**An Act To Affirm That Food Seeds Are a Necessity in Maine**

**STATE OF MAINE**

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**IN THE YEAR OF OUR LORD**

**Two Thousand Twenty-one**

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**S.P. 225 - L.D. 822**

**An Act To Affirm That Food Seeds Are a Necessity in Maine**

**Be it enacted by the People of the State of Maine as follows:**

**Sec.** **1. 10 MRSA §1105, sub-§1, ¶C,** as amended by PL 2019, c. 126, §1, is further amended to read:

C. "Necessities" includes food for human or animal consumption; seeds; potable water; pharmaceutical products, including prescription medications; wearing apparel; shoes; building materials; gas and electricity for light, heat and power; ice; fuel of all kinds; and fertilizer and fertilizer ingredients; together with tools, utensils, implements, machinery and equipment required for the actual production or manufacture of the same. "Necessities" includes any other vital or necessary good or service except those:

(1) Subject to continuous maximum price regulation under the provisions of any state or federal law;

(2) As to which the State's authority is preempted; or

(3) Furnished or provided by:

(a) Insurers; or

(b) Nonprofit hospitals, medical service organizations or health maintenance organizations authorized to transact business within the State pursuant to Title 24 and Title 24‑A.