

CHAPTER 106

ICE CREAM AND FOOD PRODUCTS

H. F. 280

AN ACT to amend section three thousand fifty-eight (3058), code, 1939, relating to standards for ice cream and other food products.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three thousand fifty-eight (3058), Code, 1939,
2 is amended by adding after subsection thirty-two (32) the following:
3 "Ice cream mix is a pure clean product made from a combination
4 of milk products and one or more of the following: sugar, dextrose
5 and glucose; and may contain one or more of the following ingredients:
6 eggs, egg products, harmless coloring, salt and wholesome stabilizer.
7 It may not contain more than one-half of one percentum ($\frac{1}{2}$ of
8 1%) by weight of stabilizer. It may contain not less than twelve
9 percentum (12%) by weight of milk fat nor less than twenty per-
10 centum (20%) by weight of total milk solids. The acidity and the
11 salt balance of the ice cream may be standardized by the use of a
12 harmless alkali, an amount not to exceed $\frac{1}{2}$ % calculated as lactic
13 acid. In no case shall the bacteria count of ice cream mix exceed one
14 hundred thousand (100,000) to the cubic centimeter."

1 SEC. 2. Section three thousand fifty-eight (3058), Code, 1939, is
2 amended by repealing subsection thirty-three (33) and substituting
3 in lieu thereof the following:

4 "Ice cream is a pure clean frozen product made from ice cream mix
5 and a harmless flavoring. It shall contain not less than twelve per-
6 centum (12%) by weight of milk fat and not less than twenty per-
7 centum (20%) by weight of total milk solids, except where fruit, fruit
8 juice or both fruit and fruit juice, nuts, cocoa or chocolate, or cocoa
9 and chocolate syrup, maple syrup, cakes or confections are used for
10 the purpose of flavoring; then it shall contain not less than ten per-
11 centum (10%) by weight of milk fat and not less than sixteen per-
12 centum (16%) by weight of total milk solids.

13 In no case shall any ice cream contain less than one and six tenths
14 (1.6) pounds of total food solids per gallon nor shall the bacteria count
15 exceed one hundred thousand (100,000) to the cubic centimeter.

16 A quart of ice cream in factory filled packages shall weigh not less
17 than eighteen (18) ounces."

1 SEC. 3. Section three thousand fifty-eight (3058), Code, 1939, is
2 amended by repealing subsections thirty-four (34) and thirty-five
3 (35) and substituting the following in lieu thereof:

4 "(1) Fruit Ice Cream is ice cream flavored exclusively with fruit
5 and shall be labeled "Fruit Ice Cream" preceded by the name of the
6 fruit.

7 (2) Fruit flavored ice cream is ice cream flavored with fruit and
8 fruit juice, or with fruit juice, and shall be labeled "Ice Cream" pre-
9 ceded by the name of the fruit.

10 (3) Nut Ice Cream is ice cream flavored exclusively with nut meats
11 and shall be labeled "Nut Ice Cream" preceded by the name of the nut
12 used.

13 (4) Nut flavored ice cream is ice cream flavored with a combina-
14 tion of nut meats and one or both of the following: Juice of nut meats
15 or true nut extract and shall be labeled "Ice Cream" preceded by the
16 name of the nut.

17 (5) Any ice cream bearing the name of a fruit or nut flavor but
18 flavored with artificial flavor shall be labeled "Ice Cream" preceded
19 by the name of the fruit or nut and followed by the words "artificially
20 flavored," in the same size type. Such ice cream shall contain not less
21 than twelve percentum (12%) by weight of total milk fat and not
22 less than twenty percentum (20%) by weight of total milk solids.

23 (6) Any ice cream flavored with confections, cakes, bread or pastry
24 products, cereals or vegetables, the ice cream shall be labeled "Ice
25 Cream" preceded by the name of the product imparting the flavor.

26 (7) Frozen Custard, French Ice Cream, French Custard Ice Cream
27 is a frozen product which shall contain not less than five dozen clean
28 wholesome egg yolks, or one and five tenths (1.5) pounds of whole-
29 some dry egg yolks or three (3) pounds wholesome frozen egg yolks
30 for each ninety (90) pounds of the product and shall conform in all
31 other respects to the definition and standard of identity of ice cream
32 prescribed previously."

1 SEC. 4. Further amend section three thousand fifty-eight (3058),
2 Code, 1939, by repealing subsection thirty-five b (35-b) and substi-
3 tuting in lieu thereof the following:

4 "(1) Milk sherbet is the pure clean frozen product made from a
5 combination of milk products and one or more of the following in-
6 gredients: sugar, sucrose, dextrose, harmless coloring and stabilizer
7 composed of wholesome edible material, flavoring derived from fruit,
8 fruit juice and lactic, citric or tartaric acid and with not less than
9 thirty-five hundredths of one percentum of acid as determined by
10 titrating with standard alkali and expressed as lactic acid.

11 It shall contain not less than four percentum (4%) by weight of
12 milk solids. It shall be identified by its common or usual flavor name.

13 (2) Ices or fruit ices shall conform in all respects to the definition
14 and standard of identity for milk sherbet, except that it shall contain
15 no milk solids."

1 SEC. 5. Notwithstanding any provision of this act, the milk fat
2 content of ice cream mix, ice cream, or flavored ice cream, after the
3 effective date hereof and until April 30, 1947, shall not be less than
4 eight percent, and the milk fat content of nut ice cream shall not be
5 less than seven percent, and the milk fat content of fruit ice cream
6 shall not be less than six percent.

1 SEC. 6. This act being deemed of immediate importance shall be
2 in full force and effect from and after its publication in the Charles
3 City Daily Press, a newspaper published at Charles City, Iowa, and
4 the Bremer County Independent, a newspaper published at Waverly,
5 Iowa.

Approved April 4, 1945.

I hereby certify that the foregoing act was published in the Charles City Daily Press,
Charles City, Iowa, April 10, 1945, and the Bremer County Independent, Waverly, Iowa,
April 11, 1945.

WAYNE M. ROPES, *Secretary of State.*