

for a violation of certain provisions of law, to require participation in certain alcohol treatment or education programs.

Occurred: Ch. 562 (Senate Bill 189) of the Acts of 1988.

Noted by: Attorney General, bill review letter of May 9, 1988.

Article - Agriculture

11-312.

(c) (1) Ice cream, ice milk, French ice cream, French custard ice cream, frozen custard, frozen dietary dairy dessert, frozen yogurt, mellorine, parevine, sherbert, water ice, fruit ice, dietary frozen dessert, quiescently frozen confection, or quiescently frozen dairy confection, and any products which are similar in appearance, odor, or taste to such products or are prepared or frozen as such products are customarily prepared or frozen, whether made with dairy products or nondairy products, together with the mixes used in such products and for which a standard has been promulgated by the Secretary of Health and Mental Hygiene, shall be deemed a liquid.

(2) Except as provided in paragraph (3) of this subsection or as specified by the Secretary, the commodities in paragraph (1) of this subsection, when sold or offered for sale in packages or containers containing one-half pint to and including 1 gallon, shall be packaged only in units of one-half pint, 1 pint, 1 quart, one-half gallon, and 1 gallon. However, packages in units of less than one-half pint are allowed.

(3) Frozen yogurt shall be sold or offered for sale by weight, whether or not combined with other condiments, if the amount of the frozen yogurt to be purchased is:

- (i) Determined by the purchaser; and
- (ii) Dispensed by the purchaser.

DRAFTER'S NOTE:

Error: Title of bill being cured failed to give notice of provision concerning the authority of the Secretary of Agriculture to alter the container size for certain frozen dairy and nondairy desserts.

Occurred: Ch. 745 (House Bill 1418) of the Acts of 1988.