

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
105TH LEGISLATURE

COMMITTEE AMENDMENT " A " to H. P. 377, L. D. 492, Bill,
"AN ACT to Clarify the Laws Relating to Milk and Milk Products."

Amend said Bill in section 2 by striking out in the 3rd
and 4th lines (3rd in L.D.) after the amending clause the
underlined words "with or without" and inserting in place
thereof the underlined words 'or natural or'

Further amend said Bill in section 2 by striking out in
the 8th line after the amending clause (7th in L.D.) the under-
lined words and figures "175° Fahrenheit for 25" and inserting
in place thereof '166° Fahrenheit for 15'

Further amend said Bill by striking out all of section 4
and inserting in place thereof the following:

'Sec. 4. R. S., T. 7, § 2901, sub-§ 10-A, additional.
Section 2901 of Title 7 of the Revised Statutes, as amended by
section 1 of chapter 41 of the public laws of 1969, is further
amended by adding a new subsection 10-A to read as follows:

10-A. Fortified milk and milk products. Fortified milk
and milk products means milk and milk products other than vitamin
D milk and milk products, the vitamin, mineral, or nonfat dry
milk solid content of which have been increased by a method, and
in an amount approved by the commissioner. Milk and milk
products fortified with nonfat dry milk solids shall contain
not less than 9.0% and not more than 12.0% of nonfat dry milk

(filing no. H-80)

solids.'

Further amend said Bill in section 5 by striking out in the 3rd line after the amending clause (same in L.D.) the underlined figure "11%" and inserting in place thereof the underlined figure '10%'

Further amend said Bill by striking out all of section 7-A.

Further amend said Bill in section 8 by striking out in the 13th line after the amending clause (10th and 11th in L.D.) the underlined words "the Federal Food and Drug Administration and"

Further amend said Bill by striking out all of section 13 and inserting in place thereof the following:

'Sec. 13. R. S., T. 7, § 2902, amended. Section 2902 of Title 7 of the Revised Statutes is amended by adding before the last paragraph the following new paragraph:

The commissioner may permit any milk dealer licensed by the department to sell milk produced or processed outside of the State provided that all such milk is produced or processed in accordance with sanitary regulations promulgated by the commissioner. In establishing such regulations the commissioner shall consider the standards established by the National Conference on Interstate Milk Shipments.'

Further amend said Bill in section 16 by striking out all of the last paragraph and inserting in place thereof the following:

The commissioner may obtain and analyze or cause to be

(Filing No. H-80)

analyzed samples of vitamin D milk, vitamin D milk products, vitamin or mineral fortified milk products, imitation milk products and simulated products, at least once a year or as often as the commissioner deems necessary. Such analyses shall be made at the expense of the dealer or manufacturer of such product and shall be performed in a laboratory approved by the commissioner. The commissioner shall furnish a copy of such analysis to the dealer or manufacturer. The commissioner shall maintain a civil suit against any dealer or manufacturer of such product that fails to pay the expense of such analysis.

Further amend said Bill by striking out all of section 19 and inserting in place thereof the following:

'Sec. 19. R. S., T. 7, § 3103, sub-§ 5, ¶ N, amended.

The first sentence of paragraph N of subsection 5 of section 3103 of Title 7 of the Revised Statutes is amended to read as follows:

Bottling and packaging of pasteurized milk, pasteurized skim milk, pasteurized nonfat or fat-free milk, pasteurized flavored milk and-pasteurized or flavored dairy drink, pasteurized low-fat milk, pasteurized fortified milk and pasteurized milk products shall be done at the place of pasteurization in approved mechanical equipment in such manner as to prevent any part of the person or clothing from coming in contact with any surface with which milk or milk products come in contact.'

Further amend said Bill by striking out all of section 20 and inserting in place thereof the following:

(Filing No. H-80)

'Sec. 20. R. S., T. 7, § 3103, sub-§ 5, ¶ O, amended.

The first sentence of paragraph O of subsection 5 of section 3103 of Title 7 of the Revised Statutes is amended to read as follows:

Capping of milk, cream, skim milk, nonfat or fat-free milk, flavored milk or flavored dairy drink, or low-fat milk, fortified milk or milk products shall be done in a sanitary manner by approved mechanical equipment.'

Further amend said Bill by striking out all of section 21 and inserting in place thereof the following:

'Sec. 21. R. S., T. 7, § 3103, sub-§ 5, ¶ Q, amended.

The first sentence of paragraph Q of subsection 5 of section 3103 of Title 7 of the Revised Statutes is amended to read as follows:

All vehicles used for the transportation of milk, cream, skim milk, nonfat or fat-free milk, flavored milk or flavored dairy drink, low-fat milk, fortified milk or milk products shall be constructed and operated so as to protect their contents from the sun, from freezing and from contamination.'

Statement of Fact

This amendment is intended to further clarify the provisions of this bill and to eliminate the licensing of stores as milk dealers.

Filed by the Committee on Agriculture.

Reproduced and distributed under the direction of the Clerk of the House.

3/26/71

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