

**RULES
OF
THE TENNESSEE DEPARTMENT OF AGRICULTURE
CONSUMER AND INDUSTRY SERVICES**

**CHAPTER 0080-03-01
DAIRY**

TABLE OF CONTENTS

0080-03-01-.01	Grade "A" Pasteurized Milk Ordinance	0080-03-01-.04	
0080-03-01-.02	Adulterated Milk	through	
0080-03-01-.03	Uniform Code System for the Identification of Dairy and Trade Products	0080-03-01-.09	Repealed

0080-03-01-.01 GRADE "A" PASTEURIZED MILK ORDINANCE.

The substantive provisions of the Grade "A" Pasteurized Milk Ordinance (PMO), as amended from time to time, published by the U.S. Department of Health and Human Services, Public Health Service, Food and Drug Administration are adopted by reference as if fully stated herein and are applicable to all pasteurizing equipment and processes.

Authority: T.C.A. §§ 4-3-203 and 53-3-104. **Administrative History.** Original rule certified June 5, 1974. Repeal and new rule filed June 30, 2021; effective September 28, 2021.

0080-03-01-.02 ADULTERATED MILK.

- (1) Any milk into which any foreign substance has been added or introduced, including but not limited to water, is adulterated milk.
- (2) A laboratory examination of each producer's milk shall be made at least ten (10) times per year to determine the presence of added water. A cryoscope reading of greater than -0.528 H indicates the presence of added water.
- (3) The department may reject all adulterated milk offered for sale and shall exclude the person or firm selling the adulterated milk from the market. The department may reinstate an excluded person or firm only when subsequent tests show the milk is unadulterated.

Authority: T.C.A. §§ 4-3-203 and 53-3-104. **Administrative History.** Original rule certified June. 5, 1974. Repeal and new rule filed June 30, 2021; effective September 28, 2021.

0080-03-01-.03 UNIFORM CODE SYSTEM FOR THE IDENTIFICATION OF DAIRY AND TRADE PRODUCTS.

- (1) Plant numbers, assigned by the department, shall appear on all consumer packages of dairy and trade products in the following form:
 - (a) The plant numbers employ five (5) digits of which the first two and the last three are separated by a dash (-). (Example 00-000) The first two digits are the number 47. This is followed by a dash (-). (Example 47-000)
 - (b) The third digit preceded by the dash (-) indicates the type of operation for which the number is issued.
 1. Number one (1) indicates a fluid milk or Grade "A" plant operation. (Example 47-100)

(Rule 0080-03-01-.03, continued)

2. Number two (2) indicates a frozen dessert manufacturing plant. (Example 47-200)
 3. Number three (3) indicates a manufacturing plant operation. (Example 47-300)
- (c) The fourth and fifth digits are used to identify the individual plants.
- (d) In the event a product is processed by one company and distributed by another company, the name and address of the distributor or processor shall be on the information panel. The processing company is not required to put its name and address on the carton, if the number assigned it by the department and the name and address of the distributor are on the carton. In the event a processing plant operates more than one plant, it may use the address of the general office provided that the plant number of the plant where the product is processed is legible on the carton.

Authority: T.C.A. §§ 4-3-203 and 53-3-104. **Administrative History:** Original rule certified June 5, 1974. Repeal and new rule filed June 30, 2021; effective September 28, 2021.

0080-03-01-.04 REPEALED.

Authority: T.C.A. § 52-304. **Administrative History:** Original rule certified June 5, 1974. Repeal filed June 30, 2021; effective September 28, 2021.

0080-03-01-.05 REPEALED.

Authority: T.C.A. § 52-304. **Administrative History:** Original rule certified June 5, 1974. Repeal filed June 30, 2021; effective September 28, 2021.

0080-03-01-.06 REPEALED.

Authority: T.C.A. § 52-304. **Administrative History:** Original rule certified June 5, 1974. Amendment filed August 12, 1987; effective September 29, 1987. Repeal filed June 30, 2021; effective September 28, 2021.

0080-03-01-.07 REPEALED.

Authority: T.C.A. § 52-304. **Administrative History:** Original rule certified June 5, 1974. Repeal filed June 30, 2021; effective September 28, 2021.

0080-03-01-.08 REPEALED.

Authority: T.C.A. § 52-304. **Administrative History:** Original rule certified June 5, 1974. Repeal filed June 30, 2021; effective September 28, 2021.

0080-03-01-.09 REPEALED.

Authority: T.C.A. § 52-304. **Administrative History:** Original rule certified June 5, 1974. Repeal filed June 30, 2021; effective September 28, 2021.