

CHAPTER 31

(HB 283)

AN ACT relating to eggs.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. KRS 260.630 is amended to read as follows:

- (1) All wholesale egg packs consisting of cases or portions of cases shall bear a legible label designating contents; quality; quantity; date of packing ~~and~~ ~~or an~~ expiration date ~~of no more than thirty (30) days from the date of packing~~; dealer's name, address, and plant number; and size and grade of eggs. ***Expiration dating shall include qualifying prefixes such as "EXP," "Expiration date," "Sell by," "Not to be sold after date on end of carton," "Purchase by," "Last sale date on end of carton," or other similar language denoting stock rotation. The dates associated with these prefixes shall be calculated from the date the eggs are originally packed into the container and may not exceed thirty (30) days including the day of pack. Qualifying prefixes such as "Use before," "Use by," "Best before," "Best by," or other similar language generally indicate the maximum time frame for expected quality. The dates associated with these prefixes shall be calculated from the date the eggs are packed into the container and may not exceed forty-five (45) days including the day of pack.*** The letters on the label shall not be less than one-fourth (1/4) inch in height.
- (2) Graded eggs shall be offered for sale in cartons or other consumer packs and shall be plainly and legibly marked as to grade; quality; size; quantity; dealer's name, address, and plant number; and date of packing ~~and~~ ~~or an~~ expiration date ~~of no more than thirty (30) days from the date of packing~~. ***Expiration dating shall include qualifying prefixes such as "EXP," "Expiration date," "Sell by," "Not to be sold after date on end of carton," "Purchase by," "Last sale date on end of carton," or other similar language denoting stock rotation. The dates associated with these prefixes shall be calculated from the date the eggs are originally packed into the container and may not exceed thirty (30) days including the day of pack. Qualifying prefixes such as "Use before," "Use by," "Best before," "Best by," or other similar language generally indicate the maximum time frame for expected quality. The dates associated with these prefixes shall be calculated from the date the eggs are packed into the container and may not exceed forty-five (45) days including the day of pack.*** The marking letters shall not be less than one-fourth (1/4) inch in height.
- (3) Eggs offered for sale that are not in a carton shall be in a container that:
 - (a) Contains all information required by this section; and
 - (b) Displays the information in legible letters at least one-fourth (1/4) inch high on a sign attached to the container.
- (4) If eggs are packed in retail "breakaway" cartons that can be divided by the consumer or retailer into smaller units for the purpose of selling lesser amounts of eggs, each half or portion of the container shall contain full information as required by subsection (2) of this section.
- (5) Egg cartons cannot be reused.

- (6) If a producer who sells directly to consumers only is using stock cartons, the cartons shall be labeled "ungraded" followed by "produced by:" (producer's name and address) and "sold directly to the consumer." This information may be handprinted on the carton if it is legible and appears on the top panel of the egg carton.

Approved April 2, 2004