

SEC. 4-217. EXEMPTIONS; SUSPENSION AND TERMINATION OF EXEMPTIONS.

(A) EXEMPTIONS.

THE SECRETARY SHALL ADOPT RULES AND REGULATIONS EXEMPTING THE FOLLOWING FROM THE PROVISIONS OF THIS SUBTITLE PURSUANT TO CONDITIONS HE PRESCRIBES FOR SANITARY STANDARDS, PRACTICES, AND PROCEDURES:

(1) ANY POULTRY PRODUCTS SOLD DIRECTLY TO CONSUMERS BY ANY RETAIL DEALER IN ANY RETAIL STORE IF THE STORE DOES NOT PERFORM PROCESSING OPERATIONS OTHER THAN CUTTING UP POULTRY PRODUCTS ON THE PREMISES;

(2) ANY PERSON WHO SLAUGHTERS, PROCESSES, OR OTHERWISE HANDLES ANY POULTRY OR POULTRY PRODUCT PROCESSED ACCORDING TO RECOGNIZED RELIGIOUS DIETARY LAWS TO THE EXTENT THE DEPARTMENT DETERMINES NECESSARY TO AVOID CONFLICT WITH THE LAWS WHILE STILL EFFECTUATING THE PURPOSES OF THIS SUBTITLE;

(3) ANY PERSON WHO SLAUGHTERS ANY POULTRY RAISED BY HIM AND PROCESSES AND TRANSPORTS ANY POULTRY PRODUCT EXCLUSIVELY FOR HIS USE OR FOR MEMBERS OF HIS HOUSEHOLD, OR HIS NON-PAYING GUESTS OR EMPLOYEES;

(4) CUSTOM SLAUGHTER BY ANY PERSON OF ANY POULTRY DELIVERED BY THE OWNER, IF THE POULTRY PRODUCTS ARE USED EXCLUSIVELY BY MEMBERS OF THE OWNER'S HOUSEHOLD, HIS NON-PAYING GUESTS, OR EMPLOYEES, AND IF THE CUSTOM SLAUGHTERER DOES NOT ENGAGE IN THE BUSINESS OF BUYING OR SELLING POULTRY PRODUCTS CAPABLE OF USE AS HUMAN FOOD;

(5) SLAUGHTERING AND PROCESSING OF POULTRY PRODUCTS BY A POULTRY PRODUCER ON HIS OWN PREMISES IF (I) THE POULTRY IS SOUND AND HEALTHY AND RAISED ON HIS PREMISES, (II) IN LIEU OF ANY OTHER LABELING REQUIREMENT, THE POULTRY PRODUCTS ARE IDENTIFIED WITH THE PRODUCER'S NAME AND ADDRESS, AND (III) THEY ARE NOT OTHERWISE MISBRANDED AND ARE SOUND, CLEAN, AND FIT FOR HUMAN FOOD WHEN DISTRIBUTED;

(6) SLAUGHTERING OF ANY SOUND, HEALTHY POULTRY OR PROCESSING OF ITS POULTRY PRODUCTS BY ANY PERSON FOR DIRECT DISTRIBUTION BY HIM TO HOUSEHOLD CONSUMERS, RESTAURANTS, HOTELS, AND BOARDING HOUSES FOR USE IN THEIR DINING ROOMS, OR IN PREPARATION OF MEALS FOR DIRECT SALE TO CONSUMERS, IF, IN LIEU OF OTHER LABELING REQUIREMENTS, EVERY DISTRIBUTED POULTRY