

		West Virginia Department of Health and Human Resources			
		MANUAL OF ENVIRONMENTAL HEALTH PROCEDURES			
Section	Milk	Date	August 26, 1980	Procedure #	M-4
Subject	New Enforcement Procedures and Policy Relating to Positive Antibiotics and Other Inhibiting Substances in Pasteurized Milk and Milk Products			Page	1 of 1

- A. Policy is being initiated as required by the West Virginia [Grade “A” Pasteurized Milk Regulations](#) as applicable under sections 3.4 and 6.4.2 of the new regulation effective July 1, 1980. When a dairy plant’s product is confirmed to be positive for antibiotics by the Bacillus Stearothermophilus test and expressed as Beta-Lactam residues or other inhibitor, the following enforcement procedures are being placed into effect::
1. The laboratory personnel must notify the Public Health Sanitation Division (PHSD) immediately, telephone 558-2981.
 2. The PHSD will call and immediately notify the dairy plant involved and the respective county health departments within the dairy company’s distribution area.
 3. The product suspension removal order will be state-wide or as applicable to the company’s distribution area. The order will be given first by telephone message to the company. Secondly, a written order will be mailed to the plant and the participating respective county health departments.
 4. The official order will consist of the following:
 - a. Suspension and removal will be as per unit of milk or milk product of the expiration code listed on the laboratory history form.
 - b. Product suspension, voluntary recall and embargo measures will be initiated.
 - c. The dairy plant may initiate the recall, however, any product of the listed code in storage for sale must be placed under embargo/seizure notice. The local health departments are to use the [SF-39](#) and [SF-40](#) forms. Copies of the report should be sent back to the dairy company and the PHSD listing the quantity of inventory and disposition thereof.
 5. Reinstatement and/or lifting of the product suspension order will be based on additional samples of successive codes of the same product testing free of antibiotics. Subsequent action relating to this fact will be confirmed by written notice sent by the PHSD to the dairy plant and the participating health departments.

References [64 CSR 34 – Grade “A” Pasteurized Milk Rule](#)
[SF-39, Official Notice of Embargo-Seizure](#)
[SF-40, Report on Destruction of Foodstuffs or Materials](#)

History

Attachments