

DISTRICT OF COLUMBIA
OFFICIAL CODE

TITLE 48.
FOODS AND DRUGS.

CHAPTER 6.
MILK, CREAM, AND ICE CREAM.[REPEALED]

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DISTRICT OF COLUMBIA OFFICIAL CODE
CHAPTER 6. MILK, CREAM, AND ICE
CREAM.[REPEALED]

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CHAPTER 6. MILK, CREAM, AND ICE CREAM.[REPEALED]

SUBCHAPTER I. GENERAL.[REPEALED]

§ 48-601. PRODUCTION AND SHIPMENT OF PRODUCTS TO CONFORM TO LOCAL STANDARDS.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1004, ch. 358, § 1; Jan. 5, 1971, 84 Stat. 1937, Pub. L. 91-650, title VI, § 601(a); May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-301.

1973 Ed., § 33-301.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

§ 48-602. DEFINITIONS.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1004, ch. 358, § 2; Aug. 1, 1950, 64 Stat. 393, ch. 513, § 1; Jan. 5, 1971, 84 Stat. 1937, Pub. L. 91-650, title VI, § 601(a); May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-302.

1973 Ed., § 33-302.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 48-603. PERMIT REQUIRED; RENEWAL; APPLICATION.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1004, ch. 358, § 3; Aug. 1, 1950, 64 Stat. 393, ch. 513, § 1; Jan. 5, 1971, 84 Stat. 1937, Pub. L. 91-650, title VI, § 601(a); Apr. 20, 1999, D.C. Law 12-261, § 2003(dd), 46 DCR 3142; May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-303.

1973 Ed., § 33-303.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

Law 12-261, the "Second Omnibus Regulatory Reform Amendment Act of 1998," was introduced in Council and assigned Bill No. 12-615, which was referred to the Committee of the Whole. The Bill was adopted on first and second readings on December 1, 1998, and December 15, 1998, respectively. Signed by the Mayor on December 31, 1998, it was assigned Act No. 12-615 and transmitted to both Houses of Congress for its review. D.C. Law 12-261 became effective on April 20, 1999.

For Law 14-116, see notes following § 48-102.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 48-604. SUSPENSION OF PERMIT.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1005, ch. 358, § 4; Jan. 5, 1971, 84 Stat. 1937, Pub. L. 91-650, title VI, § 601(a); May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-304.

1973 Ed., § 33-304.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 48-605. SHIPMENT OF PRODUCTS INTO DISTRICT MEETING FEDERAL OR STATE SPECIFICATIONS.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1005, ch. 358, § 5; Aug. 1, 1950, 64 Stat. 393, ch. 513, § 1; Jan. 5, 1971, 84 Stat. 1937, Pub. L. 91-650, title VI, § 601(a); May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-305.

1973 Ed., § 33-305.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

Transfer of Functions

The functions of the Department of Health, Education and Welfare were transferred to the Department of Health and Human Services by the Act of October 17, 1979, 93 Stat. 675, Pub. L. 96-88, § 509.

§ 48-606. PASTEURIZATION REQUIREMENT.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1005, ch. 358, § 6; Aug. 1, 1950, 64 Stat. 1005, ch. 513, § 1; Jan. 5, 1971, 84 Stat. 1937, Pub. L. 91-650, title VI, § 601(a); May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-306.

1973 Ed., § 33-306.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

Transfer of Functions

The functions of the Department of Health, Education and Welfare were transferred to the Department of Health and Human Services by the Act of October 17, 1979, 93 Stat. 675, Pub. L. 96-88, § 509.

§ 48-607. PRODUCTS ILLEGALLY BROUGHT INTO DISTRICT; SEIZURE; NOTICE TO OWNERS; DESTRUCTION.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1005, ch. 358, § 7; Aug. 1, 1950, 64 Stat. 393, ch. 513, § 1; Jan. 5, 1971, 84 Stat. 1937, Pub. L. 91-650, title VI, § 601(a); May 2 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-307.

1973 Ed., § 33-307.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of

Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 48-608. PROMULGATION AND PUBLICATION OF REGULATIONS OR STANDARDS TO PROTECT SUPPLY.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1005, ch. 358, § 8; Jan. 5, 1971, 84 Stat. 1938, Pub. L. 91-650, title VI, § 601(a); May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-308.

1973 Ed., § 33-308.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 402 (259, 260, 261) of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to the District of Columbia Council, subject to the right of the Commissioner as provided in § 406 of the Plan. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 48-609. SELLER OF PRODUCTS IN DISTRICT TO DETERMINE THAT SHIPPER HAS PERMIT.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1005, ch. 358, § 9; Aug. 1, 1950, 64 Stat. 393, ch. 513, § 1; Jan. 5, 1971, 84 Stat. 1938, Pub. L. 91-650, title VI, § 601(a); May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-309.

