

111TH CONGRESS  
1ST SESSION

# H. R. 4117

To amend the Agricultural Adjustment Act to clarify that the delivery of milk to a handler under a Federal milk marketing order occurs when the raw milk is received at the producer's farm, and the producer may not be charged for transportation-related costs incurred by a handler after the raw milk leaves the farm, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 19, 2009

Mr. ARCURI (for himself, Mr. LEE of New York, Mr. COURTNEY, and Mr. HOLDEN) introduced the following bill; which was referred to the Committee on Agriculture

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## A BILL

To amend the Agricultural Adjustment Act to clarify that the delivery of milk to a handler under a Federal milk marketing order occurs when the raw milk is received at the producer's farm, and the producer may not be charged for transportation-related costs incurred by a handler after the raw milk leaves the farm, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. NO IMPOSITION ON MILK PRODUCERS OF**  
2 **TRANSPORTATION-RELATED COSTS IN-**  
3 **CURRED BY HANDLERS AFTER RAW MILK**  
4 **LEAVES FARMS.**

5 Section 8c(5)(c) of the Agricultural Adjustment Act  
6 (7 U.S.C. 608c(5)(C)), reenacted with amendments by the  
7 Agricultural Marketing Agreement Act of 1937, is amend-  
8 ed by adding at the end the following new sentence: “In  
9 addition, for purposes of such paragraphs (A) and (B),  
10 the delivery by a producer or association of producers of  
11 raw milk to a handler shall be deemed to occur when the  
12 raw milk is received at the producer’s farm, whether di-  
13 rectly by the handler or by a transportation agent acting  
14 on behalf of the handler, and the producer may not be  
15 charged for transportation-related costs, including hauling  
16 fees, stop fees, and fuel surcharges, incurred by a handler  
17 or the transportation agent after the raw milk leaves the  
18 farm.”.

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