

Bill as Introduced

HB 1688-FN - AS INTRODUCED

2012 SESSION

12-2781
08/10

HOUSE BILL

1688-FN

AN ACT

relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

SPONSORS:

Rep. Hoell, Merr 13

COMMITTEE:

Environment and Agriculture

ANALYSIS

This bill exempts maple syrup and milk products produced and sold in state from federal regulation.

Explanation:

Matter added to current law appears in ***bold italics***.

Matter removed from current law appears ~~[in brackets and struck through.]~~

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twelve

AN ACT relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Subdivision; Regulation of Maple Syrup Produced in New Hampshire. Amend RSA 429
2 by inserting after section 19 the following new subdivision:

3 Regulation of Maple Syrup Produced in New Hampshire

4 429:20 Prohibitions. Notwithstanding any other law to the contrary, maple syrup and maple
5 flavored products that are manufactured commercially or privately in New Hampshire and that
6 remain within the state of New Hampshire are not subject to federal law or taxation, or federal
7 regulation under the authority of Congress to regulate interstate commerce. It is declared by the
8 legislature that those items have not traveled in interstate commerce. This section applies only to
9 maple syrup and maple flavored products that are wholly produced in New Hampshire.

10 429:21 Marketing of Maple Syrup and Maple Flavored Products. Maple syrup or maple flavored
11 products made with maple syrup produced or sold in New Hampshire under this chapter shall have
12 the words "Made in New Hampshire" clearly stamped, inscribed, or otherwise marked on the
13 container of maple syrup or maple flavored product.

14 429:22 Penalty.

15 I. Any public servant of the state of New Hampshire as defined in RSA 640:2 that enforces
16 or attempts to enforce an act, order, law, statute, rule, or regulation of the government of the
17 United States upon a container of maple syrup or maple flavored product that is produced
18 commercially or privately in New Hampshire and that remains within the state of New Hampshire
19 as provided in this subdivision shall be guilty of a class A misdemeanor.

20 II. Any official, agent, or employee of the government of the United States, or employee of a
21 corporation providing services to the government of the United States that enforces or attempts to
22 enforce an act, order, law, statute, rule, or regulation of the government of the United States upon
23 maple syrup or maple flavored products that are produced commercially or privately in
24 New Hampshire and that remains within the state of New Hampshire as provided in that
25 subdivision shall be guilty of a class B felony.

26 429:23 Applicability. This subdivision shall apply maple syrup and maple flavored products
27 that are manufactured, as defined in this chapter, and retained in New Hampshire after January 1,
28 2013.

29 2 Repeal. RSA 429:13, IV(b), relative to federal regulation of maple syrup, is repealed.

30 3 Federal Regulation of Milk Products. Amend RSA 184:30-a to read as follows:

1 184:30-a Pasteurization Required.

2 I. No milk or milk products as defined in RSA 184:79 shall be sold, offered for sale or served
3 unless pasteurized. This shall not serve to prohibit the direct sale of raw milk or cream from the
4 producer, store or milk pasteurization plant to the final consumer, or milk or cream from a producer
5 to stores, nor the serving of raw milk at bona fide boarding houses where the milk is produced on the
6 premises, provided that in the dining room of such boarding houses a sign is prominently displayed
7 stating that such raw milk is served therein, nor the sale, within the state, of cheese made from raw
8 milk when such cheese has been aged a minimum of 60 days at a temperature above 35 degrees
9 Fahrenheit, and is clearly labeled as unpasteurized. This section shall not prohibit the direct sale of
10 yogurt made with raw milk by the producer in this state, provided that such yogurt is clearly labeled
11 as having been made with raw milk.

12 *II. Any producer who produces annually less than 1000 pounds of milk or milk*
13 *products shall be exempt from any federal regulations concerning the sale of milk and*
14 *milk products.*

15 4 Effective Date. This act shall take effect January 1, 2013.

LBAO
12-2781
01/03/12

HB 1688-FN - FISCAL NOTE

AN ACT relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

FISCAL IMPACT:

The Office of Legislative Budget Assistant is unable to complete a fiscal note for this bill as it is awaiting information from the Department of Health and Human Services. When completed, the fiscal note will be forwarded to the House Clerk's Office.

LBAO
12-2781
Revised 01/18/12

HB 1688 FISCAL NOTE

AN ACT relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

FISCAL IMPACT:

The Judicial Branch, Judicial Council, Department of Justice, Department of Corrections, and New Hampshire Association of Counties state this bill will increase state and county expenditures by an indeterminable amount in FY 2013 and each year thereafter. There is no fiscal impact on local expenditures, or state, county and local revenue.

