

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)

SEVENTY-FIFTH LEGISLATURE

HOUSE

NO. 263

House of Representatives, Feb. 22, 1911.

*Reported by Mr. Libby from Committee on Agriculture and
ordered printed under joint rules.*

C. C. HARVEY, Clerk.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ELEVEN.

AN ACT to amend and unify the laws regulating the sale of
agricultural seeds, commercial feeding stuffs, commercial fer-
tilizers, drugs, foods, fungicides and insecticides.

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

Section 1. It shall be unlawful for any person within this
2 state to manufacture, sell, distribute, transport, offer or ex-
3 pose for sale, distribution, or transportation, any article of
4 agricultural seed, commercial feeding stuff, commercial fer-
5 tilizer, drug, food, fungicide or insecticide which is adult-
6 erated or misbranded within the meaning of this act.

Sect. 2. The term "agricultural seed" as used in this act
2 shall be held to include the seeds of alfalfa, barley, Canadian
3 blue grass, Kentucky blue grass, brome grass, buckwheat,
4 alsike clover, crimson clover, red clover, medium clover,

5 white clover, field corn, Kaffir corn, meadow fescue, flax,
6 Hungarian, millet, oats, orchard grass, rape, redtop, rye,
7 sorghum, timothy and wheat.

The term "commercial feeding stuff" as used herein, shall
9 be held to include all articles of food used for feeding live
10 stock, and poultry, except hays and straws, the whole seeds,
11 and the unmixed meals made directly from the entire grains
12 of wheat, rye, barley, oats, Indian corn, buckwheat, flax seed
13 and broom corn.

The term "commercial fertilizer" as used herein, shall be
15 held to include all materials used for fertilizing purposes,
16 the price of which exceeds \$10 a ton.

The term "drug" as used herein, shall be held to include
18 all medicines and preparations recognized in the United
19 States Pharmacopoeia or National Formulary for internal
20 or external use, and any substance or mixture of substances
21 intended to be used for the cure, mitigation, or prevention
22 of disease of man or other animals.

The term "food" as used herein, shall be held to include all
24 articles, whether simple, mixed or compound, used for food,
25 drink, confectionery, or condiment by man or other ani-
26 mals.

The term "fungicide" as used herein shall be held to in-
28 clude any substance or mixture of substances intended to be
29 used for preventing, destroying, repelling, or mitigating any
30 and all fungi that may infest vegetation, or be present in
31 any environment whatsoever.

The term "insecticide" as used herein shall include Paris
33 green, lead arsenate, and any substance or mixture of sub-
34 stances intended to be used for preventing, destroying, re-
35 pelling, or mitigating any insect which may infest vegeta-
36 tion, man or other animals, or houses, or be present in any
37 environment whatsoever.

Sect. 3. Every lot or package of agricultural seed which
2 is sold, distributed, transported, offered or exposed for sale,
3 distribution, or transportation for seed, in the state by any
4 person shall have affixed in a conspicuous place on the out-
5 side thereof, a plainly written or printed statement clearly
6 and truly giving the name thereof and its minimum percent-
7 age of purity and freedom from foreign matter.

Sect. 4. Every lot or package of commercial feeding stuff,
2 which is manufactured, sold, distributed, transported, of-
3 fered or exposed for sale, distribution or transportation in
4 the state by any person, shall have affixed in a conspicuous
5 place on the outside thereof, a plainly printed statement,
6 clearly and truly giving the number of net pounds in the
7 package; the name, brand or trademark under which the
8 article is sold; the name and principal address of the manu-
9 facturer or shipper; a chemical analysis stating the maxi-
10 mum percentage of crude fiber, the minimum percentage of
11 crude fat, and the minimum percentage of crude protein
12 (allowing 1 per cent of nitrogen to equal $6\frac{1}{4}$ per cent of
13 protein) which it contains, all three constituents to be deter-
14 mined by the methods adopted by the Association of Offi-

15 cial Agricultural Chemists; if the feeding stuff is a com-
16 pound feed, the name of each ingredient contained therein;
17 and if artificially colored, the name of the material used for
18 that purpose. If the feeding stuff is sold in bulk or put up
19 in packages belonging to the purchaser, the seller shall upon
20 the request of the purchaser furnish him with a copy of the
21 statements named in this section.

