

SENATE No. 419

The Commonwealth of Massachusetts

PRESENTED BY:

Anne M. Gobi

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the distribution of raw milk.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Anne M. Gobi	Worcester, Hampden, Hampshire and Middlesex
James B. Eldridge	Middlesex and Worcester
Michael J. Rodrigues	First Bristol and Plymouth
Bruce E. Tarr	First Essex and Middlesex
Donald F. Humason, Jr.	Second Hampden and Hampshire
Ellen Story	3rd Hampshire
Stephen Kulik	1st Franklin
Sarah K. Peake	4th Barnstable
Timothy R. Madden	Barnstable, Dukes and Nantucket
Josh S. Cutler	6th Plymouth
Keiko M. Orrall	12th Bristol
Paul W. Mark	2nd Berkshire
Jennifer E. Benson	37th Middlesex
Steven S. Howitt	4th Bristol
Carolyn C. Dykema	8th Middlesex
James Arciero	2nd Middlesex
Gailanne M. Cariddi	1st Berkshire

<i>Stephen L. DiNatale</i>	<i>3rd Worcester</i>	
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>	
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>	
<i>Peter V. Kocot</i>	<i>1st Hampshire</i>	
<i>William Smitty Pignatelli</i>	<i>4th Berkshire</i>	
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	
<i>Paul A. Schmid, III</i>	<i>8th Bristol</i>	
<i>Todd M. Smola</i>	<i>1st Hampden</i>	
<i>Chris Walsh</i>	<i>6th Middlesex</i>	
<i>Geoff Diehl</i>	<i>7th Plymouth</i>	
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	
<i>Ryan C. Fattman</i>	<i>Worcester and Norfolk</i>	<i>9/14/2015</i>

SENATE No. 419

By Ms. Gobi, a petition (accompanied by bill, Senate, No. 419) of Anne M. Gobi, James B. Eldridge, Ellen Story, Stephen Kulik and other members of the General Court for legislation relative to the distribution of raw milk. Environment, Natural Resources and Agriculture.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3857 OF 2013-2014.]

The Commonwealth of Massachusetts

**In the One Hundred and Eighty-Ninth General Court
(2015-2016)**

An Act relative to the distribution of raw milk.

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 Chapter 94 of the General Laws is hereby amended by inserting after
2 Section 13 the following section:-

3 Section 13 A ½ (a) Licensed raw milk farmers will be allowed to deliver raw milk
4 directly to the consumer, off-site from the farm, provided that the raw milk farmer have a direct,
5 contractual relationship with the consumer. The raw milk farmer may contract with a third party
6 for delivery provided that the raw milk farmer shall maintain the contractual relationship with the
7 consumer. The raw milk farmer may deliver raw milk through a community supported
8 agriculture (CSA) delivery system provided that the raw milk farmer shall maintain a contractual
9 relationship with the consumer. Delivery may be made directly to the consumer’s residence or to
10 a pre-established receiving site; said sites shall not be in a retail setting with the exception of

11 CSA delivery. In such instances, raw milk shall be kept separated from retail items for sale and
12 will not be accessible to the general public.

13 (b) Raw milk farmers may sell raw milk from their farm stands even if not contiguous to
14 their raw milk dairy and shall comply with section 3 of chapter 40 of the General Laws.

15 (c) The Commissioner of the Department of Agricultural Resources, in consultation with
16 the Department of Public Health, shall adopt and promulgate reasonable rules and regulations
17 governing the handling, packaging, storage and transportation of raw milk, non-mechanical
18 refrigeration shall be permitted.