

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SEVENTY-NINTH LEGISLATURE

SENATE

NO. 104

In Senate, Feb. 25, 1919.

Referred to Committee on Agriculture and 500 copies ordered printed. Sent down for concurrence.

P. F. CRANE, Secretary.

Presented by Senator Babb of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND
NINE HUNDRED AND NINETEEN

AN ACT relating to the Inspection of Creameries, Cheese Factories, Condensaries or Receiving Stations for Milk or Cream.

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

Section 1. The commissioner of agriculture, or his deputy, 2 may enter upon the premises of any creamery, cheese 3 factory, condensary or receiving station for milk or cream, 4 and may take possession of any or all samples of milk or 5 cream drawn for the purpose of testing their butterfat con- 6 tents, which are on the premises or in the possession of any 7 employee, or may take samples from patrons' deliveries, and 8 then and there test the same. The owner, operator or man- 9 ager of any creamery, cheese factory, condensary or receiving

10 station for milk or cream shall, if requested by said commis-
11 sioner or his deputy, give him full access to all creamery
12 records appertaining to the tests thereof, and said commis-
13 sioner or his deputy may make transcripts therefrom. The
14 results of the tests made by said commissioner or his deputy
15 may, at the discretion of said commissioner, be communi-
16 cated to the owner, operator or manager or to any of the
17 patrons of the creamery, cheese factory, condensary or re-
18 ceiving station for milk or cream from which such samples
19 have been taken and tested, or to all of them. The owner,
20 operator or manager of any creamery, cheese factory, con-
21 densary or receiving station for milk or cream at which tests,
22 under the provisions of this section, are made by said com-
23 missioner or his deputy, may require said commissioner or
24 his deputy to take duplicate sealed sub-samples of all samples
25 thus tested and to promptly forward the same to the Maine
26 Agricultural Experiment Station for further test, in which
27 case no communication of the results of the tests made by
28 said commissioner or his deputy shall be made to the patrons
29 of the creamery, cheese factory, condensary or receiving
30 station for milk or cream, unless the same shall substantially
31 agree with the results of the tests made by said Maine Agri-
32 cultural Experiment Station, or unless the commissioner is
33 notified by the Maine Agricultural Experiment Station that
34 the samples were received in a condition unfit to analyze.
35 The owner, operator or manager of a creamery, cheese fac-
36 tory, condensary or receiving station for milk or cream, who

37 shall require the taking and forwarding of sub-samples shall
38 pay in advance all the carriage charges thereon and said
39 Maine Agricultural Experiment Station for all tests made
40 under the provisions of this section at the rate of ten cents
41 for each milk sample and fifteen cents for each cream
42 sample. The money thus received shall be used to defray
43 the expenses incurred by said agricultural experiment station
44 in connection with this act, but any balance that may remain
45 after paying said expenses shall be paid by the director of
46 said Maine Agricultural Experiment Station to the state
47 treasurer. Said Maine Agricultural Experiment Station
48 shall report in duplicate to the commissioner of agriculture
49 and to the owner, operator or manager of any creamery,
50 cheese factory, condensary or receiving station for milk or
51 cream, the results of all tests made by it. If samples are
52 received in poor condition said Maine Agricultural Experi-
53 ment Station shall not be required to analyze the same, but
54 in such case the advance payments required by this section
55 shall be returned to the party making the same.

Sect. 2. The commissioner of agriculture, or his deputy,
2 may enter the premises of any creamery, cheese factory,
3 condensary or receiving station for milk or cream, and may
4 inspect all apparatus and materials used for making tests
5 for the purpose of determining the accuracy of the same,
6 and for ascertaining whether the provisions of sections 28,
7 29, 30 and 31 of chapter 37 of the revised statutes are being
8 complied with. Said commissioner of agriculture may order

9 any testing apparatus to be repaired or may condemn the
10 same or any part thereof or any materials used in making
11 tests, and may give such instructions regarding the making
12 of tests as he deems proper.

Sect. 3. Any owner, operator or manager of a creamery,
2 cheese factory, condensary or receiving station for milk or
3 cream, wherein milk or cream are bought and paid for on
4 the basis of their butterfat contents, who credits any patron
5 or patrons delivering milk or cream with a greater or less
6 percentage of fat than is actually contained in the milk or
7 cream so delivered, or who shall hinder, impede or obstruct
8 said commissioner of agriculture or his deputy, in the dis-
9 charge of his duty under this act, or who shall refuse him
10 access to his testing apparatus or his records of tests, or who
11 shall neglect to follow the instruction given him by said
12 commissioner of agriculture in accordance with the provi-
13 sions of this act shall be fined not more than one hundred
14 dollars nor less than twenty-five dollars for each offense.