Sect. 5. Any person who shall manufacture, sell, distrib-
2 ute, transport, offer or expose for sale, distribution or trans-
3 portation, in the state, any commercial feeding stuff shall
4 before so doing file with the Director of the Maine Agricul-
5 tural Experiment Station for each and every commercial
6 feeding stuff bearing a distinguishing name or trademark,
7 a certified copy of the statements required by Section 4.
8 Said certified copy shall be accompanied when said Director
9 shall so request, by a sealed package containing not less than
10 one pound of the commercial feeding stuff. The person who
11 shall file said certificate shall pay annually to the Director
12 of the Maine Agricultural Experiment Station a registration
13 fee of ten dollars, this fee to be assessed on any brand of-
14 fered for sale, distribution or transportation in the state.
15 Provided, however, that a brand of commercial feeding stuff
16 may be re-registered for the following year without the pay-
17 ment of the fee upon the establishment by the person who
18 paid said fee that the total sales within the state during the
19 year for which said fee was paid did not exceed fifty tons.
20 Whenever any person shall have filed such certificate and
21 paid such registration fee, no other person shall be required

22 to file such statement or pay such fee.

Sect. 6. Every lot or package of commercial fertilizer,
2 which is manufactured, sold, distributed, transported, of-
3 fered or exposed for sale, distribution or transportation in
4 the state by any person shall have affixed in a conspicuous
5 place on the outside thereof a plainly printed statement
6 clearly and truly giving the number of net pounds in the
7 package; the name or trademark under which the article is
8 sold; the name and principal address of the manufacturer
9 or shipper; the specific name of each ingredient used in its
10 manufacture; and a chemical analysis stating the minimum
11 percentage of nitrogen, or its equivalent in ammonia in avail-
12 able form, of potash soluble in water, of phosphoric acid in
13 available form, soluble and reverted, and of total phosphoric
14 acid, the constituents to be determined by the methods adopt-
15 ed by the Association of Official Agricultural Chemists. If
16 the fertilizer is sold in bulk or put up in packages belonging
17 to the purchaser, the seller shall, upon request of the pur-
18 chaser, furnish the purchaser with a copy of the statements
19 named in this section.

Sect. 7. Any person who shall manufacture, sell, distrib-
2 ute, transport, offer or expose for sale, distribution or trans-
3 portation in the state any commercial fertilizer shall before
4 so doing file with the Director of the Maine Agricultural
5 Experiment Station for each and every fertilizer bearing a
6 distinguishing name or trademark, a certified copy of the
7 statements named in Section 6. Said certified copy shall

8 be accompanied when said director shall so request by a
9 sealed package containing not less than two pounds of the
10 commercial fertilizer. The person who shall file said certifi-
11 cate shall pay annually to the Director of the Maine Agri-
12 cultural Experiment Station a registration fee as follows:
13 Ten dollars each for the nitrogen and the phosphoric acid
14 and five dollars for the potash, contained or said to be con-
15 tained in the fertilizer, this fee to be assessed on any brand
16 offered for sale, distribution or transportation in the state.
17 Whenever any person shall have filed said certificate and
18 paid said registration fee, no other person shall be required
19 to file such statement or pay such fee.

Sect. 8. Every lot or package of a fungicide or an insecti-
2 cide which is manufactured, sold, distributed, transported,
3 offered or exposed for sale, distribution or transportation
4 in the state by any person, shall have affixed in a conspic-
5 uous place on the outside thereof a plainly printed state-
6 ment clearly and truly stating the number of net pounds in
7 the package, the name or trademark under which the article
8 is sold, the name and address of the manufacturer or ship-
9 per, and a chemical analysis stating the minimum percent-
10 age of total arsenic and the maximum percentage of water
11 soluble arsenic which it contains, the constituents to be de-
12 termined by the methods adopted by the Association of Of-
13 ficial Agricultural Chemists.

Sect. 9. Any person who shall manufacture, sell, distrib-
2 ute, transport, offer or expose for sale, distribution or trans-

3 portation in the state any fungicide or insecticide shall be
4 fore so doing file with the Director of the Maine Agricul-
5 tural Experiment Station for each and every fungicide or
6 insecticide bearing a distinguishing name or trademark, a
7 certified copy of the statements made in Section 8. Said
8 certified copy shall be accompanied when said Director shall
9 so request by a sealed package containing not less than one
10 pound of fungicide or insecticide. The person who shall
11 file such certificate shall pay annually to the Director of the
12 Maine Agricultural Experiment Station, a registration fee
13 of ten dollars, this fee to be assessed on any brand offered
14 for sale, distribution or transportation in the state. When-
15 ever any person shall have filed said certificate and paid said
16 registration fee, no other person shall be required to file
17 such statement or pay such fee.

