



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

HB2690

by Rep. Peter Breen

SYNOPSIS AS INTRODUCED:

410 ILCS 635/8

from Ch. 56 1/2, par. 2208

Amends the Grade A Pasteurized Milk and Milk Products Act. Permits the sale and distribution of any milk or milk product for human use or consumption only if such milk or milk product has been produced and processed in accordance with rules adopted by the Department of Public Health. Requires the Department to adopt rules for the production and processing of unpasteurized milk or milk product. Provides that a seller or distributor is not liable for any injury caused to another person by that person's consumption of unpasteurized milk or milk product if that product has been produced and processed in accordance with the Department's rules.

LRB099 07335 JLK 27446 b

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 8 as follows:

6 (410 ILCS 635/8) (from Ch. 56 1/2, par. 2208)

7 Sec. 8. ~~A~~ ~~After the effective date of this Act, no person~~
8 ~~may shall~~ sell or distribute or ~~7~~ offer to sell or distribute
9 any milk or milk product for human use or consumption only if
10 ~~unless~~ such milk or milk product ~~has been pasteurized and~~ has
11 been produced and processed in accordance with rules adopted
12 ~~and regulations promulgated~~ by the Department.

13 The Department shall adopt rules for the production and
14 processing of unpasteurized milk or milk product under this
15 Section.

16 A seller or distributor of unpasteurized milk or milk
17 product is not liable for any injury caused to another person
18 from that person's consumption of unpasteurized milk or milk
19 product if that product has been produced and processed in
20 accordance with the Department's rules.

21 The term "sell or distribute for use or consumption" means
22 to sell or distribute to a person for human use or consumption
23 and not for processing or resale in any form.

1 ~~The pasteurization requirement of this Section shall not be~~
2 ~~applicable to milk produced in accordance with Department rules~~
3 ~~and regulations if sold or distributed on the premises of the~~
4 ~~dairy farm.~~

5 (Source: P.A. 83-102.)