

# **Title 02 OFFICE OF THE ATTORNEY GENERAL**

## **Subtitle 01 CONSUMER PROTECTION DIVISION**

### **Chapter 08 Disclosure Statements for Sale of Kosher Food**

**Authority: Commercial Law Article, §§14-902 and 14-903, Annotated Code of Maryland**

#### **.01 Purpose and Scope.**

A. The purpose of this chapter is to provide disclosure statements for persons who represent to the public that food that is sold or served is kosher, kosher for Passover, or under rabbinical or other kosher supervision.

B. This chapter sets forth the disclosures that shall be made to a consumer regarding the preparation and handling of this food. The disclosures allow a consumer to make an informed choice as to whether the manner of food preparation and handling conforms to the consumer's standards.

C. This chapter does not make a determination as to whether a food is kosher.

#### **.02 Definitions.**

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Division" means the Division of Consumer Protection of the Office of the Attorney General.

(2) Packaged Food.

(a) "Packaged food" means food packaged in advance of sale by a producer or packer of the product in units suitable for retail sale.

(b) "Packaged food" does not include food intended for consumption at its point of manufacture.

#### **.03 Disclosure Statements.**

A. This regulation does not apply to packaged food.

B. A person who represents to the public that unpackaged food sold or served is kosher, kosher for Passover, or under rabbinical or other kosher supervision, shall complete at least one of the disclosure statements described in §§C—H of this regulation.

C. Disclosure Statement for Persons Who Represent That They Sell or Serve Both Kosher and Nonkosher Meat, Including Poultry, and Dairy and Pareve Food.

- (1) The disclosure statement shall state in the affirmative or negative whether the person:
  - (a) Operates under rabbinical or other kosher supervision;
  - (b) Sells or serves meat, dairy, and pareve food described as kosher, as well as food not described as kosher;
  - (c) Describes meat as kosher only if it is slaughtered under rabbinical or other kosher supervision, is tagged as kosher at the conclusion of the slaughter, and after slaughter is not mixed with meat not described as kosher;
  - (d) Describes the kosher meat sold as "Glatt kosher" or "Glatt";
  - (e) Sells or serves seafood only if it has or had fins and removable scales;
  - (f) Keeps separate meat described as kosher, dairy described as kosher, pareve food described as kosher, and food not described as kosher;
  - (g) Uses separate utensils for meat described as kosher, dairy described as kosher, pareve food described as kosher, and food not described as kosher; and
  - (h) Uses separate working areas for meat described as kosher, dairy described as kosher, pareve food described as kosher, and food not described as kosher.

#### **.04 Rabbinical or Other Kosher Supervision Statements.**

A. A person who represents to the public that food for sale or a place of business is under rabbinical or other kosher supervision shall complete a statement about the rabbinical or other kosher supervision.

B. The statement about rabbinical or other kosher supervision shall set forth:

- (1) The name of the establishment;
- (2) The date the statement was completed;
- (3) The dates to which the supervision applies;
- (4) The name of the rabbi or agency;
- (5) The address of the rabbi or agency;
- (6) The phone number of the rabbi or agency;
- (7) The affiliation of the rabbi or agency;
- (8) The frequency with which the rabbi or agency visits the establishment; and
- (9) A general description about the rabbinical or other kosher supervision of the establishment.

C. The statement about rabbinical or other kosher supervision shall be completed in addition to

all disclosure statements required to be completed under Regulation .03 of this chapter.

D. The completed statement about rabbinical or other kosher supervision shall be posted in the manner set forth in Regulation .05 of this chapter.

E. The Division shall develop a form for the statement about rabbinical or other kosher supervision, and shall make it available at the request of a person.

**.05 Method of Posting.**

A. Disclosure Statements. The disclosure statements described in Regulation .03 of this chapter shall be posted in a clear and conspicuous manner, so that they can be seen easily by the consumer before the consumer buys or consumes the foods about which the disclosures are made.

B. Statements about Rabbinical Supervision. The statement about rabbinical or other kosher supervision described in Regulation .04 of this chapter shall be posted adjacent to each disclosure statement.