

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1468

H.P. 1030

House of Representatives, March 19, 2007

An Act To Adjust the Milk Handling Fee

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative PIOTTI of Unity.
Cosponsored by Senator MILLS of Somerset and
Representatives: CARTER of Bethel, CRAY of Palmyra, FLOOD of Winthrop, GIFFORD of
Lincoln, GILES of Belfast, HOTHAM of Dixfield, MAREAN of Hollis, MILLS of
Farmington, PIEH of Bremen, PINEAU of Jay, PINGREE of North Haven, SMITH of
Monmouth, TARDY of Newport, Senators: BRYANT of Oxford, MITCHELL of Kennebec,
PERRY of Penobscot, SHERMAN of Aroostook, WESTON of Waldo.

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

2 **Sec. 1. 36 MRSA §4902, sub-§1**, as enacted by PL 2005, c. 396, §8, is amended
3 to read:

4 **1. Fee.** Upon notification by the Maine Milk Commission in accordance with Title
5 7, section 2954, subsection 16, the assessor shall levy and impose a fee at the rate
6 established in subsection ~~2~~ 2-A on the handling in this State of packaged milk for sale in
7 this State. With respect to the handling in this State of a particular container of packaged
8 milk for sale in this State, the fee must be paid by the handler. There is no fee on the
9 handling in this State of packaged milk for sale in containers of less than one quart or 20
10 or more quarts in volume, or packaged milk that is sold to an institution that is owned and
11 operated by the State or the Federal Government.

12 **Sec. 2. 36 MRSA §4902, sub-§2**, as enacted by PL 2005, c. 396, §8, is repealed.

13 **Sec. 3. 36 MRSA §4902, sub-§2-A** is enacted to read:

14 **2-A. Rate.** The rate of the fee levied under this chapter is established for each fee
15 period on the basis of the basic price of milk in effect on the Sunday following the first
16 Sunday of the fee period in accordance with the following:

17 A. If the basic price is \$23.00 per hundredweight and above, the rate of the milk
18 handling fee is 6¢ per gallon;

19 B. If the basic price is \$22.50 to \$22.99 per hundredweight, the rate of the milk
20 handling fee is 8¢ per gallon;

21 C. If the basic price is \$22.00 to \$22.49 per hundredweight, the rate of the milk
22 handling fee is 10¢ per gallon;

23 D. If the basic price is \$21.50 to \$21.99 per hundredweight, the rate of the milk
24 handling fee is 12¢ per gallon;

25 E. If the basic price is \$21.00 to \$21.49 per hundredweight, the rate of the milk
26 handling fee is 14¢ per gallon;

27 F. If the basic price is \$20.50 to \$20.99 per hundredweight, the rate of the milk
28 handling fee is 16¢ per gallon;

29 G. If the basic price is \$20.00 to \$20.49 per hundredweight, the rate of the milk
30 handling fee is 18¢ per gallon;

31 H. If the basic price is \$19.50 to \$19.99 per hundredweight, the rate of the milk
32 handling fee is 20¢ per gallon;

33 I. If the basic price is \$19.00 to \$19.49 per hundredweight, the rate of the milk
34 handling fee is 22¢ per gallon;

35 J. If the basic price is \$18.50 to \$18.99 per hundredweight, the rate of the milk
36 handling fee is 24¢ per gallon;

1 K. If the basic price is \$18.00 to \$18.49 per hundredweight, the rate of the milk
2 handling fee is 26¢ per gallon;

3 L. If the basic price is \$17.50 to \$17.99 per hundredweight, the rate of the milk
4 handling fee is 28¢ per gallon;

5 M. If the basic price is \$17.00 to \$17.49 per hundredweight, the rate of the milk
6 handling fee is 30¢ per gallon;

7 N. If the basic price is \$16.50 to \$16.99 per hundredweight, the rate of the milk
8 handling fee is 32¢ per gallon;

9 O. If the basic price is \$16.00 to \$16.49 per hundredweight, the rate of the milk
10 handling fee is 34¢ per gallon; and

11 P. If the basic price is below \$16.00 per hundredweight, the rate of the milk handling
12 fee is 36¢ per gallon.

13 For any container other than a gallon, the fee is computed on a gallon-equivalent basis.

14 **SUMMARY**

15 This bill increases the maximum rate of the milk handling fee from 12¢ to 36¢ per
16 gallon.