
By: **Delegate Stup**

Introduced and read first time: January 19, 1998

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Consumer Education - Milk Pricing Disclosure**

3 FOR the purpose of requiring certain sellers of milk to provide certain information to
4 consumers in a certain manner; and making failure to comply with this Act
5 punishable as an unfair or deceptive trade practice.

6 BY adding to

7 Article - Agriculture

8 Section 11-410.1

9 Annotated Code of Maryland

10 (1985 Replacement Volume and 1997 Supplement)

11 BY repealing and reenacting, with amendments,

12 Article - Commercial Law

13 Section 13-301(14)(xviii) and (xix)

14 Annotated Code of Maryland

15 (1990 Replacement Volume and 1997 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

17 MARYLAND, That the Laws of Maryland read as follows:

18 **Article - Agriculture**

19 11-410.1.

20 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
21 INDICATED.

22 (2) "CONSUMER" MEANS A PERSON WHO PURCHASES OR OTHERWISE
23 ACQUIRES MILK FOR HOUSEHOLD CONSUMPTION.

24 (3) "RETAILER" MEANS A PERSON WHO SELLS MILK TO A CONSUMER
25 AND WHO DOES NOT DISTRIBUTE MILK TO A RETAIL OUTLET OWNED BY THAT
26 PERSON.

1 (4) "2% MILK" MEANS FLUID MILK WITH A MILK FAT CONTENT OF 2%,
2 MEASURED IN ACCORDANCE WITH THIS SUBTITLE.

3 (B) A RETAILER WHO OFFERS 2% MILK IN ONE-GALLON CONTAINERS FOR
4 SALE TO CONSUMERS SHALL PROMINENTLY DISPLAY A SIGN ADJACENT TO THE
5 CONTAINERS THAT INDICATES THE PRICE PAID TO THE PRODUCER FOR EACH
6 GALLON OF 2% MILK.

7 (C) A VIOLATION OF THIS SECTION IS AN UNFAIR OR DECEPTIVE TRADE
8 PRACTICE PUNISHABLE UNDER TITLE 13 OF THE COMMERCIAL LAW ARTICLE.

9 **Article - Commercial Law**

10 13-301.

11 Unfair or deceptive trade practices include any:

12 (14) Violation of a provision of:

13 (xviii) Title 14, Subtitle 25 of this article, the Hearing Aid Sales Act;
14 [or]

15 (xix) Title 14, Subtitle 26 of this article, the Maryland
16 Door-to-Door Solicitations Act; OR

17 (XX) SECTION 11-410.1 OF THE AGRICULTURE ARTICLE; or

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 1998.