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**MEMORANDUM**

To: House Committee on Agriculture  
From: Kyle Hamilton, Assistant Revisor of Statutes  
Date: March 5, 2018  
Subject: Bill Brief on Sub. for SB 414

Sub. for SB 414 would make amendments to the state's egg repackaging law. On February 13<sup>th</sup>, the committee heard HB 2729, which amended the same law and put its requirements into rules and regulations. That bill was placed on the consent calendar, passed the House unanimously and has been referred to the Senate committee on Agriculture and Natural Resources. When this bill was introduced in the Senate, it was identical to HB 2729, but was then substituted by the Senate committee to keep the egg repackaging requirements in statute and then made additional changes to the statute. S Sub. for SB 414 passed the Senate unanimously.

Subsection (a) would add language to the end of line 16 to state that repacked eggs shall not be graded higher than grade B, except as provided in the newly added subsection (b). New language starting in line 28 would state that an inspection fee stamp would not have to be placed on a carton repacked under subsection (b) if that carton has already been assessed the inspection fee.

The newly added subsection (b) would state that repackaged eggs may be graded higher than grade B if: (1) Undamaged eggs from damaged containers are placed only into containers with the same distributor and packer information, including the name, address, United States department of agriculture plant number, and packaging code; (2) no container with repackaged eggs are labeled with a declaration of enhanced quality or with any claim that did not appear on the original container; (3) all eggs with undamaged shells are handled and repackaged employing good manufacturing practices under refrigerated conditions in accordance with United States food and drug administration regulations; (4) all damaged containers and packaging material

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identified with the United States department of agriculture grade shield are destroyed; and (5) all segregated inedible eggs are properly destroyed to prevent human consumption.

Sub. for SB 414 would become effective upon publication in the statute book.