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Sub. H. B. No. 507

Representative Koehler

Cosponsors: Representatives Stoltzfus, Lipps, Fowler Arthur, Manning, Brent, Jones, Miller, J., Abrams, Boyd, Carruthers, Cross, Crossman, Fraizer, Galonski, Hicks-Hudson, Holmes, Hoops, Humphrey, Jarrells, Kick, Lanese, Lepore-Hagan, Lightbody, Miller, A., Miller, K., O'Brien, Patton, Russo, Sheehy, Smith, K., Stevens, West, Wiggam

A BILL

To amend sections 913.04, 913.28, 915.01, 915.03, 1
915.14, 915.18, 915.20, 925.21, 925.62, 2
3715.041, 3715.07, 3715.27, 3715.33, 3715.36, 3
and 3715.99; to amend, for the purpose of 4
adopting a new section number as indicated in 5
parentheses, section 3715.36 (3715.34); and to 6
repeal sections 913.27, 915.04, 915.05, 915.06, 7
915.07, 915.08, 915.19, 915.21, 925.26, 925.27, 8
925.28, 925.52, 925.56, 925.61, 3715.14, 9
3715.15, 3715.16, 3715.17, 3715.18, 3715.19, 10
3715.20, 3715.34, 3715.35, and 3715.37 of the 11
Revised Code to revise specified provisions of 12
agriculture law. 13

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 913.04, 913.28, 915.01, 915.03, 14
915.14, 915.18, 915.20, 925.21, 925.62, 3715.041, 3715.07, 15
3715.27, 3715.33, 3715.36, and 3715.99 be amended and section 16

3715.36 (3715.34) of the Revised Code be amended for the purpose 17
of adopting a new section number as indicated in parentheses to 18
read as follows: 19

Sec. 913.04. (A) The director of agriculture shall adopt 20
rules under Chapter 119. of the Revised Code which: 21

(1) Require all canneries to comply with regulations 22
adopted by the United States food and drug administration in 21 23
C.F.R. ~~110.3 to 110.110~~117, as ~~amended~~applicable; 24

(2) Require all canneries thermally processing low-acid 25
foods packed in hermetically sealed containers to comply with 26
regulations adopted by the United States food and drug 27
administration in 21 C.F.R. 113.3 to 113.100, as amended; 28

(3) Require all canneries thermally processing acidified 29
foods packed in hermetically sealed containers to comply with 30
regulations adopted by the United States food and drug 31
administration in 21 C.F.R. 114.3 to 114.100, as amended; 32

(4) Require all canneries, except those canneries required 33
to register with the United States food and drug administration 34
under 21 C.F.R. 108.35, to provide the director, prior to the 35
processing of any food product, with scheduled processes for 36
each processing method utilized, including all of the following: 37

(a) The type of processing equipment used; 38

(b) The type of retort or other thermal processing 39
equipment used; 40

(c) Minimum initial temperatures; 41

(d) Time and temperature of processing; 42

(e) Sterilizing value or other equivalent scientific 43

evidence of process adequacy;	44
(f) Critical control factors affecting heat penetration.	45
(5) Establish standards of identity, quality, and fill for canned foods.	46 47
(B) No person shall violate any rule adopted under this section.	48 49
Sec. 913.28. The director of agriculture shall enforce sections 913.01 to 913.05 and 913.22 to 913.27 <u>913.26</u> of the Revised Code, and he <u>the director</u> shall adopt rules as he <u>the</u> <u>director</u> considers necessary for the administration and enforcement of such sections.	50 51 52 53 54
Sec. 915.01. As used in section 915.01 to 915.12, inclusive, of the Revised Code:	55 56
(A) "Cold storage" means the storage of food, at or below a temperature of forty degrees Fahrenheit, in a cold-storage warehouse.	57 58 59
(B) "Cold-storage warehouse" means a place artificially cooled by the employment of refrigerating machinery or ice or other means, in which articles of food are stored for thirty days or more at a temperature of forty degrees Fahrenheit, or lower.	60 61 62 63 64
(C) "Food" means eggs, butter, fresh animal flesh and fresh products therefrom, and fresh fish and fowl flesh, which have been stored in a cold storage warehouse;	65 66 67
<u>(1) Articles used for food or drink for humans or animals;</u>	68
<u>(2) Chewing gum;</u>	69
<u>(3) Articles used for components of any such articles.</u>	70

