

House File 685

By COMMITTEE ON AGRICULTURE  
(Committee on Agriculture)

April 18, 1967  
Place on Calendar

Passed House, Date 4-25-67 Passed Senate, Date 5-1-67  
Vote: Ayes 107 Nays 0 Vote: Ayes 49 Nays 2

*Passed  
House 5-3-67  
110-1*

Approved May 18, 1967

## A BILL FOR

An Act relating to production and sale of milk and milk products.

*Be It Enacted by the General Assembly of the State of Iowa:*

This is a Companion Bill; for complete text see Senate File 735

### EXPLANATION OF HOUSE FILE 685

This bill is copied from the 1965 Grade A Pasteurized Milk Ordinance recommended by United States Public Health Department. Interwoven into this law is the present Iowa Grade A milk law which provides for certification by the Iowa Department of Health and enforcement by the Iowa Department of Agriculture.

Approximately 99 percent of bottled milk sold in Iowa is Grade A pasteurized and is produced and processed according to the Grade A Milk Ordinance and Code of 1953. This proposed milk bill is now known as the Grade A Pasteurized Milk Ordinance and Recommendations of United States Public Health Service 1965. The 1965 Code is a guide for states to enact into law defining uniform procedures for plant and farm inspections for Grade A milk.

To the Iowa dairy industry, this bill is a very important piece of legislation because on July 1, 1967 all milk carrying the Grade A label must meet the provisions of the Grade A Pasteurized Milk Ordinance of 1965. The bill must also be

passed to meet the requirements of the Interstate Milk Shippers Agreement Act which regulates approximately 180,000,000 pounds of milk sold annually outside of the state of Iowa.

As of December 1964, the Milk Ordinance recommended by the Public Health Service (1953 edition) was the basis of the milk sanitation law or regulations of 37 states. The provisions of the Ordinance have been voluntarily adopted by 1,435 municipalities and 512 counties located in 40 states. Included are 71 cities of over 1,000,000 population and 72 cities with population between 50,000 and 100,000. Almost 110 million people in this country live in jurisdictions utilizing the provisions of the Public Health Service recommended Milk Ordinance.

The Public Health Service recommended Milk Ordinance is the basic standard used in the voluntary Cooperative State-PHS Program for Certification of Interstate Milk Shippers. The Ordinance is incorporated by reference in Federal specifications for procurement of milk and milk products; is used as the sanitary regulation for milk and milk products served on interstate carriers; and is recognized by the public health agencies, the milk industry, and many others as a national standard for milk sanitation.

The Grade A Pasteurized Milk Ordinance--1965 Recommendations of the United States Public Health Service, adopted and uniformly applied, will continue to provide effective public health protection without being unduly burdensome to either regulatory agencies or the dairy industry. The ordinance represents a "grass-roots" consensus of current knowledge and experiences and as such represents a practical and equitable milk sanitation standard for the nation.

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- 1 Amend House File 685 as follows:  
2 1. Section 7, by striking from lines twenty-four  
3 (24) and twenty-five (25) thereof the words "commissioner  
4 of public health" and inserting in lieu thereof the word  
5 "secretary".  
6 2. Section 17, by striking from line twenty-nine  
7 (29) the word "exists" and inserting in lieu thereof the  
8 word "exits".  
9 3. Section 31, by striking from line five (5) the  
10 words "non-grade A" and inserting in lieu thereof the  
11 word "ungraded".

Filed - *adopted 4-25*  
April 18, 1967

COMMITTEE ON AGRICULTURE.

1 Amend House File 685 as follows:

2 1. Section 1, line one hundred forty-four (144), by  
3 striking the figures "(1956)" and inserting in lieu thereof  
4 the figures "(1959)".

5 2. Section 3, line fifty-nine (59), by inserting  
6 after the word "secretary" the words "or authorized municipal  
7 corporation".

8 3. Section 5, by striking from lines fifteen (15),  
9 sixteen (16), and seventeen (17) the words "However, only  
10 the secretary of agriculture may issue the permit referred  
11 to in this section for any milk plant or receiving station."

12 4. Section 5, line thirty (30), by striking the word

~~13 "except" and inserting in lieu thereof the word~~

14 "Except,".

15 5. Section 5, by adding an "s" to the word "section" in  
16 line fifty-seven (57) thereof, and by adding the words "and  
17 twelve (12)" after the figure "(7)" in line fifty-eight (58).

18 6. Section 6, line fourteen (14), by inserting the words  
19 "or authorized municipal corporation" after the word "secretary";  
20 also by inserting in line thirty-one (31) the words "or  
21 authorized municipal corporation" after the word "secretary";  
22 also by striking from line fifty-four (54) the words "local  
23 health authority" and inserting in lieu thereof the words  
24 "authorized municipal corporation"; also by striking from  
25 line fifty-seven (57) the words "other supervising agency" and  
26 inserting in lieu thereof the words "authorized municipal  
27 corporation"; also by striking from lines fifty-eight (58)  
28 and fifty-nine (59) the words "other supervising agency" and  
29 inserting in lieu thereof the words "authorized municipal  
30 corporation".

31 7. Section 7, line twenty (20), by inserting after the  
32 word "secretary" the words "or authorized municipal corpora-  
33 tion".

