

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
115TH LEGISLATURE
SECOND REGULAR SESSION

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1163, L.D. 1704, Bill, "An Act to Prohibit the Sale and Distribution of Certain Milk Products"

Amend the amendment by striking out all of section 4 and inserting in its place the following:

'Sec. 4. 7 MRSA §3105 is enacted to read:

§3105. Restrictions on biosynthetic bovine somatotropin

A veterinarian or a registered animal technician may use or administer biosynthetic bovine somatotropin, known as BST, for research purposes only. It is unlawful for a person who is not a veterinarian or a registered animal technician under the supervision of a veterinarian to use or administer BST. In addition to other penalties provided by law, if BST is present on a dairy farm, except in possession or control of a veterinarian or a registered animal technician using or administering BST for research purposes, the commissioner shall suspend the farm's operating permit issued under section 2902-A. The suspension may be for a period of up to 30 days and must be in accordance with Title 5, section 10004.

For the purposes of this section, "research" means a class of activities designed to develop or contribute to generalizable knowledge or the accumulation of data that can be corroborated by accepted scientific observation and inferences. A veterinarian using or administering BST for research purposes subsequent to commercial approval of BST by the federal Food and Drug Administration, pursuant to 21 Code of Federal Regulations, Part 514, must submit to the department prior written notice identifying the owner and location of the animals to which BST will be administered, the explicit objectives of the research and

HOUSE AMENDMENT "C" to COMMITTEE AMENDMENT "A" to H.P. 1163,
L.D. 1704

2 the procedures of investigation designed to reach those
3 objectives. Such notices are public records within the meaning
4 of Title 1, section 402, subsection 3. The veterinarian shall
5 also submit a copy of prior written notice to any dealer or other
6 person who picks up milk at the dairy farm that is produced by
7 animals to which BST is administered during the research.

8 This section is repealed March 1, 1993.'

10
12 **STATEMENT OF FACT**

14 This amendment adds a definition of research to the laws
15 concerning biosynthetic bovine somatotropin, or BST. The
16 amendment requires a veterinarian administering BST for research
17 purposes to submit documentation on the research to the
18 Department of Agriculture, Food and Rural Resources and also
19 extends the repeal date to March 1, 1993.

20
Filed by Rep. Nutting of Leeds
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House
2/25/92 (Filing No. H-983)