

SUBCHAPTER 09G - MILK AND MILK PRODUCTS

SECTION .0100 - PASTEURIZED MILK ORDINANCE

02 NCAC 09G .0101 ADOPTION BY REFERENCE

The following are adopted by reference, including subsequent amendments and editions:

- (1) "Milk for Manufacturing Purposes and Its Production and Processing, Recommended Requirements," U.S. Department of Agriculture, Agricultural Marketing Service, Dairy Programs. A copy of this document is available at no cost from the USDA, Agricultural Marketing Service, at www.ams.usda.gov. A farmstead shall be exempt from all mandatory milk testing except the mastitic milk test and the appearance and odor test. For the purposes of this Section, "farmstead" means a milk or milk product production facility that uses only milk from its own animals in its product production and has no other source of milk.
- (2) "Grading and Inspection - General Specifications for Approved Dairy Plants and Standards for Grades of Dairy Products," 7 C.F.R. 58. A copy of this document is available at no cost from the Government Publishing Office at www.gpo.gov.

*History Note: Authority G.S. 106-139; 106-267; 106-267.2;
Eff. February 1, 1976;
Amended Eff. August 1, 2002; December 1, 1987; January 1, 1987; January 1, 1985; August 1, 1982;
Readopted Eff. March 1, 2017.*

02 NCAC 09G .0102 APPLICATION OF THE PMO

*History Note: Authority G.S. 106-267; 106-267.2; 106-268;
Eff. February 1, 1976;
Amended Eff. March 12, 1981; December 23, 1976;
Repealed Eff. January 1, 1985.*

02 NCAC 09G .0103 VITAMIN ASSAY OF MILK PRODUCTS

Assays of vitamin content shall be made as required by the PMO. All assay costs shall be paid by the milk product processor.

*History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Amended Eff. May 1, 1983; March 12, 1981;
Readopted Eff. April 1, 2017.*

SECTION .0200 - LABELING REGULATIONS FOR FLUID MILK AND FLUID MILK PRODUCTS

- 02 NCAC 09G .0201 DEFINITIONS**
- 02 NCAC 09G .0202 APPROVED CONTAINERS FOR MILK AND MILK PRODUCTS**
- 02 NCAC 09G .0203 LOCATION OF REQUIRED INFORMATION ON CONTAINER**
- 02 NCAC 09G .0204 MILK DEEMED MISBRANDED**
- 02 NCAC 09G .0205 SUPPLEMENTARY DECLARATIONS**
- 02 NCAC 09G .0206 PROMINENCE OF REQUIRED INFORMATION**
- 02 NCAC 09G .0207 IDENTIFICATION OF FLUID MILK PROCESSING PLANTS**

*History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Repealed Eff. March 12, 1981.*

SECTION .0300 - MILK IMPORTS

02 NCAC 09G .0301 IMPORTS AND PERMITS

02 NCAC 09G .0302 INSPECTION OF DAIRY FARMS AND MILK PLANTS
02 NCAC 09G .0303 THE EXAMINATION OF MILK AND MILK PRODUCTS
02 NCAC 09G .0304 STANDARDS FOR MILK AND MILK PRODUCTS

History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Repealed Eff. March 12, 1981.

**SECTION .0400 - SANITATION REQUIREMENTS FOR GRADE A RAW MILK FOR
PASTEURIZATION**

02 NCAC 09G .0401 ABNORMAL MILK
02 NCAC 09G .0402 MILKING BARN: STABLE: OR PARLOR: CONSTRUCTION
02 NCAC 09G .0403 MILKING BARN: STABLE: OR PARLOR: CLEANLINESS
02 NCAC 09G .0404 COWYARD
02 NCAC 09G .0405 MILKHOUSE OR ROOM: CONSTRUCTION AND FACILITIES
02 NCAC 09G .0406 MILKHOUSE OR ROOM: CLEANLINESS
02 NCAC 09G .0407 TOILET
02 NCAC 09G .0408 WATER SUPPLY
02 NCAC 09G .0409 UTENSILS AND EQUIPMENT: CONSTRUCTION
02 NCAC 09G .0410 UTENSILS AND EQUIPMENT: CLEANING
02 NCAC 09G .0411 UTENSILS AND EQUIPMENT: SANITIZATION
02 NCAC 09G .0412 UTENSILS AND EQUIPMENT: STORAGE
02 NCAC 09G .0413 UTENSILS AND EQUIPMENT: HANDLING
02 NCAC 09G .0414 MILKING: FLANKS: UDDERS: AND TEATS
02 NCAC 09G .0415 MILKING: SURCINGLES: MILK STOOLS: AND ANTICKICKERS
02 NCAC 09G .0416 MILKING: TRANSFER AND PROTECTION OF MILK
02 NCAC 09G .0417 PERSONNEL: HAND-WASHING FACILITIES
02 NCAC 09G .0418 PERSONNEL: CLEANLINESS
02 NCAC 09G .0419 COOLING
02 NCAC 09G .0420 VEHICLES
02 NCAC 09G .0421 INSECT AND RODENT CONTROL