1973 Ed., § 33-309.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

Change in Government

This section originated at a time when local government powers were delegated to a Board of Commissioners of the District of Columbia (see Acts Relating to the Establishment of the District of Columbia and its Various Forms of Governmental Organization in Volume 1). Section 401 of Reorganization Plan No. 3 of 1967 (see Reorganization Plans in Volume 1) transferred all of the functions of the Board of Commissioners under this section to a single Commissioner. The District of Columbia Self-Government and Governmental Reorganization Act, 87 Stat. 818, § 711 (D.C. Code, § 1-207.11), abolished the District of Columbia Council and the Office of Commissioner of the District of Columbia. These branches of government were replaced by the Council of the District of Columbia and the Office of Mayor of the District of Columbia, respectively. Accordingly, and also pursuant to § 714(a) of such Act (D.C. Code, § 1-207.14(a)), appropriate changes in terminology were made in this section.

§ 48-610. VIOLATIONS.[REPEALED]

(Feb. 27, 1925, 43 Stat. 1005, ch. 358, § 10; Jan. 5, 1971, 84 Stat. 1938, Pub. L. 91-650, title VI, § 601(a); Oct. 5, 1985, D.C. Law 6-42, § 427, 32 DCR 4450; May 2, 2002, D.C. Law 14-116, § 8(b), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-310.

1973 Ed., § 33-310.

Temporary Amendments of Section

For temporary (225 day) repeal of §§ 48-601 to 48-610, see § 8(b) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(b) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For legislative history of D.C. Law 6-42, see Historical and Statutory Notes following § 48-109.

For Law 14-116, see notes following § 48-102.

SUBCHAPTER II. CONFLICT OF INTEREST WITH DAIRY INDUSTRY.[REPEALED]

§ 48-631. CONFLICTS OF INTEREST OF GOVERNMENT OFFICERS OR EMPLOYEES.[REPEALED]

(Mar. 2, 1907, 34 Stat. 1145, ch. 2510, § 1; May 2, 2002, D.C. Law 14-116, § 8(c), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-311.

1973 Ed., § 33-320.

Temporary Amendments of Section

For temporary (225 day) repeal of section, see § 8(c) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(c) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(c) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.

Miscellaneous Notes

Health Department abolished: The Health Department of the District of Columbia, including the office of the head thereof, was abolished and the functions thereof transferred to the Board of Commissioners of the District of Columbia by Reorganization Plan No. 5 of 1952. Reorganization Order No. 57 of the Board of Commissioners, dated June 30, 1953, and Reorganization Order No. 52, dated June 30, 1953, combined and redesignated Organization Order No. 141, dated February 11, 1964, established, under the direction and control of a Commissioner, a Department of Public Health headed by a Director, for the purpose of planning, implementing, and directing public health and hospital care programs, and for performing certain other allied medical and paramedical functions. The Anatomical Board was established under the direction and control of the Director of Public Health consisting of members as prescribed in the D.C. Code. Prior to redesignation, the Order abolished the previously existing Health Department, Gallinger Hospital, Glenn Dale Sanatorium, and the Anatomical Board, and transferred their functions and positions to the new Department. The organization of the new Department was set out in the Order. The executive functions of the Board of Commissioners were transferred to the Commissioner of the District of Columbia by § 401 of Reorganization Plan No. 3 of 1967. Functions stated in Organization Order No. 141 were transferred to the Director of the Department of Human Resources by Commissioner's Order No. 69-96, dated March 7, 1969, as amended by Commissioner's Order No. 70-83, dated March 6, 1970. The Department of Human Resources was replaced by Reorganization Plan No. 2 of 1979, dated February 21, 1980, which Plan established the Department of Human Services.

§ 48-632. UNIFORM APPLICATION OF EXAMINATIONS, INSPECTION, AND RULES AND REGULATIONS.[REPEALED]

(Mar. 3, 1915, 38 Stat. 915, ch. 80, § 1; May 2, 2002, D.C. Law 14-116, § 8(d), 49 DCR 1945.)

HISTORICAL AND STATUTORY NOTES

Prior Codifications

1981 Ed., § 33-312.

1973 Ed., § 33-321.

Temporary Amendments of Section

For temporary (225 day) repeal of section, see § 8(d) of Food Regulation Temporary Amendment Act of 2001 (D.C. Law 14-55, December 6, 2001, law notification 49 DCR 356).

Emergency Act Amendments

For temporary (90 day) repeal of section, see § 8(d) of Food Regulation Emergency Amendment Act of 2001 (D.C. Act 14-128, August 3, 2001, 48 DCR 7939).

For temporary (90 day) repeal of section, see § 8(d) of Food Regulation Legislative Review Emergency Amendment Act of 2001 (D.C. Act 14-147, October 23, 2001, 48 DCR 10183).

Legislative History of Laws

For Law 14-116, see notes following § 48-102.