

---

THE GENERAL ASSEMBLY OF PENNSYLVANIA

---

HOUSE BILL

No. 2186 Session of  
2021

---

INTRODUCED BY CRUZ, SCHLOSSBERG, BURGOS, SANCHEZ, HOWARD AND  
PARKER, DECEMBER 22, 2021

---

REFERRED TO COMMITTEE ON AGRICULTURE AND RURAL AFFAIRS,  
DECEMBER 22, 2021

---

AN ACT

1 Amending Title 3 (Agriculture) of the Pennsylvania Consolidated  
2 Statutes, in food protection, further providing for  
3 misbranding of food.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Section 5729(a)(10) of Title 3 of the  
7 Pennsylvania Consolidated Statutes is amended to read:

8 § 5729. Misbranding of food.

9 (a) General rule.--A food shall be misbranded:

10 \* \* \*

11 (10) If it is a raw agricultural commodity bearing or  
12 containing a pesticide chemical applied after harvest, unless  
13 the shipping container of the commodity bears labeling which  
14 clearly and conspicuously declares the presence of the  
15 chemical and the common or usual name and function of the  
16 chemical. A clear and conspicuous declaration shall [not] be  
17 required when the commodity is removed from the shipping  
18 container and is held or displayed for sale at retail [in

1 accordance with the custom of the trade].

2 \* \* \*

3 Section 2. This act shall take effect in 270 days.