

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 COMMITTEE SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 1346

By: Condit

6
7 COMMITTEE SUBSTITUTE

8 An Act relating to honey sales; amending Section 2,
9 Chapter 20, O.S.L. 2013 (63 O.S. Supp. 2016, Section
10 1-1331), which relates to beekeepers exempt from
11 regulation and inspection; authorizing booth rental
12 fees of certain honey sales; prohibiting inspection
13 or inspection fees of certain honey sales; and
14 providing an effective date.

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

16 SECTION 1. AMENDATORY Section 2, Chapter 20, O.S.L. 2013
17 (63 O.S. Supp. 2016, Section 1-1331), is amended to read as follows:

18 Section 1-1331. A. Beekeepers with annual production of less
19 than five hundred (500) gallons shall be exempt from regulation and
20 inspection by the State Department of Health for the manufacture,
21 sale, and distribution of honey and honeycomb products in Oklahoma
22 if they meet the following requirements:

23 1. The beekeeper shall only sell or distribute honey or
24 honeycomb produced from hives located wholly within the State of
Oklahoma which are owned and managed by the beekeeper;

1 2. The honey, honeycomb, or combination thereof is raw and not
2 blended with other products or otherwise adulterated. The honey may
3 be in liquid or solid form or a combination of the two;

4 3. The honey or honeycomb shall only be sold or distributed in
5 person to the end-use customer at the beekeeper's home, farmer's
6 markets, roadside stands, county fairs, or similar events; by the
7 beekeeper or members of the beekeeper's immediate family; and

8 4. Honey products shall be labeled with the common food product
9 name, net weight of the honey, the beekeeper's name, current ten
10 (10) digit phone number, an address where the honey or honeycomb was
11 produced, and shall include the statement, "Bottled or packaged in a
12 facility not inspected by the Oklahoma Department of Health." The
13 statement shall be in 10-point type or greater in a color that
14 provides clear contrast to the background label.

15 B. No county, municipal corporation, consolidated government,
16 or political subdivision of this state shall adopt or continue in
17 effect any ordinance, rule, regulation, or resolution prohibiting,
18 impeding, or restricting honey sales or distribution in compliance
19 with this law. A county, municipal corporation, consolidated
20 government or political subdivision of this state is authorized to
21 charge a reasonable fee for the rental of booth space or for the
22 reservation of a space at a temporary retail food establishment
23 where honey is sold or distributed in compliance with this section
24 at a single event or celebration. A county, municipal corporation,

1 consolidated government or political subdivision of this state shall
2 not require an inspection of condition or wholesomeness of honey
3 sold or distributed pursuant to this section or charge a fee related
4 to an inspection.

5 SECTION 2. This act shall become effective November 1, 2017.

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