(D) "Container" means any bag, barrel, basket, bottle, 71
box, caddy can, canister, carton, crate, firkin, hogshead, jar, 72
jug, keg, stopper, vessel, wrapper, frozen bulk, or any similar 73
or analogous utensil, receptacle, band, or wrapper in which food 74
may be kept, stored, sold, or offered for sale. 75

~~(E) "Marked" means written, printed, stamped, or painted, 76
or any other means whereby words or figures may be indicated in 77
or on a container, or any cover attached thereto. 78~~

~~(F) "Wholesome" means fit for human food. 79~~

Sec. 915.03. Each person, firm, or corporation licensed to 80
operate a cold-storage warehouse shall keep an accurate record 81
of the receipts and withdrawals of food therefrom. The agents of 82
the director of agriculture shall have free access to such 83
records at all times. ~~Each such person, firm, or corporation 84
shall file in the office of the director on or before the sixth 85
day of January, April, July, and October of each year, a report 86
setting forth in itemized form the kind and quantities of food 87
products held in cold storage in such warehouse. The report 88
shall be made on printed forms prepared and supplied by the 89
director. The director may cause such other reports to be filed 90
at such times as he may deem advisable. 91~~

Sec. 915.14. As used in sections 915.14 to 915.24 of the 92
Revised Code, unless the context otherwise requires: 93

(A) "Food" means ~~all articles used by humans for food, 94
drink, ice, confectionery, or condiment, whether simple, mixed, 95
or compound, and any substance used as a constituent in the 96
manufacture thereof; 97~~

(1) Articles used for food or drink for humans or animals; 98

(2) Chewing gum; 99

<u>(3) Articles used for components of any such articles.</u>	100
(B) "Establishment" means any business location or building of which any of the following facilities or operations are a part: a frozen food manufacturing facility, slaughterhouse, locker room, locker, chill room, sharp freezing room and facilities, or sharp freezing cabinet.	101 102 103 104 105
(C) "Slaughterhouse" means a room or space used to butcher animals for sharp freezing.	106 107
(D) "Locker room" means any room in an establishment in which lockers are located and in which space may be provided for the storage of frozen food belonging to and for sale by the operator to the public.	108 109 110 111
(E) "Locker" means the individual section or compartment, provided with a lock, of a capacity not to exceed twenty five cubic feet, in the locker room of an establishment, which is rented by a person, firm, or corporation for the purpose of storing frozen food for its use.	112 113 114 115 116
(F) "Chill room" means a room or space in an establishment used for the purpose of chilling food in preparation for processing for sharp freezing.	117 118 119
(G) <u>(D)</u> "Sharp freezing" means the reducing of every portion of food placed in a sharp freezer facility to a temperature of ten degrees Fahrenheit or less in five hours or less.	120 121 122 123
(H) <u>(E)</u> "Sharp freezing room," "sharp freezing cabinet," or "other sharp freezing facilities" means any location, space, or facility in an establishment used for the sharp freezing of food for storage or eventual sale.	124 125 126 127

~~(I)~~ (F) "Operator" means any person, firm, or corporation 128
operating or maintaining an establishment. 129

~~(J)~~ (G) "Frozen food manufacturing facility" means a room 130
or space in an establishment used to freeze food, other than 131
frozen desserts as defined in section 917.01 of the Revised 132
Code, for eventual sale in a frozen state. 133

Sec. 915.18. (A) The refrigeration system for an 134
establishment shall be equipped with accurate and reliable 135
controls for the automatic maintenance of uniform temperatures 136
as required in the various refrigerated rooms and shall be of 137
adequate capacity to provide under extreme conditions of outside 138
temperatures and under peak load conditions in the normal 139
operations of the establishment, the following temperatures: 140

(1) In the chill room temperatures within two degrees of 141
Fahrenheit plus or minus of thirty-eight degrees above zero 142
Fahrenheit with a tolerance of ten degrees Fahrenheit for a 143
reasonable time after fresh food is put in for chilling; 144

(2) In the sharp freezing room temperatures of ten degrees 145
below zero Fahrenheit or lower or temperatures of zero degrees 146
Fahrenheit or lower when forced air circulation is employed with 147
a tolerance of ten degrees Fahrenheit for either type of 148
installation for a reasonable time after fresh food is put in 149
for freezing; 150

~~(3) In the locker room temperatures of not to exceed plus-~~ 151
~~five degrees Fahrenheit with a tolerance of five degrees-~~ 152
~~Fahrenheit higher;~~ 153

