

# SENATE BILL NO. 1500

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR BRATTIN.

5958S.01H

KRISTINA MARTIN, Secretary

## AN ACT

To repeal section 266.160, RSMo, and to enact in lieu thereof one new section relating to commercial feed.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 266.160, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 266.160,  
3 to read as follows:

266.160. When used in sections 266.152 to 266.220 the  
2 following terms mean:

3 (1) "Brand name", any word, name, symbol, or device,  
4 or any combination thereof, identifying the commercial feed  
5 of a distributor, manufacturer or guarantor and  
6 distinguishing it from that of others;

7 (2) "Commercial feed", all materials or combinations  
8 of materials which are distributed or intended for  
9 distribution for use as feed or for mixing in feed, unless  
10 such materials are specifically exempted by the director.  
11 Unmixed whole seeds and physically altered entire unmixed  
12 seeds, when such whole or physically altered seeds are not  
13 chemically changed or are not adulterated within the meaning  
14 of subsection 1 of section 266.180, as well as wild bird  
15 seed, are exempt from the definition of commercial feed.

16 **Commercial feed shall include "industrial hemp" as defined**  
17 **in section 195.010.** The director by rule may exempt from  
18 this definition or from specific provisions of sections

19 266.152 to 266.220, commodities such as hay, straw, stover,  
20 silage, cobs, husks, hulls, and individual chemical  
21 compounds or substances when such commodities, compounds or  
22 substances are not intermixed with other materials and are  
23 not adulterated within the meaning of subsection 1 of  
24 section 266.180. Commercial feed shall not include feed  
25 that is manufactured, distributed and consumed by the  
26 manufacturer's own livestock;

27 (3) "Consultant-formulated feed", commercial feed  
28 manufactured for a final purchaser based upon a formula  
29 and/or specifications developed for the feed purchaser by an  
30 independent consultant or feed manufacturer;

31 (4) "Customer-formula feed", commercial feed which  
32 consists of a mixture of commercial feeds or feed  
33 ingredients or both, each batch of which is manufactured  
34 according to the specific instructions of the final  
35 purchaser;

36 (5) "Department", the Missouri department of  
37 agriculture;

38 (6) "Director", the director of the Missouri  
39 department of agriculture;

40 (7) "Distribute", to offer for sale, sell, exchange,  
41 or barter, commercial feed; or to supply, furnish, or  
42 otherwise provide commercial feed;

43 (8) "Distributor", any person who distributes;

44 (9) "Drug", any article intended for use in the  
45 diagnosis, cure, mitigation, treatment, or prevention of  
46 disease in animals other than man, and articles other than  
47 feed intended to affect the structure or any function of the  
48 animal body;

49 (10) "Feed ingredient", each of the constituent  
50 materials making up a commercial feed;

51           (11) "Independent consultant", any person who provides  
52 animal nutritional formulation to a feed purchaser for a fee  
53 rather than the sale of feed except that a veterinarian  
54 actively treating an identified animal is not an independent  
55 consultant;

56           (12) "Label", a display of written, printed or graphic  
57 matter upon or affixed to the container in which a  
58 commercial feed is distributed, or on the invoice or  
59 delivery slip with which a commercial feed is distributed;

60           (13) "Labeling", all labels and other written, printed  
61 or graphic matter:

62           (a) Upon a commercial feed or any of its containers or  
63 wrapper; or

64           (b) Accompanying such commercial feed;

65           (14) "Manufacture", to grind, mix or blend, or further  
66 process a commercial feed for distribution;

67           (15) "Metric ton", a metric ton of one thousand  
68 kilograms or two thousand two hundred and four pounds  
69 avoirdupois;

70           (16) "Mineral feed", a commercial feed intended to  
71 supply primarily mineral elements or inorganic nutrients;

72           (17) "Official sample", a sample of feed taken by the  
73 director or the director's agent in accordance with the  
74 provisions of subsection 3, 5, 6 or 9 of section 266.200;

75           (18) "Percent" or "percentages", percentages by  
76 weights;

77           (19) "Person" includes individual, partnership,  
78 corporation, and association;

79           (20) "Pet", any domesticated animal normally  
80 maintained in or near the household of the owner thereof;

81           (21) "Pet food", any commercial feed prepared and  
82 distributed for consumption by dogs and cats;

83           (22) "Product name", the name of the commercial feed  
84 which identifies it as to kind, class, or specific use;

85           (23) "Quantity statement", the net weight (mass), net  
86 volume (liquid or dry), or count;

87           (24) "Rule", an administrative rule as defined by  
88 chapter 536 or further elaboration of a particular statute;

89           (25) "Specialty pet", any domesticated animal pet  
90 normally maintained in a cage or tank, such as but not  
91 limited to gerbils, hamsters, birds, fish, and turtles;

92           (26) "Specialty pet food", any commercial feed  
93 prepared and distributed for consumption by specialty pets;

94           (27) "Ton", a net weight of two thousand pounds  
95 avoirdupois.

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