

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-SIXTH LEGISLATURE

HOUSE

NO. 546

House of Representatives, March 18, 1913.

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

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, com-
mercial 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 Pub-
lic Laws of nineteen hundred and eleven is hereby amended
by the addition of two new sections and adding the follow-
ing at the end of the sentence before the last in section nine:
'Except that said fee shall not be assessed for the registra-
tion of a fungicide or insecticide consisting of organic mat-
ter and not containing any added inorganic matter or min-

8 eral 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 tion 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 commissioner of agriculture
16 for each and every fungicide or insecticide bearing a dis-
17 tinguishing name or trademark, a certified copy of the state-
18 ments made in section eight. Said certified copy shall be
19 accompanied when said commissioner of agriculture shall
20 so request by a sealed package containing not less than one
21 pound of fungicide or insecticide. The person who shall
22 file such certificate shall pay annually to the commissioner
23 of agriculture a registration fee of ten dollars, this fee to
24 be assessed on any brand offered for sale, distribution or
25 transportation in the state, except that said fee shall not
26 be assessed for the registration of a fungicide or insecticide
27 consisting of organic matter and not containing any added
28 inorganic matter or mineral chemical, provided that a com-
29 plete chemical analysis of said fungicide or insecticide is
30 given in, and as part of, the certificate required under this
31 section. Whenever any person shall have filed said certifi-
32 cate and paid said registration fee, no other person shall be
33 required to file such statement or pay such fee.

'Sect. 22. Lime, marl or wood ashes intended for fer-

35 tilizing purposes, and without regard to the price at which
36 it is sold or offered for sale, shall be classed as a commer-
37 cial fertilizer within the meaning of this act. All of the
38 requirements and penalties relative to commercial fertilizers
39 named in this act shall apply to any and every lot of lime,
40 marl or wood ashes intended for fertilizing purposes. In
41 addition to the requirement of section six the label and cer-
42 tificates shall truly state the minimum and maximum per-
43 centage of total lime (calcium oxide), the minimum and
44 maximum percentage of total magnesia (magnesium oxide),
45 the minimum and maximum percentage of lime combined
46 as carbonate (calcium carbonate), and magnesium combined
47 as carbonate (magnesium carbonate), and minimum per-
48 centage of lime sulphur (calcium sulphate) in gypsum or
49 land plaster. The person filing the certificate shall an-
50 nually pay to the commissioner of agriculture a registration
51 fee of ten dollars for each brand of lime intended for fer-
52 tilizing purposes.

‘Sect. 23. For the purpose of this act an article of food
54 in package form if sold at a greater price than five cents,
55 shall also be deemed to be misbranded if the quantity of
56 the contents be not plainly and conspicuously marked on
57 the outside of the package in terms of weight, measure, or
58 numerical count. Provided, however, that reasonable va-
59 riations shall be permitted, and tolerances shall be estab-
60 lished by rules and regulations made in accordance with sec-
61 tion thirteen of this act. And further provided that the

62 penalties of this act shall not be enforced on account of sale
63 of food not branded in terms of weight, measure, and nu-
64 merical count, purchased prior to January first, nineteen
65 hundred and fourteen.'

Sect. 2. This act shall take effect January one, nineteen
2 hundred and fourteen.