~~(B) All establishments with the exception of those having-~~ 154
~~a locker room only, shall have a chill room, and sharp freezing-~~ 155
~~facilities and facilities for cutting and wrapping or packaging-~~ 156

food. 157

(B) This section does not prohibit such variations as may 158
occur during short periods of time incidental to defrosting. For 159
experimental purposes, the department of agriculture, upon 160
application in writing, may authorize for a limited and 161
prescribed period, the installation and use of refrigeration 162
systems or methods which in the opinion of the department will 163
result in improvement over present methods. 164

Sec. 915.20. (A) As used in this section: 165

(1) "Locker" means the individual section or compartment, 166
provided with a lock, of a capacity not to exceed twenty-five 167
cubic feet, in the locker room of an establishment, which is 168
rented by a person, firm, or corporation for the purpose of 169
storing frozen food for its use. 170

(2) "Locker room" means any room in an establishment in 171
which lockers are located and in which space may be provided for 172
the storage of frozen food belonging to and for sale by the 173
operator to the public. 174

(B) Every operator of an establishment having lockers 175
shall keep an accurate record setting forth: 176

~~(A) The~~ the name and address of each patron renting a 177
locker or storing food; 178

~~(B) The rental period for each locker rented, the charge~~ 179
~~therefor, and the payments thereon;~~ 180

~~(C) All persons renting lockers who are directly or~~ 181
~~indirectly engaged in the selling of foodstuffs for human~~ 182
~~consumption must declare this fact to the management and an~~ 183
~~entry shall be made on the records of the operator.~~ 184

~~Articles of food in any establishment which are intended for trade channels must be handled as provided under sections 915.03 to 915.12, inclusive, of the Revised Code, and the rules and regulations promulgated thereunder. An operator may have in storage in any establishment under his control, food belonging to and for sale by such operator to the public, without complying with section 915.03 of the Revised Code.~~

Sec. 925.21. As used in sections 925.22 to 925.32, inclusive, of the Revised Code:

(A) "Fruit or vegetable" means any fresh unprocessed fruit or vegetable which is intended for human consumption.

(B) "Container" means any device used to hold or enclose a quantity of fruits or vegetables, except one with a capacity of one dry quart or less which is packed in a larger container marked in compliance with sections 925.21 to 925.32, inclusive, of the Revised Code.

(C) "Person" includes any individual, company, partnership, corporation, or association or any combination of individuals of whatever form and character, also any employee, agent, or officer thereof.

~~(D) "Unclassified" means that no grade has been applied to a quantity of fruits or vegetables.~~

Sec. 925.62. No person, firm, or corporation shall dye or otherwise color any rabbit or baby poultry, including, but not limited to, chicks and ducklings. No person, firm, or corporation shall sell, offer for sale, expose for sale, raffle, or give away any rabbit or baby poultry which has been dyed or otherwise colored. No poultry younger than four weeks of age may be sold, given away, or otherwise distributed to any person in

lots of less than ~~six~~ three. Stores, shops, vendors, and others 214
offering young poultry for sale or other distribution shall 215
provide and operate brooders or other heating devices that may 216
be necessary to maintain poultry in good health, and shall keep 217
adequate food and water available to the poultry at all times. 218

Sec. 3715.041. (A) (1) As used in this section, "food 219
processing establishment" has the same meaning as in section 220
3715.021 of the Revised Code. 221

(2) A person that operates a food processing establishment 222
shall register the establishment annually with the director of 223
agriculture. The person shall submit an application for 224
registration or renewal on a form prescribed and provided by the 225
director. Except as provided in division (G) of this section, an 226
application for registration or renewal shall be accompanied by 227
a registration fee in an amount established in rules adopted 228
under this section. If a person files an application for 229
registration on or after the first day of August of any year, 230
the fee shall be one-half of the annual registration fee. 231

(B) (1) The director shall inspect the food processing 232
establishment for which an application for initial registration 233
has been submitted. If, upon inspection, the director finds that 234
the establishment is in compliance with this chapter and Chapter 235
911., 913., 915., or 925. of the Revised Code, as applicable, or 236
applicable rules adopted under those chapters, the director 237
shall issue a certificate of registration to the food processing 238
establishment. A food processing establishment registration 239
expires on the thirty-first day of January and is valid until 240
that date unless it is suspended or revoked under this section. 241

(2) A person that is operating a food processing 242
establishment shall apply to the director for a certificate of 243

registration not later than a date specified by the director in 244
rules adopted under this section. If an application is not filed 245
with the director or postmarked on or before that date, the 246
director shall assess a late fee in an amount established in 247
rules adopted under this section. 248

