

PET & SPECIALTY PET FOOD SOLD FROM BULK RETAIL DISPLAY

The Kentucky Commercial Feed Law requires that all commercial feed be labeled for distribution. Two situations have prompted us to issue this advisory.

1. Feed products removed from the manufacturer's original package and placed in a bulk display container for retail sale. The manufacturer has the initial responsibility for labeling and registration of the product. Once the product is removed from its original container then the dealer/retailer has the responsibility for ensuring the product is properly labeled. Provided the dealer does not alter the product, it is acceptable to label the display bin with the manufacturer's original product label. The law requires a label to accompany each sale. Our policy is that a label needs to be available for the purchaser of dog and cat treats and specialty pet foods upon request. The manufacturer's label should always be provided for complete pet foods and products requiring special feeding instructions. A suggestion is to have additional labels or copies of the manufacturer's label available at the display or checkout counter.

Note: If the dealer prepackages the product for retail sale, then the dealer has responsibility for the product and must meet all requirements of the feed law including labeling the product, registration prior to offering for sale, payment of inspection fees and product quality. A \$50 per product annual registration fee is required for products sold exclusively in a package weight of 10 pounds or less. Products sold in a package weight over 10 pounds or in bulk are subject to an inspection fee of 35 cents per ton or a \$25 minimum inspection fee each calendar quarter.

2. Products manufactured on site, such as gourmet baked treats for dogs, which are offered for sale in bulk quantities from a display counter. The manufacturer must label the displayed product with all required information. Registration is required prior to distribution. A \$50 annual inspection fee is required for products sold exclusively in a package weight of 10 pounds or less. Products sold in bulk from the retail display (not prepackaged) are subject to an inspection fee of 35 cents per ton or \$25 minimum inspection fee each calendar quarter.

Quantity Statement- A quantity statement of net weight or net contents is required for all products. For products that are sold from bulk, such as bird feed, the quantity statement is the actual weight of the sale (for example 4 lb). For small items that are sold individually as a bulk item, the net weight statement is not quite as obvious. For example, the sale of small bone shaped dog treats may be by the individual treat. In this situation, the quantity statement may consist of a count of the item or a net weight such as ounces.

The general labeling format for bulk pet food and treats should consist of the following:

Product Name

Guaranteed Analysis

Crude Protein, minimum..... %

Crude Fat, minimum..... %

Crude Fiber, maximum..... %

Moisture, maximum..... %*

Ingredients: (list of ingredients)

Directions for Use

Manufacturer's Name and Address

Quantity Statement

*A moisture guarantee is not required for wild bird feed.