

MAINE STATE LEGISLATURE

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ROS

L.D. 630

Date: 5/17/21

(Filing No. S-90)

AGRICULTURE, CONSERVATION AND FORESTRY

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STATE OF MAINE

SENATE

130TH LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 244, L.D. 630, "An Act To Prohibit Shelf-stable Products from Being Sold as Cider and To Amend the Definition for Those Products That Are Heated"

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

'An Act To Prohibit Shelf-stable Products from Being Sold as Cider'

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

Sec. 1. 7 MRSA §543-A, sub-§1, as enacted by PL 1999, c. 175, §1, is amended to read:

1. Restriction on product labeled as cider. A person may not sell, advertise, offer or expose for sale any product labeled as "cider" if that product does not require refrigeration from pressing through purchase or has been heated to a temperature of 155° Fahrenheit or higher for more than 10 seconds.

Sec. 2. 7 MRSA §543-A, sub-§2, as enacted by PL 1999, c. 175, §1, is amended to read:

2. Accepted processing methods. All cider sold, advertised, offered or exposed for sale must be ~~heat treated~~, treated by ultraviolet light or pressed under a state-approved hazard and critical control plan unless the cider bears a warning label in accordance with subsection 3. A state-approved hazard and critical control plan must prohibit the pressing of apples that have dropped from the trees for use in cider. ~~For the purposes of this section, "heat treated" means heated to a temperature of 155° Fahrenheit or higher for no more than 10 seconds.~~

Sec. 3. 7 MRSA §543-A, sub-§4, as enacted by PL 1999, c. 175, §1, is amended to read:

4. Exemption. Hard cider as defined in Title 28-A, section 2, subsection 12-A is exempt from this section. For purposes of this subsection, "hard cider" means liquor produced by fermentation of the juice of apples or pears, including, but not limited to,

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1 flavored, sparkling or carbonated cider, that contains not less than 1/2 of 1% alcohol by
2 volume and "liquor" has the same meaning as in Title 28-A, section 2, subsection 16.'

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

5 **SUMMARY**

6 This amendment replaces the bill and provides that any product that has been heat
7 treated may not be labeled as "cider." The amendment also clarifies that all hard cider that
8 contains not less than 1/2 of 1% alcohol by volume is not subject to the labeling
9 requirements for cider.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



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LD 630

LR 1026(02)

An Act To Prohibit Shelf-stable Products from Being Sold as Cider and To Amend the Definition for Those Products That Are Heated

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-90)

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs to the Department of Agriculture, Conservation and Forestry as a result of changes to the definition of cider and labeling requirements for hard cider are anticipated to be minor and can be absorbed within existing budgeted resources.