(C) (1) A food processing establishment registration may be 249
renewed by the director. A person seeking registration renewal 250
shall submit an application for renewal to the director not 251
later than the thirty-first day of January. The director shall 252
issue a renewed certificate of registration on receipt of a 253
complete renewal application except as provided in division (C) 254
(2) of this section. 255

(2) If a renewal application is not filed with the 256
director or postmarked on or before the thirty-first day of 257
January, the director shall assess a late fee in an amount 258
established in rules adopted under this section. The director 259
shall not renew the registration until the applicant pays the 260
late fee. 261

(D) A copy of the food processing establishment 262
registration certificate shall be conspicuously displayed in an 263
area of the establishment to which customers of the 264
establishment have access. 265

(E) (1) The director or the director's designee may issue 266
an order suspending or revoking a food processing establishment 267
registration upon determining that the registration holder is in 268
violation of this chapter or Chapter 911., 913., 915., or 925. 269
of the Revised Code, as applicable, or applicable rules adopted 270
under those chapters. Except as provided in division (E) (2) of 271
this section, a registration shall not be suspended or revoked 272
until the registration holder is provided an opportunity to 273

appeal the suspension or revocation in accordance with Chapter	274
119. of the Revised Code.	275
(2) If the director determines that a food processing	276
establishment presents an immediate danger to the public health,	277
the director may issue an order immediately suspending the	278
establishment's registration without affording the registration	279
holder an opportunity for a hearing. The director then shall	280
afford the registration holder <u>an opportunity for a hearing</u> in	281
accordance with Chapter 119. of the Revised Code not later than	282
ten days after the date of suspension.	283
(3) If the director finds that a person is operating a	284
food processing establishment without registering the	285
establishment under this section, the director shall issue a	286
letter of warning to the person giving the person ten days to	287
register the establishment. If the person fails to register the	288
establishment within that ten-day time period, the director may	289
assess a civil penalty against the person. If the director	290
assesses a civil penalty, the director shall do so as follows:	291
(a) If, within five years of the issuance of the letter of	292
warning to the person, the director has not previously assessed	293
a civil penalty against the person under this section, in an	294
amount not exceeding five hundred dollars;	295
(b) If, within five years of the issuance of the letter of	296
warning to the person, the director has previously assessed one	297
civil penalty against the person under this section, in an	298
amount not exceeding one thousand five hundred dollars;	299
(c) If, within five years of the issuance of the letter of	300
warning to the person, the director has previously assessed two	301
or more civil penalties against the person under this section,	302

in an amount not exceeding five thousand dollars.	303
(F) The director shall adopt rules in accordance with	304
Chapter 119. of the Revised Code that establish all of the	305
following:	306
(1) The date by which a person that is operating a food	307
processing establishment must submit an application for a food	308
processing establishment registration;	309
(2) The amount of the registration fee that must be	310
submitted with an application for a food processing	311
establishment registration and with an application for renewal;	312
(3) The amount of the late fee that is required in	313
division (B) (2) of this section;	314
(4) The amount of the fee for the late renewal of a food	315
processing establishment registration that is required in	316
division (C) (2) of this section;	317
(5) Any other procedures and requirements that are	318
necessary to administer and enforce this section.	319
(G) The following are not required to pay any registration	320
fee that is otherwise required in this section:	321
(1) Bakeries registered under section 911.02 of the	322
Revised Code;	323
(2) Canneries licensed under section 913.02 of the Revised	324
Code;	325
(3) Soft drink plants licensed under section 913.23 of the	326
Revised Code;	327
(4) Cold-storage warehouses licensed under section 915.02	328
of the Revised Code;	329

(5) Persons licensed under section 915.15 of the Revised Code;	330 331
(6) Persons that are engaged in egg production and that maintain annually five hundred or fewer laying hens.	332 333
(H) All money that is collected under this section shall be credited to the food safety fund created in section 915.24 of the Revised Code.	334 335 336
Sec. 3715.07. A flavoring extract is adulterated within the meaning of sections 3715.01 to 3715.37, inclusive, <u>3715.34</u> of the Revised Code, if, when sold under or by any one of the following names it differs from the standard fixed therefor by this section:	337 338 339 340 341
(A) Almond extract is the flavoring extract prepared from oil of bitter almonds, free from hydrocyanic acid, and shall contain not less than one per cent by volume of oil of bitter almonds.	342 343 344 345
(B) Anise extract is the flavoring extract prepared from oil of anise, and shall contain not less than three per cent by volume of oil of anise.	346 347 348
(C) Celery seed extract is the flavoring extract prepared from celery seed or the oil of celery seed, or both, and shall contain not less than three-tenths per cent by volume of oil of celery seed.	349 350 351 352
(D) Cassia extract is the flavoring extract prepared from oil of cassia, and shall contain not less than two per cent by volume of oil of cassia.	353 354 355
(E) Cinnamon extract is the flavoring extract prepared from oil of cinnamon, and shall contain not less than two per	356 357

