

# MAINE STATE LEGISLATURE

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L.D. 1722

(Filing No. S-431)

STATE OF MAINE  
SENATE  
112TH LEGISLATURE  
SECOND REGULAR SESSION

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COMMITTEE AMENDMENT " A " to S.P. 668, L.D. 1722, Bill, "AN ACT to Improve Enforcement of the Potato Branding Law."

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Amend the bill in section 1, in that part designated "§952." by striking out the 4th sentence from the end (page 2, lines 24 to 28 in L.D.) and inserting in its place the following: 'Potatoes For the purposes of this section only, potatoes located at warehouses, or packing houses at point of origin, shall not be deemed exposed for sale until they are loaded or are in the process of being loaded in vehicles of transportation.'

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Further amend the bill by inserting before the statement of fact the following:

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'Sec. 3. 7 MRSA §957, sub-§2-A is enacted to read:

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2-A. No violation. There shall be no violation of section 952 or 953 where the lot of potatoes involved has been segregated and conspicuously marked with a sign stating that the potatoes are known to be out of grade or that the potatoes are awaiting state inspection under section 1036; provided that no such potatoes may be moved without consent of the department, except for purposes of repacking or regrading; and provided further that the department has been notified of the location and quantity of the potatoes involved. Any potatoes segregated under this subsection must be inspected by the department prior to shipment.'

D. OF R

COMMITTEE AMENDMENT "A" to S.P. 668, L.D. 1722

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STATEMENT OF FACT

2           The purpose of this amendment is to reinstate the  
3 sentence in the Maine Revised Statutes, Title 7, sec-  
4 tion 952, of the branding law, adding a qualifying  
5 phrase which stipulates clearly that the sentence ap-  
6 plies to section 952 only. In addition, a new sub-  
7 section is added to the Maine Revised Statutes, Title  
8 7, section 957, to allow a packer knowing potatoes to  
9 be out of grade to hold them for repacking, provided  
10 that the Department of Agriculture, Food and Rural  
11 Resources is notified and that the potatoes are in-  
12 spected prior to shipment. Under these circum-  
13 stances, the lot of potatoes involved will be segre-  
14 gated, but will not be subject to inspection under  
15 the branding law until reworked and regraded.

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Reported by Sen. Black for the Committee on Agriculture.  
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