

# MAINE STATE LEGISLATURE

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SMG  
E.O.S.

L.D. 515

Date: 5/3/19 Minority

(Filing No. H-202)

AGRICULTURE, CONSERVATION AND FORESTRY

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
129TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 372, L.D. 515, Bill, "An Act To Require Ingredient Lists at Certain Retail Food Locations"

Amend the bill by striking out the title and substituting the following:

'An Act To Require Disclosure of Major Food Allergens at Certain Retail Food Locations'

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 22 MRSA §2157, sub-§15 is enacted to read:

15. Major food allergens. If a person sells, offers for sale or serves in a food establishment with a retail store any food or food product that is not packaged and that contains a major food allergen unless, when the food or food product is offered for consumption, a conspicuous label or sign is placed on the food or food product, immediately next to the food or food product or immediately next to the food's or food product's listing on a menu board indicating that the food or food product contains one or more of the major food allergens as identified by the federal Food and Drug Administration. For purposes of this subsection, "major food allergen" means milk, eggs, fish, crustacean shellfish, tree nuts, wheat, peanuts and soybeans.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment, which is the minority report, strikes and replaces the bill. The amendment provides that an unpackaged food or food product that includes one of the major food allergens as identified by the federal Food and Drug Administration is considered misbranded if a person sells, offers for sale or serves the food or food product in a food establishment with a retail store unless, when the food or food product is offered for consumption, a conspicuous label or sign is placed on the food or food product,

COMMITTEE AMENDMENT

COMMITTEE AMENDMENT "A" to H.P. 372, L.D. 515

- 1 immediately next to the food or food product or immediately next to the food's or food
- 2 product's listing on a menu board indicating that the food or food product contains one of
- 3 the major food allergens as identified by the federal Food and Drug Administration.

**FISCAL NOTE REQUIRED**  
**(See attached)**

**COMMITTEE AMENDMENT**



# 129th MAINE LEGISLATURE

LD 515

LR 758(02)

An Act To Require Ingredient Lists at Certain Retail Food Locations

Fiscal Note for Bill as Amended by Committee Amendment

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

*A (H-202)*

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Any additional cost to the Department of Agriculture, Conservation and Forestry as a result of a change to the rules regarding the display of an ingredient list at certain retail food locations are anticipated to be minor and can be absorbed within existing budgeted resources.