

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 2184

7 H.P. 1654

House of Representatives, March 6, 1984

8 Approved for introduction by the Legislative Council pursuant to Joint
9 Rule 26.

10 Reference to the Committee on Agriculture is suggested and ordered
printed.

EDWIN H. PERT, Clerk

Presented by Representative Michael of Auburn.

11 Cosponsors: Representative Mahany of Easton, Representative
McCollister of Canton and Representative Stover of West Bath.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FOUR
16

17 AN ACT Relating to the Quality of Milk.
18

19 Be it enacted by the People of the State of Maine as
20 follows:

21 Sec. 1. 7 MRSA §2901, sub-§17 is amended to
22 read:

23 17. Milk. Milk means the lacteal secretion,
24 practically free from colostrum, obtained by the com-
25 plete milking of one or more healthy cows. It shall
26 contain not less than ~~11-75%~~ 12% milk solids, and not
27 less than ~~3-25%~~ 3.35% milk fat. The word "milk" shall
28 be interpreted to include goat milk.

29 Sec. 2. 7 MRSA §2903, 9th ¶, as amended by PL
30 1971, c. 164, §15, is further amended to read:

31 It shall be unlawful to sell or serve any milk,
32 skim milk, nonfat or fat-free milk, flavored milk or

1 flavored dairy drink, or low fat milk, fortified milk
2 and milk products in a hotel, soda fountain, restau-
3 rant, grocery store, hospital or similar establish-
4 ment which has not been maintained while in its pos-
5 session, at a temperature of 45° 40° Fahrenheit, or
6 less, in dry storage. Wet storage is specifically
7 prohibited.

8 Sec. 3. 7 MRSA §3103, sub-§5, ¶N, as amended by
9 PL 1971, c. 164, §19, is further amended to read:

10 N. Bottling and packaging. Bottling and packag-
11 ing of pasteurized milk, pasteurized skim milk,
12 pasteurized nonfat or fat-free milk, pasteurized
13 flavored milk or flavored dairy drink, pasteur-
14 ized low-fat milk, pasteurized fortified milk and
15 pasteurized milk products shall be done at the
16 place of pasteurization in approved mechanical
17 equipment in such manner as to prevent any part
18 of the person or clothing from coming in contact
19 with any surface with which milk or milk products
20 come in contact. Exemptions from this require-
21 ment may be granted in the case of equipment
22 breakdowns, provided that the Division of Regula-
23 tion shall be notified and shall respond immedi-
24 ately to supervise the transfer of milk, taking
25 samples as necessary, to assure the safety to
26 public health. Overflow milk shall not be sold
27 for human consumption.

28 STATEMENT OF FACT

29 The purposes of this bill are:

30 1. To change the minimum milk solid and milk fat
31 requirements for milk;

32 2. To require that milk be stored at 40° or
33 less; and

34 3. To permit a dairy experiencing equipment
35 failure to buy pasteurized milk from another dairy in
36 bulk form.

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