History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Repealed Eff. March 12, 1981.

**SECTION .0500 - SANITATION REQUIREMENTS FOR GRADE A PASTEURIZED MILK AND MILK
PRODUCTS**

02 NCAC 09G .0501 RECEIVING STATIONS
02 NCAC 09G .0502 TRANSFER STATIONS
02 NCAC 09G .0503 FLOORS: CONSTRUCTION
02 NCAC 09G .0504 WALLS AND CEILINGS: CONSTRUCTION
02 NCAC 09G .0505 DOOR AND WINDOWS
02 NCAC 09G .0506 LIGHTING AND VENTILATION
02 NCAC 09G .0507 SEPARATE ROOMS
02 NCAC 09G .0508 TOILET-SEWAGE DISPOSAL FACILITIES
02 NCAC 09G .0509 WATER SUPPLY
02 NCAC 09G .0510 HAND-WASHING FACILITIES
02 NCAC 09G .0511 MILK PLANT CLEANLINESS
02 NCAC 09G .0512 SANITARY PIPING
02 NCAC 09G .0513 CONSTRUCTION AND REPAIR OF CONTAINERS AND EQUIPMENT
02 NCAC 09G .0514 CLEANING AND SANITIZING OF CONTAINERS AND EQUIPMENT
02 NCAC 09G .0515 STORAGE OF CLEANED CONTAINERS AND EQUIPMENT
02 NCAC 09G .0516 STORAGE OF SINGLE-SERVICE CONTAINERS: UTENSILS: MATERIALS

02 NCAC 09G .0517	PROTECTION FROM CONTAMINATION
02 NCAC 09G .0518	PASTEURIZATION
02 NCAC 09G .0519	COOLING OF MILK
02 NCAC 09G .0520	BOTTLING AND PACKAGING
02 NCAC 09G .0521	CAPPING
02 NCAC 09G .0522	PERSONNEL: CLEANLINESS
02 NCAC 09G .0523	VEHICLES
02 NCAC 09G .0524	SURROUNDINGS
02 NCAC 09G .0525	PERSONNEL HEALTH
02 NCAC 09G .0526	PROCEDURE WHEN INFECTION IS SUSPECTED

History Note: Authority G.S. 106-267; 106-268;
Eff. February 1, 1976;
Repealed Eff. March 12, 1981.

SECTION .0600 - HEALTH REQUIREMENTS FOR GRADE A DAIRY HERDS

02 NCAC 09G .0601	OFFICIAL BRUCELLOSIS TEST
02 NCAC 09G .0602	BANG'S DISEASE: REMOVAL OF INFECTED ANIMALS
02 NCAC 09G .0603	OFFICIAL FORMS FOR REQUESTING RING TEST
02 NCAC 09G .0604	COWS: TUBERCULOSIS AND OTHER DISEASES

History Note: Authority G.S. 106-267; 106-396; 106-348;
Eff. February 1, 1976;
Repealed Eff. March 12, 1981.

SECTION .0700 - IMITATION MILK AND IMITATION MILK PRODUCTS

02 NCAC 09G .0701	INTENT: SCOPE: AND INTERPRETATION
02 NCAC 09G .0702	DEFINITIONS AND STANDARDS OF IDENTITY
02 NCAC 09G .0703	LABELING: IMITATION MILK AND IMITATION MILK PRODUCTS
02 NCAC 09G .0704	PLANT SANITATION
02 NCAC 09G .0705	PRODUCT QUALITY

History Note: Authority G.S. 106-267; 106-268;
Eff. February 1, 1976;
Amended Eff. February 1, 1983;
Repealed Eff. June 1, 1984.

