

ASSEMBLY, No. 247

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblyman GARCIA

1 AN ACT concerning notification to milk distributors and the labeling  
2 of milk or milk products derived from dairy cows treated with  
3 recombinant bovine somatotropin and supplementing P.L.1964,  
4 c.62 (C.24:10-57.1 et seq.).  
5

6 **BE IT ENACTED** by the Senate and General Assembly of the State  
7 of New Jersey:

8  
9 1. A milk producer shall notify, by affidavit, a milk distributor  
10 before using recombinant bovine somatotropin (rbST). A milk  
11 distributor may require up to 90 days' notice from a milk producer  
12 before the producer uses recombinant bovine somatotropin in milk  
13 production. A milk producer using recombinant bovine somatotropin  
14 prior to the effective date of this act shall immediately notify the milk  
15 distributor by affidavit.

16 As used in this act, "recombinant bovine somatotropin (rbST)"  
17 means a recombinant bovine growth hormone used with lactating dairy  
18 cows to increase the production of marketable milk.  
19

20 2. If recombinant bovine somatotropin is used in the production of  
21 milk and milk products for retail sale in this State, the retail milk or  
22 milk product shall be labeled as such, in a manner that is clearly legible  
23 to the consumer.  
24

25 3. The Commissioner of the Department of Health shall adopt  
26 within 90 days of the effective date of this act rules and regulations  
27 regarding the labeling on packages of milk and milk products that  
28 contain recombinant bovine somatotropin and develop an affidavit  
29 form to be used by milk producers to notify milk distributors of the  
30 use of recombinant bovine somatotropin (rbST). The rules and  
31 regulations shall be consistent, where appropriate, with guidelines of  
32 the United States Food and Drug Administration.  
33

34 4. Sections 3 and 4 of this act shall take effect immediately and the

1 remainder of this act shall take effect on the 120th day after  
2 enactment.

3

4

5

#### STATEMENT

6

7 This bill requires a milk producer to notify a milk distributor before  
8 the producer uses recombinant bovine somatotropin (rbST).  
9 Recombinant bovine somatotropin is used to increase the production  
10 of marketable milk in lactating dairy cows. Under this bill, a milk  
11 distributor may require up to 90 days' notice from a milk producer  
12 before the producer may use rbST. If the producer is using rbST prior  
13 to the effective date, the producer shall immediately notify the  
14 distributor. This bill also requires that milk and milk products  
15 containing rbST to be labeled as such, in a manner that is clearly  
16 legible to the consumer.

17

18

19

20

21 Requires that milk and milk products derived from dairy cows treated  
22 with recombinant bovine somatotropin (rbST) be labeled as such and  
23 notice be provided to milk distributors of the use of rbST.