

1 S.208

2 Introduced by Senator Starr

3 Referred to Committee on

4 Date:

5 Subject: Agriculture; dairy operations; milk standards; intrastate sale

6 Statement of purpose of bill as introduced: This bill proposes to increase the
7 quality of cow's milk in the State by establishing stricter compositional and
8 bacteriological standards for fluid cow's milk produced in the State and sold
9 solely within intrastate commerce.

10 An act relating to the standards for the intrastate sale of milk

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

12 Sec. 1. 6 V.S.A. § 2682 is added to read:

13 § 2682. STANDARDS FOR INTRASTATE SALE OF FLUID MILK

14 (a) Application. Notwithstanding provisions of this chapter to the contrary
15 and notwithstanding provisions of the U.S. Department of Health and Human
16 Services, Public Health Service, Food and Drug Administration, Grade A
17 Pasteurized Milk Ordinance, as incorporated by reference as a rule of the
18 Secretary under section 2701 of this title, to the contrary, this section
19 establishes standards solely for the intrastate sale of fluid milk produced in
20 Vermont. This section shall not regulate interstate sales and shall not be

1 construed to conflict with or supersede federal standards of identity under
2 21 C.F.R. part 131 for fluid milk sold in interstate commerce.

3 (b) Compositional standards. Fluid cow's milk produced in Vermont and
4 sold solely in intrastate commerce shall meet the following compositional
5 standards:

6 (1) Containers of grade A pasteurized milk shall contain not less than
7 12.2 percent nonfat milk solids.

8 (2) Containers of grade A reduced fat milk shall contain not less than
9 10 percent nonfat milk solids.

10 (3) Containers of grade A lowfat milk shall contain not less than
11 11 percent nonfat milk solids.

12 (4) Containers of grade A nonfat milk shall contain not less than
13 9 percent nonfat milk solids.

14 (c) Bacteriological standards. Fluid cow's milk produced in Vermont and
15 sold solely in intrastate commerce shall meet the following bacteriological
16 standards:

17 (1) Grade A raw milk for pasteurization shall have:

18 (A) a bacterial limit, by standard plate count, not to exceed 50,000
19 per milliliter;

20 (B) a somatic cell count not to exceed 600,000 per milliliter; and

21 (C) coliform not to exceed 750 per milliliter.

1 (2) Grade A pasteurized milk shall have:

2 (A) a bacterial limit, by standard plate count, not to exceed 15,000

3 per milliliter; and

4 (B) coliform not to exceed 10 per milliliter.

5 (d) Application. This section shall not apply to the sale of raw milk

6 regulated under chapter 152 of this title.

7 Sec. 2. EFFECTIVE DATE

8 This act shall take effect on January 1, 2021.