

Article - Agriculture

10-1401.

The Department shall establish a certification program governing [the production and marketing of] organically produced commodities.

10-1402.

The Department shall adopt regulations creating a program under which products may be certified and labeled as organically produced commodities that are necessary to effectuate the purposes of this subtitle.

10-1403.

THE DEPARTMENT MAY:

(1) ISSUE PERMITS TO PRODUCERS, PROCESSORS, OR DISTRIBUTORS WHO APPLY FOR CERTIFICATION UNDER THE DEPARTMENT'S ORGANIC COMMODITY PROGRAM;

(2) ESTABLISH REQUIREMENTS GOVERNING THE PRODUCTION, PROCESSING, OR DISTRIBUTION OF COMMODITIES THAT ARE CERTIFIED BY THE DEPARTMENT AS ORGANICALLY PRODUCED;

(3) ADOPT LOGOS FOR ORGANICALLY PRODUCED COMMODITIES THAT ARE CERTIFIED BY THE DEPARTMENT; AND

(4) DENY, SUSPEND, OR REVOKE THE PERMIT OF ANY PRODUCER, PROCESSOR, OR DISTRIBUTOR WHO VIOLATES ANY REGULATIONS ADOPTED BY THE DEPARTMENT UNDER THIS SUBTITLE.

10-1404.

(A) A PERSON MAY NOT REPRESENT ANY UNCERTIFIED COMMODITY AS CERTIFIED UNDER THIS SUBTITLE.

(B) IN ADDITION TO THE DENIAL, SUSPENSION, OR REVOCATION OF A PERMIT ISSUED UNDER THIS SUBTITLE, THE SECRETARY MAY IMPOSE A CIVIL PENALTY OF NOT MORE THAN \$1,000 FOR A VIOLATION OF THIS SECTION.

(C) EACH UNCERTIFIED COMMODITY REPRESENTED AS CERTIFIED CONSTITUTES A SEPARATE VIOLATION OF THIS SECTION.

(D) PENALTIES COLLECTED BY THE SECRETARY UNDER THIS SECTION SHALL BE PAID INTO THE GENERAL FUND OF THE STATE.

[10-1403.] 10-1405.

The Department may provide assistance in promoting organically produced commodities certified as provided in regulations adopted under this subtitle.