

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)

EIGHTY-SECOND LEGISLATURE

H. P. No. 1116

H. D. No. 379

House of Representatives, Mar. 11, 1925.

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

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Wing of Auburn.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-FIVE

AN ACT to Regulate the Sale of Apples in Open Packages.

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

Section 1. Section twenty-seven of chapter thirty-six of
2 the revised statutes of nineteen hundred and sixteen, as
3 amended by chapter ninety-four of the public laws of nine-
4 teen hundred and twenty-three, is hereby amended by in-
5 serting in the first line of said section after the word
6 "closed" the words 'or open,' so that said section as amended
7 shall read as follows:

'Sect. 2. The standard grade for apples when packed in
2 closed or open packages shall be as follows:

First: Fancy, shall consist of apples of one variety, above

2 the average size and color for the variety, and none smaller
3 than two and one-half inches in diameter, sound and free
4 from worm holes, bruises, scab or any other defect that
5 materially injures the appearance or useful quality of the
6 apples, and shall be properly packed in clean, strong pack-
7 ages.

Second: Number one, or class one, shall consist of well
2 matured apples of one variety of normal shape and good
3 color for the variety, not less than two and one-quarter
4 inches in diameter, sound and free from all defects such
5 as worm holes, bruises, scab or any other defect that materi-
6 ally injures the appearance or useful quality of the apple,
7 and shall be properly packed in clean, strong packages.

Third: Number two, or class two, shall consist of well
2 matured apples of one variety not less than two inches in
3 diameter, of medium color for the variety and normal shape.
4 Apples two and one-quarter inches in diameter or less must
5 be sound. Apples more than two and one-quarter inches
6 in diameter may have one defect such as a worm hole or a
7 bruise, if the skin is not broken and shall be properly packed
8 in clean, strong packages.

Fourth: Unclassified. Apples not conforming to the fore-
2 going conditions as to variety, size and other conditions,
3 shall be classed as Unclassified.

Fifth: The minimum size of the fruit in all classes or
2 grades, including the Fancy and Unclassified, shall be de-

3 terminated by taking the transverse diameter of the smallest
4 fruit in the package at right angles to the stem and blossom
5 end. Minimum sizes shall be stated in variations of one-
6 quarter of an inch like two inches, two and one-quarter
7 inches, two and one-half inches, two and three-quarter
8 inches, three inches, three and one-quarter inches, and so
9 on, in accordance with the facts.

Minimum sizes may be designated by figures instead of
2 words. The word "minimum" may be designated by using
3 the abbreviation "min".'

Sect. 3. And section thirty of chapter thirty-six of the
2 revised statutes of nineteen hundred and sixteen is further
3 amended by adding to said section thirty the words 'apples
4 packed, sold or offered for sale, distribution or transporta-
5 tion in open packages shall be deemed to be adulterated if
6 their measure, quality, grade or purity do not conform in
7 each particular to the claims made by the seller to the pur-
8 chaser or to the purchaser's servant or agent,' so that said
9 section, as amended, shall read as follows:

'Sect. 4. For the purpose of sections twenty-five to thirty-
2 four both inclusive of this chapter, apples packed in a
3 closed package shall be deemed to be adulterated if their
4 measure, quality, grade or purity do not conform in each
5 particular to the claims made upon the affixed guaranty.
6 Apples packed, sold, or offered for sale, distribution or
7 transportation in open packages shall be deemed to be adul-

8 terated if their measure, quality, grade or purity do not con-
9 form in each particular to the claims made by the seller
10 to the purchaser or to the purchaser's servant or agent.'