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AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
SENATE
130TH LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 244, L.D. 630, “An Act To Prohibit Shelf-stable Products from Being Sold as Cider and To Amend the Definition for Those Products That Are Heated”

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

'An Act To Prohibit Shelf-stable Products from Being Sold as Cider'

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

'Sec. 1. 7 MRSA §543-A, sub-§1, as enacted by PL 1999, c. 175, §1, is amended to read:

1. Restriction on product labeled as cider. A person may not sell, advertise, offer or expose for sale any product labeled as "cider" if that product does not require refrigeration from pressing through purchase or has been heated ~~to a temperature of 155° Fahrenheit or higher for more than 10 seconds.~~

Sec. 2. 7 MRSA §543-A, sub-§2, as enacted by PL 1999, c. 175, §1, is amended to read:

2. Accepted processing methods. All cider sold, advertised, offered or exposed for sale must be ~~heat treated,~~ treated by ultraviolet light or pressed under a state-approved hazard and critical control plan unless the cider bears a warning label in accordance with subsection 3. A state-approved hazard and critical control plan must prohibit the pressing of apples that have dropped from the trees for use in cider. ~~For the purposes of this section, "heat treated" means heated to a temperature of 155° Fahrenheit or higher for no more than 10 seconds.~~

Sec. 3. 7 MRSA §543-A, sub-§4, as enacted by PL 1999, c. 175, §1, is amended to read:

4. Exemption. ~~Hard cider as defined in Title 28-A, section 2, subsection 12-A is~~ exempt from this section. For purposes of this subsection, "hard cider" means liquor produced by fermentation of the juice of apples or pears, including, but not limited to,

COMMITTEE AMENDMENT

1 flavored, sparkling or carbonated cider, that contains not less than 1/2 of 1% alcohol by
2 volume and "liquor" has the same meaning as in Title 28-A, section 2, subsection 16.'

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

5 **SUMMARY**

6 This amendment replaces the bill and provides that any product that has been heat
7 treated may not be labeled as "cider." The amendment also clarifies that all hard cider that
8 contains not less than 1/2 of 1% alcohol by volume is not subject to the labeling
9 requirements for cider.