

110TH CONGRESS
1ST SESSION

H. R. 4077

To authorize the interstate traffic of unpasteurized milk and milk products in final package form for human consumption when the milk or milk product originates in a State that allows the sale of unpasteurized milk and milk products in final package form and is destined for another State that allows the sale of unpasteurized milk and milk products in final package form.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 5, 2007

Mr. PAUL introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To authorize the interstate traffic of unpasteurized milk and milk products in final package form for human consumption when the milk or milk product originates in a State that allows the sale of unpasteurized milk and milk products in final package form and is destined for another State that allows the sale of unpasteurized milk and milk products in final package form.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. INTERSTATE TRAFFIC OF UNPASTEURIZED**
2 **MILK AND MILK PRODUCTS.**

3 (a) SALE AUTHORIZED.—Notwithstanding section
4 1240.61 of title 21, Code of Federal Regulations, the de-
5 livery into interstate traffic, or sale, other distribution, or
6 holding for sale or other distribution after shipment in
7 interstate traffic, of any unpasteurized milk or
8 unpasteurized milk product in final package form for di-
9 rect human consumption, or intended to be put into final
10 package form for direct human consumption, is not pro-
11 hibited if the unpasteurized milk or unpasteurized milk
12 product—

13 (1) is produced in a State that allows the sale
14 of unpasteurized milk and or unpasteurized milk
15 products in final package form;

16 (2) is delivered into interstate traffic in that
17 State; and

18 (3) is intended for transport to and sale in an-
19 other State that allows the sale of unpasteurized
20 milk and or unpasteurized milk products in final
21 package form.

22 (b) DEFINITIONS.—In this section:

23 (1) The term “pasteurized” refers to the proc-
24 ess of heating milk and milk products to the applica-
25 ble temperature specified in the tables contained in
26 section 1240.61 of title 21, Code of Federal Regula-

1 tions, and held continuously at or above that tem-
2 perature for at least the corresponding specified
3 time in such tables.

4 (2) The terms “milk”, “milk products”, and
5 “interstate traffic” have the meanings given those
6 terms in section 1240.3 of title 21, Code of Federal
7 Regulations.

○