

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

HOUSE

NO. 29

House of Representatives, Jan. 16, 1913.

Tabled pending reference to a committee, by Mr. Skelton of Bowdoin, and ordered printed.

W. R. ROIX, Clerk.

STATE OF MAINE

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

AN ACT to amend Chapter one hundred and nineteen of the Public Laws of nineteen hundred and eleven regulating the sale of agricultural seeds, commercial feeding stuffs, commercial fertilizers, drugs, foods, fungicides and insecticides.

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

Section 1. Chapter one hundred and nineteen of the Public Laws of nineteen hundred and eleven is hereby amended by the addition of two new sections and adding the following at the end of the sentence before the last in section nine: Except that said fee shall not be assessed for the registration of a fungicide or insecticide consisting of organic matter and not containing any added inorganic matter or

8 mineral chemical, provided that a complete chemical analysis
9 of said fungicide or insecticide is given in, and as part of,
10 the certificate required under this section,' so that the sec-
11 tions as amended and added shall read as follows:

'Sect. 9. Any person who shall manufacture, sell, dis-
13 tribute, transport, offer or expose for sale, distribution or
14 transportation in the state any fungicide or insecticide shall
15 before so doing file with the director of the Maine agri-
16 cultural experiment station for each and every fungicide
17 or insecticide bearing a distinguishing name or trademark,
18 a certified copy of the statements made in section eight.
19 Said certified copy shall be accompanied when said director
20 shall so request by a sealed package containing not less
21 than one pound of fungicide or insecticide. The person
22 who shall file such certificate shall pay annually to the
23 director of the Maine agricultural experiment station, a
24 registration fee of ten dollars, this fee to be assessed on
25 any brand offered for sale, distribution or transportation
26 in the state, except that said fee shall not be assessed for
27 the registration of a fungicide or insecticide consisting of
28 organic matter and not containing any added inorganic mat-
29 ter or mineral chemical, provided that a complete chemical
30 analysis of said fungicide or insecticide is given in, and as
31 part of, the certificate required under this section. When-
32 ever any person shall have filed said certificate and paid
33 said registration fee, no other person shall be required to
34 file such statement or pay such fee.

'Sect. 22. Lime, marl or wood ashes intended for fertilizing purposes, and without regard to the price at which it is sold or offered for sale, shall be classed as a commercial fertilizer within the meaning of this act. All of the requirements and penalties relative to commercial fertilizers named in this act shall apply to any and every lot of lime, marl, or wood ashes intended for fertilizing purposes. In addition to the requirements of section six the label and certificates shall truly state the minimum and maximum percentage of total lime (calcium oxide), the minimum and maximum percentage of total magnesia (magnesium oxide), the minimum and maximum percentage of lime combined as carbonate (calcium carbonate), and magnesium combined as carbonate (magnesium carbonate), and minimum percentage of lime sulphur (calcium sulphate) in gypsum or land plaster. The person filing the certificate shall annually pay to the director of the Maine agricultural experiment station a registration fee of ten dollars for each brand of lime intended for fertilizing purposes.

'Sect. 23. For the purpose of this act an article of food in package form, if sold at a greater price than five cents, shall also be deemed to be misbranded if the quantity of the contents be not plainly and conspicuously marked on the outside of the package in terms of weight, measure, or numerical count. *Provided, however,* that reasonable variations shall be permitted, and tolerances shall be established by rules and regulations made in accordance with

62 section thirteen of this act, which shall not on the average
63 reduce the weight, measure, or numerical count below that
64 marked on said package. And further provided that the
65 penalties of this act shall not be enforced on account of sale
66 of food not branded in terms of weight, measure, and nu-
67 merical count, purchased prior to January first, nineteen
68 hundred and fourteen.'