

UNAVOIDABLY RESULT IN DECREASED WEIGHT OR MEASURE AND THAT OCCUR AFTER THE COMMODITY IS INTRODUCED INTO INTRASTATE COMMERCE,

(II) EXEMPTIONS AS TO SMALL PACKAGES, AND

(III) EXEMPTIONS AS TO COMMODITIES PUT UP IN VARIABLE WEIGHTS OR SIZES FOR SALE INTACT AND EITHER CUSTOMARILY NOT SOLD AS INDIVIDUAL UNITS OR CUSTOMARILY WEIGHED OR MEASURED AT TIME OF SALE TO THE CONSUMER.

(C) PACKAGES ON WHICH DECLARATION OF UNIT PRICE REQUIRED.

IN ADDITION TO THE DECLARATIONS REQUIRED BY THIS SECTION, IF ANY COMMODITY IS IN PACKAGE FORM AND THE PACKAGE IS ONE OF A LOT CONTAINING RANDOM WEIGHTS, MEASURES, OR COUNTS OF THE SAME COMMODITY AND BEARING THE TOTAL SELLING PRICE OF THE PACKAGE, THE COMMODITY SHALL BEAR ON THE OUTSIDE OF THE PACKAGE A PLAIN AND CONSPICUOUS DECLARATION OF THE PRICE PER SINGLE UNIT OF WEIGHT, MEASURE, OR COUNT.

(D) RULE OR REGULATION TO BE CONSISTENT WITH UNIT PRICE LAW.

ANY RULE OR REGULATION ADOPTED UNDER THIS SECTION MAY NOT CONFLICT WITH THE PROVISIONS OF THE CODE AND RULES AND REGULATIONS RELATING TO UNIT PRICING OF CONSUMER COMMODITIES.

REVISOR'S NOTE: This section presently appears as Art. 97, §19 of the Code. The present reference to Art. 83, §21E is proposed for deletion to avoid numerical statutory cross-references. Instead, a provision is added to refer to the substance of Art. 83, §21E. The only other changes made are in style.

SEC. 11-307. MISLEADING PACKAGES; ADVERTISING PRICE OF PACKAGED COMMODITY; PROHIBITED QUALIFYING TERMS.

(A) MISLEADING PACKAGES.

A COMMODITY IN PACKAGE FORM MAY NOT BE WRAPPED DECEPTIVELY OR BE IN A CONTAINER MADE, FORMED, OR FILLED IN A MANNER THAT MISLEADS THE PURCHASER IN DETERMINING THE QUANTITY OF THE CONTENTS OF THE PACKAGE. THE CONTENTS OF A CONTAINER MAY NOT FALL