

# MAINE STATE LEGISLATURE

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Date: 5/17/21

(Filing No. S-88 )

**AGRICULTURE, CONSERVATION AND FORESTRY**

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**STATE OF MAINE  
SENATE  
130TH LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to S.P. 306, L.D. 954, "An Act To Provide Equal Access to the Benefits of the Maine Food Sovereignty Act"

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

**Sec. 1. 7 MRSA §284**, as enacted by PL 2017, c. 314, §1, is amended to read:

**§284. ~~Home rule authority~~ Authority**

Pursuant to the home rule authority granted to municipalities by Title 30-A, section 3001 and by the Constitution of Maine, Article VIII, Part Second, and notwithstanding any provision of state food law to the contrary, except as contained in section 285, a municipality may adopt ordinances regarding direct producer-to-consumer transactions and the State shall recognize such ordinances by not enforcing those state food laws with respect to those direct producer-to-consumer transactions that are governed by the ordinance.

Pursuant to Title 30-A, section 7505 and notwithstanding any provision of state food law regulating food to the contrary, except as contained in section 285, a county may adopt ordinances regarding direct producer-to-consumer transactions within one or more unorganized territories within that county and the State shall recognize such an ordinance by not enforcing those state laws with respect to those direct producer-to-consumer transactions that are governed by the ordinance.

**Sec. 2. 7 MRSA §286**, as enacted by PL 2017, c. 314, §1, is amended to read:

**§286. Compliance with food safety regulations**

An individual who grows, produces, processes or prepares food or food products for purposes other than direct producer-to-consumer transactions in a municipality ~~that adopts or amends, plantation or unorganized territory governed by an ordinance authorized~~ pursuant to section 284 shall grow, produce, process or prepare the food or food products in compliance with all applicable state and federal food safety laws, rules and regulations.

**COMMITTEE AMENDMENT**





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# 130th MAINE LEGISLATURE

LD 954

LR 1381(02)

**An Act To Provide Equal Access to the Benefits of the Maine Food Sovereignty Act**

**Fiscal Note for Bill as Amended by Committee Amendment "A" (S-88)**  
**Committee: Agriculture, Conservation and Forestry**

**Fiscal Note Required: Yes**

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## 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 adding plantations and unorganized territories to the entities that may adopt and enact ordinances in accordance with the Maine Food Sovereignty Act are anticipated to be minor and can be absorbed within existing budgeted resources.