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UPDATE FLUID MILK ACT

House Bill 5209

Sponsor: Rep. John Gernaat

Committee: Agriculture & Forestry

Complete to 10-10-95

A SUMMARY OF HOUSE BILL 5209 AS INTRODUCED 10-5-95

The Fluid Milk Act mirrors the U.S. Public Health Service's pasteurized milk ordinance, which provides uniform standards for the handling of milk. The bill would amend the act to update its provisions to conform with the most recently approved federal standards for pasteurized milk. In addition, the act currently includes various provisions regarding the licensing of milk producers, milk haulers, and so forth, including the process of applying for a license, paying fees, and annual license renewal. The bill would clarify or add to these provisions as follows:

* A person could not produce, transport, process, label, or sell grade A milk or milk products unless he or she were licensed under the act.

* The anniversary date of a license for a milk plant that provided a current certified audited financial statement in order to comply with producer security requirements--currently, 130 days after the licensee's fiscal year ends--would be determined by records of the Department of Agriculture.

* The agriculture department could issue a renewal license for a milk plant that was providing a current certified financial statement pending the department's audit of the statement, except that if the department determined from the audit that the statement did not meet producer security requirements, it could summarily revoke the license without refunding the license fee.

Finally, the bill would repeal a section of the act that regulates the sizes and marking required on containers of milk and milk products packaged for retail sale.

MCL 288.21 et al.

House Bill 5209 (10-10-95)