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Date: (Filing No. S- )

**AGRICULTURE, CONSERVATION AND FORESTRY**

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**STATE OF MAINE  
SENATE  
128TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 47, L.D. 128, Bill, “An Act To Prohibit Foraging on Private Land without Permission”

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

**'An Act To Prohibit Foraging for Wild Mushrooms on Private Land without Permission'**

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

**'Sec. 1. 22 MRSA §2175, sub-§3**, as amended by PL 2013, c. 533, §21, is further amended to read:

**3. Refusal to certify; revocation of certification.** The Department of Health and Human Services may decline to certify any person determined to lack the appropriate training to safely harvest, broker or sell wild mushrooms, in accordance with rules adopted by the Department of Health and Human Services pursuant to this section. The Department of Health and Human Services may revoke, in accordance with the Maine Administrative Procedure Act, the certification of any person in accordance with rules adopted by the Department of Health and Human Services pursuant to this section. The Department of Health and Human Services may decline to certify or may revoke the certification of any person whom the department finds to be selling mushrooms harvested on the land of another without securing written permission or a bill of sale from the owner of the land or the owner's authorized agent.'

**SUMMARY**

This amendment is the minority report. It replaces the bill and specifies that the Department of Health and Human Services may decline to certify or may revoke the certification of any person whom the department finds to be selling mushrooms harvested

**COMMITTEE AMENDMENT**

1 on the land of another without securing written permission or a bill of sale from the  
2 owner of the land or the owner's authorized agent.

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**FISCAL NOTE REQUIRED**

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**(See attached)**