
By: Chairman, Economic and Environmental Affairs Committee (Departmental - Agriculture)

Requested: October 30, 1996

Introduced and read first time: January 8, 1997

Assigned to: Economic and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: January 20, 1997

CHAPTER ____

1 AN ACT concerning

2 **Weights and Measures - Method of Sale of Poultry and Flour Products**

3 FOR the purpose of altering the method of sale of certain commodities and removing a
4 certain label requirement under the Weights and Measures Law; and generally
5 relating to regulation of weights and measures.

6 BY repealing and reenacting, with amendments,
7 Article - Agriculture
8 Section 11-310 and 11-313
9 Annotated Code of Maryland
10 (1985 Replacement Volume and 1996 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article - Agriculture**

14 11-310.

15 (a) (1) Except as provided in this subsection or as specified by the Secretary,
16 any meat, meat product, poultry, and all seafood offered or exposed for sale or sold as
17 food shall be offered or exposed for sale and sold by weight.

18 (2) Notwithstanding the provisions of paragraph (1) of this subsection, the
19 following products may be offered or exposed for sale or sold by weight, measure, or
20 count:

21 (i) Shellfish;

2

1 (ii) Items for consumption on the premises where sold;

2 (iii) Items sold as 1 of [3] 2 or more different elements, excluding
3 condiments, that comprise a ready-to-eat meal sold as a unit for consumption elsewhere
4 than on the premises where sold; and

5 (iv) Cooked and ready-to-eat WHOLE CHICKEN OR chicken parts that
6 are prepared on the premises.

7 (b) When meat, poultry, or seafood is combined with or associated with some
8 other food element to form either a distinctive food product or a food combination, the
9 food product or combination shall be offered or exposed for sale, and sold by weight, the
10 quantity representation may be the total weight of the product or combination and a
11 quantity representation is not required for each element of the product or combination.
12 [However, ready-to-cook, whole carcass, stuffed poultry, ready-to-cook stuffed poultry
13 roasts, rolls, bars, and logs, and ready-to-cook stuffed poultry products designated by
14 terms of similar meaning, the label shall show the total net weight of the poultry product
15 and, in close proximity, a statement specifying the minimum weight of poultry in the
16 product.]

17 11-313.

18 [When in package form, and when packed, possessed, offered, or exposed for sale
19 or sold at retail,] WHEN OFFERED OR EXPOSED FOR SALE, wheat flour, whole wheat
20 flour, graham flour, self-rising wheat flour, phosphated wheat flour, bromated flour,
21 enriched flour, enriched self-rising flour, enriched bromated flour, corn flour, cornmeal,
22 and hominy grits shall be [packaged only in units of 2, 5, 10, 25, 50, or 100 pounds, or
23 multiples of 100 pounds, avoirdupois weight. However, this section does not apply to
24 prepared ready-mixed flours and meals, and special cake flours in packages the net
25 contents of which are less than 5 pounds] SOLD BY WEIGHT ONLY.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 1997.