

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)



125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 366

H.P. 292

House of Representatives, February 8, 2011

An Act Regarding the Sale of Raw Milk

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

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative KUMIEGA of Deer Isle.
Cosponsored by Representatives: BERRY of Bowdoinham, MALABY of Hancock, McCABE of Skowhegan, NEWENDYKE of Litchfield, O'BRIEN of Lincolnville, PILON of Saco,
Senator: PATRICK of Oxford.

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

2 **Sec. 1. 7 MRSA §2955, first ¶**, as amended by PL 1975, c. 517, §4, is further
3 amended to read:

4 ~~No~~ A dealer ~~shall~~ may not buy milk from producers or others for sale or ~~shall~~
5 process, distribute, sell or offer to sell milk in any market in the State designated by the
6 commission unless duly licensed by the commission. ~~No~~ A license ~~shall be~~ is not
7 required of any person who produces ~~or~~ and sells milk ~~for consumption~~ only on the
8 premises of the producer ~~or~~ and seller. Each person, before engaging in the business of a
9 dealer in any market designated by the commission, shall make application to the
10 commission for a license, which the commission is authorized to grant. ~~No~~ A retailer
11 ~~shall~~ may not sell or offer to sell ~~milk~~ in any market in the State ~~which he~~ milk that the
12 retailer has purchased in Maine from an unlicensed dealer. For purposes of this section,
13 "premises" includes a motor vehicle and portable farm stand owned by a producer if sales
14 on these premises are made by that producer or an employee of that producer.

15 **SUMMARY**

16 This bill clarifies that a license is not required of any person who produces and sells
17 milk only on the premises of the producer and seller. It defines "premises" to include a
18 motor vehicle and portable farm stand owned by a producer if sales on these premises are
19 made by that producer or an employee of that producer.