Sect. 10. The Director of the Maine Agricultural Experi-
2 ment Station shall have power to refuse to register any
3 commercial feeding stuff, commercial fertilizer, bearing a
4 name, brand or trademark which is misleading or deceptive
5 or which would tend to mislead or deceive as to the ma-
6 terials of which it is composed, and in the case of commer-
7 cial feeding stuff or commercial fertilizer when the specific
8 name of each and all of the ingredients used in its manufac-
9 ture are not stated. He shall also have power to cancel
10 the registration of any feeding stuff, commercial fertilizer,
11 fungicide or insecticide that he deems to be manufactured,
12 sold, distributed, transported, offered or exposed for sale,

13 distribution or transportation in violation of any of the pro-
14 visions of this act. The registration of each brand of com-
15 mercial feeding stuff, commercial fertilizer, fungicide or
16 insecticide, shall terminate on the thirty-first day of Decem-
17 ber of each year.

Sect. 11. For the purpose of this act an article shall be
2 deemed to be adulterated:

In case of agricultural seed:

First. If its purity falls below its accompanying guaranty.

Second. If it contains the seed of any poisonous plant.

In case of commercial feeding stuff:

First. If its weight, composition, quality, strength or pur-
8 ity do not conform in each particular to the claims made
9 upon the affixed guaranty.

Second. If it be colored, coated, or stained in a manner
11 whereby damage or inferiority is concealed.

Third. If it contains any poisonous or deleterious in-
13 gredients which may render such article injurious to the
14 health of live stock or poultry.

Fourth. If any milling or manufactured offals or any
16 foreign substance whatever have been added to any whole
17 or ground grain or other commercial feeding stuff, unless
18 the true composition, mixture or adulteration is plainly
19 marked or indicated upon the container thereof.

In cases of commercial fertilizer:

First. If its weight, composition, quality, strength or pur-

22 ity do not conform in each particular to the claims made
23 upon the affixed guaranty.

Second. If it contains any materials deleterious to grow-
35 ing plants.

In case of drug:

First. If when a drug is sold under or by a name recog-
28 nized in the United States Pharmacopoeia or National
29 Formulary, it differs from the standard of strength, quality
30 or purity, as laid down in the United States Pharmacopoeia,
31 or Natural Formulary official at the time of investigation,
32 or as fixed by the Director of the Maine Agricultural Ex-
33 periment Station: Provided, that no drug defined in the
34 United States Pharmacopoeia, the National Formulary or
35 by said Director shall be deemed to be adulterated under
36 this provision if the standard of strength, quality, or purity
37 be plainly stated, so as to be understood by the non-profes-
38 sional person, upon the bottle, box or other container there-
39 of, although the standard may differ from that laid down in
40 the United States Pharmacopoeia, National Formulary, or
41 that fixed by said Director.

Second. If its strength or purity differs from the pro-
43 fessed standard or quality under which it is sold.

In case of confectionery:

If it contains terra alba, barytes, talc, chrome yellow, or
46 other mineral substances, or poisonous color or flavor, or
47 other ingredients deleterious or detrimental to health, or

48 any vinous, malt, or spirituous liquor or compound, or nar-
49 cotic drug.

In case of food:

First: If any substance has been mixed and packed with
52 it so as to reduce or lower or injuriously affect its quality
53 or strength.

Second. If any substance has been substituted wholly or
55 in part for the article.

Third. If any valuable constituents of the article have
57 been wholly or in part abstracted.

Fourth. If it be mixed, colored, powdered, coated, or
59 stained in a manner whereby damage or inferiority is con-
60 cealed.

Fifth. If it contain any added poisonous or other added
62 deleterious ingredient which may render such article in-
63 injurious to health.

Sixth. If it consists in whole or in part of a filthy, decom-
65 posed, or putrid animal or vegetable substance, or any por-
66 tion of an animal unfit for food, whether manufactured or
67 not, or if it is the product of a diseased animal, or one that
68 had died otherwise than by slaughter.

