

MAINE STATE LEGISLATURE

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ONE HUNDRED AND THIRD LEGISLATURE

Legislative Document

No. 377

H. P. 256

House of Representatives, January 26, 1967

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Hunter of Durham.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-SEVEN

AN ACT Relating to Labelling of Margarine.

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

Sec. 1. R. S., T. 17, § 3454, amended. Section 3454 of Title 17 of the Revised Statutes is amended to read as follows:

§ 3454. Imitations of butter or cheese not to be manufactured or sold

No person shall manufacture, sell, expose for sale or have in his possession with intent to sell, or take orders for the future delivery of any article, substance or compound made in imitation of yellow butter or cheese, and not made exclusively and wholly of cream or milk, or containing any fats, oil or grease not produced from milk or cream, whether said article, substance or compound be named oleomargarine, **margarine**, butterine or otherwise named; nor shall any person, firm or corporation sell, expose for sale or have in his possession with intent to sell oleomargarine **or margarine** unless the original package in which the same is shipped or conveyed from place of manufacture shall have the word "oleomargarine" **or "margarine"** in letters $\frac{3}{4}$ inch high and of proportionate width plainly printed or stenciled on the top or side thereof and unless each carton or wrapper containing said oleomargarine **or margarine** and in which such oleomargarine **or margarine** is sold or kept for sale shall have the word "oleomargarine" **or "margarine"** printed on 2 principal display panels in plain gothic letters not less than 20-point type. When said oleomargarine **or margarine** is sold from a tub or box or other container in which it is kept for sale in bulk, said oleomargarine **or margarine** must be wrapped in wrappers plainly stamped or printed on the outside thereof with the word "oleomargarine" **or "margarine"** in plain gothic letters not less than 20-point size, and shall contain the name and address of the seller thereof and the quantity sold. For the purpose of this

section any article, substance or compound manufactured from animal fats or oils, vegetable oils or from compounds or mixtures of animal fats or oils and vegetable oils which has been churned in cream, milk or water, or bathed in a solution of brine, shall be considered oleomargarine **or margarine**; nor shall any person, firm or corporation within this State use in any way in connection or association with the sale, or exposure for sale or advertisement of any oleomargarine **or margarine** or any substance designed to be used as a substitute for butter, the word "butter", "creamery", "dairy" or the name or representation of any breed of dairy cattle, or any combination of such word or words and representation, or any other words or symbols or combinations thereof commonly used in the sale of butter. Whoever violates any of the provisions of this section shall be punished for the first offense by a fine of not more than \$100 and for the 2nd offense by a fine of not more than \$200.

Sec. 2. R. S., T. 17, § 3455, amended. Section 3455 of Title 17 of the Revised Statutes is amended to read as follows:

§ 3455. Oleomargarine or margarine

No person shall by himself, his clerk, servant or agent furnish oleomargarine **or margarine** or any other substitute instead of butter in any hotel, restaurant, boardinghouse, lunchroom or lunch cart to a guest or patron thereof without notifying said guest or patron that the substance so furnished is not butter by placing on the walls of said hotel, restaurant, boardinghouse, lunchroom or lunch cart where oleomargarine, **margarine** or other substitute is served, a white placard on which is printed in black ink, in plain roman letters of not less than 3 inches in length and not less than 2 inches in width the words "Oleomargarine sold or used here", **or "Margarine sold or used here"**, or the name of the substitute displayed on the placard instead of the word oleomargarine **or margarine**, such placard to be displayed at all times in such conspicuous places as to be readily seen by any and all persons entering such hotel dining room, restaurant, boardinghouse, lunchroom or lunch cart, where oleomargarine **or margarine** or other substitute is served. Whoever violates any of the provisions of this section shall be punished for the first offense by a fine of not more than \$100 and for the 2nd offense by a fine of not more than \$200.