

**Title 2—DEPARTMENT OF  
AGRICULTURE  
Division 80—State Milk Board  
Chapter 3—Production and  
Distribution of Grade “A” Retail  
Raw Milk and Milk Products**

**2 CSR 80-3.060 The Examination of Milk and Milk Products.** The State Milk Board is amending section (1)

*PURPOSE: The purpose of this amendment is to update wording.*

*PURPOSE: This rule specifies sampling frequency and required chemical and bacteriological test to be conducted on Grade “A” retail raw milk and milk products.*

(1) During each six- (6-) month period, at least four (4) samples of milk, cream, or both, from each producer-distributor shall be taken on separate days and examined by the state authority. Samples may be taken any time prior to the final delivery of the milk or milk products. Bacterial plate counts, efficiency of bactericidal treatment, and other laboratory and screening tests shall conform to the procedures in the most current edition of *Standard Methods for the Examination of Dairy Products* of the American Public Health Association as recommended by the *Grade “A” Pasteurized Milk Ordinance (PMO), [2015 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration]* **as adopted in 2 CSR 80-2.001.**

(2) Whenever two (2) of the last four (4) consecutive bacteria counts, coliform determinations, or cooling temperatures, taken on separate days, exceeds the limit of the standards for the milk, milk product, or both, the state authority shall send a written notice to the person concerned. This notice shall be in effect so long as two (2) of the last four (4) consecutive samples exceed the limit of the standard. An additional sample shall be taken within fourteen (14) days of the sending of the notice, but not before the lapse of three (3) days. Immediate suspension of the permit in accordance with 2 CSR 80-3.030, the court action, or both, shall be instituted whenever the standard is violated by three (3) of the last five (5) bacteria counts, coliform determinations, or cooling temperatures.

*AUTHORITY: section 196.939, RSMo 2000. \* Original rule filed June 20, 1973, effective June 30, 1973. Amended: Filed July 24, 2012, effective Jan. 30, 2013. Amended: Filed July 23, 2014, effective Jan. 30, 2015. Amended: Filed April 22, 2016, effective Oct. 30, 2016.*

*\*Original authority: 196.939, RSMo 1972, amended 1993, 1994, 1995.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Milk Board, 1616 Missouri Boulevard, Jefferson City, MO 65109 or online at [agriculture.mo.gov/proposed-rules/](http://agriculture.mo.gov/proposed-rules/). To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*