cent by volume of oil of cinnamon. 358

(F) Clove extract is the flavoring extract prepared from 359
oil of cloves, and shall contain not less than two percent by 360
volume of oil of cloves. 361

(G) Ginger extract is the flavoring extract prepared from 362
ginger, and shall contain in each one hundred cubic centimeters 363
the alcohol-soluble matters from not less than twenty grams of 364
ginger. 365

(H) Lemon extract is the flavoring extract prepared from 366
oil of lemon or from lemon peel, or both, and shall contain not 367
less than five per cent by volume of oil of lemon. 368

(I) Terpeneless extract of lemon is the flavoring extract 369
prepared by shaking oil of lemon with dilute alcohol, or by 370
dissolving terpeneless oil of lemon in dilute alcohol, and shall 371
contain not less than two-tenths per cent by weight of citral 372
derived from oil of lemon. 373

(J) Nutmeg extract is the flavoring extract prepared from 374
oil of nutmeg, and shall contain not less than two per cent by 375
volume of oil of nutmeg. 376

(K) Orange extract is the flavoring extract prepared from 377
oil of orange or from orange peel, or both, and shall contain 378
not less than five per cent by volume of oil of orange. 379

(L) Terpenless extract of orange is the flavoring extract 380
prepared by shaking oil of orange with dilute alcohol, or by 381
dissolving terpeneless oil of orange in dilute alcohol and shall 382
correspond in flavoring strength to orange extract. 383

(M) Peppermint extract is the flavoring extract prepared 384
from oil of peppermint or from peppermint, or both, and shall 385

contain not less than three per cent by volume of oil of 386
peppermint. 387

(N) Rose extract is the flavoring extract prepared from 388
otto of roses, with or without rose petals, and shall contain 389
not less than four-tenths per cent by volume of otto of roses. 390

(O) Savory extract is the flavoring extract prepared from 391
oil of savory or from savory, or both, and shall contain not 392
less than thirty-five hundredths per cent by volume of oil of 393
savory. 394

(P) Spearmint extract is the flavoring extract prepared 395
from oil of spearmint or from spearmint, or both, and shall 396
contain not less than three per cent by volume of oil of 397
spearmint. 398

(Q) Star anise extract is the flavoring extract prepared 399
from oil of star anise, and shall contain not less than three 400
per cent by volume of oil of star anise. 401

(R) Sweet basil extract is the flavoring extract prepared 402
from oil of sweet basil or from sweet basil, or both, and shall 403
contain not less than one-tenth per cent by volume of oil of 404
sweet basil. 405

(S) Sweet marjoram extract or marjoram extract is the 406
flavoring extract prepared from the oil of marjoram or from 407
marjoram, or both, and shall contain not less than one per cent 408
by volume of oil of marjoram. 409

(T) Thyme extract is the flavoring extract prepared from 410
oil of thyme or from thyme, or both, and shall contain not less 411
than two-tenths per cent by volume of oil of thyme. 412

(U) Tonka extract is the flavoring extract prepared from 413

tonka bean, with or without sugar or glycerine, and shall 414
contain not less than one-tenth per cent by weight of coumarin 415
extracted from the tonka bean, together with a corresponding 416
proportion of the other soluble matters thereof. 417

(V) Vanilla extract is the flavoring extract prepared from 418
vanilla bean, with or without sugar or glycerin, and shall 419
contain in one hundred cubic centimeters the soluble matters 420
from not less than ten grams of the vanilla bean. 421

(W) Wintergreen extract is the flavoring extract prepared 422
from oil of wintergreen, and shall contain not less than three 423
per cent by volume of oil of wintergreen. 424

All of said flavoring extracts shall be a solution in 425
ethyl alcohol of proper strength of the sapid and odorous 426
principles derived from an aromatic plant, or parts of the 427
plant, and shall conform in name to the plant used in its 428
preparation. 429

