

MAINE STATE LEGISLATURE

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EIGHTY-THIRD LEGISLATURE

Senate Document

No. 150

S. P. 362

In Senate, Feb. 25, 1927.

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

ROYDEN V. BROWN, Secretary.

Presented by Senator Slocum of Cumberland.

STATE OF MAINE

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

AN ACT to Amend Sections Twenty and Twenty-two of
Chapter Thirty-seven, Revised Statutes, Relating to the
Capacity of Milk Bottles and Jars.

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

Section 1. Section twenty of chapter thirty-seven of the
2 revised statutes is hereby amended by striking out in the
3 sixth and seventh lines thereof, the words "not less than
4 eight ounces or more than eight ounces and two drams for
5 the quart, pint and one-half pint respectively" and inserting
6 in place thereof, the words 'not less than ten ounces or more
7 than ten ounces and three drams; not less than eight ounces
8 or more than eight ounces and two drams; not less than
9 four ounces or more than four ounces and one dram for the

10 quart, pint, five-eighths pint, one half pint and gill respec-
11 tively' and also by adding in the ninth line thereof, after
12 the words "by the manufacturer" the words 'The height of
13 the aforesaid milk bottles and jars shall be as follows: for
14 the quart, nine and one-half inches, pint, seven and one-half
15 inches, five-eighths pint, six and one-quarter inches, one-
16 half pint, five and one-quarter inches, and gill, four and one-
17 quarter inches. The use, for the distribution of milk or
18 cream to the consumer, of glass bottles or jars of any other
19 capacity than as herein provided, is hereby prohibited and
20 declared to be illegal and the aforesaid five-eighths pint
21 bottle or jar shall be marked, "Maine seal—five-eighths
22 pint; two and one-half gills",' so that said section, as
23 amended, shall read as follows:

'Sect. 20. Capacity of milk bottles and jars. Glass bottles
2 and jars which are used for the distribution of milk or
3 cream to consumers and which hold, when filled to a level
4 with the bottom of the cap or stopple, not less than thirty-
5 two ounces or more than thirty-two ounces and six drams;
6 not less than sixteen ounces or more than sixteen ounces
7 and four drams; not less than ten ounces or more than ten
8 ounces and three drams; not less than eight ounces or more
9 than eight ounces and two drams; not less than four ounces
10 or more than four ounces and one dram for the quart, pint,
11 five-eighths pint, one-half pint and gill respectively, shall
12 be sealed as full measure under the provisions of section
13 thirteen of chapter forty-eight or by the manufacturer. The

14 height of the aforesaid milk bottles and jars shall be as
15 follows: for the quart, nine and one-half inches, pint, seven
16 and one-half inches, five-eighths pint, six and one-quarter
17 inches, one-half pint, five and one-quarter inches, and gill,
18 four and one-quarter inches. The use, for the distribution
19 of milk or cream to the consumer, of glass bottles or jars
20 of any other capacity than herein provided is hereby pro-
21 hibited and declared to be illegal and the aforesaid five-
22 eighths pint bottle or jar shall be marked, "Maine seal—five-
23 eighths pint; two and one-half gills." All dealers in milk
24 or cream who use glass bottles or jars for the distribution
25 of milk or cream to consumers, which have not been sealed
26 by the manufacturer, shall bring such bottles or jars to the
27 office of their city or town sealer to be sealed as aforesaid.
28 If the bottle or jar has once been sealed by a sealer of
29 weights and measures, or by the manufacturer, it shall not
30 in any case be necessary to have it sealed again at any time
31 while it is used for the distribution of milk or cream to
32 consumers. Glass bottles or jars sealed under the provisions
33 of this section shall not be legal measures except for the
34 distribution of milk or cream to consumers.'

Sect. 2. Section twenty-two of the said chapter thirty-
2 seven is hereby amended by striking out in the eighth line
3 thereof, the word "this" and by inserting after the word
4 "section" the words 'twenty, of this chapter,' so that said
5 section, as amended, shall read as follows:

'Sect. 22. Penalty for violation. Any manufacturer who

2 sells milk or cream bottles to be used in this state that do
3 not comply as to size and markings with the provisions of
4 the two preceding sections, shall forfeit five hundred dollars,
5 to be recovered by the attorney-general in an action upon the
6 bond of such manufacturer. Any dealer who uses for the
7 purpose of selling milk or cream, jars or bottles purchased
8 after the third day of July, nineteen hundred and fifteen,
9 that do not comply with the requirements of section twenty,
10 of this chapter, as to markings and capacity, shall be deemed
11 guilty of using false or insufficient measures.'

Sect. 3. All acts or parts of acts inconsistent herewith,
2 are hereby repealed.