

Senate Bill 366

Sponsored by Senator SMITH DB (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act would allow eggs to be sold to a restaurant without an egg handler's license. (Flesch Readability Score: 74.2).

Authorizes a producer of eggs to sell and deliver the producer's eggs to a restaurant without an egg handler's license.

A BILL FOR AN ACT

Relating to the sale of eggs to restaurants; amending ORS 632.715.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 632.715 is amended to read:

632.715. (1) Unless the person holds a permit issued under ORS 632.730, a person may not sell or distribute within this state any eggs to consumers or to retailers without having first obtained an egg handler's license from the State Department of Agriculture. The license is not required:

(a) Of a producer selling and delivering eggs of the producer's own production directly to an individual consumer **or a restaurant, as defined in ORS 624.010;**

(b) For the sale of uncandled eggs to other than a consumer;

(c) For the sale by a retailer to a consumer of eggs that previously have been candled and graded by an egg handler in compliance with ORS 632.705 to 632.815; or

(d) For the sale on consignment under ORS 616.683 (2)(f) of eggs produced by a licensed egg handler.

(2) Application for an egg handler's license shall be made to the department, on forms prescribed by the department.

(3) Each egg handler's license expires on June 30 next following the date of issuance or on such date as may be specified by department rule. The license is not transferable to any person. The original of the license shall be conspicuously displayed in the main office of the licensee. A duplicate copy of the license shall be conspicuously displayed in each separate branch, store, sales outlet, office, warehouse or location operated or owned by the licensee in which eggs are candled or graded.

(4) The department, in accordance with ORS chapter 183, may refuse to issue, or may suspend or revoke, an egg handler's license issued under this section, or a permit issued under ORS 632.730, if the applicant, the permit holder or the licensee has violated or is violating the provisions of ORS 632.705 to 632.815 or rules promulgated pursuant thereto.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.