

**HB 2255 STAFF MEASURE SUMMARY**

**Carrier:** Sen. Roblan

**Senate Committee On Environment and Natural Resources**

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**Action Date:** 03/20/17

**Action:** Do pass.

**Vote:** 5-0-0-0

**Yeas:** 5 - Baertschiger Jr, Dembrow, Olsen, Prozanski, Roblan

**Fiscal:** Has minimal fiscal impact

**Revenue:** No revenue impact

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**WHAT THE MEASURE DOES:**

Amends ORS 621.058 to make explicit Oregon Department of Agriculture's (ODA) authority to adopt rules relating to safety or marketability of milk or dairy products, including adopting rules to conform with federal government or multistate organizations of milk shippers. Authorizes ODA to suspend a privilege to use a grade designation on milk containers for a first violation within a six-month period.

**ISSUES DISCUSSED:**

- Measure would bring state law into compliance with federal statutes
- Allows adoption of federal standards
- In some circumstances, federal rules require license suspension for first violation; current Oregon law does not allow

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

Oregon law does not currently give explicit authority to the Oregon Department of Agriculture (ODA) to adopt the national Grade "A" Pasteurized Milk Ordinance (PMO) in administrative rule. The PMO is used nationally to set milk safety standards and standards for interstate commerce in milk.

House Bill 2255 would clarify ODA's authority to adopt rules referencing the PMO and allow the agency to suspend grade designation privileges of milk producers for a first violation of safety standards.