

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
102nd LEGISLATURE

COMMITTEE AMENDMENT "A" to S. P. 422, L. D. 1357, Bill, "An Act
Revising the Potato Grading Law."

Amend said Bill by striking out all of section 3 and inserting
in place thereof the following:

"Sec. 3. R. S., T. 7, §952, repealed and replaced. Section
952 of Title 7 of the Revised Statutes is repealed and the following
enacted in place thereof:

'§952. Branding

It shall be unlawful for any person, firm, association,
organization or corporation, or agent, representative or assistant
to any person, firm, association, organization or corporation to
expose for sale, or sell, at wholesale or retail, to ship, deliver
or consign or have in possession potatoes prepared for market unless
in containers which have been legibly and conspicuously tagged,
branded, labeled or stenciled with the name and address of the person
or persons and the word "potatoes." The person or persons packing
potatoes shall be responsible for the grading. Each lot of potatoes
sold at wholesale shall be accompanied by a bill of lading or
invoice stating grade, name and address of packer, name and address
of the consignor, name and address of the consignee, date of loading
and name of loading point. The bill of lading or invoice shall be
prima facie evidence in any court of the person or persons packing
potatoes. It shall be conclusive evidence that potatoes are exposed
for sale when packed in containers for delivery or transit, or
when the same are in the process of delivery or transit, or are
located at a depot, station, warehouse, packing house, boat dock
or any place where potatoes are held in storage, or loaded on a
boat, truck, trailer or railroad car, for immediate or future
sale or transit. Potatoes located at warehouses, or packing houses
at point of origin shall not be deemed exposed for sale until they
are loaded or are in the process of being loaded in vehicles of
transportation. When a violation of the above provisions occurs,
it is deemed to have taken place at the loading point or where
such violation first became evident to the commissioner or his duly
authorized representative.'"

Reported by Committee on AGRICULTURE

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