

MAINE STATE LEGISLATURE

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EIGHTY-FIRST LEGISLATURE

HOUSE

NO. 291

House of Representatives, March 7, 1923.

Referred to Committee on Agriculture and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Rounds of Portland.

STATE OF MAINE

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

AN ACT Additional to the Provisions of Chapter Thirty-seven
of the Revised Statutes Relating to the Pasteurization of Milk
and Cream and to Certified 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 following sections:

'Sect. 37. No person, firm or corporation shall sell any
2 milk or cream in this state as "pasteurized" milk or cream
3 unless such milk or cream is pasteurized according to the
4 following specifications and satisfactory to the commission-
5 er of agriculture and the local board of health, nor unless
6 such pasteurized milk or cream shall have been pasteurized

7 within the city or town limits where such pasteurized milk
8 or cream is sold.

‘Sect. 38. Pasteurization of milk or cream is hereby de-
2 fined as a process by which milk or cream is rapidly heated
3 to a temperature of not less than one hundred and forty-
4 five degrees (Fahrenheit) and held at such temperature for
5 thirty minutes, then cooled immediately to a temperature
6 of fifty degrees (Fahrenheit) and held at this temperature
7 until delivery.

‘Sect. 39. No person, firm or corporation shall sell or ex-
2 change, or offer or expose for sale or exchange, as and for
3 certified milk, any milk which does not conform to the rules
4 and regulations and to the methods and standards for the
5 production and distribution of “certified milk” adopted by
6 the American Association of Medical Milk Commissions
7 on May first, nineteen hundred and twelve, and which does
8 not bear the certification of a health officer appointed under
9 the provisions of section forty-three of chapter nineteen
10 of the revised statutes, and which has not been pronounced
11 by such authority to be free from antiseptics, added preserv-
12 atives, and pathogenic bacteria, or bacteria in excessive
13 numbers. All milk sold as certified milk shall be conspic-
14 uously marked with the name of the health officer certify-
15 ing it. Such health officer shall make all requirements for
16 the production and handling of certified milk uniform and
17 fair, and shall not refuse to certify milk for any applicant

18 for certification who shall comply with the provisions of
19 this section and section forty.

‘Sect. 40. No person, firm or corporation shall sell or ex-
2 change or offer or expose for sale or exchange, any cream,
3 skimmed milk, buttermilk, ice cream, butter or cheese as
4 and for certified cream, certified skimmed milk, certified
5 buttermilk, certified ice cream, certified butter or certified
6 cheese, as the case may be, or use the word “certified” in
7 connection with the sale, designation, advertising, labeling
8 or billing of any cream, skimmed milk, buttermilk, ice
9 cream, butter or cheese unless the same and all products
10 of milk contained therein or used in the manufacture there-
11 of are obtained exclusively from milk which conforms to
12 the requirements of this act for certified milk and which
13 bears the certification of the local health officer in accord-
14 ance with the provisions of the preceding section, and un-
15 less in addition thereto the methods and conditions under
16 which such cream, skimmed milk, buttermilk, ice cream,
17 butter and cheese, as the case may be, have been prepared
18 or manufactured, as regards cleanliness and sanitation, shall
19 conform to the requirements of the local health officer
20 whose certification is sought. All cream, skimmed milk,
21 buttermilk, ice cream, butter and cheese sold, designated,
22 advertised or offered for sale, as certified cream, certified
23 skimmed milk, certified buttermilk, certified ice cream, cer-
24 tified butter or certified cheese shall be conspicuously
25 marked with the name of the local health officer certifying

26 it and certifying the milk from which such cream, ice cream,
27 butter and cheese is obtained.

'Sect. 41. Whoever violates any of the provisions of the
2 four preceding sections shall be punished by a fine of not
3 less than twenty-five dollars nor more than two hundred
4 dollars.

'Sect. 42. The five preceding sections shall not apply to
2 cities having less than forty thousand inhabitants according
3 to the last census taken by the United States, unless the
4 local board of health in such city shall adopt the same un-
5 der the authority given such boards of health by the pro-
6 visions of section forty-five of chapter nineteen of the re-
7 vised statutes.'