METHODOLOGY:

The Judicial Branch states this bill exempts maple syrup and maple flavored products manufactured in New Hampshire that remain in New Hampshire from federal law and regulation. Violations of RSA 429 by a New Hampshire public servant would be punished as a class A misdemeanor, and by an official, agent or employee of the government of the United States would be punished as a class B felony. The Branch has no information to estimate how many charges would be brought as a result of the changes contained in the bill to determine the fiscal impact on expenditures but does have information on the cost for processing a class A misdemeanor or a class B felony. All costs are estimated based on case weight information from the last needs assessment completed in 2005. The Branch states a class A misdemeanor will cost \$59.11 per case in FY 2013 and \$61.31 per case in FY 2014 and each year thereafter. The Branch states the class B felony would be classified as an average routine felony and treated as an average routine criminal case in the Superior Court. The Branch states an average routine criminal case will cost \$389.84 per case in FY 2013 and \$401.48 per case in FY 2014 and each year thereafter. The possibility of appeals increases the likelihood the fiscal impact on the Branch will exceed \$10,000.

The Judicial Council states this bill may result in an indeterminable increase in state general fund expenditures. The Council states if an individual is found to be indigent, the flat fee of \$275 per misdemeanor or \$756.24 per felony is charged by a public defender or contract attorney. If an assigned counsel attorney is used the fee is \$60 per hour with a cap of \$1,400 for a misdemeanor charge and \$4,100 for a felony charge. The Council also states additional costs could be incurred if an appeal is filed. The public defender, contract attorney and assigned

HB 1688-FN – AS INTRODUCED

- Page 4 -

counsel rates for Supreme Court appeals is \$2,000 per case, with many assigned counsel attorneys seeking permission to exceed the fee cap. Requests to exceed the fee cap are seldom granted. Finally, expenditures would increase if services other than counsel are requested and approved by the court during the defense of a case or during an appeal.

The Department of Justice states the criminal offense created by the bill may increase the Department's expenditures by an indeterminable amount. The Department's public integrity unit investigates and prosecutes crimes committed by public officials in their official capacity. The Department states to the extent public officials violate this law the Department will have increased costs associated with responding to, investigating, and where appropriate prosecuting complaints.

The Department of Corrections states it is not able to determine the fiscal impact of this bill because it does not have sufficient detail to predict the number of individuals who would be subject to this legislation. The Department of Corrections states the average annual cost of incarcerating an individual in the general prison population for the fiscal year ending June 30, 2010 was \$32,492. The cost to supervise an individual by the Department's division of field services for the fiscal year ending June 30, 2010 was \$659.

The New Hampshire Association of Counties states to the extent more individuals are charged, convicted, and sentenced to incarceration in a county correctional facility, the counties may have increased expenditures. The Association is unable to determine the number of individuals who might be charged, convicted or incarcerated as a result of this bill to determine an exact fiscal impact. The average annual cost to incarcerate an individual in a county correctional facility is approximately \$35,000. There is no impact on county revenue.

The Department of Agriculture, Markets and Food, and Department of Health and Human Services state this bill will have no fiscal impact.

Speakers

Hearing Minutes

HOUSE COMMITTEE ON ENVIRONMENT AND AGRICULTURE

PUBLIC HEARING ON HB 1688-FN

BILL TITLE: relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

DATE: January 19, 2012

LOB ROOM: 303 **Time Public Hearing Called to Order:** 1:00 p.m.

Time Adjourned: 2:00 p.m.

(please circle if present)

Committee Members: Reps. Haefner, Groen, Messier, Babson, Knox, Gandia, Palmer, Comtois, Malone, Mecheski, O'Connor, Sheffert, Swank, Sad, Owen, Powers, Suzanne Smith, and Townsend.

Bill Sponsors: Rep. Hoell, Merr 13

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Rep. J. R. Hoell - Prime sponsor of the bill. Presented bill. No questions.

Rep. Lynne Blankenbeker - Supports the bill. Concerned about "made in New Hampshire".

Rep. John Burt - Supports the bill.

* **Victoria Smith, NH Department of Agriculture, Markets & Foods** - Opposes the bill.

Rep. Gandia: Does this bill complement current laws? ANS: No.

Rep. Townsend: Are New Hampshire laws undo burden on producers? ANS: Don't believe so.

Rep. Haefner: Does syrup from Maine used in New Hampshire syrup allow it to be labeled in New Hampshire? ANS: Yes.

