

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 scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SMG
ROFS
1

L.D. 738

Date: 4-28-11

MINORITY

(Filing No. S- 49)

3 AGRICULTURE, CONSERVATION AND FORESTRY

4 Reproduced and distributed under the direction of the Secretary of the Senate.

5 STATE OF MAINE

6 SENATE

7 125TH LEGISLATURE

8 FIRST REGULAR SESSION

9 COMMITTEE AMENDMENT "A" to S.P. 230, L.D. 738, Bill, "An Act To
10 Require Disclosure of the Origin of Certain Products Sold at Farm Stands"

11 Amend the bill by striking out all of the emergency preamble (page 1, lines 1 to 10 in
12 L.D.)

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

15 'Sec. 1. 7 MRSA §416 is enacted to read:

16 **§416. Farm stand**

17 **1. Definitions.** As used in this section, unless the context otherwise indicates, the
18 following terms have the following meanings.

19 A. "Farm stand" means a roadside stand at which locally grown produce is offered
20 for direct sale to the public and that is operated by a farmer or by a person who
21 purchases the majority of the produce sold at the stand from farmers.

22 B. "Produce" means fresh fruits or vegetables.

23 **2. Origin of produce.** Produce sold at a farm stand that was not grown by the owner
24 of the farm stand must have the name and location of the farm where the produce was
25 grown affixed to the produce or displayed on a sign in close proximity to the produce.

26 A person operating a farm stand that offers produce for sale that was not grown by a
27 known farmer shall:

28 A. Display the name of the wholesaler or retailer from whom the produce was
29 obtained on a sign in close proximity to the produce; or

30 B. For produce originating in another country, comply with section 530.

31 **3. Penalty.** A person who violates this section commits a civil violation for which a
32 fine of not less than \$100 nor more than \$200 may be adjudged.'

COMMITTEE AMENDMENT

1

SUMMARY

2

This amendment is the minority report of the Joint Standing Committee on
3 Agriculture, Conservation and Forestry. It clarifies that the requirement for farm stands
4 to provide information on the farm of origin applies only to fresh produce. It also adds a
5 penalty for failure to provide required information.

3

4

5

FISCAL NOTE REQUIRED
(See attached)



125th MAINE LEGISLATURE

LD 738

LR 1065(02)

An Act To Require Disclosure of the Origin of Certain Products Sold at Farm Stands

Fiscal Note for Bill as Amended by Committee Amendment "A" S-49

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

Increases the number of civil violations.

The collection of additional fines may also increase General Fund revenue by minor amounts.