

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Grade A Pasteurized Milk and Milk Products
5 Act is amended by changing Section 3 as follows:

6 (410 ILCS 635/3) (from Ch. 56 1/2, par. 2203)

7 Sec. 3. Definitions.

8 (a) As used in this Act "Grade A" means that milk and milk
9 products are produced and processed in accordance with the
10 current Grade "A" ~~A~~ Pasteurized Milk Ordinance as adopted by
11 the National Conference on Interstate Milk Shipments and the
12 United States Public Health Service - Food and Drug
13 Administration and all other applicable federal regulations.
14 The term Grade A is applicable to "dairy farm", "milk
15 hauler-sampler", "milk plant", "milk product", "receiving
16 station", "transfer station", "milk tank truck", and
17 "certified pasteurizer sealer" whenever used in this Act.

18 (b) Unless the context clearly indicates otherwise, terms
19 have the meaning ascribed as follows:

20 (1) (Blank).

21 (2) "Milk" means the milk of cows, goats, sheep, water
22 buffalo, or other hooved mammals, provided that it must be
23 labeled in accordance with the current Grade "A"

1 Pasteurized Milk Ordinance as adopted by the United States
2 Public Health Service - Food and Drug Administration, and
3 includes skim milk and cream. The Grade "A" Pasteurized
4 Milk Ordinance labeling requirement does not apply to
5 unpasteurized milk produced and distributed in accordance
6 with Section 8 of this Act and Department rules.

7 (3) (Blank).

8 (4) (Blank).

9 (5) "Receiving station" means any place, premise, or
10 establishment where raw milk is received, collected,
11 handled, stored or cooled and prepared for further
12 transporting.

13 (6) "Transfer station" means any place, premise, or
14 establishment where milk or milk products are transferred
15 directly from one milk tank truck to another.

16 (7) "Department" means the Illinois Department of
17 Public Health.

18 (8) "Director" means the Director of the Illinois
19 Department of Public Health.

20 (9) "Embargo or hold for investigation" means a
21 detention or seizure designed to deny the use of milk or
22 milk products which may be unwholesome or to prohibit the
23 use of equipment which may result in contaminated or
24 unwholesome milk or dairy products.

25 (10) "Imminent hazard to the public health" means any
26 hazard to the public health when the evidence is sufficient

1 to show that a product or practice, posing or contributing
2 to a significant threat of danger to health, creates or may
3 create a public health situation (1) that should be
4 corrected immediately to prevent injury and (2) that should
5 not be permitted to continue while a hearing or other
6 formal proceeding is being held.

7 (11) "Person" means any individual, group of
8 individuals, association, trust, partnership, corporation,
9 person doing business under an assumed name, the State of
10 Illinois, or any political subdivision or department
11 thereof, or any other entity.

12 (12) "Enforcing agency" means the Illinois Department
13 of Public Health or a unit of local government electing to
14 administer and enforce this Act as provided for in this
15 Act.

16 (13) "Permit" means a document awarded to a person for
17 compliance with the provisions of and under conditions set
18 forth in this Act.

19 (14) (Blank).

20 (15) (Blank).

21 (16) (Blank).

22 (17) "Certified pasteurizer sealer" means a person who
23 has satisfactorily completed a course of instruction and
24 has demonstrated the ability to satisfactorily conduct all
25 pasteurization control tests, as required by rules adopted
26 by the Department.

1 (18) "Unpasteurized milk" means milk that has not been
2 pasteurized or homogenized in accordance with the Grade "A"
3 Pasteurized Milk Ordinance as adopted by the United States
4 Public Health Service - Food and Drug Administration and is
5 not subject to the labeling requirements of the Ordinance.

6 (Source: P.A. 97-135, eff. 7-14-11; 98-958, eff. 1-1-15.)