SECTION .0800 - GRADE B MILK

02 NCAC 09G .0801	GRADE B RAW MILK
02 NCAC 09G .0802	GRADE B PASTEURIZED MILK

History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Repealed Eff. June 1, 1984.

SECTION .0900 - GRADE C MILK

02 NCAC 09G .0901	GRADE C RAW MILK DEFINED
02 NCAC 09G .0902	GRADE C RAW MILK FOR MANUFACTURING PURPOSES
02 NCAC 09G .0903	GRADE C PASTEURIZED MILK

History Note: Authority G.S. 106-267;
Eff. February 1, 1976;

Repealed Eff. June 1, 1984.

SECTION .1000 - FARM BULK MILK TANKS

02 NCAC 09G .1001	FARM BULK MILK HOLDING TANK: DEFINITION
02 NCAC 09G .1002	MILK HOUSE INSTALLATION: FACILITY FOR FARM BULK MILK TANK
02 NCAC 09G .1003	CONSTRUCTION OF FARM BULK TANKS
02 NCAC 09G .1004	CLEANING AND SANITIZING FARM MILK HANDLING EQUIPMENT
02 NCAC 09G .1005	TRANSPORT TANKS AND RELATED EQUIPMENT
02 NCAC 09G .1006	UNLOADING MILK FROM TRANSPORT TANKS
02 NCAC 09G .1007	CLEANING AND BACTERICIDAL TREATMENT OF TRANSPORT TANKS
02 NCAC 09G .1008	INTERPRETATION

*History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Repealed Eff. March 12, 1981.*

SECTION .1100 - TRANSFERRING: DIPPING OR DISPENSING MILK

02 NCAC 09G .1101	TRANSFERRING DELIVERY: CONTAINERS: QUARANTINED RESIDENCES
02 NCAC 09G .1102	BULK MILK DISPENSERS

*History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Repealed Eff. March 12, 1981.*

SECTION .1200 - SAMPLING AND TESTING MILK AND CREAM BY THE BABCOCK METHOD

02 NCAC 09G .1201	DEFINITIONS
02 NCAC 09G .1202	MILK AND CREAM TESTS
02 NCAC 09G .1203	LICENSED TESTER
02 NCAC 09G .1204	LICENSED SAMPLER
02 NCAC 09G .1205	FALSE READING TESTS
02 NCAC 09G .1206	WEIGH TANK
02 NCAC 09G .1207	SAMPLING MILK FROM THE WEIGH TANK
02 NCAC 09G .1208	SAMPLING PROCEDURES FOR FARM BULK TANKS
02 NCAC 09G .1209	COMPOSITE SAMPLING FROM FARM BULK TANKS
02 NCAC 09G .1210	CARE OF COMPOSITE SAMPLES: PRESERVATIVE
02 NCAC 09G .1211	PERIOD OF COMPOSITE SAMPLING
02 NCAC 09G .1212	QUANTITY OF MILK TO BE TAKEN
02 NCAC 09G .1213	SIZE AND CONDITION OF COMPOSITE SAMPLE BOTTLES
02 NCAC 09G .1214	METHOD OF COMPOSITE SAMPLING
02 NCAC 09G .1215	STORAGE OF COMPOSITE SAMPLES
02 NCAC 09G .1216	PERIOD SAMPLES HELD AFTER TESTING
02 NCAC 09G .1217	PLACE OF TESTING
02 NCAC 09G .1218	PREPARING BOTH FRESH AND COMPOSITE SAMPLES: TEMPERING
02 NCAC 09G .1219	MIXING BEFORE PIPETTING
02 NCAC 09G .1220	TEMPERATURE OF MILK FOR PIPETTING
02 NCAC 09G .1221	PIPETTING
02 NCAC 09G .1222	TESTING MILK FOR BUTTERFAT: SULPHURIC ACID
02 NCAC 09G .1223	ADDING ACID TO THE MILK
02 NCAC 09G .1224	CENTRIFUGE
02 NCAC 09G .1225	CENTRIFUGING PROCEDURE
02 NCAC 09G .1226	TEMPERING BATHS
02 NCAC 09G .1227	READING TESTS
02 NCAC 09G .1228	STANDARD METHODS

02 NCAC 09G .1229	SAMPLING CREAM
02 NCAC 09G .1230	PROCEDURE FOR TESTING CREAM
02 NCAC 09G .1231	HOLDING PERIOD FOR TESTED CREAM
02 NCAC 09G .1232	FAULTY EQUIPMENT CONDEMNED

History Note: Authority G.S. 106-267;
 Eff. February 1, 1976;
 Repealed Eff. February 1, 1982.