Peter Thompson, NH Producers President - 424 Producers in New Hampshire Association. Over 1000 overall. Added cost to changing labeling. Producers regularly checked by New Hampshire Department of Agriculture.

Rep. Sad: Onerous Federal regulations? ANS: State regulates syrup industry.

Rep. Groen: Would you mind change in labeling? ANS: Yes.

David Scanlan - Opposes the bill. Most producers (syrup) have no concern with current state and federal regulations.

Rep. Gandia: Who absorbs cost of added labeling? ANS: Producer.

Michael Dumond, NH Department of Health & Human Services/DPHS - Clarify "is milk produced in New Hampshire". Is make in New Hampshire syrup from Maine have traceability.

Rep. Gandia: Are you concerned about enforcement under RSA 640:2? ANS: Not much thought given to that yet.

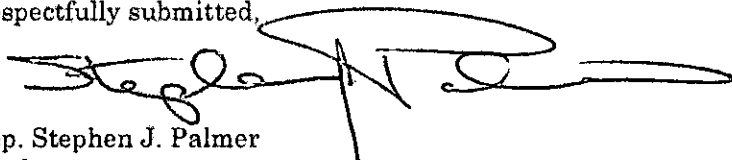
Jason Stock, NH Timberland Owners Association - Opposes the bill. Concerned about "maple flavored".

Robert Johnson, II, Farm Bureau - Opposes the bill. Goes too far. "Made in New Hampshire" raises concerns. 1000 lbs. milk exempt concern.

Rep. Babson: Is raw milk main concern with bill? ANS: No, concern about whole bill.

Rep. Blankenkaker - Added testimony. Bill only affects milk and maple syrup sold in New Hampshire.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Stephen J. Palmer". The signature is written in a cursive style with a large, sweeping flourish at the end.

Rep. Stephen J. Palmer
Clerk

HOUSE COMMITTEE ON ENVIRONMENT AND AGRICULTURE

PUBLIC HEARING ON HB 1688-FN

BILL TITLE: relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

DATE: 1/19/12

LOB ROOM: 303

Time Public Hearing Called to Order: 1:00 PM.

Time Adjourned: 2:00 PM

(please circle if present)

Committee Members: Reps. Haefner, Groen, Messier, Babson, Knox, Gandia, Palmer, Comtois, Malone, Mecheski, O'Connor, Sheffert, Swank, Sad, Owen, Powers, Suzanne Smith and Townsend.

Bill Sponsors: Rep. Hoell, Merr 13

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

*

HB 1688-FN

REP HORRILL, PREMIER
SPONSOR - PRESENTED
BILL NO QUESTIONS

REP BLANKENBECKER
CONCERNED ABOUT
"MADE IN N.H."

* REP JOHN BURKE
SUPPORTS BILL

VICTORIA SMITH
NH DA OPPOSES
BILL

LAURA GANDJA

SEE WRITTEN TESTIMONY
DOES THIS BILL
COMPLEMENT CURRENT
LAWS?

ANS: No

REP TOWNSEND

ARE NH LAWS UNDO
BURDEN ON PRODUCERS?

ANS: DON'T BELIEVE SO

REP HARRIS

DOES SYRUP FROM MAINE
USED IN NH SYRUP
ALLOW IT TO BE LABELED
IN NH?

ANS: YES

(2)

PETER THOMSON -
NH PRODUCERS PRESS.

424 PRODUCERS IN
NH PRODUCERS ASSOC.

OVER 1000 BUREAU

- ADDED COST TO CHANGING
LABELING,

- PRODUCERS REGULARLY
CHECKED BY NH D OF A

REP SAD

ONEROUS FEDERAL REGS?

ANS: STATE REGULATES

SYRUP INDUSTRY

REP GROGAN

WOULD YOU MIND CHANGE
IN LABELING?

ANS: YES

DAVID SCANLAN

MOST PRODUCERS (SYRUP)

HAVE NO CONCERN @

CURRENT STATE & FED

REGULATIONS

OPPOSES BILL

REP GANDIA

WHO ABSORBS COST OF
ADDED LABELING.

ANS: PRODUCER

(3)

MICHAEL DUMOND
DHHS/DPHS

- CLARIFY "IS MILK PRODUCED IN NH"
- IS MAKE IN NH SURVIVE FROM MAIN? HAVE TRACEABILITY.

RE CANDEA

ARE YOU CONCERNED ABOUT ENFORCEMENT UNDER RSA 640:2.

