

HOUSE BILL No. 6393

September 26, 2018, Introduced by Rep. Alexander and referred to the Committee on Agriculture.

A bill to amend 2001 PA 266, entitled "Grade A milk law of 2001," by amending section 6 (MCL 288.476), as amended by 2016 PA 259.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6. As used in this act:

2 (a) "Pasteurized milk ordinance" or "PMO" means ~~the 2013~~
3 ~~edition of the~~ Grade "A" Pasteurized Milk Ordinance, **2017 REVISION,**
4 ~~recommendations of the~~ **PUBLISHED BY THE** United States Department of
5 Health and Human Services. ~~, Public Health Service/Food and Drug~~
6 ~~Administration, with administrative procedures and appendices, set~~
7 ~~forth in the Public Health Service/Food and Drug Administration,~~
8 ~~publication no. 229.~~

9 (b) "Person" means an individual, partnership, company,
10 limited liability company, cooperative, association, firm, trustee,

1 educational institution, state or local government unit, or
2 corporation.

3 (c) "Processor" means the owner or operator of a milk plant.

4 (d) "Producer" means a person ~~who~~**THAT** owns or operates a
5 dairy farm and sells or distributes milk produced on that farm
6 including a person ~~who~~**THAT** markets milk on behalf of a producer
7 under a marketing agreement.

8 (e) "Receiving station" means ~~any~~**A** place, premises, or
9 establishment where raw milk is received, collected, handled,
10 stored, or cooled and is prepared for further transporting.

11 (f) "Registered name" means either a name that is registered
12 as "doing business as" at the county clerk's office in the county
13 in which the producer or processor resides or that is registered
14 with this state as a legal entity registered to do business within
15 this state under an assumed name. Registered name includes, but is
16 not limited to, incorporations, corporations, limited liability
17 companies, limited liability partnerships, and similar entities.

18 (g) "Retail" means selling or offering for sale dairy products
19 directly to a consumer.

20 (h) "Retail food establishment" means an operation that sells
21 or offers to sell food directly to a consumer. Retail food
22 establishment includes both a retail grocery and a food service
23 establishment but does not include a food processing plant.

24 (i) "Sample transfer instrument" means any of the following:

25 (i) Individually wrapped, sterile, single-service sampling
26 tubes.

27 (ii) Stainless steel metal dippers, with long handles having

1 capacities of 10 milliliters or greater.

2 (iii) Sampling devices approved by the director.

3 (j) "Sanitary standards" means the dairy equipment
4 construction standards or accepted dairy system operating practices
5 formulated by 1 of the following:

6 (i) 3-A sanitary standards committees representing the
7 International Association for Food Protection, the United States
8 Public Health Service, the United States Department of Agriculture,
9 and the dairy industry committee as approved by the director.

10 (ii) If sanitary standards are not available for a particular
11 piece of equipment, general sanitary construction standards for
12 dairy equipment formulated by the United States Department of
13 Agriculture or the **UNITED STATES** Food and Drug Administration as
14 approved by the director.

15 (iii) The equipment or practice is approved by bulletin of the
16 director on a case-by-case basis.

17 (k) "Sell-by date" means the recommended last date of sale.

18 (l) "Single service containers and closures" means single use
19 containers or parts of single use containers that become milk
20 product contact surfaces when used for the storage, shipping, or
21 marketing of milk or milk products.

22 (m) "Standard methods" means the seventeenth edition of
23 "Standard Methods for the Examination of Dairy Products", a
24 ~~publication of~~ **PUBLISHED BY** the American Public Health Association,
25 incorporated by reference.

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