SECTION .1300 - ICE CREAM PLANTS

02 NCAC 09G .1301	BUILDINGS: APPROVAL BY COMMISSIONER OF AGRICULTURE
02 NCAC 09G .1302	WALLS AND CEILINGS
02 NCAC 09G .1303	WINDOWS AND GLASS PARTITIONS
02 NCAC 09G .1304	FLOORS
02 NCAC 09G .1305	LIGHT AND VENTILATION
02 NCAC 09G .1306	FLY AND VERMIN CONTROL
02 NCAC 09G .1307	PROTECTION OF PRODUCTS AND INGREDIENTS
02 NCAC 09G .1308	GENERAL PLANT ORDERLINESS
02 NCAC 09G .1309	HARDENING ROOMS: STORAGE SPACE: MERCHANDISING EQUIPMENT
02 NCAC 09G .1310	TOILETS AND LAVATORIES
02 NCAC 09G .1311	DRESSING ROOMS
02 NCAC 09G .1312	EQUIPMENT: CONSTRUCTION
02 NCAC 09G .1313	CLEANING AND STERILIZING EQUIPMENT
02 NCAC 09G .1314	STEAM AND HOT WATER
02 NCAC 09G .1315	FREQUENCY OF CLEANING AND STERILIZING
02 NCAC 09G .1316	FILLING CONTAINERS AND PACKAGES
02 NCAC 09G .1317	REMOVAL FROM MOLDS
02 NCAC 09G .1318	VEHICLES
02 NCAC 09G .1319	INGREDIENTS
02 NCAC 09G .1320	PASTEURIZATION
02 NCAC 09G .1321	RECORDING THERMOMETERS
02 NCAC 09G .1322	PERSONNEL
02 NCAC 09G .1323	BACTERIAL PLATE COUNT AND COLIFORM COUNTS

History Note: Authority G.S. 106-253;
 Eff. February 1, 1976;
 Repealed Eff. February 1, 1982.

SECTION .1400 - COUNTER ICE CREAM FREEZERS

02 NCAC 09G .1401	DEFINITIONS
02 NCAC 09G .1402	INSPECTION CERTIFICATE REQUIRED
02 NCAC 09G .1403	COUNTER FREEZER UNIT: INSTALLATION
02 NCAC 09G .1404	CLEANING AND STERILIZING EQUIPMENT
02 NCAC 09G .1405	PERSONS ENGAGED IN MANUFACTURE
02 NCAC 09G .1406	ICE CREAM MIXES: ETC.

History Note: Authority G.S. 106-253;
 Eff. February 1, 1976;
 Repealed Eff. February 1, 1982.

SECTION .1500 - MOBILE FROZEN DESSERT MANUFACTURING UNITS

02 NCAC 09G .1501	DEFINITION
02 NCAC 09G .1502	MIX

02 NCAC 09G .1503	ENCLOSURE
02 NCAC 09G .1504	MACHINES
02 NCAC 09G .1505	FACILITIES FOR CLEANING AND STERILIZING
02 NCAC 09G .1506	STORAGE FACILITIES FOR SUPPLIES

History Note: Authority G.S. 106-253; 106-267;
 Eff. February 1, 1976;
 Repealed Eff. February 1, 1982.

SECTION .1600 - DEFINITIONS AND STANDARDS FOR ICE CREAM: OTHER FROZEN MILK PRODUCTS AND WATER ICES

02 NCAC 09G .1601	FROZEN DESSERTS
02 NCAC 09G .1602	MILK PRODUCTS
02 NCAC 09G .1603	ICE CREAM
02 NCAC 09G .1604	FRUIT ICE CREAM
02 NCAC 09G .1605	NUT ICE CREAM
02 NCAC 09G .1606	CHOCOLATE OR COCOA ICE CREAM
02 NCAC 09G .1607	ICE MILK
02 NCAC 09G .1608	ICE MILK IN OPEN CONTAINERS
02 NCAC 09G .1609	DIETETIC ICE MILK
02 NCAC 09G .1610	DIETARY FROZEN DESSERT
02 NCAC 09G .1611	MILK SHERBET
02 NCAC 09G .1612	WATER ICE
02 NCAC 09G .1613	QUIESCENTLY FROZEN CONFECTIONS
02 NCAC 09G .1614	QUIESCENTLY FROZEN DAIRY CONFECTIONS
02 NCAC 09G .1615	LABELING QUIESCENTLY FROZEN PRODUCTS
02 NCAC 09G .1616	FROZEN DESSERT MIX
02 NCAC 09G .1617	FAT
02 NCAC 09G .1618	EXCEPTIONS

History Note: Authority G.S. 106-253; 106-267;
 Eff. February 1, 1976;
 Repealed Eff. February 1, 1982.

