

MAINE STATE LEGISLATURE

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1 (New Draft of H.P. 1654, L.D. 2184)

2 SECOND REGULAR SESSION
3

4 ONE HUNDRED AND ELEVENTH LEGISLATURE
5

6 Legislative Document

No. 2378

7
8 H.P. 1804

House of Representatives, March 28, 1984

9 Reported by the Majority from the Committee on Agriculture and
10 printed under Joint Rule 2.

11 Original bill presented by Representative Michael of Auburn.

Cosponsored by Representative Mahany of Easton, Representative McCollister
of Canton and Representative Stover of West Bath.

EDWIN H. PERT, Clerk

12
13 STATE OF MAINE
14

15 IN THE YEAR OF OUR LORD
16 NINETEEN HUNDRED AND EIGHTY-FOUR
17

18 AN ACT Relating to the Quality of Milk.
19

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

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

24 17. Milk. Milk means the lacteal secretion,
25 practically free from colostrum, obtained by the com-
26 plete milking of one or more healthy cows. It shall
27 contain not less than ~~11-75%~~ 12% milk solids, and not
28 less than ~~3-25%~~ 3.5% milk fat. The word "milk" shall
29 be interpreted to include goat milk.

30 Sec. 2. 7 MRSA §2901-A, as enacted by PL 1973,
31 c. 67, is amended to read:

32 §2901-A. Standards and labeling

1 Notwithstanding any other requirements of this
2 chapter, milk and milk products, defined in accord-
3 ance with standards then in effect which have been
4 adopted by the United States Government and labeled
5 in conformity with labeling requirements then in ef-
6 fect which have been adopted by the United States
7 Government, shall be deemed to conform with the defi-
8 nitions and labeling requirements set forth in this
9 chapter, except for the definition of "milk" in sec-
10 tion 2901, subsection 17, and except that containers
11 of milk and cream shall also bear the name and ad-
12 dress of the Maine licensed milk dealer and suffi-
13 cient information to identify the milk plant where
14 packaged as required by section 2903.

15 Sec. 3. 7 MRSA §2903, 9th ¶, as amended by PL
16 1971, c. 164, §15, is further amended to read:

17 It shall be unlawful to sell or serve any milk,
18 skim milk, nonfat or fat-free milk, flavored milk or
19 flavored dairy drink, or low fat milk, fortified milk
20 and milk products, except milk and milk products spe-
21 cially processed to retain quality without refrigera-
22 tion, in a hotel, soda fountain, restaurant, grocery
23 store, hospital or similar establishment which has
24 not been maintained while in its possession, at a
25 temperature of 45^o 40^o Fahrenheit, or less, in dry
26 storage. Wet storage is specifically prohibited.

27 Sec. 4. 7 MRSA §3103, sub-§5, ¶N, as amended by
28 PL 1971, c. 164, §19, is further amended to read:

29 N. Bottling and packaging. Bottling and packag-
30 ing of pasteurized milk, pasteurized skim milk,
31 pasteurized nonfat or fat-free milk, pasteurized
32 flavored milk or flavored dairy drink, pasteur-
33 ized low-fat milk, pasteurized fortified milk and
34 pasteurized milk products shall be done at the
35 place of pasteurization. Bottling and packaging
36 must take place in approved mechanical equipment
37 in such manner as to prevent any part of the per-
38 son or clothing from coming in contact with any
39 surface with which milk or milk products come in
40 contact. Pasteurized milk may be transferred for
41 bottling and packaging only when necessary be-
42 cause of a breakdown of pasteurization equipment.
43 The person proposing to receive the pasteurized

