

## ACT 96

H.B. NO. 1247

A Bill for an Act Relating to Milk Control.

*Be It Enacted by the Legislature of the State of Hawaii:*

SECTION 1. Section 157-1, Hawaii Revised Statutes, is amended by adding a new definition to be appropriately designated and to read as follows:

““Order” means an order or agreement issued by the board under this chapter prescribing rules and regulations adopted pursuant to chapter 91, pertaining to the production, transportation, processing, storage, distribution, and delivery of milk, and the establishment of quotas and the setting of minimum prices of milk within any milk shed in the State during any specified period or periods.”

SECTION 2. Section 157-31, Hawaii Revised Statutes, is amended to read as follows:

**“Sec. 157-31 Petition to establish, revise, or terminate minimum prices and quotas.** (a) Upon petition by the producers and producer-distributors who produce fifty-five per cent of the milk in a milk shed, or by fifty-five per cent of all producers in a milk shed, or upon the board’s own motion, the board shall hold a public hearing pursuant to chapter 91 to establish, revise or terminate the minimum prices for milk to be paid to producers and producer-distributors or the quotas for the production of milk in a milk shed or both. For the purposes of this section, each producer-member of an agricultural cooperative shall be counted as a producer, and an agricultural cooperative shall not be counted as a producer or as a producer-distributor.

(b) Public hearings to establish, revise, or terminate minimum prices and quotas shall not constitute a contested case as defined by chapter 91.”

SECTION 3. Statutory material to be repealed is bracketed. New material is underscored. In printing this Act, the revisor of statutes need not include the brackets, the bracketed material, or the underscoring.\*

SECTION 4. This Act shall take effect upon its approval.

(Approved May 12, 1977.)

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\*Edited accordingly.