

WEST VIRGINIA CODE: §19-14-14

§19-14-14. Prohibited acts.

It shall be unlawful:

- (a) To manufacture or distribute any commercial feed that is adulterated or misbranded.
- (b) To adulterate or misbrand any commercial feed.
- (c) To distribute, use, remove, or dispose of commercial feed in violation of an embargo order, or condemnation and confiscation order provided for under this article.
- (d) To manufacture, distribute, or use any commercial feed containing a drug or drugs that cause or may cause residue of the drug or drugs in the edible tissues, milk, or eggs of the animals fed such feed in excess of the acceptable residue levels set by the commissioner by rules.
- (e) To fail or refuse to register pet foods or specialty pet foods.
- (f) To fail or refuse to obtain permits required under this article.
- (g) To fail to make an accurate statement of tonnage.
- (h) To fail to pay inspection fees as required under this article.
- (i) To distribute or knowingly use any commercial feed that has not had an accurate statement of tonnage reported to the commissioner in the previous reporting period.
- (j) To use or imply the name West Virginia Department of Agriculture, or reference any inspection or sample findings made by the West Virginia Department of Agriculture on labels or labeling of commercial feed.
- (k) To interfere with the commissioner's official duties.
- (l) To distribute raw milk for use as commercial feed for any species, unless:
 - (1) It has been decharacterized using a sufficient quantity of food coloring as designated by the commissioner;
 - (2) It has been decharacterized using food coloring approved by the U.S. Food and Drug Administration, or in the case of raw milk labeled as organic, approved by the U.S. Department of Agriculture;
 - (3) It has been decharacterized and the nutritive value of the milk has not been adversely affected by the decharacterization;

(4) The packaging of the raw milk does not resemble that used for the packaging of milk for human consumption;

(5) It is not stored at retail with, or in the vicinity of, milk or milk products intended for human consumption; and

(6) It does not otherwise violate this section.

(m) To distribute agricultural commodities such as whole seed, hay, straw, stover, silage, cobs, husks, and hulls, which are adulterated within the meaning of §19-14-10 of this code.