

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 60th Legislature (2025)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1162

By: Gann of the House

and

Bullard of the Senate

7
8
9
10
11 COMMITTEE SUBSTITUTE

12 An Act relating to agriculture; enacting the Real
13 Access to Whole Milk Act of 2025; amending 2 O.S.
14 2021, Sections 7-413, 7-414, and 7-417, which relate
15 to the Oklahoma Milk and Milk Products Act; providing
16 that it is a violation to sell milk or milk products
17 without an appropriate or valid permit; providing
18 maximum number of gallons of raw milk sold to be
19 considered incidental; requiring permit to sale;
20 providing for noncodification; and providing an
21 effective date.

22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

23 SECTION 1. NEW LAW A new section of law not to be
24 codified in the Oklahoma Statutes reads as follows:

1 This act shall be known and may be cited as the "Real Access to
2 Whole Milk Act of 2025".

3 SECTION 2. AMENDATORY 2 O.S. 2021, Section 7-413, is
4 amended to read as follows:

5 Section 7-413. It shall be unlawful for any person to
6 knowingly, willfully or recklessly:

7 1. Attempt to produce, haul, process or ~~distribute,~~ sell milk
8 or milk products without an appropriate and valid permit;

9 2. Sell, offer or expose for sale as Grade A any adulterated or
10 misbranded milk or milk product;

11 3. Sell, offer, expose for sale or serve milk and milk products
12 which have not been maintained at or below the temperature specified
13 by the State Board of Agriculture;

14 4. Dip or ladle Grade A milk and milk products;

15 5. Transfer Grade A milk and milk products at any location
16 other than a permitted Grade A facility designed and equipped for
17 such purpose;

18 6. Prevent, interfere or attempt to impede the Commissioner of of
19 Agriculture from investigating and enforcing the Oklahoma Milk and
20 Milk Products Act;

21 7. Sell or serve Grade A milk and milk products from other than
22 the individual container, or approved bulk dispenser, received from
23 the distributor; or

24

1 8. Violate any provision of the Oklahoma Milk and Milk Products
2 Act.

3 SECTION 3. AMENDATORY 2 O.S. 2021, Section 7-414, is
4 amended to read as follows:

5 Section 7-414. A. The provisions of the Oklahoma Milk and Milk
6 Products Act shall not be construed to:

7 1. Include incidental sales of raw milk directly to consumers
8 at the farm where the milk is produced, where the average monthly
9 number of gallons sold does not exceed five hundred (500);

10 2. Preclude the advertising of the incidental sale of goat
11 milk; and

12 3. Prohibit any farmer or producer from making cheese using
13 milk or cream produced on the farm of such farmer or producer.

14 B. For purposes of this section, incidental sales of goat milk
15 are those sales where the average monthly number of gallons sold
16 does not exceed one hundred (100).

17 SECTION 4. AMENDATORY 2 O.S. 2021, Section 7-417, is
18 amended to read as follows:

19 Section 7-417. No person shall produce, haul, process ~~or~~,
20 distribute, or sell ungraded raw milk or milk products or hold
21 themselves out as an ungraded milk producer, hauler, processor or
22 distributor unless such person possesses an appropriate and valid
23 permit for the particular premises or facilities concerned. The
24

1 processing of permit applications and inspections shall be similar
2 to the Grade A permit process.

3 SECTION 5. This act shall become effective November 1, 2025.
4

5 COMMITTEE REPORT BY: COMMITTEE ON ENERGY AND NATURAL RESOURCES
6 OVERSIGHT, dated 03/05/2025 - DO PASS, As Amended.
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24