good Food Institute
Self

Neutral:

Craig Uden

Bruce Rieker

Representing:

Nebraska Cattlemen, Nebraska State Chamber of Commerce
Agriculture Leaders Working Group

* ADA Accommodation Written Testimony

Summary of purpose and/or changes:

LB 246 defines cultivated-protein food products and declares foods that are or contain such cultivated food proteins as adulterated for purposes of the Nebraska Pure Food Act. Acts of commercial sale or distribution of such adulterated food products under this section would be enforceable as a deceptive trade practice.



Section-by-section summary:

Sec. 1: Amends sec. 81-2,239 to incorporate new section 3 of the bill within the Nebraska Pure Food Act.

Sec. 2: Amends sec. 81-2,240 to incorporate the definition of "cultivated-protein food product" in section 3 as a defined term for purposes of the Nebraska Pure Food Act.

Sec. 3: Inserts a new section defining "cultivated-protein food product" as a product having sensory resemblance to tissues of harvested food animals but that are derived from a manufacturing process involving the isolation and propagation of stem cells or other nonanimal sources.

Sec. 4: Amends sec. 81-2,282 which prohibits adulterating food, and the manufacture and sale of adulterated food, and lists conditions under which food is deemed adulterated. LB 246 expands prohibited acts to include additional activities associated with marketing of adulterated products and deems cultivated- protein food products to be adulterated. LB 246 further declares a violation of this section shall additionally and separately constitute a deceptive trade practice and that this section does not affect liability for any action that violates the Uniform Deceptive Trade Practices Act.

Sec. 5: Amends Sec. 87-302 of the Uniform Deceptive Trade Practices Act to add a violation of Sec 81-2,282 of the Nebraska Pure Food Act as a deceptive trade practice.

Sec. 6: Repealer

Explanation of amendments:

The committee amendment (AM 226) replaces original section 3 of LB 246 as introduced with a new section 3. The amendment substantially retains the definition of "cultivated-protein food product" contained in section 3 as introduced but omits the phrase "or nonanimal sources" .

Barry DeKay, Chairperson

