MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 7.02

H.P. 485

House of Representatives, February 24, 2009

An Act To Allow the Donation of Certain Perishable Food Products to Nonprofit Organizations

Reference to the Committee on Judiciary suggested and ordered printed.

Millient M. Macfarland MILLICENT M. MacFARLAND Clerk

Presented by Representative BROWNE of Vassalboro. Cosponsored by Senator DAVIS of Cumberland and

Representatives: AYOTTE of Caswell, BLANCHARD of Old Town, LEWIN of Eliot,

MILLETT of Waterford, PERCY of Phippsburg, Senator: RECTOR of Knox.

	be it chacted by the I copie of the State of Maine as follows.
2	Sec. 1. 14 MRSA §166, sub-§4, as enacted by PL 1981, c. 300, is amended to
3	read:
4	4. Application. This section applies to all good faith donations of perishable food
5	which that is not readily marketable due to appearance, freshness, grade, surplus or other
6 .	conditions, including food that is beyond the date by which the manufacturer
7	recommends that the food be sold, but nothing in this section restricts the authority of any
8	appropriate agency to regulate or bar the use of that food for human consumption.

SUMMARY

This bill amends the law that establishes immunity for the donors and distributors of certain good faith food donations by clarifying that the immunity extends to donations of food that is beyond the date by which the manufacturer recommends that the food be sold.