Seventh. If in the manufacture, sale, distribution, trans-
70 portation, or in the offering or exposing for sale, distribu-
71 tion or transportation, it is not at all times securely protect-
72 ed from filth, flies, dust or other contamination, or other un-
73 clean, unhealthful or unsanitary conditions.

Eighth. If it does not conform to the standards of

75 strength, quality and purity, now or hereafter to be estab-
76 lished by statute or fixed by the Director of the Maine Ag-
77 ricultural Experiment Station: Provided, that a food shall
78 not be deemed to be adulterated under this provision if the
79 standard of strength, quality or purity be plainly stated, so
80 as to be understood by the non-professional person, upon
81 the container thereof, although the standard may differ from
82 that established by statute or fixed by said director.

Ninth. If its strength or quality or purity fall below the
84 professed standard or quality under which it is sold.

In case of fungicide or insecticide:

In the case of Paris green:

First. If it does not contain at least fifty per centum of
88 arsenious oxide (As_2O_3).

Second. If it contains arsenic in water-soluble forms
90 equivalent to more than three and one-half per centum of
91 arsenious oxide (As_2O_3).

Third. If any substance has been mixed and packed with
93 it so as to reduce or lower or injuriously affect its quality or
94 strength.

In the case of lead arsenate:

First. If it contains more than fifty per centum of water.

Second. If it contains total arsenic equivalent to less than
98 twelve and one-half per centum of arsenic oxide (As_2O_5).

Third. If it contains arsenic in water-soluble forms equiv-
100 alent to more than seventy-five one-hundredths per centum
101 of arsenic oxide (As_2O_5).

Fourth. If any substances have been mixed and packed
103 with it so as to reduce, lower, or injuriously affect its qual-
104 ity or strength: Provided, however, that extra water may
105 be added to lead arsenate if the resulting mixture is labeled
106 lead arsenate and water, the percentage of extra water be-
107 ing plainly and correctly stated on the label.

In the case of fungicide or insecticide other than Paris
109 green and lead arsenate:

First. If its strength or purity fall below the professed
111 standard or quality under which it is sold.

Second. If any substance has been substituted wholly or
113 in part for the article.

Third. If any valuable constituent of the article has been
115 wholly or in part abstracted.

Fourth. If it is intended for use on vegetation and shall
117 contain any substance or substances injurious to such veg-
118 etation.

Sect. 12. The term "misbranded" as used herein, shall
2 apply to all articles of agricultural seed, commercial feeding
3 stuff, commercial fertilizer, drug, food, fungicide and in-
4 secticide, the package or label of which shall bear any state-
5 ment, design, or device regarding such article, or the in-
6 gredients or substances contained therein which shall be
7 false or misleading in any particular, or which is falsely
8 branded in any particular.

For the purpose of this act an article shall also be deemed
10 to be misbranded:

In case of agricultural seed :

If any lot or package fail to bear all the statements re-
13 quired by Section 3.

In case of commercial feeding stuff :

First. If any package fails to bear all of the statements
16 required by Section 4.

Second. If the printed statements required by Section 4
18 to be affixed to the package differ from the statements re-
19 quired by Section 5.

Third. If any brand is manufactured, transported, dis-
21 tributed, sold, offered or exposed for sale, distribution, or
22 transportation upon which the registration fee required by
23 Section 5 has not been paid.

In case of commercial fertilizer :

First. If any package fail to bear all the statements re-
26 quired by Section 6.

Second. If the printed statements required by Section 6
28 to be affixed to the package differ from the statement re-
29 quired by Section 7.

Third. If any brand is manufactured, distributed, trans-
31 ported, sold, offered or exposed for sale, distribution or
32 transportation upon which the registration fee required by
33 Section 7 has not been paid.

In case of drug :

First. If it be an imitation of or offered for sale under the
36 name of another article.

Second. If the contents of the package as originally put

38 up shall have been removed, in whole or in part, and other
39 contents shall have been placed in such package, or, except
40 in the case of a physician's prescription compounded by a
41 physician or a registered pharmacist, if the package fail to
42 bear a statement on the label of the quantity or proportion
43 of any alcohol, morphine, opium, cocaine, heroin, alpha or
44 beta eucaine, chloroform, cannabis indica, chloral hydrate or
45 acetanilide or any derivative or any preparation of any such
46 substances contained therein.

