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Date: (Filing No. H-)

AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
126TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 196, L.D. 259, Bill, “An Act To Allow a Person Who Owns a Slaughterhouse To Slaughter Poultry for Other People”

Amend the bill by striking out the title and substituting the following:

'An Act To Allow a Person To Rent a Slaughterhouse for the Slaughtering and Processing of Poultry'

Amend the bill by striking out everything after the title and before the summary and inserting the following:

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

Sec. 1. 22 MRSA §2511, sub-§11, as enacted by PL 1999, c. 771, §1, is amended to read:

11. Custom slaughterhouse. "Custom slaughterhouse" means a person who maintains a slaughtering facility that is a licensed establishment or a registered establishment under this chapter for the purposes of slaughtering livestock or poultry for another person's exclusive use by that person and members of that person's household and that person's nonpaying guests and employees, and who is not engaged in the business of buying or selling carcasses, parts of carcasses, meat or meat food products or any cattle, domesticated deer, sheep, swine, goats, domestic rabbits, equines, poultry or other designated animals useable as human food.

Sec. 2. 22 MRSA §2511, sub-§41-A is enacted to read:

41-A. Registered establishment. "Registered establishment" means a person registered under section 2514-A.

Sec. 3. 22 MRSA §2514, sub-§1, as enacted by PL 1999, c. 777, §1, is amended to read:

1. License or registration required. A person may not engage in intrastate commerce in the business of buying, selling, preparing, processing, packing, storing, transporting or otherwise handling meat, meat food products or poultry products, unless

COMMITTEE AMENDMENT

1 that person holds a valid license issued under this chapter or is registered under section
2 2514-A. Categories of licensure include:

- 3 A. Commercial slaughterers;
- 4 B. Custom slaughterers, except that itinerant custom slaughterers who slaughter
5 solely at a customer's home or farm and who do not own, operate or work at a
6 slaughtering plant are exempt from the licensing provisions of this section;
- 7 C. Commercial processors;
- 8 D. Custom processors;
- 9 E. Wholesale distributors, except that livestock producers and livestock dealers who
10 sell carcasses to or through inspected slaughterhouses are exempt from having to
11 obtain a wholesale distributor's license under this paragraph. All other licensing
12 provisions are applicable;
- 13 F. Retail vendors;
- 14 G. Meat and poultry product brokers;
- 15 G-1. Mobile poultry processing unit operators;
- 16 H. Renderers;
- 17 I. Public warehouse operators;
- 18 J. Animal food manufacturers;
- 19 K. Handlers of dead, dying, disabled or diseased animals; and
- 20 L. Any other category that the commissioner may by rule establish.

21 **Sec. 4. 22 MRSA §2514-A** is enacted to read:

22 **§2514-A. Registration**

23 **1. Registration permitted.** A person may engage in intrastate commerce in the
24 business of buying, selling, preparing, processing, packing, storing, transporting or
25 otherwise handling meat, meat food products or poultry products if that person is
26 registered under this section. A person may register under this section if the person is a:

- 27 A. Custom slaughterer, except that itinerant custom slaughterers who slaughter
28 solely at a customer's home or farm and who do not own, operate or work at a
29 slaughtering plant are exempt from the registration provisions of this section;
- 30 B. Custom processor;
- 31 C. Poultry producer who processes fewer than 1,000 birds annually under section
32 2517-C; and
- 33 D. A person in any other category that the commissioner may by rule establish.

34 **Sec. 5. 22 MRSA §2517-D** is enacted to read:

1 **§2517-D. Rental of a licensed slaughterhouse**

2 **1. Contract slaughtering.** A commercial slaughterhouse or custom slaughterhouse
3 licensed under section 2514 or a custom slaughterhouse registered under section 2514-A,
4 but not engaging in the custom slaughter of poultry, may enter into a contract with a
5 poultry producer who otherwise meets the requirements of the exemption for poultry
6 producers that slaughter or process 20,000 or fewer poultry under the federal Poultry
7 Products Inspection Act, 21 United States Code, Section 464(c)(3) to rent that
8 slaughterhouse to the poultry producer for the slaughter and processing of the poultry
9 producer's poultry.

10 Poultry slaughtered and processed under the rental contract must be slaughtered and
11 processed by the poultry producer.

12 A poultry producer that otherwise meets the requirements of the 20,000 or fewer poultry
13 exemption, and having the intent to rent a slaughterhouse that is currently used by another
14 poultry producer that meets the requirements of the exemption, must obtain approval
15 from the administrator of the federal Food Safety and Inspection Service within the
16 United States Department of Agriculture prior to rental of the slaughterhouse.

17 **2. Restrictions on point of sale.** Poultry slaughtered and processed under this
18 section may not be offered for sale or transportation in interstate commerce.

19 **3. Labeling.** Packaging for poultry slaughtered and processed under this section
20 must bear the name and address of the renting poultry producer and the statement
21 "Exempted P.L. 90-492."

22 **Sec. 6. 22 MRSA §2518**, as amended by PL 2009, c. 354, §4, is further amended
23 to read:

24 **§2518. Periodic review of noninspected registered or licensed establishments**

25 **1. Review by inspector.** The commissioner may ~~cause~~ require establishments that
26 are required to be licensed under section 2514 or registered under section 2514-A but are
27 exempt from inspection under section 2512, subsection 2, paragraph K to be periodically
28 reviewed by inspectors to ensure that the provisions of this chapter and the rules adopted
29 under this chapter are satisfied and that the public health, safety and welfare are
30 protected. The commissioner shall ~~cause~~ require establishments that are required to be
31 licensed under section 2514 or registered under section 2514-A but are exempt from
32 inspection under section 2517-C to be reviewed annually by inspectors to ensure that the
33 provisions of this chapter and the rules adopted under this chapter are satisfied and that
34 the public health, safety and welfare are protected.

35 **2. Review of certain slaughter or preparation establishments.** Inspection may
36 not be provided under this chapter at any establishment for the slaughter of livestock or
37 poultry or the preparation of any livestock products or poultry products that are not
38 intended for use as human food, but these products must, prior to their offer for sale or
39 transportation in intrastate commerce, unless naturally inedible by humans, be denatured
40 or otherwise identified, as prescribed by rules of the commissioner, to deter their use for
41 human food. These licensed establishments are subject to periodic review.

