
By Mr. Barrus, a petition of John D. Barrus and another for legislation relative to the inspection and approval of dairy farms and milk plants for the shipment of milk to the Commonwealth. Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Sixty-Seven.

AN ACT GOVERNING THE INSPECTION AND APPROVAL OF DAIRY FARMS AND MILK PLANTS FOR THE SHIPMENT OF MILK TO THE COMMONWEALTH.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Sections sixteen A and sixteen L of chapter
2 94 of the General Laws, as most recently amended, are hereby
3 further amended by striking the letter "H" where it appears
4 and substituting therefor the letter "G".

1 SECTION 2. Section sixteen B of chapter 94 of the General
2 Laws, as most recently amended, is hereby further amended
3 by inserting, between the first and second sentences thereof,
4 the following new sentence: —

5 The director may require producers of milk whose dairy
6 farms have been registered under the provisions of section
7 sixteen C, to submit similar statements and information, on
8 forms furnished by him, covering any other month or months.

1 SECTION 3. Section sixteen C of chapter 94 of the General
2 Laws, as most recently amended, is hereby further amended
3 by adding at the end thereof, the following new language:

4 The director shall inspect regularly and as frequently as
5 possible the dairy farms registered as provided in this section,
6 and shall endeavor to maintain a sufficient number of such
7 farms subject to regular inspection and approved for ship-
8 ment of milk to be sold in fluid form in Massachusetts mar-

9 kets so that the consumers of the commonwealth may be
10 assured of an adequate supply of fluid milk at all times.
11 The director shall not be required to approve or inspect addi-
12 tional dairy farms unless and until the board shall first have
13 determined that the total quantity of milk available for fluid
14 use during the preceding month dairy farms already reg-
15 istered under this section represented less than one hundred
16 twenty-five per cent of the total quantity of milk sold within
17 the commonwealth as fluid milk by licensed milk dealers,
18 or, if the preceding month is July or August, less than one
19 hundred fifteen per cent of such fluid sales by such dealers
20 therein.

1 SECTION 4. Section sixteen D of chapter 94 of the General
2 Laws, as most recently amended, is hereby further amended
3 by striking the last sentence thereof and substituting there-
4 for the following new language: —

5 The director may issue a temporary certificate of registra-
6 tion for any dairy farm currently registered under the pro-
7 visions of section sixteen C, pending an inspection within
8 ninety days of the date of issue and such consequent action
9 as may be necessary relative to the actual renewal of the
10 certificate in question.

1 SECTION 5. Chapter 94 of the General Laws, as most re-
2 cently amended, is hereby further amended by striking section
3 sixteen E and substituting therefor the following new sec-
4 tion: —

5 *Section 16E.* A certificate of registration issued under sec-
6 tion sixteen C or a plant permit issued under section sixteen K
7 shall automatically lapse if the dairy farm or plant to which
8 such certificate or permit applies does not ship milk for fluid
9 use to any licensed milk dealer serving the commonwealth
10 for a period of thirty days; provided, that a shipment of
11 milk by such a plant for such fluid use shall constitute a
12 shipment on behalf of all registered dairy farms supplying
13 such a plant; and provided further, that no such lapse shall
14 occur when, in the opinion of the director, shipment of milk

15 for fluid use was effectively precluded for such period by na-
16 tural disaster or similar emergency. If such lapse should
17 occur, the dairy farm or plant involved shall be required to
18 reapply for inspection as provided in section sixteen B.

1 SECTION 6. Section sixteen F of chapter 94 of the General
2 Laws, as most recently amended, is hereby further amended
3 by striking the last three words of the third sentence thereof
4 and substituting therefor the following new language: —

5 any other month or months, and such statement shall be
6 returned to the director so as to be received by him not
7 more than thirty days after his first request therefor.

1 SECTION 7. Chapter 94 of the General Laws, as most re-
2 cently amended, is hereby further amended by striking sec-
3 tion sixteen G thereof and substituting therefor the following
4 new section: —

5 Whenever the total quantity of milk available from farms
6 approved and registered under section sixteen C has, for the
7 months of July and August, been less than one hundred ten
8 per cent of the total quantity of milk sold in fluid form within
9 the commonwealth by licensed milk dealers during those cor-
10 responding months, or, whenever the total quantity of milk
11 available from such farms during any other month of the
12 year has been less than one hundred twenty per cent of the
13 quantity of milk sold in fluid form therein by such dealers
14 during that month, a shortage of milk shall be deemed to
15 exist and the board shall alleviate such shortage by authoriz-
16 ing the director to issue temporary permits, including oral
17 permission granted by telephone or otherwise, upon applica-
18 tion by licensed milk dealers, which will allow the receipt of
19 milk for fluid use from sources which have not been registered
20 or granted a permit under the provisions of section sixteen C
21 or section sixteen K respectively; provided, that such milk,
22 upon arrival at such dealer's plant, shall in every other respect
23 comply with all Massachusetts statutes, rules and regulations
24 applicable to milk intended for fluid use. Any licensed milk
25 dealer whose receipts of milk from sources approved under

26 the provisions of sections sixteen C and K are or will be less
27 than one hundred ten per cent of his current total sales of
28 milk in fluid form may apply to the board for relief and, if
29 the board cannot assist such dealer to procure an adequate
30 additional supply of milk from sources already so approved,
31 the board shall authorize the director to approve additional
32 sources of supply or to issue a temporary permit, including
33 oral permission granted by telephone or otherwise, which will
34 allow such dealer to receive milk from sources which have not
35 been so approved; provided, that such milk, upon arrival at
36 such dealer's plant, shall in every other respect comply with
37 all Massachusetts statutes, rules and regulations applicable to
38 milk intended for fluid use.