ANS: NOT MUCH THOUGHT GIVEN TO THAT YET.

JASON STORIC NH
TIMBERLAND OWNERS ASSOC.

OPPOSES BILL
- CONCERNED ABOUT "MAPLE FLAVORED"

BOB JOHNSON NHFB
OPPOSES BILL - GOES TOO FAR
"MADE IN NH" RAISES CONCERNS.

1000 LBS MILK EXEMPT CONCERN

(4)

REP BARSON IS RAW MILK MAEN
CONCERN ~~BE~~ WITH BILL?
ANS: NO CONCERNS ABOUT
WHOLE BILL

REP BLANKENBISER
ADDED TESTIMONY
BILL ONLY AFFECTS
MILK + MAPLE SYRUP
SOLD IN NH.

SUBCOMMITTEE'S AG POLICY

Sub-Committee Minutes

HOUSE COMMITTEE ON ENVIRONMENT AND AGRICULTURE

SUBCOMMITTEE WORK SESSION ON HB 1688-FN

BILL TITLE: relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

DATE: January 26, 2012

Subcommittee Members: Reps. Sad, Groen, Owen, O'Connor, Mecheski, Comtois, Smith, and Palmer

Comments and Recommendations: Please see attached notes.

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: 6-0

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote:

Respectfully submitted,

Rep. Tara Sad
Subcommittee Chairman/Clerk

HOUSE COMMITTEE ON ENVIRONMENT AND AGRICULTURE

SUBCOMMITTEE WORK SESSION ON HB 1688-FN

BILL TITLE: relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

DATE: 1/26/12

Subcommittee Members:

Reps.

Sad, Groen, Owen, O'Connor, Mechieski, Camtois
Smith, + Palmer

Comments and Recommendations:

ITL 6-0

Amendments:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Sponsor: Rep.

OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

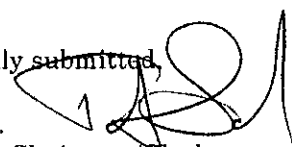
Seconded by Rep.

Vote:

Respectfully submitted,

Rep.

Subcommittee Chairman/Clerk



Ebbs, Heather

From: Suzanne Smith [zanne1@metrocast.net]

Sent: Thursday, January 26, 2012 1:46 PM

To: Ebbs, Heather

Subject: HB 1688

HB 1688-N subcommittee 1/26/12

A lot of opposition to this bill at public hearing. Attorney General gave written testimony in opposition as did Comm. Merrill.

Manufacturers and producers did not have complaints.

Townsend: There is a federal program for organics but that is not mandatory. As far as Made in NH on label, if it is only for maple products sold in the state, would they have to take it off the label if sold out of state?

Comtois: The amount of milk in the bill is far less than is legal now.

Suzanne

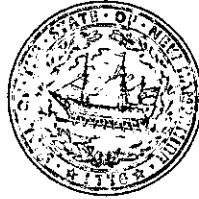
Suzanne J. Smith RSHom (NA), CCH
Classical Homeopathy & Nutrition Counseling
20 Brookside Lane
Hebron, NH 03241
603-744-9064

Testimony

ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

33 CAPITOL STREET
CONCORD, NEW HAMPSHIRE 03301-6397

MICHAEL A. DELANEY
ATTORNEY GENERAL



ANN M. RICE
DEPUTY ATTORNEY GENERAL

January 19, 2012

Hon. Robert Haefner, Chair
Committee on Environment and Agriculture
Legislative Office Building, Room 303
Concord, New Hampshire 03301

Re: HB 1688-FN, Relative to Exempting Maple Syrup and Milk Products Produced and Sold in State from Federal Regulation

Dear Representative Haefner:

I am writing on behalf of Attorney General Delaney to alert your committee to issues you should consider in your deliberations relative to House Bill 125-FN, which would exempt maple syrup and milk products produced and sold in New Hampshire from federal regulation.

The most apparent issue is the likelihood of a constitutional or preemption challenge to the law on the basis that the state cannot remove itself from the reach of federal laws and regulations properly enacted by the federal government under its taxing authority or pursuant to the Commerce Clause. As you aware, the federal government has authority to levy taxes and to enact laws related to interstate commerce. The authority of the federal government to levy taxes is not limited to those instances where interstate commerce may be impacted. *See* U.S. CONSTITUTION, Art. 1, § 8.