In case of food:

First. If it be an imitation of or offered for sale under
49 the distinctive name of another article.

Second. If the contents of the package as originally put
51 up shall have been removed in whole or in part and
52 other contents shall have been placed in such package, or if
53 it fail to bear a statement on the label of the quantity or
54 proportion of each and any added coloring matter, preserva-
55 tive, chemical or drug contained therein.

Third. If in package form, the net quantity of the con-
57 tents are not plainly, correctly and conspicuously stated on
58 the outside of the package in terms of weight, measure, or
59 numerical count.

Fourth. If the package containing it or its label shall bear
61 any statement, design, or device regarding the ingredients
62 or the substances contained therein, which statement, de-
63 sign, or device shall be false or misleading in any particular:
64 Provided, that an article of food which does not contain any

65 added poisonous or deleterious ingredients shall not be
66 deemed to be adulterated or misbranded in the following
67 cases:

First. In the case of mixtures or compounds which may
69 be now or from time to time hereafter known as articles of
70 food, under their own distinctive names, and not an imita-
71 tion of or offered for sale under the distinctive name of an-
72 other article, if the name be accompanied on the same label
73 or brand with a statement of the place where said article has
74 been manufactured or produced.

Second. In the case of articles labeled, branded, or tagged
76 so as to plainly indicate that they are compounds, imitations,
77 or blends, and the word "compound," "imitation," or
78 "blend," as the case may be, is plainly stated on the pack-
79 age in which it is offered for sale: Provided, that the term
80 "blend" as used herein shall be construed to mean a mixture
81 of like substances, not excluding harmless coloring or flavor-
82 ing ingredients used for the purpose of coloring and flavor-
83 ing only, and whose presence is declared upon the label.
84 And provided further, that nothing in this act shall be con-
85 strued as requiring or compelling proprietors or manufac-
86 turers of proprietary goods which contain no unwholesome
87 added ingredient to disclose their trade formulas except in
88 so far as the provisions of this act may require to secure
89 freedom from adulteration or misbranding.

In case of fungicide and insecticide:

First. If any lot or package fail to bear all the statements
92 required by Section 8.

Second. If the printed statements required by Section 8
94 to be affixed to the lot or package differ from the statements
95 required by Section 9.

Third. If any brand is manufactured, transported, dis-
97 tributed, sold or offered or exposed for sale, distribution or
98 transportation upon which the registration fee required by
99 Section 9 has not been paid.

Fourth. If it be an imitation of or offered for sale under
101 the name of another article.

Fifth. If it be labeled or branded so as to deceive or mis-
103 lead the purchaser, or if the contents of the package as
104 originally put up shall have been removed in whole or in
105 part, and other contents shall have been placed in such
106 packages.

Sixth. If it consists partially or completely of an inert
108 substance or substances which do not prevent, destroy, re-
109 pel, or mitigate insects or fungi and does not have the per-
110 centage amount of such inert ingredients plainly and cor-
111 rectly stated on the label.

Sect. 13. The Director of the Maine Agricultural Experi-
2 ment Station shall make uniform rules and regulations for
3 carrying out the provisions of this act. The said Director
4 may also fix standards of purity, quality or strength when
5 such standards are not specified or fixed by law and shall
6 publish them, together with such other information concern-

7 ing articles of agricultural seed, commercial feeding stuff,
8 commercial fertilizer, drug, food, fungicide and insecticide
9 as he may deem to be of public benefit.

Sect. 14. The Director of the Maine Agricultural Experi-
2 ment Station shall annually analyze, or cause to be analyzed,
3 samples of articles of agricultural seed, commercial feeding
4 stuff, commercial fertilizer, drug, food, fungicide and in-
5 secticide, at such time and to such extent as said Director
6 may determine. And said Director, in person or by dep-
7 uty, shall have free access, ingress and egress at all reason-
8 able hours to any place or any building wherein articles of
9 agricultural seed, commercial feeding stuff, commercial fer-
10 tilizer, drug, food, fungicide or insecticide are manufac-
11 tured, stored, transported, sold, offered or exposed for sale.
12 He shall also have power, in person or by deputy to open
13 any case, package or other container, and may, upon tender-
14 ing the market price, take samples for analysis. The re-
15 sults of all analyses of articles of agricultural seed, com-
16 mercial feeding stuff, commercial fertilizer, drug, food,
17 fungicide and insecticide made by said Director shall be
18 published by him in the bulletins or reports of the Experi-
19 ment Station, together with the names of the persons from
20 whom the samples were obtained, the names of the manu-
21 facturers thereof, and such additional information as to him
22 may seem advisable.

