

House Bill 718

By: Representatives Turner of the 21st, Allison of the 8th, Spencer of the 180th, Brockway of the 102nd, Caldwell of the 20th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 7 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated,
2 relating to milk and milk products, so as to allow the sale of raw milk to consumers; to
3 provide for related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 style="text-align:center">**SECTION 1.**

6 Article 7 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to milk
7 and milk products, is amended by revising paragraph (14) of Code Section 26-2-231, relating
8 to definitions, as follows:

9 "(14) 'Ungraded milk' means all fluid whole milk in its natural state; which ~~milk~~ fails to
10 meet the requirements of Grade A milk ~~or raw whole milk for manufacturing purposes~~
11 ~~as defined in this article.~~"

12 style="text-align:center">**SECTION 2.**

13 Said article is further revised by amending Code Section 26-2-242, relating to standards and
14 requirements for the sale of milk, as follows:

15 "26-2-242.

16 (a) Milk and milk products which are in compliance with this article and in compliance
17 with the rules and regulations promulgated pursuant to this article may be sold, offered for
18 sale, or delivered to the consuming public for the purpose of human consumption, provided
19 the container in which the milk or milk product is sold, offered for sale, or delivered has
20 affixed thereto or printed thereon labels approved by the Commissioner. No milk or milk
21 product may be sold, offered for sale, or delivered for the purpose of human consumption
22 if it is not in compliance with this article or the standards or rules and regulations
23 prescribed pursuant to this article.

24 (b) The sale, offering for sale, or delivery of ungraded milk is prohibited, unless such milk
25 is conspicuously labeled or identified as 'Ungraded Raw Milk'.

26 (c) ~~No~~ Except as provided in subsection (b) of this Code section, no raw whole milk for
27 manufacturing purposes may be offered for sale in this state to anyone except processors
28 and manufacturers properly licensed and inspected to manufacture and process
29 manufactured milk products.

30 (d) It shall be unlawful to sell, keep for sale, or offer for sale any condensed or evaporated
31 milk, concentrated milk, sweetened condensed milk, sweetened evaporated milk,
32 sweetened concentrated milk, sweetened evaporated skimmed milk, or any of the fluid
33 derivatives of any of them, to which shall have been added any fat or oil other than milk
34 fat, either under the name of the products or articles or the derivatives thereof, or under any
35 fictitious or trade name whatsoever."

36 **SECTION 3.**

37 All laws and parts of laws in conflict with this Act are repealed.