

## **250.501 Definitions for KRS 250.491 to 250.631.**

As used in KRS 250.491 to 250.631:

- (1) "Person" includes individual, partnership, corporation, and association;
- (2) "Distribute" means to offer for sale, sell, exchange, or barter commercial feed;
- (3) "Distributor" means any person who distributes;
- (4) "Commercial feed" means all materials except unmixed seed, whole and unprocessed, when not adulterated within the meaning of KRS 250.541(1) which are offered for sale as feed or for mixing in feed. The director by administrative regulation may exempt from this definition, or from specific provision of KRS 250.491 to 250.631, commodities such as hay, straw, stover, silage, cobs, husks, hulls, and individual chemical compounds or substances when the commodities, compounds, or substances are not intermixed or mixed with other materials, and are not adulterated within the meaning of KRS 250.541(1);
- (5) "Feed ingredient" means each of the constituent materials making up a commercial feed;
- (6) "Mineral feed" means a commercial feed intended to supply primarily mineral elements or inorganic nutrients;
- (7) "Drug" means any article intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in animals other than man and articles other than feed intended to affect the structure or any function of the animal body;
- (8) "Customer-formula feed" means commercial feed which consists of:
  - (a) A mixture of two (2) or more commercial feeds;
  - (b) A mixture of one (1) or more commercial feeds and one (1) or more feed ingredients; or
  - (c) A mixture of two (2) or more feed ingredients;each batch of which is manufactured according to the specific instructions of the final purchaser;
- (9) "Manufacture" means to grind, mix or blend, or further process a commercial feed for distribution;
- (10) "Brand name" means any word, name, symbol, or device, or any combination thereof, identifying the commercial feed of a distributor or registrant and distinguishing it from that of others;
- (11) "Product name" means the name of the commercial feed which identifies it as to kind, class, or specific use;
- (12) "Label" means a display of written, printed, or graphic matter upon or affixed to the container in which a commercial feed is distributed, or on the invoice or delivery slip with which a commercial feed is distributed;
- (13) "Labeling" means written, printed, or graphic matter used in promoting the sale of feed;
- (14) "Ton" means a net weight of two thousand (2,000) pounds avoirdupois or nine hundred eight (908) kilograms;

- (15) "Percent" or "percentages" means percentages by weights;
- (16) "Official sample" means a sample of feed taken by the director or his agent in accordance with the provisions of subsections (3), (5), or (6) of KRS 250.581;
- (17) "Pet food" means any commercial feed prepared and distributed for consumption by pets;
- (18) "Offered for sale" means to hold for sale, sell, exchange, or barter commercial feed;
- (19) "Pet" means any domesticated animal normally maintained in or near the household of the owner;
- (20) "Specialty pet" means any domesticated animal pet normally maintained in a cage or tank, such as, but not limited to, gerbils, hamsters, canaries, psittacine birds, mynahs, finches, tropical fish, goldfish, snakes, and turtles;
- (21) "Specialty pet food" means any commercial feed prepared and distributed for consumption by specialty pets;
- (22) "Quantity statement" means the net weight (mass), net volume (liquid or dry), or count;
- (23) "Formula feed" means two (2) or more ingredients proportioned, mixed, and processed according to specifications; and
- (24) "Federal Food, Drug, and Cosmetic Act" means 21 U.S.C. secs. 301 et seq.

**Effective:** July 15, 1996

**History:** Amended 1996 Ky. Acts ch. 68, sec. 2, effective July 15, 1996. -- Amended 1990 Ky. Acts ch. 356, sec. 2, effective July 13, 1990. -- Amended 1974 Ky. Acts ch. 283, sec. 1. -- Created 1972 Ky. Acts ch. 24, sec. 3.