Sect. 15. When the said Director becomes cognizant of
2 the violation of any of the provisions of this act he shall

3 cause notice of such fact, together with a copy of the find-
4 ings, to be given to the person from whom the sample was
5 obtained, and the person whose name appears upon the
6 label. The persons so notified shall be given an opportunity
7 to be heard under such rules and regulations as may be pre-
8 scribed by said Director. Notices shall specify the date,
9 hour and place of the hearing.

Sect. 16. Any person who adulterates or misbrands with-
2 in the meaning of this act, any article of agricultural seed,
3 commercial feeding stuff, commercial fertilizer, drug, food,
4 fungicide or insecticide, or any person who manufactures,
5 sells, distributes, transports, offers or exposes for sale, dis-
6 tribution, or transportation any article of agricultural seed,
7 commercial feeding stuff, commercial fertilizer, drug, food,
8 fungicide or insecticide in violation of any of the provisions
9 of this act, shall be punished by a fine not exceeding one
10 hundred dollars for the first offense, and by a fine not ex-
11 ceeding two hundred dollars for each subsequent offense.

Sect. 17. No person shall be prosecuted under the pro-
2 visions of this act when he can establish proof of purchase
3 and a guaranty signed by the person, residing in the United
4 States, from whom the purchase was made, to the effect
5 that the article in question is not adulterated or misbranded
6 within the meaning of this act.

Sect. 18. The word "person" as used in this act shall be
2 construed to import both the plural and the singular, as the
3 case demands, and shall include corporations, companies,

4 societies and associations. When construing and enforcing
5 the provisions of this act, the act, omission, or failure of any
6 officer, agent, or other person acting for or employed by any
7 corporation, company, society, or association, within the
8 scope of his employment or office, shall in every case be
9 also deemed to be the act, omission, or failure of such cor-
10 poration, company, society, or association as well as that of
11 the person.

Sect. 19. The Director of the Maine Agricultural Experi-
2 ment Station shall diligently enforce all of the provisions of
3 this act, and, in this connection, he shall be entitled to have
4 and receive the advice, counsel and assistance of the attor-
5 ney general and of the attorney for the State in the several
6 counties.

The said Director, in his discretion, may recover the pen-
8 alties for the violation of the provisions of this act in an ac-
9 tion on the case in his own name, the venue to be as in other
10 civil actions, and the plaintiff prevailing in any such action
11 shall recover full costs; or he may prosecute violators by
12 complaint or indictment in the name of the State, and such
13 prosecution may be commenced in the county in which the
14 offense was committed, or in any adjoining county. All
15 fines received under this act by County Treasurers shall be
16 paid by them to the Director of the Maine Agricultural Ex-
17 periment Station.

All money received by the Director of the Maine Agricul-
19 tural Experiment Station under this act shall be paid by him

20 to the Treasurer of the Maine Agricultural Experiment
21 Station and shall be expended in carrying out the provisions
22 of this act.

Trial justices and municipal and police courts are hereby
24 invested with original jurisdiction, concurrent with the su-
25 preme judicial and superior courts, to hear, determine, enter
26 and by appropriate process enforce judgment in actions
27 commenced for the recovery of the penalties aforesaid, and
28 to try, and, upon conviction, to punish, for offenses against
29 the provisions of this act.

Sect. 20. Every certificate duly signed and acknowledged
2 by the Director of the Maine Agricultural Experiment Sta-
3 tion, relating to the collection and analysis of any sample of
4 agricultural seed, commercial feeding stuff, commercial fer-
5 tilizer, drug, food, fungicide, or insecticide shall be pre-
6 sumptive evidence of the facts therein stated.

Sect. 21. Sections sixteen to thirty-three inclusive of
2 chapter thirty-nine of the Revised Statutes, and all amend-
3 ments and additions thereto, chapter sixty-six of the Pub-
4 lic Laws of nineteen hundred and five, chapter one hundred
5 and twenty-four of the Public Laws of nineteen hundred and
6 seven and all other acts or parts of acts inconsistent here-
7 with, are hereby repealed.