

**TITLE 3. FOOD AND AGRICULTURE
15-DAY NOTICE OF MODIFIED TEXT AND
DOCUMENTS ADDED TO THE RULEMAKING FILE**

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture (Department), Milk and Dairy Food Safety Branch, is proposing to modify the originally proposed text for sections 450, 450.1, 450.2, 450.3, 450.4, 451 and 452 under Article 7, Chapter 1, Division 2 of Title 3 of the California Code of Regulations. The proposal pertains to the action described in the Informative Digest published in the California Regulatory Notice Register on November 27, 2015 [Notice File No. Z2015-1117-05, Register 2015, No.48-Z], relating to establishing a standard for ultra-filtered milk products pursuant to Food and Agricultural Code sections 36633 and 36637. The Department is now providing notice of modifications to the regulation text to make clarifying changes and delete unnecessary text for consistency and clarity purposes. A copy of the modified text is enclosed.

NOTICE IS HEREBY GIVEN of the following two documents added to the rulemaking file pursuant to Government Code sections 11346.8(d), 11346.9(a)(1) and 11347.1: "***Supplemental Initial Statement of Reasons***" and an "***Informational Sheet***" showing the State and Federal compositional standards for milk and the proposed requirements for ultra-filtered milk products. The documents pertain to the regulatory action as described above [California Regulatory Notice Register, November 27, 2015, Notice File No. Z2015-1117-05, Register 2015, No.48-Z]. The Supplemental Initial Statement of Reasons is added to this proposal to provide further explanation and clarity regarding the necessity for the adoption of this proposal relating to establishing a standard for ultra-filtered milk products, and to provide justification for the text, as modified. The informational sheet shows how the new ultra-filtered milks compare with the current milk standards in California.

Written comments regarding the original proposal: No written comments were received by the Department for this proposal during the initial 45-day public notification period which began on November 27, 2015 and ended on January 11, 2016. The written comments received for the emergency filing that was approved by the Office of Administrative Law (OAL) on August 14, 2015 [OAL Matter Number 2015-0804-01E], will become a part of the Department's rulemaking file.

Written comments regarding the modified text and the documents added to the rulemaking file: If any person wishes to comment on the proposed modifications to the text or to the documents added to the rulemaking file, the written comment must be submitted to the contact person named in this notice beginning on **April 28, 2016** and ending at 5:00 p.m. on **May 13, 2016**. The written comments are to be restricted to the recent modifications as shown in the attached regulatory text and/or to the documents added to the rulemaking file. The Department is not required to respond to comments received in response to this notice on other aspects of the proposal. All written comments previously submitted regarding this proposal remain in the Department's rulemaking file. All written comments received by 5:00 p.m. on **May 13, 2016**, which pertain to the indicated changes will be reviewed and responded to by Departmental staff as part of the compilation of the rulemaking file.

Contact Persons: Written comments concerning this proposal are to be addressed to the following:

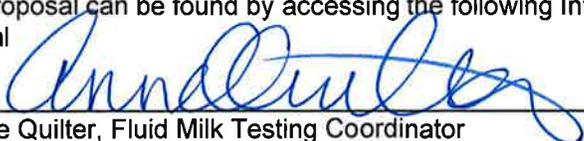
Anne Quilter, Fluid Milk Testing Coordinator
Department of Food and Agriculture, Milk and Dairy Food Safety Branch
1220 N Street, Sacramento, CA 95814; E-mail: anne.quilter@cdfa.ca.gov

The backup contact person is:

Nancy Grillo, Regulation Coordinator
Department of Food and Agriculture, Animal Health and Food Safety Services, Division/Administration
1220 N Street, Sacramento, CA 95814; E-mail: nancy.grillo@cdfa.ca.gov

Website Access: Materials regarding this proposal can be found by accessing the following Internet address:
<http://www.cdfa.ca.gov/ahfss/regulations.html>

Dated: April 27, 2016



Anne Quilter, Fluid Milk Testing Coordinator