In addition, an item need not have "traveled in interstate commerce" to fall under the authority of Congress to regulate such an item under the Commerce Clause. The Commerce Clause extends to those activities intrastate which "in a substantial way interfere with or obstruct the exercise of the granted power." *Wickard v. Filburn*, 317 U.S. 111, 124 (1942). Such power can even extend to non-commercial activities. Specifically, "Congress can regulate purely intrastate activity that is not itself 'commercial,' in that it is not produced for sale, if it concludes that failure to regulate that class of activity would undercut the regulation of the interstate market in that commodity." *Gonzales v. Raich*, 545 U.S. 1, 18 (2005).

Letter to Rep. Haefner
January 19th, 2012
Page 2

I urge you to consider and deal with these concerns at the outset. If you have questions, please feel free to contact me.

Sincerely,



K. Allen Brooks
Senior Assistant Attorney General
(603) 271-3671

cc: Attorney General Michael A. Delaney

New Hampshire
Department of Agriculture,
Markets & Food

Lorraine S. Merrill, Commissioner

January 19, 2012

The Honorable Robert Haefner, Chair
New Hampshire House Environment and Agriculture Committee
Legislative Office Building, Room 301
Concord, NH 03301

Subject: 2012 House Bill 1688 – “AN ACT relative to exempting maple syrup and milk products produced and sold in state from federal regulation.”

Dear Chairman Haefner and Honorable Members of the House Environment and Agriculture Committee:

The New Hampshire Department of Agriculture, Markets & Food (DAMF) is writing to express its opposition for House Bill 1688 in regard to its maple focus, which seeks to exempt maple syrup from federal regulation.

The DAMF's Division of Regulatory Services (the Division) is the legally constituted authority responsible for assuring compliance with New Hampshire laws and the administrative rules governing the marketing of certain farm commodities. The Division provides inspection and technical services for maple products on a voluntary basis.

The Division is also accredited by the United States Department of Agriculture (USDA) National Organic Program to provide Organic Certification services in the state. A number of New Hampshire maple producers hold the federal USDA Organic Certification administered by the state.

1. Current Law:

Current law does not require a maple producer producing and selling maple products in New Hampshire to register with the state.

Two current laws address local maple production, RSA 429 and RSA 426:5. RSA 429:13-a is a voluntarily state registration of maple producers, it is not a requirement; and RSA 426:5, addresses the terms "local," "locally grown," or "locally produced".

2. Current Labeling:

Current labeling requirements are identified in RSA 429:14 and are well established. The proposal would require additional information on labels. This would be a hardship for a number of maple producers given that containers and labels are typically secured in such quantities as to be available for a number of years. RSA 429:14, III already requires that "...packaged maple syrup which indicates "state of New Hampshire pure maple syrup", "New Hampshire maple syrup," "New Hampshire syrup," or any other words which

imply that the syrup so marked was produced in New Hampshire shall be used exclusively upon maple syrup which is entirely produced within the state of New Hampshire."

3. Federal Programs:

As noted, the USDA Organic Certification program is a voluntary federal marketing program administered by the New Hampshire Department of Agriculture, Markets & Food. This bill would not allow maple producers desiring this designation to participate given that it would prohibit NH Department of Agriculture, Markets & Food employees from enforcing the regulations of this federal regulatory program.

4. Penalty Proposal:

The penalty proposal against state employees is unnecessary. New Hampshire State Personnel rules already address behavior contrary to state employee duty and responsibility.

5. Editorial Comment:

a. Proper Reference - Line "2 Repeal" identifies "RSA 429:13, IV(b)", it is the Division's understanding that the intended reference is RSA 429:13, VI(b), in regard to grades "Established by the United States Department of Agriculture."

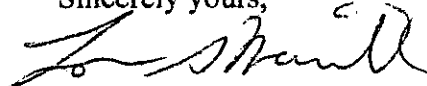
b. Codification - The proposal identifies amending RSA 429 by inserting RSA 429:20, 429:21, 429:22 and 429:23 after section 429:19, however, management (re-codification) of existing sections 20 through 23 is not identified.

In conclusion, the New Hampshire Department of Agriculture, Markets & Food opposes House Bill 1688, which seeks to exempt maple syrup products from federal regulation, impose additional label requirements and unnecessarily identifies class A misdemeanor charges against state employees in certain situations.

With regard to the dairy section of HB1688, the exemption of up to 1,000 pounds of milk annually from any federal regulation appears unnecessary, as it is too small a quantity for sale to the wholesale market—which would require compliance with the Pasteurized Milk Ordinance enforced under U.S. Food & Drug Administration regulations.

If you have questions in regard to this matter please do not hesitate to contact me at (603) 271-3551 or lorraine.merrill@agr.nh.gov.

