

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# Sixty-Eighth Legislature.

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HOUSE.

No. 292.

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## STATE OF MAINE.

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

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AN ACT to regulate the sale and analysis of Concentrated  
Commercial Feeding Stuff.

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

Section 1. Every manufacturer, company or person who  
2 shall sell, offer or expose for sale in this State any concen-  
3 trated commercial feeding stuff, as defined in section three  
4 of this act, used for feeding farm live stock, shall, in addition  
5 to the tax tag described in section five of this act, affix  
6 to every package of such feeding stuff, in a conspicuous  
7 place on the outside thereof, a plainly printed statement  
8 clearly and truly certifying the number of net pounds in the

9 package sold or offered for sale, the name or trade mark  
10 under which the article is sold, the name of the manufac-  
11 turer or shipper, the place of manufacture, the place of  
12 business and a chemical analysis stating the percentage of  
13 crude protein (allowing one per cent of nitrogen to equal six  
14 and one-fourth per cent of protein) and of crude fat it con-  
15 tains, both constituents to be determined by the methods  
16 adopted at the time by the Association of Official Agricul-  
17 tural chemists.

Sect. 2. The term concentrated commercial feeding stuff,  
2 as here used, shall not include hays and straws, the whole  
3 seeds nor the unmixed meals made directly from the entire  
4 grains of wheat, rye, barley, oats, Indian corn, buckwheat,  
5 and broom corn. Neither shall it include wheat, rye and  
6 buckwheat brans or middlings, not mixed with other sub-  
7 stances, but sold separately, as distinct articles of commerce,  
8 nor pure grains ground together.

Sect. 3. The term concentrated commercial feeding stuff,  
2 as here used, shall include linseed meals, cotton-seed meals,  
3 pea meals, cocoanut meals, gluten meals, gluten feeds, maize  
4 feeds, starch feeds, sugar feeds, dried brewer's grains, malt  
5 sprouts, hominy feeds, cerealine feeds, rice meals, oat feeds,  
6 corn and oat chops, ground beef or fish scraps, mixed feeds,  
7 and all other materials of similar nature not included within  
8 section two of this act.

Sect. 4. Before any manufacturer, company or person  
2 shall sell, offer or expose for sale in this State any concen-  
3 trated commercial feeding stuff, as defined in section three  
4 of this act, he or they shall for each and every feeding stuff  
5 bearing a distinguishing name or trade mark, file with the  
6 director of the Maine Agricultural Experiment Station a

7 certified copy of the statement named in section one of this  
8 act, said certified copy to be accompanied, when the director  
9 shall so request, by a sealed glass jar or bottle containing at  
10 least one pound of the feeding stuff to be sold or offered for  
11 sale, and the company or person furnishing said sample  
12 shall thereupon make affidavit that said sample corresponds  
13 within reasonable limits to the feeding stuff which it repre-  
14 sents, in the percentage of protein and fat which it contains.

Sect. 5. Each manufacturer, importer, agent or seller of  
2 any concentrated commercial feeding stuff, as defined in  
3 section three of this act, shall pay to the director of the  
4 Maine Agricultural Experiment Station an inspection tax  
5 of ten cents per ton for each ton of such concentrated feed-  
6 ing stuff sold or offered for sale in the State of Maine, and  
7 shall affix to each car shipped in bulk and to each bag, barrel  
8 or other package of such concentrated feeding stuff, a tag  
9 to be furnished by said director, stating that all charges  
10 specified in this section have been paid. The director of  
11 said Experiment Station is hereby empowered to prescribe  
12 the form for such tags, and adopt such regulations as may be  
13 necessary for the enforcement of the law. Whenever the  
14 manufacturer or importer or shipper of a concentrated feed-  
15 ing stuff shall have filed the statement made in section one  
16 of this act and paid the inspection tax, no agent or seller of  
17 said manufacturer, importer or shipper shall be required to  
18 file such statement or pay such tax. The amount of inspec-  
19 tion tax received by said director shall be paid by him into  
20 the treasury of the Maine Agricultural Experiment Station.  
21 The treasurer of said station shall make an annual report of  
22 receipts and expenditures of funds from this inspection tax,  
23 and all receipts in excess of three thousand dollars shall be  
24 carried into the State treasury.

Sect. 6. Any manufacturer, importer or person who shall  
2 sell, offer or expose for sale in this State any concentrated  
3 commercial feeding stuff, as defined in section three of this  
4 act, without complying with the requirements of the pre-  
5 ceding sections of this act, or any feeding stuff which con-  
6 tains substantially a smaller percentage of constituents than  
7 are certified to be contained, shall, on conviction in a court  
8 of competent jurisdiction, be fined not more than one hun-  
9 dred dollars for the first offense, and not more than two hun-  
10 dred dollars for each subsequent offense.

Sect. 7. The director of the Maine Experiment Station  
2 shall annually analyze, or cause to be analyzed, at least one  
3 sample to be taken in the manner hereinafter prescribed, of  
4 every concentrated commercial feeding stuff sold or offered  
5 for sale under the provisions of this act. Said director is  
6 hereby authorized and directed in person or by deputy to  
7 take a sample, not exceeding two pounds in weight, for said  
8 analysis, from any lot or package of concentrated commer-  
9 cial feeding stuff which may be in the possession of any man-  
10 ufacturer, importer, agent or dealer in this State; but said  
11 sample shall be drawn in the presence of said party or parties  
12 in interest, or their representative, and taken from a parcel  
13 or a number of packages, which shall not be less than ten  
14 per cent of the whole lot sampled, and shall be thoroughly  
15 mixed, and then divided into two equal samples, and placed  
16 in glass vessels, and carefully sealed and a label placed on  
17 each, stating the name or brand of the feeding stuff or mate-  
18 rial sampled, the name of the party from whose stock the  
19 sample was drawn and the time and place of drawing, and  
20 said label shall also be signed by the director or his deputy  
21 and by the party or parties in interest or their representative

22 at the drawing and sealing of said samples; one of said  
23 duplicate samples shall be retained by the director and the  
24 other by the party whose stock was sampled; and the sample  
25 or samples retained by the director shall be for comparison  
26 with the certified statement named in section four of this act.  
27 The result of the analysis of the sample or samples so pro-  
28 cured, together with such additional information as circum-  
29 stances advise, shall be published in reports or bulletins from  
30 time to time.

Sect. 8. Whenever the director becomes cognizant of the  
2 violation of any of the provisions of this act, he shall report  
3 such violation to the secretary of the Board of Agriculture,  
4 and said secretary shall prosecute the party or parties thus  
5 reported; but it shall be the duty of said secretary, upon  
6 thus ascertaining any violation of this act, to forthwith notify  
7 the manufacturer, importer or dealer in writing, and give  
8 him not less than thirty days thereafter in which to comply  
9 with the requirements of this act, but there shall be no prose-  
10 cution in relation to the quality of any concentrated com-  
11 mercial feeding stuff if the same shall be found substantially  
12 equivalent to the certified statement named in section four of  
13 this act.

Sect. 9. All acts and parts of acts inconsistent with this act  
2 are hereby repealed.

Sect. 10. This act shall take effect July 1, 1897.



STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES,

March 12, 1897.

Reported by Mr. CONANT of Strong, from Committee on Agriculture  
and ordered printed under joint rules.

W. S. COTTON, *Clerk.*