

SAMPLES USED AS A BASIS FOR PAYMENT TO THE PRODUCER SHALL BE TAKEN, MAINTAINED AND TESTED IN THE MANNER AND WITHIN THE PERIOD OF TIME SPECIFIED BY THE SECRETARY.

(B) USE OF ALTERED SAMPLES AS A BASIS FOR PAYMENT PROHIBITED.

A SAMPLE THAT IS ALTERED IN ANY MANNER SO THAT IT TESTS LOWER OR HIGHER THAN THE TEST OF THE MILK OR OTHER FLUID DAIRY PRODUCT FROM WHICH IT IS TAKEN MAY NOT BE USED AS A BASIS FOR PAYMENT.

REVISOR'S NOTE: This section presently appears as Art. 97, §92 of the Code. The only changes made are in style.

SEC. 11-410. MANNER OF TESTING.

A PERMIT HOLDER OR LICENSEE MAY NOT TAKE, COLLECT OR USE FOR TESTING PURPOSES ANY SAMPLE WHICH TESTS LOWER OR HIGHER THAN THE TEST OF THE MILK OR OTHER FLUID DAIRY PRODUCT FROM WHICH IT IS TAKEN. HE MAY NOT UNDERREAD, OVERREAD OR ERRONEOUSLY MANIPULATE THE TEST OR FALSIFY ANY PART OF THE RECORD OF ANY TEST USED AS A BASIS FOR PAYMENT TO THE PRODUCER IN ANY MILK OR OTHER FLUID DAIRY PRODUCT PURCHASED.

REVISOR'S NOTE: This section presently appears as Art. 97, §89 of the Code. The present reference to a person who is subject to the provisions of §86 is proposed for deletion and a reference to permit holder is substituted for the reasons explained in the revisor's note to §11-405. New language is added by amendment to indicate that this provision applies to licensees as well as permit holders. The only other changes made are in style.

SEC. 11-411. USING INCORRECT WEIGHT, MEASURE, OR TEST AS BASIS OF PAYMENT.

NO PERSON MAY USE AS A BASIS OF PAYMENT TO ANY PRODUCER OF MILK OR OTHER FLUID DAIRY PRODUCT ANY WEIGHT, MEASURE, OR TEST WHICH IS LOWER OR HIGHER THAN THE WEIGHT, MEASURE, OR TEST OF THE PRODUCT FROM WHICH IT IS TAKEN, AS DETERMINED BY THE PROCEDURES APPROVED BY THE SECRETARY.

REVISOR'S NOTE: This section presently appears as