

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)

DOCUMENTS

PUBLISHED BY ORDER OF

THE LEGISLATURE

OF THE

STATE OF MAINE.

1867.

AUGUSTA:
STEVENS & SAYWARD, PRINTERS TO THE STATE.
1867.

FORTY-SIXTH LEGISLATURE.

SENATE.

No. 74.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-SEVEN.

AN ACT to provide for the inspection of petroleum and coal oils, and burning fluids, and to regulate the manufacture and sale thereof.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECTION 1. In every city and town in this state containing two thousand inhabitants or more, the mayor and aldermen or the selectmen shall, on or before the first day of May annually, appoint one or more persons to be inspectors of petroleum and coal oils, and burning fluids, who shall be sworn to the faithful discharge of their duties. And it shall be their duty when requested, to inspect such oils and burning fluids by applying the fire test with some accurate instru-

10 ment to ascertain the igniting or explosive point there-
11 of in degrees of Fahrenheit's thermometer. And they
12 shall cause every vessel or cask thereof by them so
13 inspected to be plainly marked by the name of such
14 inspector, the date of inspection, and the igniting or
15 explosive point of the contents thereof.

SECT. 2. Whenever any cask or vessel of such oil or
2 fluid will not bear the fire test of at least one hundred
3 and twenty degrees Fahrenheit without ignition or
4 explosion, the same shall be marked as aforesaid,
5 and shall also be marked unsafe for illuminating pur-
6 poses. And if any inspector shall knowingly put false
7 marks upon any such casks or vessels of such oils or
8 fluids inspected by him, he shall be punished by a fine
9 of not exceeding five hundred dollars, or by imprison-
10 ment for the term of six months in the county jail.

SECT. 3. Every person and corporation engaged in
2 manufacturing, in any city or town in this state, any
3 such petroleum or coal oil or burning fluid, shall cause
4 every cask or other vessel thereof to be inspected and
5 marked as aforesaid by a sworn inspector. And if any
6 person or the agent or the officer of any corporation,
7 shall manufacture and sell within this state, any such
8 oil or burning fluid, without first causing it to be in-
9 spected and marked as aforesaid, or that has been so

10 inspected and marked as unsafe for illuminating pur-
11 poses, he shall be punished by a fine of not exceeding
12 five hundred dollars or by imprisonment six months
13 in the county jail.

SECT. 4. No person shall sell any such oil or burn-
2 ing fluid in quantities of twenty gallons or more at one
3 time, without first causing each cask or vessel of the
4 same to be duly inspected and marked as aforesaid,
5 unless it has already been so inspected and marked in
6 this state. And if any person shall sell such oil or
7 burning fluid in such quantities, that has not been so
8 inspected and marked, or that has been so inspected
9 and has been marked as unsafe for illuminating pur-
10 poses, he shall be punished by a fine of not exceeding
11 five hundred dollars or by imprisonment in the county
12 jail six months.

SECT. 5. All prosecutions under the second, third
2 and fourth sections of this act, shall be by indictment.

SECT. 6. The selectmen of towns, and the mayor,
2 aldermen and police of cities, or any one of them,
3 shall have the right at all times to examine all such
4 oils and fluids kept in their respective cities and towns
5 for sale, and to cause the same to be inspected and
6 tested; and it shall be their duty to do so in all cases
7 where they are informed or believe such oils or fluids

8 are kept for sale in violation of law. And whenever
9 they shall find any person keeping or selling any such
10 oil or fluid in violation of the provisions of this act, it
11 shall be their duty to cause such persons to be prose-
12 cuted therefor.

SECT. 7. This act shall take effect on and after the
2 first day of June, eighteen hundred and sixty-seven.

STATE OF MAINE.

IN SENATE, February 19, 1867.

Reported by Mr. DENISON, from the Committee on Manufac-
tures, and printed under Rule.

THOMAS P. CLEAVES, *Secretary.*