



## **Brewers' and Distillers' Products** (January 1<sup>st</sup>, 2013 – August 1<sup>st</sup>, 2013)

### Dry Grains

18 assay reports were obtained for Brewers' and Distillers' Products (for dry grains) for the 2013 year.

-Of these samples, 13 Label Violations (Incorrect Labeling) **FAC 2694** occurred.

### Wet Grains

15 assay reports were obtained for Brewers' and Distillers' Products (for wet grains) for the 2013 year.

-Of these samples, 9 violations occurred, of which,

-77% were Label Violations (Incorrect Labeling) **FAC 14992**

-23% were Crude Fat % Violations (Didn't Meet Requirements as reported on the guaranteed analysis) **FAC 2694(b)**.

### **§2778. Brewers' and Distillers' Products**

(a) Brewers Dried Grains is the dried extracted residue of barley malt alone or in mixture with other cereal grain or grain products resulting from the manufacture of wort and may contain pulverized dried spent hops in an amount not to exceed 3.0 percent, evenly distributed.

(b) Brewers Wet Grains is the extracted residue resulting from the manufacture of wort from barley malt alone or in mixture with other cereal grains or grain products. The guaranteed analysis shall include the maximum moisture.

(k) Distillers Dried Grains is the dried grain or grain mixture after the removal of ethyl alcohol by distillation from the yeast fermentation by separating the resultant coarse grain fraction of the whole stillage. The predominating grain shall be stated as the first word in the name.

(l) Distillers Dried Grains with Solubles is the product obtained after the removal of ethyl alcohol by distillation from the yeast fermentation of a grain or a grain mixture by condensing and drying at least  $\frac{3}{4}$  of the solids of the resultant whole stillage. The predominating grain shall be stated as the first word in the name.

(m) Condensed Distillers Solubles is the condensed thin stillage fraction after the removal of ethyl alcohol by distillation from the yeast fermentation of a grain or a grain mixture. The predominating grain shall be stated as the first word in the name.

### **§ 2694. Label Statements.**

The tag or label shall contain a legible and plainly printed statement which certifies to all of the following:

(a) Minimum percent of crude protein.

(1) Commercial feeds containing non-protein nitrogen must be labeled in accordance with Section 2707.

(b) Minimum percent of crude fat.

(c) Maximum percent of crude fiber.

(d) Maximum percent of ash.

- (1) Guarantees for the minimum and maximum percentage calcium, minimum percentage phosphorus, and maximum percentage of sodium may be stated in lieu of the ash guarantee.
- (2) In the case of any formula feed which contains more than 9.0 percent ash, the minimum and maximum percentage of calcium, minimum percentage of phosphorus and maximum percentage of sodium shall be guaranteed, if present.
- (e) Recognized official name of each ingredient in order of decreasing amounts present. The name of each ingredient shall appear in the same size, style and color and shall not be misleading. The following descriptive terms used in identification of ingredients in article 14 are not required in the list of ingredients unless it expressly states: "Mechanically Extracted," "Solvent Extracted," or "Feed Grade."
- (f)(1) A single ingredient product using the official name defined in Article 14, Definitions and Standards, is not required to have an ingredient statement.
- (2) The labeling for a single ingredient shall contain guarantees required by this section and the minimum and/or maximum specifications included in the product definition in Article 14, Definitions and Standards.
- (3) A single ingredient is not required to guarantee maximum percentage of ash unless it is specified by definition in Article 14.
- (g) Maximum percentage of low nutrition ingredients in a formula feed if they singly or collectively make up more than one percent.
- (h) Trademarked products can be contained in the ingredient listing in parentheses with the ingredients in the product listed in decreasing amounts present.
- (i) Inert materials contained in a formula feed shall be guaranteed if they singly or collectively make up no more than one percent.
- (j) Maximum percentage of sodium, if more than 0.5 percent of sodium is present.
- (k) Numerical value shall be guaranteed for any special quality claimed, including vitamin potency, amino acid content or special mineral content.
- (l) Maximum percentage of moisture or minimum percentage dry matter shall be guaranteed when moisture exceeds 15.0 percent. When dried animal waste is used in a mixed feed, the moisture of the mixed feed shall not exceed 12.0 percent.
- (m) Vitamins shall be guaranteed in the terms specified in section 2702. Guarantees for vitamins are not required when commercial feed is neither formulated for nor represented in any manner as a vitamin supplement.
- (n) Any ingredient that is used as a carrier for vitamin, medicated or mineral premixes, may be omitted from the label and substituted with the collective term "roughage products," if the premix makes up one percent or less of the formula feed. The term "roughage products" may be omitted from the formula feed listing of ingredients.
- (o) Additional guarantees must be measurable by an analytical method approved by the Secretary.
- (p) Commercial feeds containing added selenium must be labeled in accordance with section 2697 (Labeling for Special Purposes).

#### **§14992. Labels.**

The label shall contain a legible and plainly printed statement which certifies all of the following:

- (a) The net weight or volume of the contents of the lot or parcel unless accompanied by a certified certificate of weights and measures.
- (b) The product name, brand name, or trademark.
- (c) The name and principal address of the manufacturer or person that is responsible for placing the commodity on the market.
- (d) The guaranteed analysis stated in terms as the director specifies by regulation.
- (e) The recognized official name, as specified by the director, of each ingredient. The director may by regulation permit the use of a collective term for a group of ingredients which performs a

similar function. The director may exempt a commercial feed, or any combination of commercial feeds from labeling requirements if he or she finds the listing is not necessary to comply with the intent of this chapter.

(f) Adequate directions, warnings and caution statements that may be necessary for the safe use of any feed.

Note: Authority cited: Sections 407 and 14902, Food and Agricultural Code. Reference: Sections 14992 and 15011, Food and Agricultural Code.