

MAINE STATE LEGISLATURE

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Date: 6/8/15

L.D. 925
(Filing No. H-335)

AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 644, L.D. 925, Bill, "An Act To Promote Small Diversified Farms and Small Food Producers"

Amend the bill in section 1 in §411 in subsection 3 in the first line (page 1, line 10 in L.D.) by inserting after the following: "who" the following: 'grows, raises.'

Amend the bill in section 1 in §411 by striking out all of subsection 6 (page 1, lines 21 to 22 in L.D.)

Amend the bill in section 1 in §411 by striking out all of subsection 9 and inserting the following:

9. Informed end consumer. "Informed end consumer" means, with regard to a farm food product or homemade food, a person who is the last person to purchase the food or product, who does not resell the food or product and who has been informed by a label that satisfies the requirements of section 416, subsection 3 that the food or product is not licensed or inspected.'

Amend the bill in section 1 in §411 by renumbering the subsections to read consecutively.

Amend the bill in section 2 in §416 in subsection 1 in paragraph B in the first line (page 2, line 18 in L.D.) by striking out the following: "at a farmers' market."

Amend the bill in section 2 in §416 in subsection 2 in paragraph B in the first line (page 2, line 24 in L.D.) by striking out the following: "at a farmers' market."

Amend the bill in section 2 in §416 in subsection 3 by striking out all of the last paragraph and inserting the following:

'Farm food products and homemade food must be sold in packages with a label on each package containing the following information: the name, address, including zip code, and phone number of the producer; the name of the food product; the ingredients of the food product in descending order of predominance by weight; and the net quantity of contents in terms of weight, measure or numerical count. Farm food products and homemade food must also be clearly labeled with the following statement, if applicable: "This food

COMMITTEE AMENDMENT

1 product is not produced under license or inspected by the State of Maine." In addition, a
2 sign containing the following statement must be displayed in a conspicuous place where
3 sales occur: "Please inform us of any food allergies before purchase."

4 Amend the bill in section 4 in §2152-A in the indented paragraph in the last line
5 (page 3, line 15 in L.D.) by striking out the following: "8 and 9" and inserting the
6 following: '7 and 8'

7 **SUMMARY**

8 This amendment redefines "informed end consumer," eliminates farmers' markets
9 from the list of exempted venues, changes the wording of the labeling requirement and
10 requires a sign concerning food allergies to be displayed where sales occur.

11 **FISCAL NOTE REQUIRED**

12 (See attached)



127th MAINE LEGISLATURE

LD 925

LR 1543(02)

An Act To Promote Small Diversified Farms and Small Food Producers

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-335)
Committee: Agriculture, Conservation and Forestry
Fiscal Note Required: Yes

Fiscal Note

	FY 2015-16	FY 2016-17	Projections FY 2017-18	Projections FY 2018-19
Net Cost (Savings)				
General Fund	\$17,100	\$22,800	\$22,800	\$22,800
Revenue				
General Fund	(\$17,100)	(\$22,800)	(\$22,800)	(\$22,800)

Fiscal Detail and Notes

The bill exempts agricultural producers and home kitchen producers from licensing requirements for the sale of farm food products and homemade food, respectively, when their products are sold to informed end consumers and the sale occurs at certain locations. These licenses are \$20 each and the Department of Agriculture, Conservation and Forestry has indicated that 1,140 of these licenses would no longer be issued. General Fund revenue will be reduced by an estimated \$17,100 in fiscal year 2015-16 and \$22,800 in fiscal year 2016-17 and in every subsequent fiscal year from fewer licenses being issued.