

1 ENGROSSED SENATE  
2 BILL NO. 594

By: Jech of the Senate

3 and

4 Baker of the House

5  
6 [ agriculture - Oklahoma Milk and Milk Products Act -  
7 intent - effective date ]  
8

9 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

10 SECTION 1. AMENDATORY 2 O.S. 2011, Section 7-404, is  
11 amended to read as follows:

12 Section 7-404. A. The State Board of Agriculture shall  
13 promulgate rules governing:

14 1. The production, transportation, processing, pasteurization,  
15 handling, identity, sampling, examination, labeling, marking,  
16 shipping statements, optional ingredients, definitions, and sanitary  
17 conditions for milk and milk products;

18 2. The inspection and sanitary rating of dairy farms, bulk milk  
19 hauler/samplers, milk transportation companies, milk tank truck  
20 cleaning facilities, milk plants, and distribution centers engaged  
21 in producing, transporting, processing, and distributing milk and  
22 milk products;

23 3. The issuing, modifying, suspending, and revoking of permits  
24 to producers, bulk milk hauler/samplers, milk transportation

1 companies, milk tank truck cleaning facilities, processors, and  
2 distributors of milk and milk products;

3 4. The approval of facilities therefor ~~except for waste~~  
4 ~~disposal therefrom, which shall be regulated by the Department of~~  
5 ~~Environmental Quality;~~

6 5. All cheese factories;

7 6. All modes of transportation used for the distribution of  
8 milk and cream to market; and

9 7. The labeling and packaging of milk and milk products.

10 B. The rules promulgated by the Board shall be in accord with  
11 the minimum standards and requirements for milk and milk products  
12 currently recommended and established by the United States  
13 Department of Health and Human Services, Food and Drug  
14 Administration, including the Recommended Grade A Pasteurized Milk  
15 Ordinance.

16 SECTION 2. AMENDATORY 2 O.S. 2011, Section 7-413, is  
17 amended to read as follows:

18 Section 7-413. It shall be unlawful for any person to  
19 knowingly, willfully, recklessly or negligently:

20 1. Attempt to produce, haul, process, or distribute milk or  
21 milk products without an appropriate and valid permit;

22 2. Sell, offer, or expose for sale as Grade A any adulterated  
23 or misbranded milk or milk product;

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1           3. Sell, offer, expose for sale, or serve milk and milk  
2 products which have not been maintained at or below the temperature  
3 specified by the State Board of Agriculture;

4           4. Dip or ladle Grade A milk and milk products;

5           5. Transfer Grade A milk and milk products at any location  
6 other than a permitted Grade A facility designed and equipped for  
7 such purpose;

8           6. Prevent, interfere, or attempt to impede the Commissioner  
9 from investigating and enforcing the Oklahoma Milk and Milk Products  
10 Act;

11           7. Sell or serve Grade A milk and milk products from other than  
12 the individual container, or approved bulk dispenser, received from  
13 the distributor; or

14           8. Violate any provision of the Oklahoma Milk and Milk Products  
15 Act.

16           SECTION 3. This act shall become effective November 1, 2017.

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1 Passed the Senate the 6th day of March, 2017.

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3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2017.

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8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives