

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)

(NEW DRAFT)

EIGHTIETH LEGISLATURE

HOUSE

NO. 376

House of Representatives, March 23, 1921.

Reported by Mr. Conant from a Committee on Agriculture
and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND
NINE HUNDRED AND TWENTY-ONE**

AN ACT in Addition to Chapter Thirty-seven of the Revised
Statutes, Relating to the Sale of Milk.

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

Chapter thirty-seven of the revised statutes is hereby
2 amended by adding thereto the five following sections:

'Sect. 37. Whoever by himself, clerk, servant or agent,
2 sells, exchanges or delivers, or has in his custody or posses-
3 sion with intent to sell, exchange, or deliver, or exposes or
4 offers for sale or exchange milk which is not of good stand-
5 ard quality, adulterated milk or milk to which water or any
6 foreign substance has been added, or milk produced from

7 sick or diseased cows, or milk in or from cans or other
8 utensils that are not in a clean or sanitary condition; and
9 whoever by himself, clerk, servant, or agent, sells, exchanges
10 or delivers, or has in his custody with intent to sell, ex-
11 change or deliver, cream containing less than eighteen per-
12 cent of milk fat, shall for the first offense be punished by
13 a fine not exceeding fifty dollars, for a second offense by
14 a fine of not less than fifty, nor more than one hundred
15 dollars, and for a subsequent offense by a fine of one hun-
16 dred dollars and by imprisonment for not less than thirty,
17 nor more than sixty days. And in prosecutions hereunder
18 milk, which upon analysis is shown to contain less than
19 eleven and seventy-five hundredths percent of milk solids
20 or less than three and twenty-five hundredths percent of
21 fat shall not be considered milk of good standard quality.
22 Nothing in this chapter or in chapter thirty-six shall be con-
23 strued to prohibit the sale of skimmed milk, as such, nor
24 the sale of so-called standardized milk as hereinafter defined
25 and conditioned, provided said standardized milk complies
26 with the provisions of this section.

Sect. 38. Standardized milk is hereby defined as a product
2 resulting from the blending of milk or skimmed milk with
3 clean, fresh, natural cream under proper sanitary condi-
4 tions, and in such manner as to afford a milk of certain de-
5 fined composition.

Sect. 39. Any person, firm or corporation, who shall pro-
2 duce a standardized milk or who shall manufacture, sell,

3 distribute, transport, offer or expose for sale, distribution
4 or transportation, standardized milk as defined in this chap-
5 ter, shall before so doing, file with the commissioner of
6 agriculture an application for a license accompanying such
7 application with a license fee of twenty-five dollars. Said
8 license to be issued by the commissioner of agriculture at
9 his discretion, limited to a period of one year and revokable
10 for cause. The fees collected under this section shall be
11 used by the commissioner for the enforcement of the provi-
12 sions of this act.

Sect. 40. Any person, firm or corporation, who shall man-
2 ufacture, sell, distribute, transport, offer or expose for sale,
3 distribution or transportation in the state any standardized
4 milk as defined in this chapter, shall affix plainly and con-
5 spicuously on the outside thereof of every can, bottle, jug,
6 or other container in which the standardized milk is shipped,
7 sold or delivered, either at wholesale or retail, a plain and
8 conspicuous label or tag giving the name of the producer
9 or manufacturer and the words "Standardized Milk"; also
10 a statement stating the minimum percentage of butter-fat
11 contained in such milk.

Sect. 41. Any person, firm or corporation, who shall vio-
2 late any of the provisions of the four preceding sections or
3 who shall sell, offer or expose for sale, distribution or trans-
4 portation, any such standardized milk not truthfully and
5 properly labeled as provided for in the preceding section,
6 shall be punished by a fine of not less than fifty dollars nor

7 more than one hundred dollars for the first offense, and not
8 less than one hundred dollars nor more than two hundred
9 dollars for the second offense.'