

Effective 5/6/2026

4-3-608 Exemption for sales and deliveries from farm.

- (1) A producer may sell raw milk or a raw milk product if the producer complies with this section without:
 - (a) obtaining a permit under Section 4-3-301; or
 - (b) meeting the requirements of Sections 4-3-602 through 4-3-605.
- (2) To be exempt under this section, the producer shall:
 - (a) sell the raw milk or raw milk product to a consumer for household use and not for resale;
 - (b) sell and deliver the raw milk or raw milk product upon the premises where the raw milk or raw milk product is produced, except the producer may use a designated agent to deliver the raw milk or raw milk product directly to the consumer who purchases the raw milk or raw milk product;
 - (c) label the raw milk or raw milk product with:
 - (i) the producer's name and address;
 - (ii) a date, no more than nine days after the raw milk or raw milk product is produced, by which the raw milk or raw milk product should be sold;
 - (iii) the statement: "This raw milk or raw milk product has not been licensed or inspected by the state of Utah. Raw milk or a raw milk product, no matter how carefully produced, may be unsafe."; and
 - (iv) handling instructions to preserve quality and avoid contamination or spoilage;
 - (d) cool the raw milk or raw milk used to produce a raw milk product:
 - (i) to 50 degrees Fahrenheit or a lower temperature within one hour after being drawn from the animal; and
 - (ii) to 41 degrees Fahrenheit or a lower temperature within two hours of being drawn from the animal;
 - (e) conduct a monthly test ensuring the coliform count of the raw milk or the raw milk used to produce a raw milk product does not exceed 10 colony-forming units per milliliter;
 - (f) ensure that the dairy animals on the producer's premises are free of tuberculosis, brucellosis, and other diseases carried through milk;
 - (g) maintain records of tests for a minimum of six months; and
 - (h) notify the department of the producer's intent to sell raw milk or a raw milk product in accordance with this section and include in the notification the producer's name and address.

Enacted by Chapter 450, 2026 General Session