

without substantive change from former Article 43, § 580.

In the introductory language of subsection (a) of this section, "if the person holds a permit" is new language added to emphasize that this section allows an exemption from inspection but not an exemption from the requirement that the appropriate permit be obtained.

In subsection (a)(2)(ii) of this section, the phrase "from an establishment that has a ... rating of at least 90" is substituted for the provision that the requirements for producing, processing, and pasteurizing be "enforced with equal effectiveness, as determined by an acceptable ... rating of 90". The rating of "90" is the critical factor in determining whether the raw milk or pasteurized milk product is handled properly.

In subsection (c) of this section, the defined term "milk plant" is substituted for "dairy plant".

4-430. MILK EMERGENCY; SALE OF CERTAIN MILK PRODUCTS.

(A) "MILK EMERGENCY" DEFINED.

IN THIS SECTION, "MILK EMERGENCY":

(1) MEANS A GENERAL AND ACUTE SHORTAGE OF MILK;
AND

(2) DOES NOT INCLUDE A SIMPLE SHORTAGE OF MILK THAT AFFECTS ONLY A SMALL NUMBER OF DISTRIBUTORS.

(B) SALE IN MILK EMERGENCY.

(1) IN A MILK EMERGENCY, THE SECRETARY MAY AUTHORIZE THE SALE OF A PASTEURIZED MILK PRODUCT THAT HAS NOT BEEN CERTIFIED AS GRADE A PASTEURIZED MILK.

(2) A PERSON WHO SELLS A MILK PRODUCT UNDER THIS SUBSECTION SHALL LABEL THE MILK PRODUCT AS THE SECRETARY REQUIRES.

REVISOR'S NOTE: This section is new language derived without substantive change from the third and fourth sentences of former Article 43, § 581.

4-431. RESERVED.

4-432. RESERVED.