



AN ACT CONCERNING THE TRANSPORTATION OF MILK.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) As used in sections 1 to 4, inclusive, of this act: (1)
2 "Permit" means a permit issued by the Commissioner of Agriculture
3 pursuant to section 3 of this act or issued by a milk transport
4 regulatory agency of another state that has bulk milk pickup tanker
5 permit and safety requirements that, in the opinion of the
6 commissioner, are consistent with the requirements of the Grade A
7 Pasteurized Milk Ordinance recommended by the United States
8 Department of Health and Human Services; (2) "inspection report"
9 means a report issued as part of the permit application under section 3
10 of this act or issued after an inspection conducted pursuant to
11 subsection (b) of section 2 of this act; and (3) "Commissioner of
12 Agriculture" includes the commissioner's designee or an agent or
13 assistant authorized under section 22-128 of the general statutes.

14 Sec. 2. (NEW) (a) No person may engage in the transportation of
15 milk or milk products by bulk milk pickup tanker to or from a farm,
16 milk plant, receiving station or transfer station in this state unless: (1)
17 The owner of the bulk milk pickup tanker has a valid permit for such
18 tanker and a current inspection report; and (2) the permit and
19 inspection report accompany the tanker.

20 (b) The Commissioner of Agriculture may stop any bulk milk

21 pickup tanker engaged in the transportation of milk or milk products
22 to or from a farm, milk plant, receiving station or transfer station in
23 this state to: (1) Determine whether a valid permit and inspection
24 report accompany the tanker; or (2) conduct a safety and sanitation
25 inspection. If the commissioner conducts a safety and sanitation
26 inspection pursuant to such a stop, the commissioner may issue a new
27 safety and sanitation inspection report. If an inspection conducted
28 under this section reveals construction or repair defects or the need for
29 significant cleaning, the commissioner may order a tanker removed
30 from service until such deficiencies are corrected. If a tanker inspected
31 under this section has a permit issued by another state, the
32 commissioner may forward the results of the inspection to the issuing
33 state.

34 Sec. 3. (NEW) (a) Each person seeking a permit for a bulk milk
35 pickup tanker shall make application on forms prescribed by the
36 Commissioner of Agriculture.

37 (b) The commissioner shall issue a permit to an applicant upon
38 evidence satisfactory to the commissioner that the tanker is in
39 compliance with the milk handling requirements of chapter 430 of the
40 general statutes.

41 (c) A permit issued under this section shall be valid for one year
42 from the date of issuance and may be renewed upon application to the
43 commissioner on forms prescribed by the commissioner.

44 Sec. 4. (NEW) The Commissioner of Agriculture may adopt
45 regulations, in accordance with the provisions of chapter 54 of the
46 general statutes, to carry out the provisions of sections 2 and 3 of this
47 act.

48 Sec. 5. Section 22-180 of the general statutes is repealed and the
49 following is substituted in lieu thereof:

50 Whenever shipments of milk to Connecticut markets from any dairy
51 farm, group of farms, receiving plant or station [licensed pursuant to

52 section 22-174] have been discontinued during those months of the
53 year other than July and August, for a period of sixty consecutive days,
54 or during the months of July and August for a period of fourteen
55 consecutive days, the commissioner may determine that such farm,
56 group of farms, receiving plant or station is inactive and may be
57 inspected by [him] the commissioner as [he] the commissioner deems
58 necessary. The commissioner shall be notified of the resumption of
59 shipment of milk to the state by such farm, group of farms, plant or
60 station not less than seven days prior to such shipment.

61 Sec. 6. Section 22-174 of the general statutes is repealed.

62 Sec. 7. This act shall take effect July 1, 2001.

Statement of Legislative Commissioners:

Section 5 was inserted in order to remove the reference to section 22-174 in section 22-180 of the general statutes.

ENV *Joint Favorable Subst.-LCO*