

Chapter 400

(Senate Bill 526)

AN ACT concerning

**Agriculture – ~~Donation of Commercial Feed~~ – Exemption**

FOR the purpose of altering the defined term ~~“distribute”~~ “commercial feed” ~~and defining~~ “donation” as used in the Maryland Commercial Feed Law to exempt certain materials; and generally relating to the Maryland Commercial Feed Law.

~~BY renumbering~~

~~Article – Agriculture~~

~~Section 6–101(i) through (o), respectively~~

~~to be Section 6–101(j) through (p), respectively~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, without amendments,~~

~~Article – Agriculture~~

~~Section 6–101(a), (d), (e), and (g)~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2015 Supplement)~~

~~BY repealing and reenacting, with amendments,~~

~~Article – Agriculture~~

~~Section 6–101(h)~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2015 Supplement)~~

~~BY adding to~~

~~Article – Agriculture~~

~~Section 6–101(i)~~

~~Annotated Code of Maryland~~

~~(2007 Replacement Volume and 2015 Supplement)~~

BY repealing and reenacting, without amendments,

Article – Agriculture

Section 6–101(a)

Annotated Code of Maryland

(2007 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,

Article – Agriculture

Section 6–101(d)

Annotated Code of Maryland

(2007 Replacement Volume and 2015 Supplement)

~~SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 6-101(i) through (o), respectively, of Article Agriculture of the Annotated Code of Maryland be renumbered to be Section(s) 6-101(j) through (p), respectively.~~

~~SECTION 2. AND BE IT FURTHER ENACTED~~ 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article – Agriculture**

6–101.

(a) In this subtitle the following words have the meanings indicated.

(d) “Commercial feed” means a material or combination of materials distributed, or intended for distribution, for use as feed, or for mixing in feed for any animal other than man including feed prepared and distributed for consumption by dogs and cats, or any domesticated animal normally maintained in a cage or tank, including gerbils, hamsters, canaries, psittacine birds, mynahs, finches, tropical fish, goldfish, snakes, and turtles, except:

(1) Unmixed whole seeds and physically altered entire unmixed seeds that are not chemically altered or adulterated; ~~or~~

(2) Commodities such as hay, straw, stover, silage, cobs, husks, hulls, and individual chemical compounds or substances when the commodities, compounds, or substances are not intermixed with other materials or adulterated; **OR**

**(3) A MATERIAL OR COMBINATION OF MATERIALS THAT IS EXEMPT FROM THIS DEFINITION IN REGULATIONS ADOPTED BY THE SECRETARY.**

(e) “Contract feed” means a commercial feed which is formulated according to an agreement between a distributor and a contract feeder.

(g) “Customer–formula feed” means a mixture of commercial feed, each batch of which is mixed according to the specific instructions of any distributee.

(h) ~~(1)~~ “Distribute” means to exchange, offer for sale, sell, or barter, supply, furnish, or provide commercial feed, customer–formula feed, or contract feed to a contract feeder, or otherwise to supply, furnish, or provide commercial feeds as part of a commercial enterprise.

~~(2) “DISTRIBUTE” DOES NOT INCLUDE THE DONATION OF COMMERCIAL FEED, CUSTOMER FORMULA FEED, OR CONTRACT FEED.~~

~~(1) "DONATION" MEANS A DELIVERY FROM A SINGLE PRODUCER TO A SINGLE OPERATOR WITHOUT A FEE.~~

SECTION ~~2~~ 2. AND BE IT FURTHER ENACTED, That this Act shall take effect ~~October~~ July 1, 2016.

**Approved by the Governor, May 10, 2016.**