



House of Representatives

General Assembly

File No. 642

February Session, 2006

Substitute House Bill No. 5796

House of Representatives, April 28, 2006

The Committee on Finance, Revenue and Bonding reported through REP. STAPLES of the 96th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING THE MILK REGULATION BOARD.

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

1 Section 1. Section 22-131 of the 2006 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective October 1, 2006*):

4 (a) In accordance with section 4-9a, as amended, the Governor, with
5 the advice and consent of either house of the General Assembly, shall
6 appoint eight electors of the state, [two] three of whom are actively
7 engaged in the retail sale [and distribution] of milk, [two of whom are]
8 one of whom is actively engaged in the processing of milk, two of
9 whom have no active or financial interest in the production or sale of
10 milk, and two of whom are actively engaged in the production of milk,
11 which eight electors, with the Commissioner of Public Health, or the
12 commissioner's designee, and the Commissioner of Agriculture, shall
13 constitute the Milk Regulation Board. The Governor, for cause, after a
14 public hearing, may remove any appointed member of the board.

15 (b) The Milk Regulation Board shall keep a record of all its
16 proceedings. The Commissioner of Agriculture shall be the
17 chairperson of the board, shall enforce the regulations established by
18 the board and shall further administer any other duties prescribed by
19 the board. The office of the Commissioner of Agriculture shall be the
20 office of the board. Each of the eight members of the Milk Regulation
21 Board appointed under the provisions of this section shall receive
22 seventy-five dollars for each day the member attends a meeting of the
23 board. The total payments to each member shall not exceed seven
24 hundred fifty dollars each year, such payments to be made from the
25 appropriations made for the Commissioner of Agriculture.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2006</i>	22-131

FIN *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 07 \$	FY 08 \$
Department of Agriculture	GF - None	None	None

Note: GF=General Fund

Municipal Impact: None

Explanation

The changes made to the membership of the milk regulation board have no fiscal impact.

The Out Years

None

OLR Bill Analysis**sHB 5796*****AN ACT CONCERNING THE MILK REGULATION BOARD.*****SUMMARY:**

This bill changes the membership of the Milk Regulation Board. Under current law, two of its eight appointed members must be actively engaged in selling and distributing milk and two must be actively engaged in processing milk. The bill instead requires that three members be actively engaged in selling milk at retail and only one be actively engaged in processing milk. By law, the other four appointees consist of two members actively engaged in producing milk and two who have no active or financial interest in producing milk. The governor appoints all eight members. The public health commissioner, or his designee, and the agriculture commissioner are also board members.

EFFECTIVE DATE: October 1, 2006

BACKGROUND***Milk Regulation Board***

By law, the board must adopt regulations to assure milk produced in the state is of at least standard quality and that state residents have an adequate and regular supply of it. The board may, by regulation, establish inspection standards for the facilities and processes necessary for producing, handling, storing, and manufacturing retail raw milk, retail raw milk cheese, butter, cheese, dry milk, whey, concentrated milk, condensed milk, single service fluid milk enclosures, and milk products.

In exercising its authority, the board must consider (1) the welfare of

the milk producer, the milk dealer, and the consuming public, and the need to maintain a constant and adequate supply of fluid milk of at least standard quality and (2) the recommended methods promulgated by recognized authorities for the production, handling and transportation of fluid milk and milk products, and additional methods for the production, handling, and transportation of milk and milk products, among other things (CGS § 22-133).

Legislative History

The House referred the bill (File 369) to the Finance, Revenue and Bonding Committee, which favorably reported a substitute that eliminated provisions creating, and funding, from portions of the petroleum products gross earnings tax, a dairy viability account.

COMMITTEE ACTION

Environment Committee

Joint Favorable Substitute

Yea 27 Nay 0 (03/20/2006)

Government Administration and Elections Committee

Joint Favorable

Yea 19 Nay 0 (04/11/2006)

Appropriations Committee

Joint Favorable

Yea 48 Nay 0 (04/18/2006)

Finance, Revenue and Bonding Committee

Joint Favorable Substitute

Yea 44 Nay 0 (04/25/2006)