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AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
SENATE
126TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to S.P. 104, L.D. 271, Bill, “An Act To Facilitate the Processing of Livestock That Is Not for Resale ”

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

Sec. 1. 22 MRSA §2511, sub-§1-A is enacted to read:

1-A. Amenable species. "Amenable species" means cattle, sheep, swine, goats, horses, mules and other equines, including their carcasses and parts.

Sec. 2. 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. 3. 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. 4. 22 MRSA §2512, sub-§2, ¶O, as enacted by PL 1999, c. 777, §1, is amended to read:

O. Establish conditions for storage and handling of livestock products and poultry products by persons engaged in the business of buying, selling, freezing, storing or transporting these products in or for intrastate commerce to ensure that these products are not adulterated or misbranded when delivered to the consumer; ~~and~~

COMMITTEE AMENDMENT

1 **Sec. 5. 22 MRSA §2512, sub-§2, ¶P**, as amended by PL 2003, c. 20, Pt. E, §1, is
2 further amended to read:

3 P. Establish the method for providing voluntary inspection and withdrawal of
4 inspection of exotic animals, wild game, domesticated deer and domestic rabbits.
5 These rules may also provide for the inspection of meat and meat food products
6 derived from those animals. The commissioner shall provide voluntary inspection of
7 bison, domesticated deer and ratite produced in the State, including the inspection of
8 meat and meat food products derived from bison, domesticated deer and ratite, for
9 which the commissioner shall charge a fee of \$35 per hour. The commissioner shall
10 charge \$35 per hour per inspection of meat and meat food products processed in the
11 State but derived from bison, domesticated deer and ratite produced outside the
12 State; and

13 **Sec. 6. 22 MRSA §2512, sub-§2, ¶Q** is enacted to read:

14 Q. Allow the slaughter and processing of an animal that is a member of an amenable
15 species, or the processing of the carcass or a part of such an animal, by a person
16 registered as a custom slaughterer pursuant to section 2514-A if the animal, or
17 carcass or part, is not owned by the registrant, is brought to the registrant's home and
18 is not being offered for sale by the owner of the animal, or carcass or part, or by any
19 other person.

20 **Sec. 7. 22 MRSA §2514, sub-§1**, as enacted by PL 1999, c. 777, §1, is amended
21 to read:

22 **1. License or registration required.** A person may not engage in intrastate
23 commerce in the business of buying, selling, preparing, processing, packing, storing,
24 transporting or otherwise handling meat, meat food products or poultry products, unless
25 that person holds a valid license issued under this chapter or is registered under section
26 2514-A. Categories of licensure include:

27 A. Commercial slaughterers;

28 B. Custom slaughterers, except that itinerant custom slaughterers who slaughter
29 solely at a customer's home or farm and who do not own, operate or work at a
30 slaughtering plant are exempt from the licensing provisions of this section;

31 C. Commercial processors;

32 D. Custom processors;

33 E. Wholesale distributors, except that livestock producers and livestock dealers who
34 sell carcasses to or through inspected slaughterhouses are exempt from having to
35 obtain a wholesale distributor's license under this paragraph. All other licensing
36 provisions are applicable;

37 F. Retail vendors;

38 G. Meat and poultry product brokers;

39 G-1. Mobile poultry processing unit operators;

40 H. Renderers;

- 1 I. Public warehouse operators;
- 2 J. Animal food manufacturers;
- 3 K. Handlers of dead, dying, disabled or diseased animals; and
- 4 L. Any other category that the commissioner may by rule establish.

5 **Sec. 8. 22 MRSA §2514-A** is enacted to read:

6 **§2514-A. Registration**

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

11 A. Custom slaughterer, except that itinerant custom slaughterers who slaughter
12 solely at a customer's home or farm and who do not own, operate or work at a
13 slaughtering plant are exempt from the registration provisions of this section;

14 B. Custom processor;

15 C. Poultry producer who processes fewer than 1,000 birds annually under section
16 2517-C; and

17 D. A person in any other category that the commissioner may by rule establish.

18 **Sec. 9. 22 MRSA §2518**, as amended by PL 2009, c. 354, §4, is further amended
19 to read:

20 **§2518. Periodic review of noninspected registered or licensed establishments**

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

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

38 **3. Subject to review.** A periodic review under this section must include an
39 examination of:

