

# MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

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HOUSE

NO. 553

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*House of Representatives, March 13, 1917.*

*Referred to Committee on Public Health and five hundred copies ordered printed. Sent up for concurrence.*

*W. R. ROIX, Clerk.*

*Presented by Mr. Garcelon of Auburn.*

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND SEVENTEEN

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AN ACT to Amend Sections Twelve and Thirteen of Chapter Thirty-seven of the Revised Statutes Relative to the Inspection of Milk, and to Provide a Penalty for Interference with Inspectors Appointed by Cities and Towns in the Performance of Their Duties.

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

Section 1. Section twelve of chapter thirty-seven of the  
2 revised statutes is hereby amended by inserting after the  
3 word "milk" in the fifth line thereof the words 'cream, but-  
4 ter, and all other dairy products, substitutes therefor and

5 imitations thereof,' so that said section as amended shall  
6 read as follows:

'Sect. 12. The municipal officers of cities and towns con-  
2 taining not less than three thousand inhabitants, and the  
3 municipal officers of all other towns on application of ten  
4 voters therein, shall appoint annually one or more persons to  
5 be inspectors of milk, cream, butter and all other dairy prod-  
6 ucts, substitutes therefor and imitations thereof, who, before  
7 entering upon their duties, shall give notice of their ap-  
8 pointment by publishing the same for two weeks in a news-  
9 paper published in their towns, if any, otherwise by posting  
10 such notice in two or more public places therein and they  
11 may receive such fees as said officers establish.'

Sect. 2. Section thirteen of chapter thirty-seven of the  
2 revised statutes is hereby amended by striking out said sec-  
3 tion and substituting therefor the following:

'Sect. 13. Inspectors appointed by the municipal officers  
2 of cities and towns shall keep an office and books for the  
3 purpose of recording the names and places of business of all  
4 persons selling milk or other dairy products within their  
5 jurisdiction. They shall have access at all reasonable hours  
6 to all places of business, factories or carriages, cans or other  
7 vessels used in the production, handling or sale of milk or  
8 any other dairy product, substitute therefor or imitation  
9 thereof, and, upon tendering the market price of a sample of  
10 milk or other dairy product, substitute therefor or imitation  
11 thereof, may take such sample from any person, firm, cor-

12 poration or association; cause it to be analyzed or otherwise  
13 satisfactorily tested, and preserve the result as evidence. In-  
14 spectors shall, if the owner of the product inspected so re-  
15 quests, leave with the owner a sealed specimen of the prod-  
16 uct examined by them, which shall be marked in the same  
17 manner as the specimen taken at that time by the inspector;  
18 and they shall prosecute for all violations of sections fifteen  
19 and twenty-eight.'

Sect. 3. Chapter thirty-seven of the revised statutes is  
2 hereby amended by adding the following section:

'Whoever in any way interferes with a milk inspector of a  
2 city or town, or his agent, in the performance of his duties,  
3 by refusing entrance to a place he is authorized to enter, or  
4 access to a receptacle to which he is authorized to have  
5 access, or by refusing to deliver to him a sample which he is  
6 authorized to take, or in any other way interferes with said  
7 inspector or his agent in the performance of his duties, shall  
8 be fined not less than ten nor more than fifty dollars, or im-  
9 prisoned for not less than ten nor more than thirty days.'