

A BILL 2

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IN THE COUNCIL OF THE DISTRICT OF COLUMBIA 4

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Councilmember Jim Graham introduced the following bill, which was referred to the Committee 5  
on \_\_\_\_\_ 6

To amend the Subtitle II of Title 28 of the District of Columbia Official Code to prohibit the sale 7  
of eggs in the District of Columbia unless signs are displayed, accurately disclosing 8  
whether the eggs were produced by hens confined to battery cages or permitted to move 9  
freely. 10

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this 11  
act may be cited as the "Increased Consumer Information for the Sale of Eggs Act of 2006". 12

Sec. 2. Subtitle II of Title 28 of the District of Columbia Official Code is amended by 13  
adding a new Chapter 48 to read as follows 14

"Chapter 48:Increased Consumer Information for the Sale of Eggs Act 15

"Sec. 28-4801. Definitions. 16

"For the purposes of this chapter, the term: 17

"(1) "Egg" means the shell egg of the domesticated chicken, turkey, duck, goose, or 18  
guinea. 19

“(2) (A) “cage-free hen” refers to a hen which, other than being confined during the first ten (10) days of her life, during actual transport, or during the provision of veterinary care by a licensed veterinarian though not for a period to exceed ten (10) days, has never been confined in a structure in which she does not have the ability to fully spread her wings without touching the sides of such enclosure or other birds.

“(B) The term “hen” means a female domesticated chicken, turkey, duck, goose, or guinea.

“Sec. 28-4802. Unlawful Trade Practice

(a) The following shall constitute an unlawful trade practice:

(1) a person offering for sale in stores shell eggs except where signs are posted at the point of sale in compliance with this section.

(b) Disclosure required in connection with the sale of eggs:

“No person shall sell in stores any eggs produced by other than cage-free hens unless such person has affixed a sign, to be maintained as long as eggs are sold and displayed as close as possible to the area in which eggs are sold, with black letters at least one inch in height reading “Eggs may be from caged hens” and indicating which brands of eggs were produced in such a way.

“Sec. 28-4803. Interpretation; severability. 1

“Nothing herein shall be interpreted to be a law appropriating funds within the meaning 2  
of §1-204.101 or §1-1001.02 of the District of Columbia Official Code. If any provision or 3  
clause of this chapter or application thereof to any person or circumstances is held invalid, such 4  
invalidity shall not affect other provisions or applications of the chapter which can be given 5  
effect without the invalid provision or application, and to this end the provisions of this Act are 6  
declared to be severable.”. 7

Sec. 3. Fiscal impact statement. 8

The Council adopts the fiscal impact statement in the committee report as the fiscal 9  
impact statement required by section 602(c)(3) of the District of Columbia Home Rule Act, 10  
approved December 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(3)). 11

Sec. 4. Effective date. 12

This act shall take effect following approval by the Mayor (or in the event of veto by the 13  
Mayor, action by the Council to override the veto), a 30-day period of Congressional review as 14  
provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December 15  
24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of 16  
Columbia Register. 17