

MAINE STATE LEGISLATURE

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REVISED STATUTES
OF THE
STATE OF MAINE

1954

1955 SUPPLEMENT

ANNOTATED

IN FIVE VOLUMES

VOLUME 1

**Place in Pocket of Corresponding
Volume of Main Set**

THE MICHIE COMPANY
CHARLOTTESVILLE, VIRGINIA
1955

ing of automatic-indicating scales of over 125 pounds capacity, \$2; for the testing of gasoline meters, retail pumps, \$1; for the testing of wholesale fuel oil or gasoline meters, \$5; for adjusting any weighing or measuring device, a fair and reasonable compensation.

When any person, firm, association or corporation engaged in a business or trade requiring the use of any weighing or measuring device requests an inspection of any weighing or measuring device, the state sealer, deputy or inspector is authorized to charge an amount sufficient to cover the cost of actual expense incurred in performing this special service, including mileage, lodging and meals, in addition to inspection fees herein described.

The state sealer is authorized to charge fees for testing other weighing and measuring devices in accordance with the fee schedule set forth under the provisions of section 219 of chapter 100. He shall not charge a fee for the testing or calibrating of weighing and measuring devices which have been tested or calibrated and approved by the local sealer of weights and measures within the period of 3 months immediately following such test or calibration and approval by the local sealer.

All fees and expenses collected under the provisions of section 315 and this section shall be credited to the department of agriculture and expended to carry out the provisions of sections 311 to 319, inclusive. (1951, c. 263, § 2. 1955, c. 386, § 1.)

Effect of amendment.—The 1955 amendment deleted the words "for testing each platform scale with a weighing capacity of 100 pounds to 5,000 pounds capacity, \$1," formerly appearing at the end of the first paragraph and added all that part of the

first paragraph that follows the semicolon in line eight. The amendment also inserted the second paragraph and inserted the words "and expenses" after the word "fees" near the beginning of the fourth paragraph.

Sec. 317. Commodities offered for sale tested; access to buildings; penalties.

Unless otherwise provided, whoever himself or by his servant or agent gives or attempts to give false or insufficient weight or measure, or inferentially misrepresents the weight or quantity of a commodity sold or delivered by weight or measure by stating a price without stating the weights or quantity of such commodity, such price being in fact greater than the price advertised for such commodity or mutually understood by both parties to be the price for a given weight or measure, or demands or accepts payment in excess of the regularly quoted selling price of a commodity sold or delivered by weight or measure, or takes or attempts to take more than the quantity he represents when, as the buyer, he furnishes the weights, measures, or weighing or measuring device by means of which the amount of commodity is determined, shall be punished for the first offense by a fine of not more than \$50 and for the second or subsequent offense by a fine of not more than \$200 or by imprisonment for not less than one nor more than 3 months, or by both such fine and imprisonment. (R. S. c. 27, § 246. 1955, c. 386, § 2.)

Effect of amendment.—The 1955 amendment added the above paragraph at the

end of this section. As the rest of the section was not changed, it is not set out.

Chapter 33.

Maine Milk Commission.

Sec. 4. Price fixing.

The minimum prices established for sales of milk by producers to dealers shall, if such sales are made by bulk tank, be increased by such amounts per hundred

weight as may be determined by the Maine milk commission. (R. S. c. 28, § 4. 1945, c. 293, § 3. 1949, c. 278, § 4. 1955, c. 341.)

Effect of amendment.—The 1955 amendment added the above paragraph at the end of this section. As the rest of the section was not changed, it is not set out.

Sec. 7. Expenditure of funds.

III. 66⅔% of such moneys raised by assessments for the promotional, educational, experimental plans and the research and advertising purposes as determined by the Maine dairy council committee and for the compensation of and the expenses incurred by the Maine dairy council committee. (1951, c. 64, § 5. 1953, c. 370, § 2. 1955, c. 471, § 6)

Effect of amendment.—The 1955 amendment deleted the former second sentence of subsection III, which read: "All promotional and advertising plans shall be under the supervision of the Maine development commission." As the rest of the section was not changed by the amendment, only subsection III is set out.

Chapter 34.

Soil Conservation Districts.

Sec. 3. State soil conservation committee.—

I. The state soil conservation committee, as heretofore established, shall serve as an agency of the state and shall perform the functions conferred upon it in this chapter. It shall consist of the following 5 members: the dean of the college of agriculture and the state commissioner of agriculture, who shall serve ex officii; and 3 farmers who shall be appointed by the governor with the advice and consent of the council in the following manner: 1 from a list of 3 names submitted by the executive committee of the state grange, 1 from a list of 3 names submitted by the executive committee of the Maine farm bureau association and 1 from a list of 3 names submitted by the Maine state association of soil conservation district supervisors. The committee may invite the secretary of agriculture of the United States of America to appoint 1 person to serve with the above-mentioned members as an advisory member of the committee. The committee shall keep an accurate record of its official actions, shall adopt a seal, which seal shall be judicially noticed, and may perform such acts, hold such public hearings and promulgate such rules and regulations as may be necessary for the execution of its functions under the provisions of this chapter. (1955, c. 325)

Effect of amendment.—The 1955 amendment substituted "dean of the college of agriculture" for "director of the state agricultural extension service," "state commissioner of agriculture" for "director of the state agricultural experiment station." "Maine farm bureau association" for "state

farm bureau federation" and "Maine state association of soil conservation district supervisors" for "commissioner of agriculture," all in the second sentence of subsection I. As the rest of the section was not changed by the amendment, only subsection I is set out.