

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 (New Draft of H.P. 73, L.D. 94)
3 (New Title)
4 FIRST REGULAR SESSION
5

6 ONE HUNDRED AND TWELFTH LEGISLATURE
7

8 Legislative Document

No. 432

9
10 H.P. 321

House of Representatives, February 5, 1985

11 Reported by the Minority from the Committee on Agriculture and
12 printed under Joint Rule 2. Original bill sponsored by Representative Michael
13 of Auburn. Cosponsored by Representative McCollister of Canton,
Representative Sherburne of Dexter and Senator Hichens of York.

EDWIN H. PERT, Clerk

14
15 STATE OF MAINE
16

17 IN THE YEAR OF OUR LORD
18 NINETEEN HUNDRED AND EIGHTY-FIVE
19

20 Resolve, Modifying Maine Milk Commission Order
21 85-2 to Remove Volume Discount
22 Pricing.
23

24 Emergency preamble. Whereas, Acts and resolves
25 of the Legislature do not become effective until 90
26 days after adjournment unless enacted as emergencies;
27 and

28 Whereas, a new pricing order 85-2 promulgated by
29 the Maine Milk Commission will establish different
30 wholesale prices for milk; and

31 Whereas, the pricing order 85-2 will require ru-
32 ral retail markets and other small retail concerns to
33 pay a higher wholesale price for milk deliveries from
34 the dealer; and

1 Whereas, the higher wholesale price will force
2 small retail establishments to charge more for milk
3 offered for sale in the stores; and

4 Whereas, this volume determined pricing schedule
5 is bound to cause economic difficulties for small
6 stores to maintain their clientele and serve their
7 communities; and

8 Whereas, in the judgment of the Legislature,
9 these facts create an emergency within the meaning of
10 the Constitution of Maine and require the following
11 legislation as immediately necessary for the preser-
12 vation of the public peace, health and safety; now,
13 therefore, be it

14 **Price order; modification. Resolved:** Maine Milk
15 Commission order 85-2 as promulgated by the commis-
16 sion shall become effective on February 3, 1985, ex-
17 cept that the order, which includes its appendices,
18 is modified to the following extent.

19 1. The volume discount price schedule and the
20 phase-in period associated with it shall not become
21 effective.

22 2. Effective February 3, 1985, drop shipment
23 minimum wholesale prices to dealers for whole milk,
24 lowfat milk and skim milk sold in various size con-
25 tainers, regardless of the volume delivered, shall be
26 the prices for those containers as they would have
27 been established under order 85-2 at full implementa-
28 tion for delivery in lots of 66 cases or more.

29 For full service deliveries, these prices shall
30 be increased by the following amounts: Six cents per
31 gallon; 4¢ per 3-quart container; 3¢ per half-gallon;
32 1¢ per quart; and 30¢ per bulk 20-quart container.

33 In all other respects, order 85-2 shall remain as
34 adopted by the Maine Milk Commission.

35 The commission shall prepare and file with the
36 Secretary of State a supplement to order 85-2 which
37 shall reflect the changes made to the order by this
38 resolve. The Secretary of State shall file the sup-
39 plement with order 85-2. Notwithstanding the Maine

