

2009 DRAFTING REQUEST

Bill

Received: **12/07/2009**

Received By: **btradewe**

Wanted: **Today**

Identical to LRB:

For: **Chris Danou (608) 266-7015**

By/Representing: **Dan Bahr**

This file may be shown to any legislator: **NO**

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Agriculture - food safety**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Danou@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Allow sale of raw milk to consumers

Instructions:

Like 09-3242/3

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	btradewe 12/07/2009	jdye 12/07/2009		_____			State
/1			mduchek 12/07/2009	_____	mbarman 12/07/2009	mbarman 12/07/2009	

FE Sent For:

at intro
12/18/09

<END>

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/?	btradewe	1/12/jld	<i>[Signature]</i>				

[Handwritten circle around 'Jacketed' column]

FE Sent For:

<END>

Tradewell, Becky

From: Bahr, Dan
Sent: Monday, December 07, 2009 1:18 PM
To: Tradewell, Becky
Subject: FW: Co-Sponsorship of LRB 3242/3-Allowing the Sale of Raw Milk

From: Sen.Kreitlow
Sent: Friday, November 20, 2009 10:42 AM
To: *Legislative Assembly - Independents; *Legislative Assembly Democrats; *Legislative Assembly Republicans; *Legislative Senate Democrats; *Legislative Senate Republicans
Subject: Co-Sponsorship of LRB 3242/3-Allowing the Sale of Raw Milk

DATE: November 20
TO: All Legislators
FROM: Senator Kreitlow and Representative Danou
RE: Co-Sponsorship of LRB 3242/3-Allowing the Sale of Raw Milk

We are introducing legislation that would permit the sale of raw milk directly from Wisconsin farms in certain controlled conditions. Raw milk (unpasteurized) has been a staple of Wisconsin and American diets for many generations and it has been consumed for many years without negative health effects by the vast majority of these families.

Twenty-five states currently allow for the sale of raw milk, including our neighbors in Minnesota. Wisconsin, the Dairy State, is currently has no exception for the sale of raw milk directly from farms to willing, informed consumers. This bill simply allows those who want the choice to drink raw milk to have the right to purchase this product directly from Wisconsin family farms.

Like many other foods that can pose health risks under certain preparations, consumers and producers must take precautions when consuming raw milk. Under this bill, in order to sell raw milk, farmers must obtain a grade A dairy farm permit from DATCP, make certain that the container for the raw milk is prepared and filled in a sanitary manner, and a sign must be displayed that explains to consumers that the milk is not pasteurized, alerting them to possible health concerns.

If you are interested in cosponsoring this legislation, please contact Senator Kreitlow's Office at 266.7511 or Representative Danou's office at 266.7015 by December 4th.



09-32423.pdf (18
KB)



State of Wisconsin
2009 - 2010 LEGISLATURE

Today

2009 BILL

3961/1
LRB-3242/3
RCT:bjk&jld:md
KEEP YMN

No changes

x Regen

1 AN ACT *to create* 97.24 (2m) of the statutes; **relating to:** the sale of
2 unpasteurized milk, buttermilk, butter, and cream.

Analysis by the Legislative Reference Bureau

Current law generally prohibits the sale of unpasteurized (commonly called raw) milk and other milk products.

This bill authorizes a dairy farmer with a grade A dairy farm permit to sell unpasteurized milk, buttermilk, butter, and cream directly to consumers on the farm if the dairy farmer obtains a raw milk permit from the Department of Agriculture, Trade and Consumer Protection, the container is prepared and filled in a sanitary manner, and the dairy farmer displays a sign indicating that raw milk does not provide the protection of pasteurization. The bill also provides that a dairy farmer is not liable for selling a product as authorized by the bill, except in cases of willful or wanton acts or omissions.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 97.24 (2m) of the statutes is created to read:
4 97.24 (2m) SALE OF UNPASTEURIZED MILK AND MILK PRODUCTS. (a) The
5 department shall issue permits to sell unpasteurized milk and milk products for the

·BILL

1 purposes of par. (b). The department shall issue a permit under this paragraph, upon
2 request, to any milk producer who has a grade A dairy farm permit under s. 97.22
3 (3). The department may not specify additional requirements for a permit under this
4 paragraph.

5 (b) Notwithstanding subs. (2) (b) and (3), a milk producer may sell
6 unpasteurized milk, buttermilk, butter, and cream directly to a consumer on the milk
7 producer's dairy farm if all of the following apply:

8 1. The milk producer has a permit to sell unpasteurized milk and milk products
9 under par. (a).

10 2. Either the milk producer or the consumer provides a sanitary container for
11 the product that has been prepared in a sanitary manner and the container is filled
12 in a sanitary manner.

13 3. At the place where the products are sold, the milk producer displays a sign
14 that is easy for a consumer to read and that states: "Raw milk products sold here.
15 Raw milk products do not provide the protection of pasteurization."

16 (c) A milk producer who sells a product in accordance with par. (b) is immune
17 from civil liability for the death of or injury to an individual caused by the product,
18 unless the death or injury was caused by willful or wanton acts or omissions.

19 (END)