

**02 NCAC 09K .0213      STANDARDS OF IDENTITY FOR MILKSHAKES AND RELATED PRODUCTS**

- (a) A person shall label a product milkshake, milkshake mix, or milkshake base only if the product complies with the criteria established in these Rules.
- (b) Milkshake is a food product which consists of Grade A pasteurized whole milk with the addition of:
- (1) flavoring;
  - (2) ice cream;
  - (3) milkshake base; or
  - (4) ice milk, except as provided in Paragraph (c) of this Rule.
- (c) Milkshakes may be made entirely from milkshake mix or ice milk mix as provided in these Rules.
- (d) Milkshake mix is a food product which:
- (1) consists of a combination of two or more of the following ingredients:
    - (A) milk products;
    - (B) flavoring;
    - (C) sugar;
    - (D) stabilizer; or
    - (E) water.
  - (2) contains not less than two percent milk fat;
  - (3) contains not less than 11 percent by weight of total milk solids; and
  - (4) contains not more than one-half of one percent stabilizer.
- (e) Milkshake base is a frozen product which:
- (1) consists of a combination of two or more of the following ingredients:
    - (A) milk products;
    - (B) eggs;
    - (C) water; and
    - (D) sugar;
  - (2) contains not less than two percent nor more than five percent, by weight, of milk fat;
  - (3) contains not less than 30 percent by weight of total solids;
  - (4) contains no flavoring or coloring; and
  - (5) contains not more than one-half of one percent by weight of stabilizer.

*History Note: Authority G.S. 106-253; 106-267;  
Eff. February 1, 1982;  
Amended Eff. August 1, 1982;  
Readopted Eff. May 1, 2017.*