1	L.D. 259
2	Date: (Filing No. H-)
3	AGRICULTURE, CONSERVATION AND FORESTRY
4	Reproduced and distributed under the direction of the Clerk of the House.
5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	126TH LEGISLATURE
8	FIRST REGULAR SESSION
9 10	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"
11	Amend the bill by striking out the title and substituting the following:
12 13	'An Act To Allow a Person To Rent a Slaughterhouse for the Slaughtering and Processing of Poultry'
14 15	Amend the bill by striking out everything after the title and before the summary and inserting the following:
16	'Be it enacted by the People of the State of Maine as follows:
17 18	Sec. 1. 22 MRSA §2511, sub-§11, as enacted by PL 1999, c. 771, §1, is amended to read:
19 20 21 22 23 24 25 26	<b>11.</b> Custom slaughterhouse. "Custom slaughterhouse" means a person who maintains a slaughtering <u>facility that is a</u> licensed establishment <u>or a registered</u> <u>establishment</u> 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.
27	Sec. 2. 22 MRSA §2511, sub-§41-A is enacted to read:
28 29	<b>41-A. Registered establishment.</b> "Registered establishment" means a person registered under section 2514-A.
30 31	Sec. 3. 22 MRSA §2514, sub-§1, as enacted by PL 1999, c. 777, §1, is amended to read:
32 33 34	<b>1.</b> 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

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1 2	that person holds a valid license issued under this chapter or is registered under section <u>2514-A</u> . Categories of licensure include:
3	A. Commercial slaughterers;
4 5 6	B. Custom slaughterers, except that itinerant custom slaughterers who slaughter solely at a customer's home or farm and who do not own, operate or work at a slaughtering plant are exempt from the licensing provisions of this section;
7	C. Commercial processors;
8	D. Custom processors;
9 10 11 12	E. Wholesale distributors, except that livestock producers and livestock dealers who sell carcasses to or through inspected slaughterhouses are exempt from having to obtain a wholesale distributor's license under this paragraph. All other licensing 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 24 25 26	<b>1. Registration permitted.</b> A person may 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 if that person is registered under this section. A person may register under this section if the person is a:
27 28 29	A. Custom slaughterer, except that itinerant custom slaughterers who slaughter solely at a customer's home or farm and who do not own, operate or work at a slaughtering plant are exempt from the registration provisions of this section;
30	B. Custom processor;
31 32	C. Poultry producer who processes fewer than 1,000 birds annually under section 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:

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

- Poultry slaughtered and processed under the rental contract must be slaughtered and
  processed by the poultry producer.
- A poultry producer that otherwise meets the requirements of the 20,000 or fewer poultry exemption, and having the intent to rent a slaughterhouse that is currently used by another poultry producer that meets the requirements of the exemption, must obtain approval from the administrator of the federal Food Safety and Inspection Service within the 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.

193. Labeling. Packaging for poultry slaughtered and processed under this section20must bear the name and address of the renting poultry producer and the statement21"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

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

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

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

- 3 A. The licensed establishment's sanitation practices;
- 4 B. Sanitation in the areas where meat and poultry products are prepared, stored and 5 displayed;
- 6 C. The adequacy of a refrigeration system used for meat food products and poultry 7 products;
- 8 D. Labeling; and

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E. Meat food products or poultry products for wholesomeness or adulteration.

10 In addition, the inspector conducting the periodic review may conduct any other 11 examination necessary to ensure compliance with this chapter and the rules adopted 12 pursuant to this chapter.

4. Access. For purposes of a periodic review of a licensed establishment, inspectors
 have access during normal business hours to every part of a licensed establishment
 required to have inspection under this chapter, whether the licensed establishment is
 operated or not.

17 Sec. 7. Maine Revised Statutes headnote amended; revision clause. In the 18 Maine Revised Statutes, Title 22, chapter 562-A, subchapter 2, in the subchapter 19 headnote, the word "licensing" is amended to read "licensing and registration" and the 20 Revisor of Statutes shall implement this revision when updating, publishing or 21 republishing the statutes.'

**SUMMARY** 

23 This amendment strikes and replaces the bill and changes the title. It establishes a registration process for certain poultry slaughterers and processors. The amendment 24 25 allows a licensed or registered slaughterhouse to contract with certain poultry producers 26 for the rental of the slaughterhouse for the purposes of slaughtering poultry. The 27 amendment requires the renting producer's poultry to be slaughtered and processed by 28 that producer. It prohibits the poultry slaughtered and processed under the rental contract 29 from being sold or transported for interstate commerce. The amendment also requires certain information to be printed on the labels of the poultry products produced by the 30 producer renting a licensed or registered slaughterhouse. 31

32 FISCAL NOTE REQUIRED 33 (See attached)

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