

LINDA LINGLE
GOVERNOR OF HAWAII



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In reply, please refer to:
File:

Committee on Health

H.B. 2083, RELATING TO MILK LABELING

**Testimony of Chiyome Leinaala Fukino, M.D.
Director of Health**

**February 3, 2010
8:30 a.m.**

**LATE
Testimony**

1 **Department's Position:** Oppose.

2 **Fiscal Implications:** The new regulatory functions regarding labeling will require manpower to
3 administer, monitor and enforce, resources which are lacking.

4 **Purpose and Justification:** The bill requires milk and soy milk distributed or sold in Hawaii to be
5 labeled with the date of pasteurization or packaging.

6 The DOH opposes this bill for the following reasons: 1) the DOH currently lacks resources to
7 administer, monitor and enforce the provisions proposed. Our Sanitation Branch already must cover
8 about 9,000 restaurants statewide, plus other facilities and activities, with only 21 field sanitarians, and
9 2) the bill directly conflicts with existing definitions and rules governing milk and milk products,
10 pasteurization of milk, and the sale of unpasteurized milk in Hawaii. The current rules and laws
11 governing the milk industry are based on nationally accepted and recognized laws, and any changes to
12 the national models are done through a federal, state, and industry cooperative organization, the National
13 Conference of Interstate Milk Shippers (NCIMS), of which Hawaii is a voting member and delegate.
14 The existing HAR, Chapter 15, Milk, is based on the Pasteurized Milk Ordinance (PMO) adopted by the
15 NCIMS. Consistency with the PMO is important so any local dairies can sell to the military and

interstate business, such as cruise lines and airlines. For your information, the website address for the National Conference of Intersate Milk Shippers is www.NCIMS.org and for the Pasteurized Milk Ordinance is www.fda.gov under pasturized milk ordinance.

Thank you for the opportunity to testify.

LATE
Testimony