

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 726

Session of
1975

INTRODUCED BY SHELHAMER, ENGLEHART, ANDERSON, SCHMITT AND
O'CONNELL, MARCH 17, 1975

REFERRED TO COMMITTEE ON HEALTH AND WELFARE, MARCH 18, 1975

AN ACT

1 Amending the act of July 5, 1957 (P.L.485, No.276), entitled "An
2 act for the protection of the public health and welfare, and
3 the prevention of fraud and deception in the manufacture or
4 sale of packaged non-alcoholic drinks; prohibiting the sale,
5 offering or exposing for sale, exchange or giving away
6 thereof unless registered; providing for licensing of places
7 of manufacture; regulating the manufacture, compounding,
8 labeling, sanitation and ingredients of non-alcoholic drinks,
9 and the display of presses of fruit; prohibiting misbranding
10 and adulteration of registered and non-registered non-
11 alcoholic drinks; authorizing promulgation of rules,
12 regulations and standards, and providing for penalties and
13 for injunctions in certain cases, and the disposition of fees
14 and fines," further defining the content of sugar in certain
15 non-alcoholic drinks.

16 The General Assembly of the Commonwealth of Pennsylvania
17 hereby enacts as follows:

18 Section 1. Subsection (b) of section 4, act of July 5, 1957
19 (P.L.485, No.276), entitled "An act for the protection of the
20 public health and welfare, and the prevention of fraud and
21 deception in the manufacture or sale of packaged non-alcoholic
22 drinks; prohibiting the sale, offering or exposing for sale,
23 exchange or giving away thereof unless registered; providing for
24 licensing of places of manufacture; regulating the manufacture,

1 compounding, labeling, sanitation and ingredients of non-
2 alcoholic drinks, and the display of presses of fruit;
3 prohibiting misbranding and adulteration of registered and non-
4 registered non-alcoholic drinks; authorizing promulgation of
5 rules, regulations and standards, and providing for penalties
6 and for injunctions in certain cases, and the disposition of
7 fees and fines," amended September 18, 1969 (P.L.231, No.94), is
8 amended to read:

9 Section 4. Permitted Ingredients.--

10 * * *

11 (b) Non-alcoholic drinks prepared with synthetic sweetening
12 agents shall not contain any added carbohydrate solids in the
13 form of a sugar, nor shall they contain any other carbohydrates
14 in excess of two per centum, [however, when it can be
15 demonstrated that the use of glucose or dextrose in combination
16 with synthetic sweetening agents serves a useful functional
17 purpose, other than sweetening, such mixture shall not be
18 proscribed nor restricted as to quantity.] except under the
19 following conditions:

20 (1) When it can be demonstrated that the use of sugar in
21 combination with a nonnutritive sweetener or artificial
22 sweetener serves a useful functional purpose, other than
23 sweetening.

24 (2) The beverage must be labeled "Diet" or "Calorie
25 Reduced."

26 (3) The beverage must have at least a fifty per centum
27 caloric reduction (when compared to the beverage made solely
28 with nutritive sweeteners) and the caloric value shall not
29 exceed six calories per fluid ounce.

30 (4) The use of saccharin, or its salts, must be limited to

1 that amount specified in Federal, Food and Drug Regulations.

2 * * *

3 Section 2. This act shall take effect immediately.