

117TH CONGRESS  
1ST SESSION

**S.** \_\_\_\_\_

To require the Secretary of Agriculture to initiate hearings to review Federal milk marketing orders relating to pricing of Class I skim milk, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

Mrs. GILLIBRAND (for herself, Ms. COLLINS, and Mr. LEAHY) introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To require the Secretary of Agriculture to initiate hearings to review Federal milk marketing orders relating to pricing of Class I skim milk, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Dairy Pricing Oppor-  
5 tunity Act of 2021”.

6 **SEC. 2. NOTICE AND HEARINGS.**

7 (a) IN GENERAL.—Not later than 180 days after the  
8 date of enactment of this Act, the Secretary of Agriculture  
9 shall provide notice of, and initiate, national hearings to

1 review Federal milk marketing orders under section 8c(3)  
2 of the Agricultural Adjustment Act (7 U.S.C. 608c(3)),  
3 reenacted with amendments by the Agricultural Marketing  
4 Agreement Act of 1937, which shall include review and  
5 consideration of views and proposals of producers and the  
6 dairy industry on the Class I skim milk price, including  
7 the “higher of” Class I skim milk formula described in  
8 subsection (b) and any other views and proposals on the  
9 Class I skim milk price, and such other matters as the  
10 Secretary of Agriculture considers appropriate.

11 (b) “HIGHER OF” CLASS I SKIM MILK FORMULA  
12 DESCRIBED.—The “higher of” Class I skim milk formula  
13 referred to in subsection (a) is the formula under which,  
14 for purposes of determining prices for milk of the highest  
15 use classification, the Class I skim milk price per hundred-  
16 weight specified in section 1000.50(b) of title 7, Code of  
17 Federal Regulations (or successor regulations), is equal to  
18 the sum obtained by adding—

19 (1) the adjusted Class I differential specified in  
20 section 1000.52 of that title (or successor regula-  
21 tions);

22 (2) the adjustment to Class I prices specified in  
23 sections 1005.51(b), 1006.51(b), and 1007.51(b) of  
24 that title (or successor regulations); and

25 (3) the higher of—

1                   (A) the advanced pricing factor computed  
2                   under section 1000.50(q)(1) of that title (or  
3                   successor regulations); and

4                   (B) the advanced pricing factor computed  
5                   under section 1000.50(q)(2) of that title (or  
6                   successor regulations).