

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 SENATE BILL 1610

By: Fields

4
5 AS INTRODUCED

6 An Act relating to food; exempting certain sellers of
7 jams, jellies, and honey from certain requirement;
8 exempting certain sellers of jams, jellies, and honey
9 from certain regulation and inspection; authorizing
the State Department of Health to enjoin certain
sellers of jams, jellies, and honey; providing for
codification; and providing an effective date.

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11 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

12 SECTION 1. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 1-1320 of Title 63, unless there
14 is created a duplication in numbering, reads as follows:

15 A. Sellers of jams, jellies, and honey whose annual sales of
16 jams, jellies, and honey are Thirty Thousand Dollars (\$30,000.00) or
17 less per household shall not be required to construct or maintain
18 separate facilities for the manufacture of jams, jellies, and honey.
19 Such sellers shall also be exempt from regulation and inspection by
20 the State Department of Health for the manufacture of jams, jellies,
21 and honey if they meet the following requirements:

22 1. Jams, jellies, and honey shall be manufactured in the home
23 of the person processing and selling the jams, jellies, and honey
24 and sold by the manufacturer to the end consumer;

1 2. Jams, jellies, and honey shall be labeled with the following
2 information in legible English:

- 3 a. the name and address of the persons preparing the
4 food,
5 b. the common name of the food,
6 c. the name of all ingredients in the food, and
7 d. a statement that the jams, jellies, and honey have not
8 been inspected by the State Department of Health;

9 3. During the sale of such jams, jellies, and honey, a placard
10 shall be displayed in a prominent location stating that the product
11 has not been inspected by the State Department of Health; and

12 4. Annual gross sales shall not exceed Thirty Thousand Dollars
13 (\$30,000.00). The person manufacturing such jams, jellies, and
14 honey shall maintain a record of sales of jams, jellies, and honey
15 processed and sold. The record shall be available to the State
16 Department of Health upon request.

17 B. Sellers of jams, jellies, and honey who violate the
18 provisions of this section may be enjoined from selling jams,
19 jellies, and honey by the State Department of Health.

20 SECTION 2. This act shall become effective November 1, 2012.
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