



## **120th MAINE LEGISLATURE**

## **FIRST REGULAR SESSION-2001**

Legislative Document

No. 1141

S.P. 334

In Senate, February 22, 2001

An Act to Clarify the Sale of Farm-produced Foods.

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

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JOY J. O'BRIEN Secretary of the Senate

Presented by Senator NUTTING of Androscoggin. Cosponsored by Representative McKEE of Wayne and Senators: GOLDTHWAIT of Hancock, KILKELLY of Lincoln, Representatives: HAWES of Standish, PINEAU of Jay, VOLENIK of Brooklin.

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

2 Sec. 1. 22 MRSA §2152, sub-§4-A, ¶TE and F, as enacted by PL 4 1995, c. 331,  $\S1$ , are amended to read: 6 Ε. Establishments engaged in the washing, cleaning or sorting of whole produce, provided the produce remains in 8 essentially the same condition as when harvested. The whole produce may be packaged for sale, provided that packaging is 10 not by a vacuum packaging process or a modified atmosphere packaging process; and 12 F. Establishments that are engaged in the drying of single herbs that are generally recognized as safe under 21 Code of 14 Federal Regulations, Sections 182 to 189. The single herbs 16 may be packaged for sale, provided that packaging is not by vacuum packaging process or a modified atmosphere а 18 packaging process+; and Sec. 2. 22 MRSA §2152, sub-§4-A, ¶G is enacted to read: 20 22 G. Farm or garden establishments engaged in the processing and sale of farm or garden products directly to the final 24 consumer by the person who owns, occupies or cultivates the farm or garden. For purposes of this paragraph, "processing" means the washing, cleaning, trimming, drying, 26 sorting and packaging of farm or garden products and "farm 28 or garden products" means vegetables, fruits, grains, dry beans, herbs and flowers. 30 SUMMARY 32 34 This bill exempts farm or garden establishments that are engaged in direct sales to consumers of minimally processed foods 36 from the licensing requirements for food establishments.

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