1	L.D. 954
2	Date: (Filing No. S-)
3	AGRICULTURE, CONSERVATION AND FORESTRY
4	Reproduced and distributed under the direction of the Secretary of the Senate.
5	STATE OF MAINE
6	SENATE
7	130TH LEGISLATURE
8	FIRST SPECIAL SESSION
9 10	COMMITTEE AMENDMENT " " to S.P. 306, L.D. 954, "An Act To Provide Equal Access to the Benefits of the Maine Food Sovereignty Act"
11 12	Amend the bill by striking out everything after the enacting clause and inserting the following:
13	'Sec. 1. 7 MRSA §284, as enacted by PL 2017, c. 314, §1, is amended to read:
14	§284. Home rule authority Authority
15 16 17 18 19 20 21	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.
22 23 24 25 26 27	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.
28	Sec. 2. 7 MRSA §286, as enacted by PL 2017, c. 314, §1, is amended to read:
29	§286. Compliance with food safety regulations
30 31 32 33 34	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.

- **Sec. 3. 30-A MRSA §7051, sub-§11,** as amended by PL 2019, c. 138, §1, is further amended to read:
- 11. Ordinances. Chapter 141, but only with respect to animal control ordinances, subject to Title 7, section 3950, the sale and use of consumer fireworks within the plantation, subject to Title 8, section 223-A, and the accumulation of garbage, refuse, rubbish or trash or unwanted or discarded material of any kind or source on private property and ordinances regarding direct producer-to-consumer transactions adopted pursuant to Title 7, section 284.

Sec. 4. 30-A MRSA §7505 is enacted to read:

§7505. Ordinances authorized under the Maine Food Sovereignty Act

The county commissioners of each county may adopt ordinances regarding direct producer-to-consumer transactions in accordance with Title 7, chapter 8-F. Ordinances adopted by the county commissioners govern direct producer-to-consumer transactions in any unorganized territory within the county whose residents have opted, in a manner prescribed by the county commissioners, to have the ordinance apply in that unorganized territory.'

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

19 SUMMARY

This amendment retains the reference to the Department of Agriculture, Conservation and Forestry having the authority to implement and enforce laws governing preparation of livestock and poultry for human consumption.

The amendment provides that a plantation has the same powers and duties and is subject to the same restrictions as a municipality with respect to ordinances directing producer-to-consumer transactions under the Maine Food Sovereignty Act. The amendment also provides that the county commissioners of each county may adopt ordinances regarding direct producer-to-consumer transactions in accordance with the Maine Food Sovereignty Act. The amendment further provides that ordinances adopted by the county commissioners govern direct producer-to-consumer transactions in any unorganized territory within the county whose residents have opted, in a manner prescribed by the county commissioners, to have the ordinance apply in that unorganized territory.