

111TH CONGRESS
1ST SESSION

H. R. 4117

To amend the Agricultural Adjustment Act to clarify that the delivery of milk to a handler under a Federal milk marketing order occurs when the raw milk is received at the producer's farm, and the producer may not be charged for transportation-related costs incurred by a handler after the raw milk leaves the farm, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 19, 2009

Mr. ARCURI (for himself, Mr. LEE of New York, Mr. COURTNEY, and Mr. HOLDEN) introduced the following bill; which was referred to the Committee on Agriculture

A BILL

To amend the Agricultural Adjustment Act to clarify that the delivery of milk to a handler under a Federal milk marketing order occurs when the raw milk is received at the producer's farm, and the producer may not be charged for transportation-related costs incurred by a handler after the raw milk leaves the farm, and for other purposes.

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. NO IMPOSITION ON MILK PRODUCERS OF**
2 **TRANSPORTATION-RELATED COSTS IN-**
3 **CURRED BY HANDLERS AFTER RAW MILK**
4 **LEAVES FARMS.**

5 Section 8c(5)(c) of the Agricultural Adjustment Act
6 (7 U.S.C. 608c(5)(C)), reenacted with amendments by the
7 Agricultural Marketing Agreement Act of 1937, is amend-
8 ed by adding at the end the following new sentence: “In
9 addition, for purposes of such paragraphs (A) and (B),
10 the delivery by a producer or association of producers of
11 raw milk to a handler shall be deemed to occur when the
12 raw milk is received at the producer’s farm, whether di-
13 rectly by the handler or by a transportation agent acting
14 on behalf of the handler, and the producer may not be
15 charged for transportation-related costs, including hauling
16 fees, stop fees, and fuel surcharges, incurred by a handler
17 or the transportation agent after the raw milk leaves the
18 farm.”.

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