

EXCEPT GRADE OR SIZE OR WEIGHT CLASSIFICATIONS PROVIDED BY STATUTE.

(E) USE OF TERM "FRESH" AND "MARYLAND FRESH".

THE TERM "FRESH" OR THE TERM "MARYLAND FRESH", FOR SHELL EGGS PRODUCED IN THE STATE, MAY BE USED IN ADDITION TO THE APPLICABLE GRADE AND SIZE DESIGNATION, EXCEPT FOR SHELL EGGS BELOW A QUALITY. THE SECRETARY SHALL ADOPT RULES AND REGULATIONS SETTING THE STANDARDS FOR "MARYLAND FRESH" EGGS. CANDLING OR ANY OTHER METHOD APPROVED BY THE SECRETARY SHALL BE USED WHEN MAKING A FINAL DETERMINATION OF WHETHER SHELL EGGS MEET THE STANDARD OF QUALITY.

REVISOR'S NOTE: This section presently appears as Art. 48, §161 of the Code. New language is added in this and subsequent sections to emphasize to the Code user that the provisions of this subtitle apply only to shell eggs. The only other changes made are in style.

SEC. 4-304. SIZE OR WEIGHT CLASSIFICATION FOR SHELL EGGS.

THE SIZE OR WEIGHT CLASSIFICATION FOR INDIVIDUAL SHELL EGGS IN THE STATE SHALL BE THE SAME AS THE OFFICIAL UNITED STATES DEPARTMENT OF AGRICULTURE WEIGHT CLASSES FOR SHELL EGGS FOR THE FOLLOWING CLASSIFICATIONS: JUMBO, EXTRA LARGE, LARGE, MEDIUM, SMALL, AND PEE WEE. THE SECRETARY SHALL ADOPT RULES AND REGULATIONS PRESCRIBING THE WEIGHTS PERMITTED IN THIS SUBTITLE. THE NET WEIGHT OF SHELL EGGS DOES NOT INCLUDE THE WEIGHT OF ANY CONTAINER.

REVISOR'S NOTE: This section presently appears as Art. 48, §162 of the Code. The only changes made are in style.

SEC. 4-305. STANDARDS OF QUALITY FOR SHELL EGGS; TOLERANCES.

(A) STANDARDS OF QUALITY.

THE STATE STANDARD FOR QUALITY OF INDIVIDUAL SHELL EGGS SHALL BE THE UNITED STATES DEPARTMENT OF AGRICULTURE STANDARD OF AA QUALITY, A QUALITY, B QUALITY AND C QUALITY. THE STATE CONSUMER GRADES FOR