

# SENATE BILL 526

M4

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By: **Senator Bates**

Introduced and read first time: February 4, 2016

Assigned to: Education, Health, and Environmental Affairs

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## A BILL ENTITLED

1 AN ACT concerning

2 **Agriculture – Donation of Commercial Feed**

3 FOR the purpose of altering the defined term “distribute” and defining “donation” as used  
4 in the Maryland Commercial Feed Law; and generally relating to the Maryland  
5 Commercial Feed Law.

6 BY renumbering

7 Article – Agriculture

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

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

10 Annotated Code of Maryland

11 (2007 Replacement Volume and 2015 Supplement)

12 BY repealing and reenacting, without amendments,

13 Article – Agriculture

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

15 Annotated Code of Maryland

16 (2007 Replacement Volume and 2015 Supplement)

17 BY repealing and reenacting, with amendments,

18 Article – Agriculture

19 Section 6–101(h)

20 Annotated Code of Maryland

21 (2007 Replacement Volume and 2015 Supplement)

22 BY adding to

23 Article – Agriculture

24 Section 6–101(i)

25 Annotated Code of Maryland

26 (2007 Replacement Volume and 2015 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

4 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read  
5 as follows:

6 **Article – Agriculture**

7 6–101.

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

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

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

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

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

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

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

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

30 **(I) “DONATION” MEANS A DELIVERY FROM A SINGLE PRODUCER TO A**  
31 **SINGLE OPERATOR WITHOUT A FEE.**

32 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
33 October 1, 2016.