SECTION .1700 - MILK SHAKES AND MILK SHAKE BASE

02 NCAC 09G .1701	MILK SHAKE: DEFINITION
02 NCAC 09G .1702	MILK SHAKE BASE: DEFINITION
02 NCAC 09G .1703	DISPENSER MILK SHAKE MACHINE

History Note: Authority G.S. 106-253;
 Eff. February 1, 1976;
 Repealed Eff. February 1, 1982.

SECTION .1800 - DISPENSER MILK SHAKE MACHINES

02 NCAC 09G .1801	DEFINITIONS
02 NCAC 09G .1802	INSTALLATION
02 NCAC 09G .1803	MILK SHAKE MIX
02 NCAC 09G .1804	MIX STORAGE
02 NCAC 09G .1805	FACILITIES FOR CLEANING AND STERILIZATION
02 NCAC 09G .1806	WATER SUPPLY
02 NCAC 09G .1807	TOILET FACILITIES

02 NCAC 09G .1808 PERSONNEL

*History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Repealed Eff. February 1, 1982.*

SECTION .1900 - TESTING OF PRODUCER MILK BY THE MILKO-TESTER METHOD

02 NCAC 09G .1901	DEFINITIONS
02 NCAC 09G .1902	LICENSING REQUIREMENTS
02 NCAC 09G .1903	REFERENCE METHOD
02 NCAC 09G .1904	CALIBRATION OF MILKO-TESTER
02 NCAC 09G .1905	PREPARATION OF SAMPLES
02 NCAC 09G .1906	OPERATING PROCEDURES

*History Note: Authority G.S. 106-267;
Eff. February 1, 1976;
Repealed Eff. February 1, 1982.*

SECTION .2000 - GRADE A MILK SANITATION

02 NCAC 09G .2001 GENERAL - ADOPTION BY REFERENCE

The North Carolina Board of Agriculture incorporates by reference, including subsequent amendments and editions, the Pasteurized Milk Ordinance, including all appendices, supplements, memoranda, procedures, FDA's Milk Guidance methods, and administrative procedures recommended by the U.S. Public Health Service/Food and Drug Administration, published by the U.S. Department of Health and Human Services, Public Health Service and the Food and Drug Administration. A certified copy may be obtained from the Department of Health and Human Services, Public Health Service, Food and Drug Administration, Division of Plant and Dairy Food Safety (HFS-316), 5100 Paint Branch Parkway, College Park, MD 20740-3835.

*History Note: Authority G.S. 106-266.31;
Eff. January 1, 1985;
Amended Eff. December 1, 1990; June 1, 1988; July 1, 1986;
Transferred from 15A NCAC 18A .1201 Eff. May 1, 2012;
Readopted Eff. March 1, 2017.*

02 NCAC 09G .2002 MODIFICATIONS OF THE ADOPTION BY REFERENCE

*History Note: Authority G.S. 106-266.31;
Eff. January 1, 1985;
Amended Eff. January 1, 1999; September 1, 1991; December 1, 1990; July 1, 1985;
Transferred from 15A NCAC 18A .1202 Eff. May 1, 2012;
Repealed Eff. March 1, 2017.*

02 NCAC 09G .2003 DEFINITIONS

The following definitions shall apply to this Section:

- (1) All definitions contained in the Pasteurized Milk Ordinance shall apply.
- (2) Whenever "the of" appears in the Pasteurized Milk Ordinance, the word "State" shall be inserted in the first blank, and the words "North Carolina" shall be inserted in the second blank.
- (3) In all instances in the Pasteurized Milk Ordinance where the term "Regulatory Agency" appears, the "Regulatory Agency" shall be deemed to be the North Carolina Department of Agriculture & Consumer Services, Food and Drug Protection Division.
- (4) In all instances in the Pasteurized Milk Ordinance where the term "Government Water Control Authority" appears, the "Government Water Control Authority" shall be deemed to be the North Carolina Department of Environmental Quality, Division of Water Resources.

