

MAINE STATE LEGISLATURE

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Sixty-Sixth Legislature.

SENATE.

No. 140.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND NINETY-THREE.

AN ACT in relation to the Inspection of Milk.

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

SECTION 1. Section 44 of chapter 38 of the Revised
2 Statutes is hereby amended by striking out the first two
3 lines of said section and inserting in place thereof the
4 following: 'The municipal officers of cities and towns
5 containing not less than three thousand inhabitants shall
6 annually appoint, and the municipal officers of all other
7 towns shall on application of ten voters therein,' so that
8 said section as amended shall read as follows:

'Section 44. The municipal officers of cities and towns
10 containing not less than three thousand inhabitants shall
11 annually appoint, and the municipal officers of all other
12 towns shall on application of ten voters therein annually

13 appoint one or more persons to be inspectors of milk,
14 who shall, before entering upon their duties, be sworn,
15 and give notice of their appointment by publishing the
16 same for two weeks in a newspaper published in their
17 towns, if any, otherwise by posting such notice in two
18 or more public places therein.'

SECT. 2. Section 47 of chapter 38 of the Revised
2 Statutes is hereby amended by inserting after the words
3 "has been added" in the fifth, line, the words 'or sells or
4 offers for sale as pure milk any milk from which cream
5 has been taken;' and also by adding, after the word
6 "indictment," in the last line of said section, the words
7 'when milk shall, by the gravimetric analysis, be found
8 to contain over eighty-eight per cent of water, it shall be
9 deemed *prima facie* evidence that said milk has been
10 watered; and when milk, by the analysis aforesaid shall
11 be found to contain less than twelve per cent of solids
12 and less than three per cent of fat, it shall be deemed,
13 *prima facie*, milk from which cream has been taken, and
14 any milk which, by the analysis aforesaid, shall be found
15 to contain any foreign substance shall be deemed milk to
16 which a foreign substance has been added;' so that said
17 section, as amended, shall read as follows:

'Section 47. Whoever acting for himself, or as the
19 employe of another knowingly or wilfully sells or offers
20 for sale, milk from cows diseased, sick, or fed upon the
21 refuse of breweries or distilleries, or upon any substance
22 deleterious to its quality, or milk to which water or any
23 foreign substance has been added, or sells or offers for
24 sale as pure milk any milk from which cream has been
25 taken, forfeits twenty dollars for the first and fifty dollars

26 for every subsequent offence, to be recovered for the town
27 where the offence is committed, by complaint and indict-
28 ment. When milk shall, by the gravimetric analysis
29 be found to contain over eighty-eight per cent of water,
30 it shall be deemed *prima facie* evidence that said milk
31 has been watered, and when milk, by the analysis afore-
32 said, shall be found to contain less than twelve per cent
33 of solids and less than three per cent of fat, it shall be
34 deemed, *prima facie*, milk from which cream has been
35 taken, and any milk which, by the analysis aforesaid,
36 shall be found to contain any foreign substance shall be
37 deemed milk to which a foreign substance has been added.'

SECT. 3. This act shall take effect when approved.

STATE OF MAINE.

IN SENATE, March 8, 1893.

**Reported by Mr. WIGGIN, from Committee on Agriculture, and laid
on table to be printed under joint rules.**

KENDALL M. DUNBAR, *Secretary.*