

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
96th LEGISLATURE

COMMITTEE AMENDMENT "A" to S. P. 527, L. D. 1423, Bill "An Act  
Regulating the Marketing of Irish Potatoes  
Grown in the State of Maine."

Amend said Bill in that part designated "Sec. 251" by inserting after the paragraph beginning "Handler" the following underlined paragraph:

"Potatoes prepared for market" means and includes all potatoes packed in containers and intended for delivery or transit or exposed for sale or in the process of delivery or in transit or located at a depot, station, boat dock or any place where potatoes are held in storage or for immediate or future sale or transit.

and by inserting after the paragraph beginning "Wholesale pack" the following underlined paragraph:

"Consumer pack" means a unit of less than 50 pounds net weight of potatoes contained in a bag, crate or any other type of container.

Further amend said Bill in that part designated "Sec. 252" by striking amend in the 4th line of the 2nd paragraph the underlined words "such commodity" and inserting in place thereof the underlined word 'potatoes'

and by striking out the underlined word "commodity" at the end of the next to last sentence of the 4th paragraph and inserting in place thereof the underlined words 'subject matter'

and by striking out all of the last paragraph of said "Sec. 252" and inserting in place thereof the following:

'After such notice and hearing, the commissioner may issue a marketing order if he finds it will tend to effectuate the declared policy of this act; subject, however, to the following:

I. No marketing order or amendment thereto issued pursuant to this act shall become effective unless and until the commissioner determines that the issuance of such order is approved and favored by at least 2/3 of the producers who participated in a referendum on the question of its approval and who, during the preceding fiscal year, have been engaged in the production of potatoes for market within the production area specified in such marketing order, and who, during such year, have produced at least 2/3 of the volume of potatoes produced for market within such production area.

II. No marketing agreement or amendment thereto, directly affecting handlers, issued pursuant to this act, shall become effective unless and until the commissioner finds that such agreement has been assented to in writing by the handlers who handle not less than 50% of the volume of the potatoes handled within the area defined in such agreement and by not less than 50% of the number of handlers engaged in handling potatoes within such area.'

Further amend said Bill in that part designated "Sec. 253" by striking out the underlined word "commissioner" in the 1st line of subsection XI and inserting in place thereof the underlined word 'committee'

(over)

(Filing No. 504)

Further amend said Bill in that part designated "Sec. 255" by striking out all of subsection IV and inserting in place thereof the following:

'IV. Inspection. During any period in which the commissioner regulates the preparation for market of potatoes pursuant to the provisions of this section, he may require each handler who first ships potatoes, prior to making shipment, to cause each shipment to be inspected by an authorized representative of the Federal-State Inspection Service.'

Further amend said Bill in that part designated "Sec. 255" by striking out all of subsection VI.

Further amend said Bill in that part designated "Sec. 256" by striking out the last sentence of subsection I and inserting in place thereof the following underlined sentence:

'If it is deemed advisable, the committee shall recommend the control and distribution of surplus potatoes and plans for equalizing the burden of surplus elimination or control among the producers and handlers thereof under uniform rules recommended by the committee and established by the commissioner.'

Further amend said Bill in that part designated "Sec. 260" by striking out in the 1st line of the 2nd paragraph the underlined words "this act" and inserting in place thereof the underlined words 'any marketing order'

Reported by the Committee on Agriculture.

Read and adopted in the Senate April 29, 1953.

Reproduced and distributed under direction of the Clerk of the House.

(Filing No. 504)

4/30/53