- (5) "Independent Milk Distributor" shall be defined as any person who is not under the control or ownership of a milk plant and who sells or offers for sale any Grade "A" pasteurized milk or milk products.
- (6) Any violation of the Pasteurized Milk Ordinance shall be a violation of Article 12 of G.S. 106, as provided by G.S. 106-124.1.

History Note: Authority G.S. 106-266.31;
 Eff. January 1, 1985;
 Amended Eff. December 1, 1990;
 Transferred from 15A NCAC 18A .1203 Eff. May 1, 2012;
 Readopted Eff. March 1, 2017.

02 NCAC 09G .2004 PERMITS REQUIRED

- (a) It shall be unlawful for any person who does not possess a permit from the North Carolina Department of Agriculture and Consumer Services, Food and Drug Protection Division, to manufacture, bring into, send into, or receive into this State or its jurisdiction, for sale, to sell, or to offer for sale therein or to have in storage any milk or milk products, as defined in the Pasteurized Milk Ordinance.
- (b) Any person holding a permit shall not assign, sell, or otherwise transfer a permit to a third party. A permit issued pursuant to this Section governing operations at a particular location shall not apply to any other location.
- (c) No exemptions shall be allowed except those defined in the Pasteurized Milk Ordinance.

History Note: Authority G.S. 106-266.31;
 Eff. January 1, 1985;
 Amended Eff. December 1, 1990;
 Transferred from 15A NCAC 18A .1204 Eff. May 1, 2012;
 Readopted Eff. March 1, 2017.

02 NCAC 09G .2005 ISSUANCE OF PERMIT

- (a) Permits shall be issued pursuant to the administrative procedures set forth in the Pasteurized Milk Ordinance.
- (b) Prior to operating in this State, independent milk distributors, out-of-state milk plants and milk distributors, and milk haulers shall have been issued a permit by the North Carolina Department of Agriculture and Consumer Services.

History Note: Authority G.S. 106-266.31;
 Eff. January 1, 1985;
 Amended Eff. April 1, 1994; December 1, 1990;
 Transferred from 15A NCAC 18A .1205 Eff. May 1, 2012;
 Readopted Eff. May 1, 2017.

02 NCAC 09G .2006 PERMIT SUSPENSION AND REVOCATION
02 NCAC 09G .2007 ENFORCEMENT AND PENALTIES

History Note: Authority G.S. 106-266.31;
 Eff. January 1, 1985;
 Amended Eff. September 1, 1991; December 1, 1990; October 1, 1985;
 Transferred from 15A NCAC 18A .1206 Eff. May 1, 2012;
 Transferred from 15A NCAC 18A .1207 Eff. May 1, 2012;
 Repealed Eff. March 1, 2017.

02 NCAC 09G .2008 SEVERABILITY

If a provision of this Section or the application of a provision to any person or circumstance is held invalid, the remainder of the provisions of this Section or the application of the provisions to other persons or circumstances shall not be affected.

History Note: Authority G.S. 106-266.31;
 Eff. January 1, 1985;

*Transferred from 15A NCAC 18A .1208 Eff. May 1, 2012;
Readopted Eff. May 1, 2017.*

02 NCAC 09G .2009 APPEALS PROCEDURE

Contested cases concerning the interpretation and enforcement of the rules in this Section shall be governed by Article 3 of G.S. 150B.

*History Note: Authority G.S. 106-266.31;
Eff. February 1, 1987;
Transferred from 15A NCAC 18A .1209 Eff. May 1, 2012;
Readopted Eff. April 1, 2017.*

02 NCAC 09G .2010 RESTRICTIONS ON DISPENSING RAW MILK

- (a) Dairy farms shall dispense raw milk or raw milk products only to a permitted milk hauler or to a processing facility at which the processing of milk is permitted, graded, or regulated by a local, State, or federal agency.
- (b) The farmer or the owner of the raw milk or raw milk products may destroy the milk or dispense it for animal feed in accordance with any applicable state and federal regulations.

*History Note: Authority G.S. 106-266.31; 106-266.35;
Temporary Adoption Eff. April 2, 2001;
Temporary Adoption Expired January 11, 2002;
Temporary Adoption Eff. June 1, 2003;
Eff. February 1, 2004;
Transferred from 15A NCAC 18A .1210 Eff. May 1, 2012;
Readopted Eff. November 1, 2017.*