

**Title 2—DEPARTMENT OF
AGRICULTURE
Division 80—State Milk Board
Chapter 6—Requirements for the
Missouri Dairy Law**

2 CSR 80-6.011 Specifications for the Construction and Operation of Facilities and Installation of Equipment for the Production and Processing of Manufacturing Milk and Milk Products. The State Milk Board amends section (2)

PURPOSE: The purpose of this amendment is to update to current procedures.

PURPOSE: This rule complies with section 196.540, RSMo, to establish specifications for the construction and operation of facilities for the production and processing of manufacturing milk.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) The Missouri State Milk Board adopts by reference the United States Department of Agriculture, Agriculture Marketing Service, Dairy Program's recommended requirements entitled "Milk for Manufacturing Purposes and Its Production and Processing." "Milk for Manufacturing Purposes and Its Production and Processing" recommended requirements published by the United States Department of Agriculture establishes minimum standards which must be complied with for satisfactorily producing and processing manufacturing grade milk and manufacturing grade milk products.

(2) This is Missouri's addendum to the adopted United States Department of Agriculture, Agriculture Marketing Service, Dairy Program's recommended requirements entitled "Milk for Manufacturing Purposes and Its Production and Processing," July 21, 2011, hereby incorporated by reference as published by the United States Department of Agriculture, Agriculture Marketing Service, Dairy Program, 1400 Independence Ave. SW, Washington, DC 20250-0225. This rule does not incorporate any subsequent amendments or additions to the "Milk for Manufacturing Purposes and Its Production and Processing."

TRANSFER PRODUCERS—To be eligible to transfer from one (1) buyer to another, a producer cannot be under a stop sale order or under an animal health quarantine. *[When a producer discontinues milk delivery at one (1) plant and begins delivery to a different plant for any reason, the new buyer shall not accept the first delivery until s/he has requested from the previous buyer and received a copy of the record of the producer's milk quality covering the preceding ninety (90) days and a statement of the farm certification status and date of certification if any. The previous buyer shall forward information to the new buyer and the State Milk Board within twenty-four- (24-) working hours after receipt of a written request unless the records have been destroyed by means over which s/he has no control. Provided that the new buyer may accept a producer's milk after making the request for the record by telephone and obtaining assurance from the previous buyer that the producer's milk may be accepted; the new buyer then shall make a written request to the old buyer for the producer's record. If the new buyer requests and fails to receive the quality record from the previous buyer within the allotted time, s/he shall report that fact to the State Milk Board office for appropriate action.]*

*AUTHORITY: section 196.540, RSMo 2000. * This rule previously filed as 2 CSR 30-21.011. Original rule filed Dec. 10, 1981, effective April 11, 1982. Amended: Filed Jan. 7, 1983, effective May 13, 1983. Amended: Filed Oct. 22, 1985, effective Jan. 26, 1986. Amended: Filed July 31, 1986, effective Oct. 11, 1986. Amended: Filed June 30, 1993, effective Dec. 9, 1993. Amended: Filed Oct. 17, 1996, effective June 30, 1997. Amended: Filed July 24, 2012, effective Jan. 30, 2013.*

*Original authority: 196.540, RSMo 1981, amended 1993, 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/. 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.