# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

## FIRST REGULAR SESSION - 1989

**Legislative Document**                                                     **No. 367**

H.P. 255                           :                House of Representatives, February 23, 1989

Reference to the Committee on Agriculture suggested and ordered printed.

*Ed Pert*

EDWIN H. PERT, Clerk

Presented by Representative TARDY of Palmyra.
   Cosponsored by Representative HUSSEY of Milo, Representative PARENT of Benton and Senator PEARSON of Penobscot.

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### STATE OF MAINE

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IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-NINE

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**An Act to Amend the Maine Potato Bag Law.**

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

**7 MRSA §1036, sub-§1-A** is enacted to read:

1-A. Variety. No person may pack potatoes in a Maine bag, unless those potatoes are of a variety approved by the commissioner. The commissioner shall promulgate rules, in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, to develop a method of sampling and testing potatoes for compliance with this subsection. If before shipment it is suspected that the potatoes do not conform to the requirements of this subsection, the suspected violation shall not be grounds for refusal to ship the potatoes. If it is subsequently discovered that the shipment is not in compliance with this subsection, the violator shall be subject to the penalty in subsection 3.

## STATEMENT OF FACT

This bill prohibits the packing of potatoes in a Maine bag unless those potatoes are of a variety approved by the commissioner. If it is suspected that a shipment of potatoes does not conform to the approved variety, the suspected violation is not grounds for refusing to ship those potatoes. This bill is based on recommendations by the Maine Potato Board.