



United States Department of Agriculture

Agricultural Marketing Service

Creating Opportunities for American Farmers and Businesses





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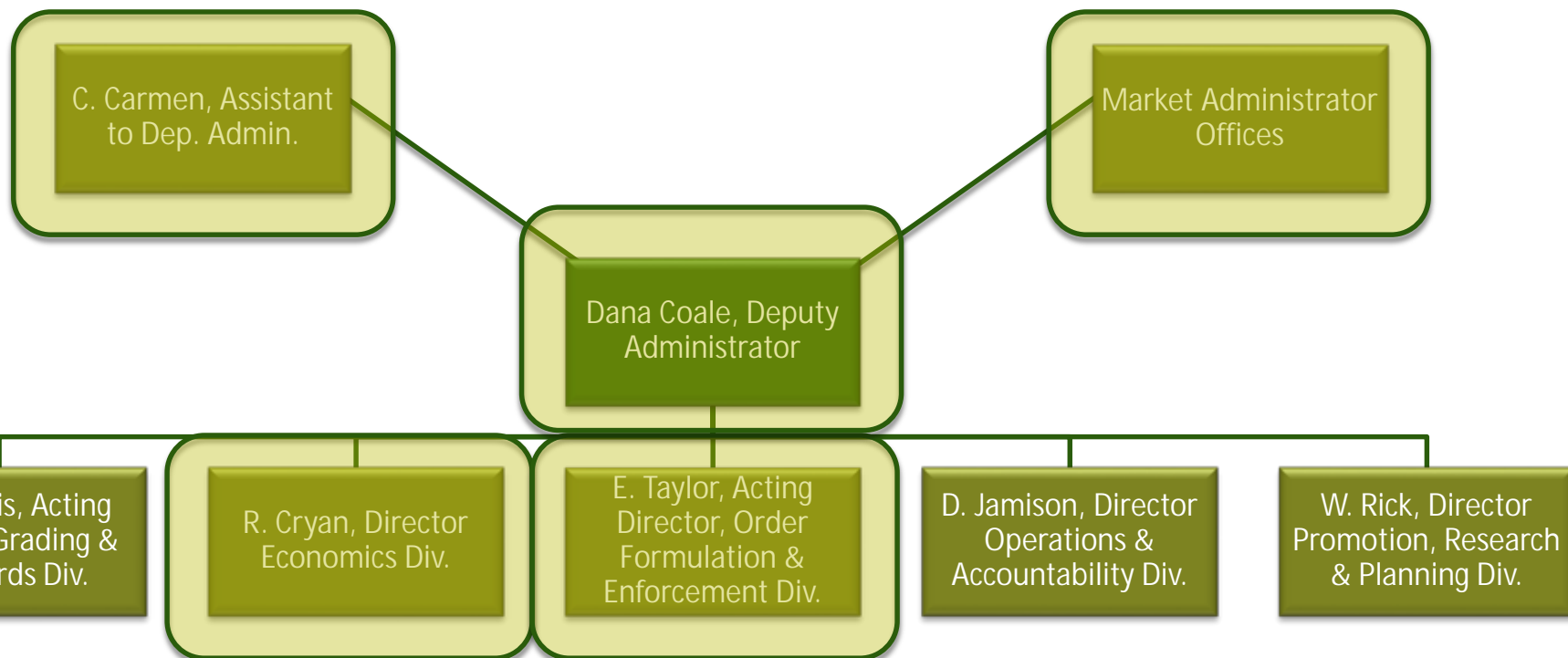
Chris Thompson

