

Act No. 622  
Public Acts of 2018  
Approved by the Governor  
December 28, 2018  
Filed with the Secretary of State  
December 28, 2018  
EFFECTIVE DATE: March 28, 2019

**STATE OF MICHIGAN  
99TH LEGISLATURE  
REGULAR SESSION OF 2018**

**Introduced by Rep. Alexander**

# **ENROLLED HOUSE BILL No. 6394**

AN ACT to amend 2001 PA 267, entitled “An act to define and regulate milk, cream, frozen desserts, and related foods and by-products of those foods under certain circumstances; to prescribe certain powers and duties of certain state agencies and officers; to prohibit the sale of unclean and unsanitary milk and manufactured dairy products and their use in the manufacture of food products; to prohibit unclean and unsanitary conditions of milk and milk processing establishments; to establish production and handling standards of sanitary milk and dairy products for manufacturing and manufactured dairy products; to regulate the sale and transportation of milk and dairy products for manufacturing purposes; to issue licenses and permits to certain persons and provide for the revocation or suspension of licenses and permits under certain circumstances; to impose certain fees; to require certain security devices under certain circumstances; to establish inspection requirements; to promulgate rules; to set certain standards for milk and dairy products, processing, and pasteurization; to provide for penalties and remedies; and to repeal acts and parts of acts,” by amending section 50 (MCL 288.610).

*The People of the State of Michigan enact:*

Sec. 50. (1) The department shall administer this act and may promulgate rules for its implementation and enforcement, or adopt revisions of standards adopted by reference in this act under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.

(2) The following standards are incorporated by reference:

(a) The sanitary standards of 7 CFR part 58 and the sanitary standards of the 3-A sanitary standards committees, published by the International Association for Food Protection, as referenced in 7 CFR part 58.

(b) Standards for dairy equipment construction formulated by the United States Department of Agriculture, dated 2001, entitled USDA Guidelines for the Sanitary Design and Fabrication of Dairy Processing Equipment, and the United States Food and Drug Administration, dated 2000, entitled Milk and Milk Product Equipment, A Guide for Evaluating Construction.

(c) The standards for sanitizing solutions complying with the federal food, drug, and cosmetic act, 21 USC 301 to 399h, and listed in 21 CFR 178.1010.

(d) The scheduled process standards for achieving commercial sterility and standards for sterilized or aseptic milk and dairy products processing contained in 21 CFR part 113.

(e) The standard methods for the examination of dairy products referenced in 7 CFR part 58 and published by the American Public Health Association, sixteenth edition, dated 1992.

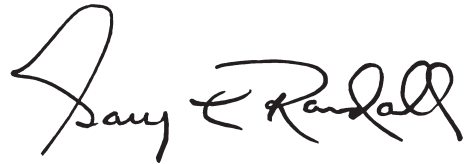
(f) Cheeses and related cheese products, 21 CFR part 133.

(g) Labeling, 21 CFR part 101, 9 CFR part 317, and 9 CFR part 381, subpart N.

(h) Current Good Manufacturing Practices, Hazard Analysis, and Risk-Based Preventive Controls, 21 CFR part 117.

Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law.

This act is ordered to take immediate effect.



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Clerk of the House of Representatives



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Secretary of the Senate

Approved .....

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Governor