Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1	State of Arkansas	As Engrossed: H1/23/09			
2	87th General Assembly	A Bill			
3	Regular Session, 2009		HOUSE BILL 11	l 14	
4					
5	By: Representatives M. Martin, Adcock, Breedlove, Clemmer, Cook, D. Creekmore, Gaskill, Lindsey,				
6	Ragland, L. Smith, Wells, Woods				
7					
8					
9	For An Act To Be Entitled				
10	AN ACT TO ALLOW THE INCIDENTAL SALE OF WHOLE MILK				
11	THAT IS NOT PASTEURIZED; TO ALLOW THE STATE BOARD				
12	OF HEALT	TH TO MAKE RULES; AND FOR OTHER PUR	POSES.		
13					
14		Subtitle			
15	TO AL	LLOW THE INCIDENTAL SALE OF WHOLE			
16	MILK	THAT IS NOT PASTEURIZED AND TO			
17	ALLOW THE STATE BOARD OF HEALTH TO MAKE				
18	RULES FOR THE SALE OF WHOLE MILK THAT IS				
19	NOT P	PASTEURIZED.			
20					
21					
22	BE IT ENACTED BY THE G	ENERAL ASSEMBLY OF THE STATE OF ARK	ANSAS:		
23					
24	SECTION 1. Arka	nsas Code § 20-59-248 is amended to	read as follows:		
25	20-59-248. Incidental sales of goat milk and whole milk that has not				
26	been pasteurized are n	ot prohibited.			
27	(a) For purpose	s of this section;			
28	<u>(1)</u>	ental sales of goat milk" "Incident	al sales" are those	Э	
29	sales where the average monthly number of gallons sold does not exceed one				
30	hundred (100) gallons; and				
31	(2) "Whol	e milk" has the same meaning as it	is defined in § 20-	=	
32	<u>59-201</u> .				
33	(b) The provisions of this subchapter shall not be construed to				
34	prohibit incidental sales of raw goat milk or whole milk that has not been				
35	pasteurized directly to consumers at the farm where the milk is produced or				
36	to preclude the advertising of those incidental sales of goat milk.				

03-12-2009 12:13 GLG029

1	(c) With respect to whole milk that has not been pasteurized, the			
2	State Board of Health may make rules that:			
3	(1) Provide for the random inspection of a facility that			
4	produces, processes, stores, or sells whole milk for human consumption that			
5	has not been pasteurized;			
6	(2) Require the seller to:			
7	(A) Post at the point of sale a warning that the whole			
8	milk has not been pasteurized; and			
9	(B) Affix a label to the bottle or package warning that			
10	the whole milk has not been pasteurized; and			
11	(3) Recommend guidelines for the processing, packaging,			
12	bottling, storing, and transporting of whole milk for human consumption that			
13	has not been pasteurized.			
14				
15	/s/ M. Martin			
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				
26				
27				
28				
29				
30				
31				
32 33				
34				
35				
35 36				