34 8. Section 7, line twenty-four (24), by inserting after  
35 the word "consumption" the words "as grade A pasteurized milk  
36 and milk products".

37 9. Section 7, line forty (40), by adding after the word  
38 "health" the words "provided for in Section 27 of this Act".

39 10. Section 7, line seventy-one (71), by inserting after  
40 the word "secretary" the words "or authorized municipal  
41 corporation".

42 11. Section 8, line two (2), by inserting after the word  
43 "secretary" the words "or authorized municipal corporation";  
44 also by inserting in line six (6) after the word "secretary"  
45 the words "or authorized municipal corporation".

46 12. Section 9, line three (3), by striking the word "Act"  
47 and inserting in lieu thereof the words "chapter or chapter  
48 one hundred ninety-one (191) of the Code".

49 13. Section 10, line three (3), by inserting after the  
50 word "producer" the words "having a permit as defined in  
51 Section 5 of this Act"; also by inserting in line four (4)  
52 after the word "plant" the words "having such a permit"; also  
53 by striking from line eight (8) the word "Act" and inserting  
54 in lieu thereof the word "chapter"; also by inserting after  
55 the word "every" in line ten (10) the word "such"; also by  
56 inserting after the word "secretary" in line seventeen (17)  
57 the words "or authorized municipal corporation"; also by  
58 inserting after the first comma in line nineteen (19) thereof  
59 the word and figure "three (3),"; also by inserting after  
60 the word "secretary" in line twenty-one (21) thereof the  
61 words "or authorized municipal corporation"; also by striking  
62 from line twenty-one (21) the word "his" and inserting in

63 in lieu thereof the word "their".  
64 14. Section 11, line two (2), by inserting after the  
65 word "on" the words "grade A".  
66 15. Section 12, line four (4), by striking the words  
67 "health authority" and inserting in lieu thereof the words  
68 "secretary or authorized municipal corporation".  
69 16. Section 14, line eight (8), by striking the words  
70 "Ninth (9th) Edition 1960" and inserting in lieu thereof  
71 the words "Tenth (10th) Edition 1965".  
72 17. Section 15, line five (5), by striking the word  
73 "Act" and inserting in lieu thereof the word "chapter";  
74 also by striking the period in line twenty-eight (28) and  
75 inserting in lieu thereof the words ", except when on  
76 delivery vehicles."; also by striking the period in line  
77 forty (40) and inserting in lieu thereof the words ", except  
78 when on delivery vehicles."  
79 18. Section 16, line one hundred one (101), by striking  
80 the word "Act" and inserting in lieu thereof the word  
81 "chapter"; also by striking from line one hundred five (105)  
82 the word "Act" and inserting in lieu thereof the word  
83 "chapter".  
84 19. Section 19, line one (1), by striking the word "Act"  
85 and inserting in lieu thereof the word "chapter".  
86 20. Section 20, line ten (10), by inserting after the  
87 word "secretary" the words "or authorized municipal corpora-  
88 tion".  
89 21. Section 22, line four (4), by striking the word "Act"  
90 and inserting in lieu thereof the words "chapter and chapters  
91 one hundred ninety (190) and one hundred ninety-one (191) of  
92 the Code".  
93 22. Section 23, line three (3), by striking the word  
94 "Act" and inserting in lieu thereof the word "chapter"; also  
95 by inserting after the word "secretary" in line five (5) the  
96 words "or authorized municipal corporation".  
97 23. Section 24, line fourteen (14), by inserting after  
98 the word "secretary" the words "or authorized municipal  
99 corporation".  
100 24. Section 25, line four (4), by inserting after the word  
101 "secretary" the words "or authorized municipal corporation".  
102 25. Section 26, line one (1), by striking the word "Act"  
103 and inserting in lieu thereof the words "chapter and chapters  
104 one hundred ninety (190) and one hundred ninety-one (191) of  
105 the Code"; also by inserting after the word "office" in line  
106 seven (7) the words "or the office of the clerk of an authorized  
107 municipal corporation"; also by striking from line ten (10)  
108 the words "this act" and inserting in lieu thereof the words  
109 "said chapters".  
110 26. Section 27, line eight (8), by striking the period  
111 and inserting in lieu thereof the words "or who, if he did not  
112 issue such permit, shall withdraw the grade A declared on the  
113 label."  
114 27. Section 29, line one (1), by inserting after the  
115 word "A", the words "pasteurized milk and milk products  
116 sanitation compliance"; also by inserting after the word  
117 "per" in line five (5) the words "Section 5  
118 striking from line six (6) the word "Act" and inserting in  
119 place thereof the word "section"; also by striking from line  
120 eight (8) the words "of state" and inserting in lieu thereof  
121 the words "or the office of the clerk of an authorized  
122 municipal corporation".  
123 28. Section 30, line ten (10), by striking the word "the"  
124 and inserting in lieu thereof the word "these".

1 Amend House File 685 by adding the following new  
2 section:  
3 "The provisions of this Act regarding pasteurization  
4 shall not apply to the producer or seller of grade A raw  
5 milk if the producer is an individual who has been in the  
6 business of producing and selling grade A raw milk for at  
7 least ten (10) years before the effective date of this Act  
8 and if all such milk is produced on one farm and is sold  
9 within this state. However, all other requirements of this  
10 Act shall be applicable."

Filed and lost  
May 1, 1967

By STANLEY