Sec. 3715.27. (A) As used in this section, "cider" means 430
the unfermented juice, obtained by mechanically expressing the 431
juice from sound, mature, non-citrus fruit, from which is 432
removed excess pulp and seeds, other than embryonic seeds and 433
small fragments of seeds that cannot be separated by good 434
manufacturing practice. The cider may contain natural or 435
artificial citric acid, preservatives authorized by rules 436
adopted under section 3715.02 of the Revised Code, or a 437
combination thereof. 438

(B) For the manufacture of apple cider, a mechanical 439
washing and scrubbing device shall be used to remove orchard 440
soil and dirt from the fruit prior to crushing. This device 441
shall be equipped with automatic scrubbing brushes and a means 442

to ~~chlorinate~~ add a sanitizer to the water used as the washing 443
liquid. 444

(C) A complete label that complies with rules adopted 445
under section 3715.02 of the Revised Code shall be placed on 446
each package of cider designed for sale to the ultimate 447
consumer. 448

(D) No person shall fail to comply with division (B) or 449
(C) of this section. 450

Sec. 3715.33. Vinegar made by fermentation and oxidation 451
without the intervention of distillation shall be branded 452
"fermented vinegar" with the name of the fruit or substance from 453
which it is made. Fermented vinegar, not otherwise provided for 454
in sections 3715.28 to ~~3715.36, inclusive,~~ 3715.34 of the Revised 455
Code, and not being distilled vinegar as defined in section 456
3715.32 of the Revised Code, shall contain not less than two per 457
cent by weight, upon full evaporation at the temperature of 458
boiling water, of solids, contained in the fruit or grain or 459
substance from which such vinegar is fermented, and not less 460
than two and one-half-tenths of one per cent ash or mineral 461
matter, the product of the material from which such vinegar is 462
manufactured. 463

Sec. ~~3715.36~~ 3715.34. No person shall manufacture for 464
sale, sell, deliver, or offer or expose for sale, or have in ~~his~~ 465
the person's possession with intent to sell or deliver, vinegar 466
not made in compliance with sections 3715.28 to ~~3715.35,~~ 467
~~inclusive, 3715.33~~ of the Revised Code, ~~or contained in packages~~ 468
~~not branded in compliance with such sections.~~ 469

No person shall violate sections 3715.28 to ~~3715.36,~~ 470
~~inclusive, 3715.34~~ of the Revised Code. 471

Whoever violates this section shall pay all necessary 472
costs and expenses incurred in inspecting and analyzing the 473
vinegar. 474

Sec. 3715.99. (A) Whoever violates ~~sections~~ section 475
3715.13 ~~to 3715.19,~~ or 3715.38 of the Revised Code is guilty of 476
a minor misdemeanor. 477

(B) Whoever violates section 3715.22, 3715.25, or 3715.27, 478
~~or 3715.34~~ of the Revised Code is guilty of a misdemeanor of the 479
fourth degree. 480

(C) Whoever violates section 3715.23 or ~~3715.36~~ 3715.34 of 481
the Revised Code is guilty of a misdemeanor of the second 482
degree. 483

(D) Whoever violates section 3715.52 or 3715.65 of the 484
Revised Code is guilty of a misdemeanor of the fourth degree on 485
a first offense; on each subsequent offense, the person is 486
guilty of a misdemeanor of the second degree. 487

(E) Whoever violates section 3715.521 of the Revised Code 488
is guilty of a minor misdemeanor. A violation of that section 489
occurs on a daily basis, not according to the number of times 490
per day that an expired drug, baby food, or infant formula is 491
sold, offered for sale, or delivered at retail or to the 492
consumer. Each day of violation is a separate offense. 493

Section 2. That existing sections 913.04, 913.28, 915.01, 494
915.03, 915.14, 915.18, 915.20, 925.21, 925.62, 3715.041, 495
3715.07, 3715.27, 3715.33, 3715.36, and 3715.99 of the Revised 496
Code are hereby repealed. 497

Section 3. That sections 913.27, 915.04, 915.05, 915.06, 498
915.07, 915.08, 915.19, 915.21, 925.26, 925.27, 925.28, 925.52, 499
925.56, 925.61, 3715.14, 3715.15, 3715.16, 3715.17, 3715.18, 500

3715.19, 3715.20, 3715.34, 3715.35, and 3715.37 of the Revised Code are hereby repealed. 501
502