

107TH CONGRESS  
1ST SESSION

# H. R. 3264

To terminate all Federal programs relating to price support and supply management for milk and to grant the consent of Congress to cooperative efforts by States to manage milk prices and supply.

---

## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 8, 2001

Mr. PETERSON of Minnesota (for himself and Mr. POMBO) introduced the following bill; which was referred to the Committee on Agriculture, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

---

## A BILL

To terminate all Federal programs relating to price support and supply management for milk and to grant the consent of Congress to cooperative efforts by States to manage milk prices and supply.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. REPEAL OF MILK PRICE SUPPORT PROGRAM**  
2 **AND TERMINATION OF AUTHORITY TO SUP-**  
3 **PORT MILK PRICES.**

4 (a) REPEAL OF CURRENT MILK PRICE SUPPORT  
5 PROGRAM.—Section 141 of the Agricultural Market Tran-  
6 sition Act (7 U.S.C. 7251) is repealed.

7 (b) REPEAL OF RECOURSE LOAN PROGRAM FOR  
8 PROCESSORS.—Section 142 of the Agricultural Market  
9 Transition Act (7 U.S.C. 7252(e)) is repealed.

10 (c) PROHIBITION ON FUTURE PRICE SUPPORT AC-  
11 TIVITIES.—The Secretary of Agriculture may not use sec-  
12 tion 201 of the Agricultural Act of 1949 (7 U.S.C. 1446)  
13 or the general authorities of the Commodity Credit Cor-  
14 poration to support the price of milk through the purchase  
15 of cheese, butter, or nonfat dry milk.

16 **SEC. 2. TERMINATION OF MILK MARKETING ORDERS AND**  
17 **AUTHORITY TO ISSUE SUCH ORDERS.**

18 (a) REPEAL OF EXISTING ORDERS.—Section 8c of  
19 the Agricultural Adjustment Act (7 U.S.C. 608c), reen-  
20 acted with amendments by the Agricultural Marketing  
21 Agreement Act of 1937, is amended by striking para-  
22 graphs (5) and (18) relating to milk and its products.

23 (b) PROHIBITION ON SUBSEQUENT ORDERS RE-  
24 GARDING MILK.—Paragraph (2) of such section is  
25 amended—

1           (1) by striking “Milk, fruits” and inserting  
2           “Fruits”; and

3           (2) by inserting “milk,” after “honey,” in sub-  
4           paragraph (B).

5           (c) CONFORMING AMENDMENTS.—(1) Section 2(3) of  
6           such Act (7 U.S.C. 602(3)) is amended by striking “, other  
7           than milk and its products,”.

8           (2) Section 8c of such Act (7 U.S.C. 608c) is  
9           amended—

10           (A) in paragraph (6), by striking “, other than  
11           milk and its products,”;

12           (B) in paragraph (7)(B), by striking “(except  
13           for milk and cream to be sold for consumption in  
14           fluid form)”;

15           (C) in paragraph (11)(B), by striking “Except  
16           in the case of milk and its products, orders” and in-  
17           serting “Orders”;

18           (D) in paragraph (13)(A), by striking “, except  
19           to a retailer in his capacity as a retailer of milk and  
20           its products”; and

21           (E) in paragraph (17), by striking the second  
22           proviso, which relates to milk orders.

23           (3) Section 8d(2) of such Act (7 U.S.C. 608d(2)) is  
24           amended by striking the second sentence, which relates to  
25           information from milk handlers.

1 (4) Section 10(b)(2) of such Act (7 U.S.C. 610(b))  
2 is amended—

3 (A) by striking clause (i);

4 (B) by redesignating clauses (ii) and (iii) as  
5 clauses (i) and (ii), respectively; and

6 (C) in clause (i) (as so redesignated), by strik-  
7 ing “other commodity” in the first sentence and in-  
8 serting “commodity”.

9 (5) Section 11 of such Act (7 U.S.C. 611) is amended  
10 by striking “and milk, and its products,”.

11 (6) Section 715 of the Agriculture, Rural Develop-  
12 ment, Food and Drug Administration, and Related Agen-  
13 cies Appropriations Act, 1994 (Public Law 103–111; 107  
14 Stat. 1079; 7 U.S.C. 608d note), is amended by striking  
15 the third proviso, which relates to information from milk  
16 handlers.

17 **SEC. 3. CONGRESSIONAL CONSENT TO STATE ESTABLISH-**  
18 **MENT OF MINIMUM FLUID MILK PRICE AND**  
19 **OTHER MILK PRICE SUPPORT ACTIVITIES.**

20 (a) **AUTHORITY OF STATES TO SET MINIMUM PRICE**  
21 **FOR FLUID MILK.**—A State or compact of States is here-  
22 by authorized to establish a minimum price for fluid milk  
23 produced in that State or compact of States.

24 (b) **REGULATION OF OTHER MILK.**—A State or com-  
25 pact of States is also authorized to regulate milk produced

1 in that State or compact of States and used for manufac-  
2 turing purposes.

3 **SEC. 4. EFFECTIVE DATE.**

4 This Act and the amendments made by this Act shall  
5 take effect on January 1, 2001.

○