

# COMPLIANCE SECTION

# CONSUMER SAFETY BRANCH



# MILK & DAIRY



## FY-24 ANALYSIS FINAL ENFORCEMENT ACTIONS

Pursuant to 25 Texas Administrative Code 1.553(a)(1)(2)

# Overview

The Milk and Dairy Program ensures Texas consumers have a safe and wholesome milk supply. To fulfill this mission, the Program, through a team of professionals, work to ensure applicable laws, rules, codes and ordinances are meted uniformly to facilities conducting regulated activities. One of the primary regulatory onus of the Program is the requirement for all facilities selling raw milk and raw milk products to the public be licensed by the Department. This license assures the public that the dairy is regulated. The Program ensure Texas consumers receive safe and wholesome milk supply via inspection of facilities to affirm that appropriate requirements have been met. Additionally, the Program collect product samples and test them for viability, quality and safety. The Program also approve or deny plans for new or modified construction; review plans for new facilities and/or new or modified equipment installations. The Program issues warning letters for violations and monitors analyses from laboratories across Texas. When conditions are found that prone to have (significant) public health concern for the consumer, the Program takes disciplinary actions, as needed.

# Overview continued

**Additional information are assess-able via the links below:**

<https://www.dshs.texas.gov/milk-dairy-unit/about-the-milk-dairy-unit>

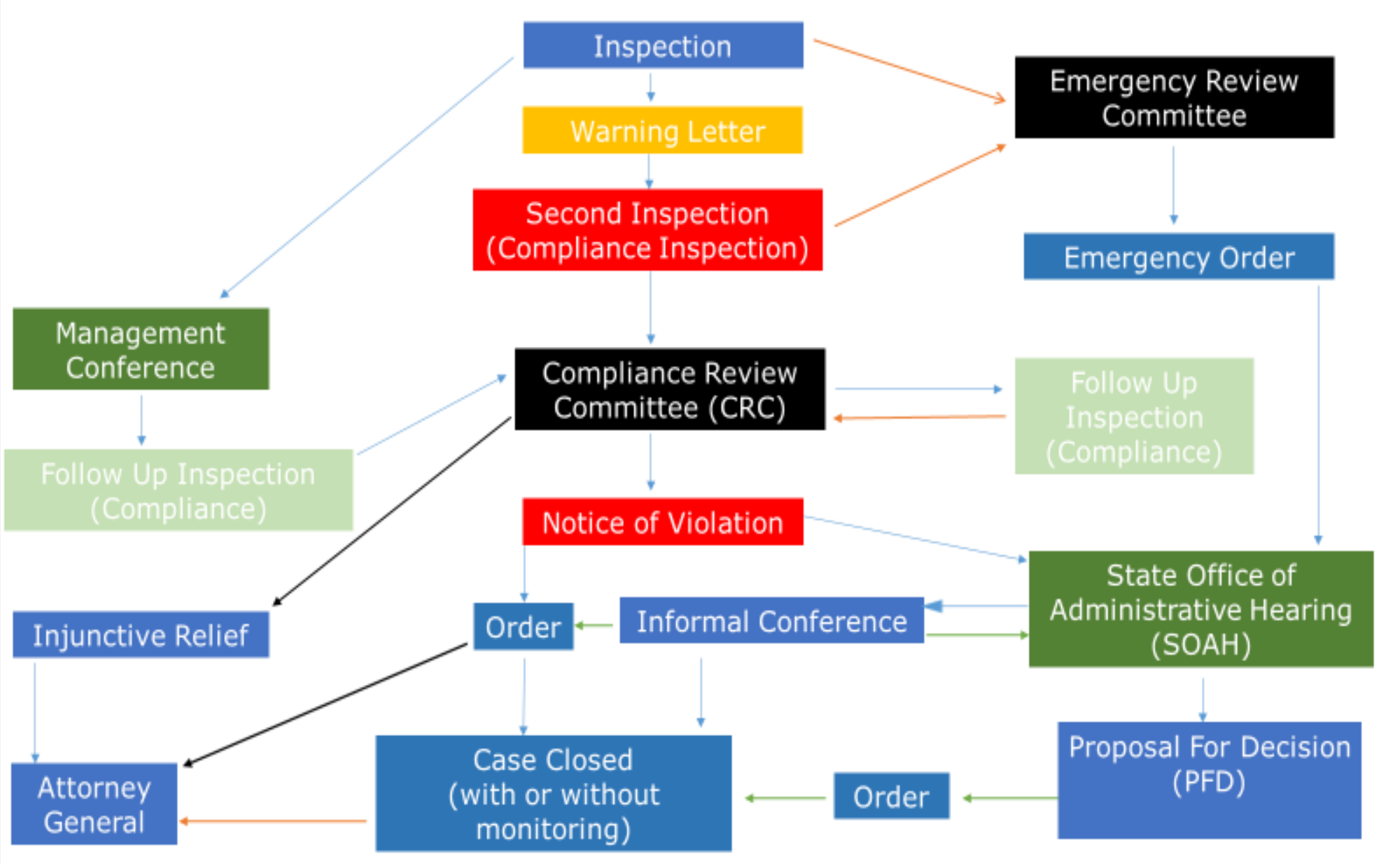
<https://www.dshs.texas.gov/milk-dairy-unit>

# Milk and Dairy License Types

- 2001 - Dairy Producers**
- 2002 - Milk Transport Tankers**
- 2003 - Milk Plants**
- 2004 - Frozen Desserts**
- 2005 - Transfer and Receiving Station**
- 2006 - Retail Raw**
- 2007 - Non Grade A Products**
- 2008 - Mfg Single Service**
- 2009 - Certified Sampler**
- 2010 - Sampling Surveillance Officer**
- 2011 - Certified Sealer**
- 2012 - Bulk Tank Unit**
- 2013 – Laboratory**
- 2050 - Milk and Dairy Inspection Billing**
- 2080 - Milk and Dairy Inspectors**
- 2090 - Milk Coop**



# Milk and Dairy Compliance Flowchart



# FY24 Cases referred to Compliance

**One (1) case was referred in total**



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# FY24 Notice of Violations Issued

- Zero (0) Notice of Violation (NOV) letter was issued





# Informal Conference (IC)

**No case was held at an IC**



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Health Services

# State Office of Administrative Hearings (SOAH)



- ❖ Zero (0) cases was referred to SOAH.
- ❖ All Respondents were offered the opportunity to have their case(s) presented before an Administrative Law Judge.

SOAH REFERRAL	0
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# Orders

**Two (2) Orders were processed**

**Acceptance - 1**

**Agreed – 1**



# Attorney General (AG) Referrals

- One (1) case was referred to the AG for Injunctive Relief for operating without a license issued by the Department.

# FY24 Cases Closed With or Without Monitoring

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- **One (1) case was closed with monitoring**
  - **Terms and conditions to be met are still pending**
- **Two (2) cases were closed without monitoring**
  - **All terms and conditions are met**

# Grand Total Penalty Amount Assessed

**\$2,000.00**



Texas Department of State  
Health Services

For more information regarding Compliance Consumer Safety policies and protocols, please click on the link below:

[Compliance Section - Consumer Safety Branch Procedure Manual.pdf - All Documents \(sharepoint.com\)](#)



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# Thank You



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