

MAINE STATE LEGISLATURE

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Date: 5/5/11

L.D. 366

(Filing No. H-194)

Minority

3 AGRICULTURE, CONSERVATION AND FORESTRY

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5 STATE OF MAINE

6 HOUSE OF REPRESENTATIVES

7 125TH LEGISLATURE

8 FIRST REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to H.P. 292, L.D. 366, Bill, "An Act
10 Regarding the Sale of Raw Milk"

11 Amend the bill by striking out everything after the enacting clause and before the
12 summary and inserting the following:

13 'Sec. 1. 7 MRSA §2900, sub-§8, as enacted by PL 1999, c. 679, Pt. A, §1, is
14 amended to read:

15 8. Milk distributor. "Milk distributor" means any person who offers for sale or
16 sells to another person any milk or milk products in their final form, except that "milk
17 distributor" does not include a milk producer who sells milk only to end use consumers in
18 accordance with section 2901-D.

19 Sec. 2. 7 MRSA §2901-D is enacted to read:

20 §2901-D. Direct sales from milk producers to consumers

21 1. License not required. A milk producer is not required to be licensed under this
22 chapter if the producer sells only milk from that producer's dairy farm and the milk:

23 A. Is sold directly to an end use consumer;

24 B. Is sold on the dairy farm directly to a consumer by the milk producer; and

25 C. Is sold in a container carrying a label that clearly states "produced and packaged
26 on a farm that is not licensed or inspected."

27 2. Unpasteurized milk. In addition to the labeling requirement in subsection 1,
28 paragraph C, an unlicensed milk producer selling milk under this section may not sell
29 unpasteurized milk unless the label on that product contains the words "not pasteurized"
30 and a clearly legible sign is posted on the refrigerator containing the milk or at the point
31 of sale that reads: "Warning: This product has not been pasteurized and may contain
32 harmful bacteria. Pregnant women, children, the elderly and persons with lowered
33 resistance to disease have the highest risk of harm from use of this product."

COMMITTEE AMENDMENT



125th MAINE LEGISLATURE

LD 366

LR 518(02)

An Act Regarding the Sale of Raw Milk

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

Fiscal Note

	FY 2011-12	FY 2012-13	Projections FY 2013-14	Projections FY 2014-15
Net Cost (Savings)				
General Fund	\$775	\$1,050	\$1,050	\$1,050
Revenue				
General Fund	(\$775)	(\$1,050)	(\$1,050)	(\$1,050)

Fiscal Detail and Notes

Allowing a person who produces and sells milk only on the premises of the producer and seller to do so without a license will result in a reduction to General Fund revenue of \$775 in fiscal year 2011-12 and \$1,050 in fiscal year 2012-13, based on 42 licenses @ \$25 each.