

COMMODITY SOLD IS DETERMINED ACCORDING TO GOOD COMMERCIAL PRACTICE AND IS DETERMINED AND REPRESENTED TO BE ACCURATE AND INFORMATIVE TO ALL INTERESTED PARTIES.

REVISOR'S NOTE: This section presently appears as Art. 97, §18 of the Code. In subsection (a) new language is added to indicate that non-liquid commodities are sold by dry measure. The only changes made are in style.

SEC. 11-306. DECLARATIONS ON PACKAGES; PACKAGES ON WHICH DECLARATION OF UNIT PRICE REQUIRED.

(A) DECLARATION ON PACKAGES.

UNLESS OTHERWISE PROVIDED, ANY COMMODITY IN A PACKAGE FORM SHALL BEAR ON THE OUTSIDE OF THE PACKAGE A DEFINITE, PLAIN, AND CONSPICUOUS DECLARATION OF:

(1) THE IDENTITY OF THE COMMODITY IN THE PACKAGE UNLESS THE COMMODITY CAN BE IDENTIFIED EASILY THROUGH THE WRAPPER OR CONTAINER;

(2) THE NET QUANTITY OF THE CONTENTS IN TERMS OF WEIGHT, MEASURE, OR COUNT; AND

(3) IN THE CASE OF ANY PACKAGE POSSESSED, OFFERED, OR EXPOSED FOR SALE, OR SOLD IN ANY PLACE OTHER THAN ON THE PREMISES WHERE PACKED, THE NAME AND PLACE OF BUSINESS OF THE MANUFACTURER, PACKER, OR DISTRIBUTOR, AS THE SECRETARY ADOPTS BY RULE OR REGULATION.

(B) ADDITIONAL REQUIREMENTS.

(1) WITH REGARD TO THE DECLARATION REQUIRED UNDER SUBSECTION (A) (2), THE QUALIFYING TERM "WHEN PACKED", ANY WORDS OF SIMILAR MEANING, OR ANY TERM QUALIFYING A UNIT OF WEIGHT, MEASURE, OR COUNT, SUCH AS, "JUMBO", "GIANT", AND "FULL", THAT TENDS TO EXAGGERATE THE AMOUNT OF COMMODITY IN A PACKAGE MAY NOT BE USED.

(2) IN ADDITION THE SECRETARY, BY RULE OR REGULATION, MAY ADOPT:

(I) REASONABLE VARIATIONS INCLUDING VARIATIONS BELOW THE DECLARED WEIGHT OR MEASURE CAUSED BY ORDINARY AND CUSTOMARY EXPOSURE TO CONDITIONS THAT NORMALLY OCCUR IN GOOD DISTRIBUTION PRACTICE AND THAT