Sincerely yours,



Lorraine S. Merrill
Commissioner

cc: David J. Rousseau, Acting Director, NH Division of Regulatory Services

Voting Sheets

HOUSE COMMITTEE ON ENVIRONMENT AND AGRICULTURE

EXECUTIVE SESSION on HB 1688-FN

BILL TITLE: relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

DATE: February 7, 2012

LOB ROOM: 303

Amendments:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep. Babson

Seconded by Rep. Sad

Vote: 12-0 (Please attach record of roll call vote.)

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

CONSENT CALENDAR VOTE: YES

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Steve Palmer, Clerk

HOUSE COMMITTEE ON ENVIRONMENT AND AGRICULTURE

EXECUTIVE SESSION on HB 1688-FN

BILL TITLE: relative to exempting maple syrup and milk products produced and sold in state from federal regulation.

DATE: 2-7-12

LOB ROOM: 303

Amendments:

Sponsor: Rep. OLS Document #:
Sponsor: Rep. OLS Document #:
Sponsor: Rep. OLS Document #:

Motions: OTP, OTP/A, ITL Interim Study (Please circle one.)

Moved by Rep. Babson

Seconded by Rep. Sad

Vote: (Please attach record of roll call vote.) 12-0

Motions: OTP, OTP/A, ITL, Interim Study (Please circle one.)

Moved by Rep.

Seconded by Rep.

Vote: (Please attach record of roll call vote.)

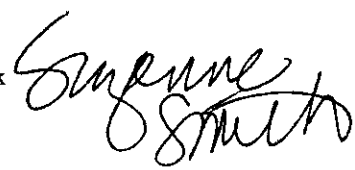
CONSENT CALENDAR VOTE: 12-0

(Vote to place on Consent Calendar must be unanimous.)

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep. Steve Palmer, Clerk



ENVIRONMENT AND AGRICULTURE

Bill #: HB1688 Title: exempting maple syrup + milk products sold in NH from federal regulation
 PH Date: 1/1 Exec Session Date: 2/7/2012

Motion: ITL Amendment #: _____

MEMBER	YEAS	NAYS
Haefner, Robert H, Chairman	✓	
Groen, Warren J, V Chairman	—	
Messier, Irene M	—	
Babson, David L	✓	
Knox, J. David	✓	
Gandia, Laura J	—	
Palmer, Stephen J, Clerk	—	
Comtois, Guy	✓	
Malone, Robert J	—	
Mecheski, Holly L	✓	
O'Connor, John T	✓	
Sheffert, Kenneth W	✓	
Swank, Matthew J	✓	
Sad, Tara A	✓	
Owen, Derek	✓	
Powers, James F	—	
Smith, Suzanne J	✓	
Townsend, Charles L	✓	
	12	0

Committee Report

CONSENT CALENDAR

February 8, 2012

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on ENVIRONMENT AND

AGRICULTURE to which was referred HB1688-FN,

AN ACT relative to exempting maple syrup and milk products produced and sold in state from federal

regulation. Having considered the same, report the

same with the following Resolution: **RESOLVED**, That it

is **INEXPEDIENT TO LEGISLATE**.

Rep. David L Babson

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	ENVIRONMENT AND AGRICULTURE
Bill Number:	HB1688-FN
Title:	relative to exempting maple syrup and milk products produced and sold in state from federal regulation.
Date:	February 8, 2012
Consent Calendar:	YES
Recommendation:	INEXPEDIENT TO LEGISLATE

STATEMENT OF INTENT

The committee felt that the lack of federal regulation of the maple industry and the fact that raw milk sales are mostly regulated by the state that this legislation was not necessary.

Vote 12-0.

Rep. David L Babson
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

ENVIRONMENT AND AGRICULTURE

HB1688-FN, relative to exempting maple syrup and milk products produced and sold in state from federal regulation. **INEXPEDIENT TO LEGISLATE.**

Rep. David L Babson for ENVIRONMENT AND AGRICULTURE. The committee felt that the lack of federal regulation of the maple industry and the fact that raw milk sales are mostly regulated by the state that this legislation was not necessary. **Vote 12-0.**

Original: House Clerk
Cc: Committee Bill File

HB 1688

The committee felt that the lack of federal regulation of the maple industry and the fact that raw milk sales are mostly regulated by the state that this legislation was not necessary.

DLB, Jr.

A handwritten signature in black ink, appearing to read "DLB, Jr.", with a long, sweeping horizontal stroke extending to the right.