

**29.23 POULTRY, EGGS**

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**EGGS**

Sec.  
29.23 Grading; grades, weight classes  
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**EGGS**

**29.23 Grading; grades, weight classes and standards for quality**

All eggs purchased on the basis of grade by the first licensed buyer shall be graded in accordance with grade and weight classes established by the commissioner. The commissioner shall establish, by regulation, and from time to time, may amend or revise, grades, weight classes, and standards for quality. When grades, weight classes, and standards for quality have been fixed by the secretary of the department of agriculture of the United States, they may be accepted and published by the commissioner as definitions or standards for eggs in interstate commerce. The commissioner shall also by regulation provide for minimum plant and equipment requirements for candling, grading, handling and storing eggs, and shall define candling. It shall be mandatory that eggs be held at a temperature not to exceed 60 degrees Fahrenheit after being received by the first licensed dealer.

[1973 c 29 s 1]

**CHAPTER 30. VEGETABLES, FRUIT**

**POTATO INDUSTRY PROMOTION**

Sec.  
30.472 Nonparticipating growers; re-  
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30.473 Referendum by growers.

**POTATO INDUSTRY PROMOTION**

**30.472 Nonparticipating growers; refunds**

Growers may become nonparticipating growers and claim exemption from the provisions of sections 30.461 to 30.477. To claim exemption, a nonparticipating grower shall notify the council, in writing, on or before July 15 of each year, at the time of the initial report as provided in section 30.469 of his intention not to participate under the program and to claim refund of the assessments herein levied for that crop year. Such grower, if he has notified the council of his intention not to participate, as herein provided, shall be eligible between July 1 and July 30 of each year, to claim a refund of the assessments paid for the preceding crop year, paid pursuant to this enactment. Upon the receipt of a written claim for refund from an eligible, nonparticipating grower, the council shall refund the assessments paid in such crop year.

[1973 c 35 s 9]

**30.473 Referendum by growers**

Whenever 15 percent of the participating growers in all areas activated under sections 30.461 to 30.477, as disclosed by the records of the area councils for the preceding year, shall petition the councils, the councils shall conduct a referendum among all the participating growers of the state to determine whether they wish the legislature to raise or lower the assessment imposed by section 30.469. Such referendum shall be conducted only among participating growers who have paid all assessments assessed pursuant to this enactment for the preceding year, and the ballots shall be prepared by the councils and mailed to each participating grower at least 30 days prior

to the last day for filing ballots. In addition, each ballot shall be accompanied by a notice to each participating grower:

(a) Of the date of the filing of the petition by the growers for the referendum and the number of signatures contained thereon;

(b) Of the date and place where the councils will open and tabulate the ballots, which date shall be not less than five days after the last date for filing the ballots;

(c) Of the last date upon which ballots shall be filed with the council, or postmarked if delivered to the council by mail;

(d) That any participating grower may attend the meeting of the council at the time the ballots are opened and the votes tabulated.

If a majority of the participating growers voting upon the question are in favor of the proposed change, the council shall certify the result to the commissioner with the request that the department prepare a bill to submit to the legislature at the next legislative session to modify sections 30.461 to 30.477 in conformity therewith. The results of such referendum shall be advisory only and the legislature shall in no way be obligated to adopt legislation enacting the proposals contained in any referendum.

[1973 c 35 s 10]

## CHAPTER 31. FOODS

### QUALITY ASSURANCE DATING [NEW]

Sec.		Sec.	
31.781	Declaration of policy.	31.785	Regulations of other states and the federal government.
31.782	Definitions.	31.786	Local ordinances pre-empted.
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		31.789	Exemption.

### QUALITY ASSURANCE DATING [NEW]

#### 31.781 Declaration of policy

The legislature recognizes the entire food industry in the nation as leaders in the world in providing wholesome, nutritious, fresh and clean food to its citizens and to others. The Minnesota department of agriculture is hereby authorized and directed to promulgate rules and regulations which provide for a quality assurance date on perishable foods, to assure this industry's continuation and the degree of improvement reasonable and feasible, so as to provide people with wholesome, nutritious, fresh and clean food.

[1973 c 686 s 1]

#### 31.782 Definitions

Subdivision 1. As used in sections 31.781 to 31.789, the following terms shall have the meanings ascribed to them.

Subd. 2. "Commissioner" means the commissioner of agriculture or designee.

Subd. 3. "Perishable food" means any food intended for human consumption (other than meat and poultry, frozen food, or fresh fruit or vegetables), which has a quality assurance date.

Subd. 4. "Quality assurance date" means any date after which the manufacturer or processor reasonably determines that the product may, by spoilage, wiltage, drying or any other foreseeable and normal natural phenomenon, lose its palatability or its desired or nutritive properties. The date shall include the day, month, and, if appropriate, the year.

[1973 c 686 s 2]