

MAINE STATE LEGISLATURE

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L.D. 1754

(Filing No. S- 222)

STATE OF MAINE
SENATE
111TH LEGISLATURE
FIRST REGULAR SESSION

SENATE AMENDMENT " A " to SENATE AMENDMENT "A" to
H.P. 1323, L.D. 1754, Bill, "AN ACT Creating a Maine
Milk Pool."

Amend the Amendment by inserting after the title
the following:

'Amend the Bill in section 4 in that part design-
ated "§3151." by adding at the end the following:

'The Legislature finds that dairy farms in
Aroostook, Washington and northern Penobscot Counties
presently operate at signigicantly higher costs
because of their remoteness from markets and sup-
plies; that they face greater risks because they
operate on a closer margin; that their markets are
less secure; and that negative changes in the overall
economy have a magnified effect in the northern Maine
region.

It is the intent of the Legislature that the
reblending of Class I premiums under the Maine Milk
Pool created by this chapter be deemed to be the
reapportionment of an economic benefit created by
regulation in order to smooth out differences in milk
prices between different markets and not as a tax on
the income of Maine market producers. It is also the
interest of the Legislature that deductions from the
Maine Milk Pool for promotion be deemed to be deduc-
tions from the amounts otherwise payable from the
pool to Maine and Boston market producers.'

Further amend the Bill in section 4 in that part
designated "§3152." in subsection 6 in the 2nd to 6th
lines (page 5, lines 6 to 10 in L.D.) by striking out
the following: " , excepting those located in
Aroostook County and Washington County, and that por-

SENATE AMENDMENT " A" to SENATE AMENDMENT "A" to H.P. 1323, L.D. 1754

1 tion of Penobscot County north of and including the
2 minor civil divisions of Medway, T.A.R. 7 and Long A
3 T.W.P."

4 Further amend the Bill in section 4 in that part
5 designated "§3152." by striking out all of subsection
6 7 and inserting in its place the following:

7 '7. Maine Milk Pool. "Maine Milk Pool" means
8 the sum of collections as prescribed in section 3153,
9 from Maine market producers.'

10 Further amend the Amendment in the first line
11 after the title (page 1, line 9 in amendment) by
12 striking out the word "Amend" and inserting in its
13 place the words 'Further amend'

14 Further amend the Amendment by striking out all
15 of the 2nd paragraph after the title and inserting in
16 its place the following:

17 'Further amend the Bill in section 4 in that part
18 designated "§3153." in subsection 1 in the 7th line
19 (page 6, line 24 in L.D.) by inserting after the
20 underlined word "producers" the following: ', north-
21 ern Maine market producers'

22 Further amend the Amendment by inserting after
23 the 2nd paragraph after the title the following:

24 'Further amend the Bill in section 4 in that part
25 designated "§3153." in subsection 2 in paragraph A by
26 inserting before the last sentence the following:
27 'Based on the fact that northern Maine market pro-
28 ducers presently operate at significantly higher
29 costs because of their remoteness from markets and
30 supplies, that they face greater risks because they
31 operate on a closer margin and because their markets
32 are less secure, payments to the Maine Milk Pool
33 attributable to northern Maine market producers shall
34 be reduced by 1/2 and those producers' initial pay-
35 ments under this section shall be increased by the

SENATE AMENDMENT "A" to SENATE AMENDMENT "A" to H.P. 1323, L.D. 1754

1 corresponding amounts.'

2 Further amend the Amendment in subsection 4,
3 paragraph A in the last line (page 2, line 2 in L.D.)
4 by striking out the underlined word "and"

5 Further amend the Amendment in subsection 4,
6 paragraph B in the last line (page 2, line 11 in
7 L.D.) by striking out the underlined punctuation ","
8 and inserting in its place the following: ','

9 Further amend the Amendment in subsection 4 in
10 paragraph B by adding at the end the following:

11 'C. If the credit for any producer calculated
12 under paragraph A exceeds the pool payment due
13 that producer, that producer shall pay an amount
14 equal to the difference into the Maine Milk Pool
15 not to exceed that producer's share of the cost
16 of promotion. The commissioner may provide by
17 rule that these amounts shall be deducted from
18 future pool payments to that producer or that
19 these amounts shall be deducted by that
20 producer's dealer from future payments for that
21 producer's milk and paid over to the Maine Milk
22 Pool by the dealer;

23 D. In addition to other available remedies, the
24 commissioner may bring a civil action to collect
25 any amounts owed to the Maine Milk Pool under
26 this chapter; and

27 E. Payments from the pool to any Maine market
28 producer shall not exceed the payment paid into
29 the pool by that Maine market producer's dealer
30 on behalf of that producer less amounts to be
31 deducted for promotion and administration pur-
32 suant to section 3155.'

D. OF R.

(Filing No. S-222)

SENATE AMENDMENT "A " to SENATE AMENDMENT "A" to H.P. 1323, L.D. 1754

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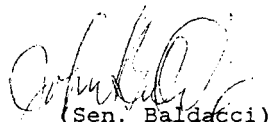
STATEMENT OF FACT

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This amendment eliminates the provisions of the bill relating to the northern Maine Milk Pool and requires producers in Washington, Aroostook and northern Penobscot Counties to contribute to the Maine Milk Pool. Their payments into the Maine Milk Pool are reduced by 1/2 based on the fact that they presently operate at significantly higher costs because of their remoteness from markets and supplies, face greater risks because they operate on a closer margin and have less secure markets. This amendment also clarifies the intent of the Legislature in establishing the Maine Milk Pool and ensures that all Boston market producers contribute equally to the cost of promotion.

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(Sen. Baldacci)
NAME:
COUNTY: Penobscot

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June 22, 1983 (Filing No. S-222)