

## Session 116 - (2005-2006)

### H 3236 General Bill, By Witherspoon

#### *Similar (S 0256)*

#### **Summary:** Adulterated or misbranded food

A BILL TO AMEND SECTION 39-25-30, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO PROHIBITED ACTS IN REGARD TO ADULTERATED OR MISBRANDED FOOD AND COSMETICS, SO AS TO FURTHER PROVIDE FOR THESE PROHIBITED ACTS; TO ADD SECTION 39-25-115 SO AS TO AUTHORIZE THE COMMISSIONER OF AGRICULTURE BY EMERGENCY REGULATION TO TAKE CERTAIN ACTIONS REGARDING MICROORGANISM FOOD CONTAMINATION; TO AMEND SECTION 39-25-190, RELATING TO THE AUTHORITY OF THE COMMISSIONER TO ENTER AND INSPECT A PREMISES IN REGARD TO ADULTERATED FOOD, SO AS TO AUTHORIZE THE DEPARTMENT TO CONDUCT THE ANALYTICAL WORK NECESSARY FOR THE PROPER ENFORCEMENT OF THESE PROVISIONS, INCLUDING THE PERFORMING OF LABORATORY SERVICES AND COLLECTING REASONABLE FEES FOR THESE SERVICES; TO ADD SECTION 39-25-210 SO AS TO REQUIRE THAT PERSONS SUBJECT TO INSPECTION UNDER ADULTERATED FOOD LAWS SHALL NOT BE PERMITTED TO ENGAGE IN THE MANUFACTURING, PROCESSING, WAREHOUSING, OR PACKING OF FOOD WITHOUT FIRST OBTAINING A PERMIT FROM THE DEPARTMENT, TO AUTHORIZE THE DEPARTMENT TO ESTABLISH FEES FOR THESE PERMITS AND TO PROVIDE PENALTIES FOR VIOLATIONS; TO ADD SECTION 39-25-220 SO AS TO PROVIDE THAT THE DEPARTMENT MAY EMPLOY ALL HELP NECESSARY TO CARRY OUT AND ENFORCE THE PROVISIONS OF ADULTERATED FOOD LAWS AND MAY DESIGNATE ANY EMPLOYEE OF THE DEPARTMENT TO PERFORM ANY DUTIES NECESSARY TO CARRY OUT THESE PROVISIONS; AND TO ADD SECTION 39-25-230 SO AS TO AUTHORIZE THE COMMISSIONER TO PROMULGATE REGULATIONS SETTING STANDARDS FOR THE LABELING AND CERTIFICATION OF FOOD PRODUCTS USING THE "SOUTH CAROLINA QUALITY" LABEL.

**01/11/05 House Introduced and read first time HJ-139**

**01/11/05 House Referred to Committee on Agriculture, Natural Resources and Environmental Affairs HJ-140**