

**Introduced by Senator Correa**

February 21, 2013

---

---

An act to amend Section 12603 of the Business and Professions Code, relating to packaging and labeling.

LEGISLATIVE COUNSEL'S DIGEST

SB 465, as introduced, Correa. Fair Packaging and Labeling Act.

Existing law establishes the Department of Food and Agriculture and sets forth its powers and duties, including, but not limited to, enforcement of the Fair Packaging and Labeling Act. The act prohibits persons from distributing any packaged commodity that is not in conformity with prescribed packaging and labeling requirements.

This bill would make nonsubstantive changes to the latter provision.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 12603 of the Business and Professions  
2 Code is amended to read:  
3 12603. ~~No~~A person subject to the prohibition in Section 12602  
4 shall *not* distribute any packaged commodity unless it is in  
5 conformity with regulations that shall be established by the director  
6 that shall provide:  
7 (a) The commodity shall bear a label specifying the identity of  
8 the commodity and the name and place of business of the  
9 manufacturer, packer, or distributor.  
10 (b) The net quantity of contents (in terms of weight or mass,  
11 measure, numerical count, or time) shall be separately and

1 accurately stated in a uniform location upon the principal display  
2 panel of that label, using the most appropriate units of both the  
3 customary inch-pound system of measure, and except as provided  
4 in subdivisions (c) and (d), the SI (Système International d'Unités)  
5 metric system.

6 (c) On a random package labeled in terms of pounds and decimal  
7 fractions of the pound, the statement may be carried out to not  
8 more than three decimal places and is not required to, but may  
9 include a statement in terms of the SI metric system carried out to  
10 not more than three decimal places.

11 (d) The requirements of subdivision (b) concerning labeling  
12 using the metric system do not apply to nonconsumer packages,  
13 foods that are packaged at the retail store level, or to the sale or  
14 distribution of products whose labels have been printed prior to  
15 February 14, 1994.

16 (e) This section shall become operative on February 14, 1994.