1 SECTION 8. Chapter 94 of the General Laws, as most re-
2 cently amended, is hereby further amended, by striking sec-
3 tion sixteen H, and substituting therefor the following new
4 section: —

5 Whenever a shortage of milk is deemed to exist, as provided
6 in section sixteen G, and the board determines that it is of
7 more than a temporary or emergency nature, the director
8 shall be authorized to investigate potential sources of suitable
9 supply for Massachusetts markets, and to solicit requests and
10 recommendations from milk dealers and others with respect
11 to dairy farms and milk plants from which additional supplies
12 of milk for fluid use may be obtained. As soon thereafter as
13 available personnel and resources permit, he shall inspect, from
14 among the dairy farms and milk plants which his investiga-
15 tions have revealed to him are potential sources of suitable
16 supply for Massachusetts markets or which have been recom-
17 mended to him as such, a sufficient number of additional farms
18 to insure that the total supply of milk available to licensed
19 milk dealers serving the commonwealth from sources approved
20 under sections sixteen C or K will exceed the total quantity
21 of milk sold in fluid form therein by such dealers by twenty
22 per cent during all months of the year other than July and
23 August, and by more than ten per cent during each of those
24 months. In deciding whether or not additional dairy farms

25 and milk plants, in excess of the number required pursuant
26 to this section, should be inspected and approved for the ship-
27 ment of milk to be sold in fluid form by licensed milk dealers
28 serving the commonwealth, the board shall take into account
29 the quantity of fluid milk normally consumed as such within
30 the commonwealth and the current trends and seasonal and
31 other variations affecting the consumption of milk; the quan-
32 tity of milk normally and regularly delivered by the dairy
33 farms and milk plants currently approved for the shipment
34 of milk to be sold in Massachusetts markets and the current
35 trends and normal seasonal variations in such deliveries; the
36 percentage of total quantity of milk which such farms and
37 plants will agree to deliver for the Massachusetts market dur-
38 ing periods of shortage when requested to do so by the board;
39 the frequency of current inspections of the dairy farms and
40 milk plants already approved for shipment of fluid milk; the
41 personnel and facilities available for the inspection of addi-
42 tional dairy farms and milk plants; and the probable effects
43 upon the frequency and adequacy of current inspections, and
44 hence upon the quality and safety of the milk supply, of in-
45 specting a larger number of dairy farms and milk plants.
46 Whenever the inspection of additional dairy farms is deemed
47 necessary by the board pursuant to the conditions and stand-
48 ards hereinabove set forth, the director shall decide which
49 farms shall be approved for the shipment of milk to Massa-
50 chusetts markets. In making this decision he shall take into
51 account the quality of milk available from different sources;
52 the relative cost and efficiency with which inspection personnel
53 and facilities may be employed in different localities; the rela-
54 tive accessibility of different sources of supply to Massachu-
55 setts markets; the relative ease of transportation and the
56 length of time which would elapse before arrival at the plant
57 of a licensed milk dealer; the quantity of milk available for
58 shipment to such a plant or plants from different localities;
59 and the reliability of various sources of supply from the stand-
60 point both of quality and seasonal uniformity in the quantity
61 available for shipment.

1 SECTION 9. Section sixteen I of chapter 94 of the General
2 Laws, as most recently amended, is hereby further amended
3 by striking the word "one" where it appears therein and sub-
4 stituting therefor the word "five", and by striking the words
5 "five hundred" where they appear therein and substituting
6 therefor the words "one thousand".

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The first section of the report is devoted to a general survey of the subject. It discusses the importance of the problem and the scope of the investigation. The second section is devoted to a detailed description of the experimental apparatus and the methods used in the study.

The third section contains the results of the experiments. It shows that the data obtained are in good agreement with the theoretical predictions. The fourth section discusses the implications of the results and suggests further work to be done.

The fifth section is a summary of the work. It emphasizes the main findings of the study and the conclusions drawn from them. The sixth section is a list of references to the literature cited in the report.

The seventh section is a list of the symbols and abbreviations used in the report. The eighth section is a list of the figures and tables included in the report.

The ninth section is a list of the names of the persons who assisted in the work. The tenth section is a list of the names of the persons who read the report.

The eleventh section is a list of the names of the persons who were consulted in the preparation of the report. The twelfth section is a list of the names of the persons who were consulted in the preparation of the report.

