

# MAINE STATE LEGISLATURE

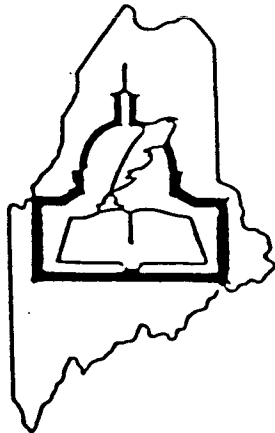
The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
ONE HUNDRED AND TWELFTH LEGISLATURE  
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE ON  
AGRICULTURE  
BILL SUMMARY



MAY 1986

PREPARED BY:

Christos Gianopoulos, Policy Analyst

OFFICE OF POLICY AND LEGAL ANALYSIS  
STATE HOUSE, STATION 13 AUGUSTA, MAINE 04333  
(207) 289-1670



HELEN T. GINDER, DIRECTOR  
HAVEN WHITESIDE, ASST. DIRECTOR  
GILBERT W. BREWER  
DAVID C. ELLIOTT  
MARTHA E. FREEMAN  
JERI B. GAUTSCHI  
CHRISTOS GIANOPOULOS  
WILLIAM T. GLIDDEN, JR.

STATE OF MAINE  
OFFICE OF POLICY AND LEGAL ANALYSIS  
ROOM 101/107  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL.: (207) 289-1670

JULIE S. JONES  
JOHN B. KNOX  
EDWARD POTTER  
MARGARET J. REINSCH  
LARS H. RYDELL  
JOHN R. SELSER  
ANDREA L. COLNES, Res. Asst.

ONE HUNDRED AND TWELFTH LEGISLATURE  
SECOND REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
MAY 1986

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature, covering the Second Regular Session of the 112th Legislature. The summaries are arranged by LD number under each committee.

All Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "CA" if it is a committee amendment. If the amendment was adopted in the House, the letter H appears after the sponsor. If it was adopted in the Senate, the letter S appears.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-AM	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

SUMMARY: Maine law requires that manufacturers and other registrants of pesticides must register each individual product with the State prior to its use within the State. Each registrant must provide a current label that provides instruction for use and fulfill any requirements requested by the Board of Pesticides Control and provide a registration fee. This legislation amends the annual registration fee from \$60 to \$75 per product for the calendar year 1987.

The annual registration fee in calendar year 1987 was also changed from \$50 to \$65 for pesticides sold in low volume in Maine. These fee increases were established with the expectation that the Joint Standing Committee on Agriculture will again review the fee system in the 1st Session of the 113th Legislature.

LD            AN ACT LIMITING THE AGRICULTURAL COOPERATIVE            P&SL 1985  
2215        PRODUCER-DEALER EXEMPTION FROM THE MAINE MILK            c. 101  
             POOL

Sponsor: EMERSON, Brannigan, Masterman  
Committee Report: ONTP

SUMMARY: This legislative proposal would have limited exemptions from the Maine Milk Pool by agricultural cooperatives, but LD 1832 clarified the role of cooperatives, thereby eliminating the need for this submission.

LD            AN ACT TO PROVIDE APPROPRIATE PENALTIES FOR            PL 1985  
2232        VIOLATIONS OF MILK COMMISSION STATUTES AND TO            C. 717  
             PROVIDE FOR ADMINISTRATIVE ENFORCEMENT

Sponsor: MCCOLLISTER  
Committee Report: OTP-AM

H-648    CA                            H        S  
H-693    MCCOLLISTER            H        S

SUMMARY: For violations of the Maine Milk Commission laws, only injunctive relief and criminal penalties were previously available. This bill continues the commission's authorization to seek injunctive relief, repeals the criminal penalties and provides for civil monetary penalties.

In addition, as a part of the new regulatory system provided for by other legislation, this bill provides for civil action by a person injured by a violation of the Maine Milk Commission law. These provisions are common to laws which seek to discourage anticompetitive conduct, as does the new milk regulatory system.

The bill also provides for administrative enforcement by the commission, allowing the commission to investigate to determine the existence of a violation, to hold hearings and to issue cease and desist orders. Such an order may be appealed to the Superior Court by any person aggrieved by it. The commission is not required to take administrative enforcement action in the case of every violation. It may instead go directly to court. It may also initiate an action in court to seek enforcement of its decisions or orders.

Committee amendment (H-648) clarifies the obligation of integrated operations to be licensed as dealers under the Milk commission law and pay license fees on the milk they sell in Maine.

LD AN ACT RELATING TO THE USE OF SULFITE AS A FOOD PL 1985  
2275 PRESERVATIVE c. 676

Sponsor: PERKINS, Gauvreau, Nelson, Pines  
Committee Report: New Draft of LD 1994

H-640	MICHAEL	H	S
S-449	BROWN	H	S

SUMMARY: The purpose of this new draft is to transfer the provisions of this bill from Title 7 of the Maine Revised Statutes to Title 22, which relates to Pure Food and Accurate Labeling. Furthermore, an amendment (H-640) stipulates that the requirement to display a sign or label indicating that the food or food product contains sulfite only applies if the retailer in Maine adds any sulfite to the food he serves or sells.

LD AN ACT RELATING TO THE LABELING OF MILK PL 1985  
2287 c. 751

Sponsor: MICHAEL, Parent, Tardy  
Committee Report: OTP-AM

H-682	CA	H	S
-------	----	---	---