USDA Update on California Milk Marketing Order Rulemaking

Dairy Practices Council
Lansing, MI

East
November 11, 2016

Agricultural Marketing Service

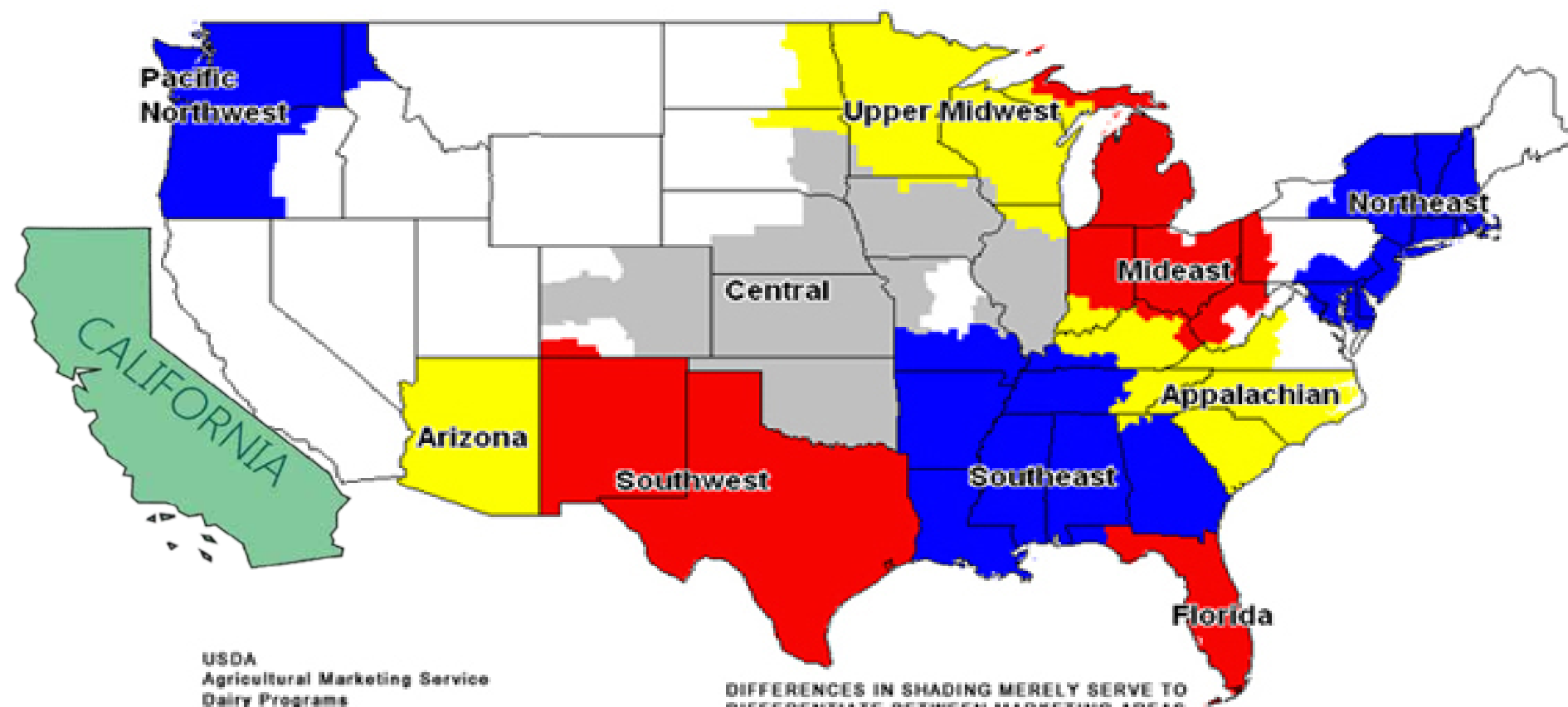


Ex Parte Communications

- ü During rulemaking process, USDA employees involved in the decision making process are prohibited from discussing the merits of issues under consideration with any person having an interest in the proceeding.
- ü Procedural matters are not subject to ex parte restrictions.



Federal Milk Marketing Order Areas



Background

- February 25, 2015 Formal Proposal received on behalf of California Dairies, Inc., Dairy Farmers of America and Land O'Lakes to establish a California FMMO
- Additional proposals were requested and due April 10, 2015
- Additional proposals were received:
 - § Dairy Institute of California
 - § California Producer Handler Association
 - § Ponderosa Dairy

Background

- May 2015 Outreach meetings
 - § May 5, 2015, Chico, CA
 - § May 6, 2015, Fresno, CA
 - § May 7, 2015, Palmdale, CA
- July 27, 2015 Announced Hearing to be held
 - § Ex Parte initiated
 - § In place until Final Decision



California Hearing Process

- September 22 through November 16, 2015
 - Clovis, CA
 - Audio live webcast
- Opening statements, justification, scope and purpose
- Definitions & pooling standards
- Rules of practice, procedures governing MAs & order provisions
- Rules of practice and procedure governing handlers
- Classification of milk
- Class Prices
- Marketwide service payments
- Producer prices & payments for milk
- Administrative assessment, marketing service deduction & misc. provisions

California Hearing Process

- 40 Days of testimony
- 98 witnesses
- 198 exhibits
- Hearing transcript: 8,143 pages
- 15 Post Hearing Briefs



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Federal Milk Marketing Orders

Overview

Milk Market Administrator Web Sites

Hearing on a Proposed Federal Milk Marketing Order for California

Marketing Order Statistics

Qualification of Milk Marketing Cooperative Associations

FMMO Historical Documents

Marketing Orders

Overview

Fruit, Vegetable & Specialty Crop Marketing Orders

Federal Milk Marketing Orders

Commodities Covered

Download Forms

How to Create a Marketing Order

Small Business Guide

Related Websites



Hearing on a Proposed Federal Milk Marketing Order for California

SHARE 

- [Hearing Record](#) - this includes transcripts and corrections, exhibits and briefs
- [Hearing Information](#)
- [Hearing Notice](#)
- [Preliminary Economic Impact Analysis \(pdf\)](#)
- [Model Documentation \(pdf\)](#)
- [Requested USDA Prepared Data and Information for Use at the Hearing](#)
- [Requested CDFA Prepared Data and Information for Use at the Hearing](#)
- [CA Order Proposals](#)

News & Announcements

- 09/13 USDA Seeks Nominees to the National Dairy Board
- 09/13 USDA Announces Notice Regarding National Dairy Promotion and Research Board Domestic Reapportionment
- 08/12 USDA Announces Final Rule Regarding National Dairy Promotion and Research Board Importer Reapportionment

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Recent Blogs

- 06/04 Let the Good Times Flow for National Dairy Month!

Current Status

- USDA is reviewing the record and writing a Recommended Decision
- The Recommended Decision will be published in the Federal Register and public comments will be requested
- USDA will review all public comments received and issue a Final Decision
- If USDA recommends a California FMMO, a producer referendum will be held

Producer Approval Process

- All producers that could have their milk pooled on the order would vote on whether to adopt the Final Decision.
- They vote on the entire order; not by parts.
- Cooperative may bloc-vote on behalf of members.
- 2/3 of voting producers or 2/3 of voting milk volume are needed for the order to be approved.





More Information:

Order Formulation and Enforcement Division

Acting Director

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Thank you!

Questions?