



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 1376

S.P. 506

In Senate, April 29, 2015

**An Act To Establish a Local Food Producers and Processors to
Consumers Pilot Program**

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

A handwritten signature in cursive script, reading 'Heather J.R. Priest'.

HEATHER J.R. PRIEST
Secretary of the Senate

Presented by Senator LANGLEY of Hancock.
Cosponsored by Representative WARD of Dedham and
Senators: EDGECOMB of Aroostook, SAVIELLO of Franklin, WHITTEMORE of Somerset,
Representatives: CHAPMAN of Brooksville, HICKMAN of Winthrop, KUMIEGA of Deer
Isle.

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

2 **Sec. 1. 7 MRSA §219** is enacted to read:

3 **§219. Local Food Producers and Processors to Consumers Pilot Program**

4 **1. Program established.** In accordance with and furtherance of the goals and
5 policies identified in sections 1-A and 1-B and Title 7-A, section 201-A, there is
6 established the Local Food Producers and Processors to Consumers Pilot Program,
7 referred to in this section as "the pilot program," to facilitate the sale of local foods by
8 producers and processors directly to consumers.

9 **2. Definitions.** As used in this section, unless the context otherwise indicates, the
10 following terms have the following meanings.

11 **A. "Consumer"** means a person who acquires local food from an eligible processor
12 or an eligible producer for personal use or consumption and not for resale.

13 **B. "Eligible processor"** means a person located in a participating municipality who
14 processes or otherwise prepares local food for direct sale to consumers.

15 **C. "Eligible producer"** means a person located in a participating municipality who
16 cultivates or grows plants or raises animals for processing into local food for direct
17 sale to consumers.

18 **D. "Local food"** means a food or drink made from plants or animals raised,
19 cultivated or grown in a participating municipality.

20 **E. "Local food policy council"** means an organization of persons with differing
21 backgrounds and expertise who collaborate to evaluate and improve food systems.

22 **F. "Participating municipality"** means the towns of Blue Hill, Brooksville,
23 Penobscot, Sedgwick and Brooklin.

24 **G. "Sale"** means a transfer, through barter or otherwise.

25 **3. Exemption.** Notwithstanding any other provision of law, eligible producers and
26 eligible processors are exempt from all state licensure and inspection requirements with
27 respect to the production and processing of local food for sale to consumers as long as:

28 **A.** The sale of the local food is a direct, face-to-face transaction occurring in a
29 participating municipality; and

30 **B.** The local food is sold in some form of bag or packaging that identifies on an
31 affixed label:

32 **(1)** The name and address of the eligible producer or eligible processor;

33 **(2)** The local food's ingredients;

34 **(3)** The quantity of the local food; and

35 **(4)** The following written disclosure: "Not for Resale - Processed and Prepared
36 without State Inspection."

