

1 S.207

2 Introduced by Senators Choate and Kittell

3 Referred to Committee on

4 Date:

5 Subject: Agriculture; supervision, inspection and licensing of dairy operations;
6 preincubation count; milk sampling

7 Statement of purpose: This bill proposes to require the agency of agriculture,
8 food and markets to adopt rules regulating the handling of milk samples, and to
9 clarify that the preincubation count of milk cannot serve as a basis for rejecting
10 a milk supply.

11 An act relating to handling of milk samples

12 It is hereby enacted by the General Assembly of the State of Vermont:

13 Sec. 1. 6 V.S.A. § 2816 is added to read:

14 § 2816. PRELIMINARY INCUBATION TESTING; REJECTION OF

15 SUPPLY

16 (a) A handler or processor shall not reject the milk supply of a producer
17 based solely on a preliminary incubation (PI) count.

18 (b) If a test of a milk sample indicates a PI count greater than 50,000
19 colony forming units per milliliter, the handler or processor shall, as soon as

1 practicable, compare the results to the standard plate count (SPC) of a fresh,
2 unincubated sample from the same supply.

3 (c) A handler or processor shall not reject the milk supply of a producer on
4 the basis of the PI count, as compared to the SPC of the sample pursuant to
5 subsection (b) of this section, unless the comparison demonstrates a PI count
6 that is at least four times greater than the SPC of the compared sample.

7 Sec. 2. 6 V.S.A. § 2817 is added to read:

8 § 2817. REGULATIONS FOR SAFE HANDLING OF MILK SAMPLES

9 The secretary shall adopt regulations governing the transport and transfer of
10 milk to be tested as a basis for payment or determination of quality for dairy
11 products in order to limit the potential for error due to contamination or failure
12 to maintain an appropriate temperature.

13 Sec. 3. EFFECTIVE DATE

14 This act shall take effect upon passage.