

MAINE STATE LEGISLATURE

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N I N E T Y - S E C O N D L E G I S L A T U R E

Legislative Document

No. 734

H. P. 1170

House of Representatives, February 13, 1945.

Referred to Committee on Agriculture, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Tozier of Fairfield.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-FIVE

AN ACT Relating to Test for Butter-fat in Milk.

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

R. S., c. 27, § 97, amended. Section 97 of chapter 27 of the revised statutes is hereby amended to read as follows:

‘Sec. 97. Milk to be weighed and tested by Babcock test; report of tests; penalty. All milk or cream purchased by any person, firm, or corporation for use in or to be resold by any creamery in this state, at the option of the seller or producer, shall be weighed and shall be tested by the Babcock test to ascertain the amount of butter-fat per pound therein contained; and the value of the cream or milk thus purchased shall be determined by the amount of butter-fat per pound as thus ascertained. **The results of such tests shall be reported to the producers within 2 days after such tests are made and composite samples from which these tests are made shall not be destroyed before 5 days after the results of said tests are delivered to the producers.** Sellers or producers as aforesaid, who are making regular or daily delivery of milk or cream to the same purchaser that desire to sell said products as herein provided, shall give to the purchaser 10 days’ written notice of their desire to make future sales in accordance with the provisions hereof. The test herein provided shall be made by the owners or operators of the creamery purchasing as aforesaid or by

the commissioner or his deputies; but upon petition in writing, signed by 25% or more of the patrons of any creamery and addressed to the commissioner, or upon petition in writing signed by the owner or operator of any creamery and addressed to said commissioner, one or more tests shall be made by, or under the direction of said commissioner, and the finding of said commissioner shall be conclusive upon all parties therein concerned; provided, however, that when the total number of patrons of any one creamery exceeds 100 then the number of petitioners herein required need not exceed 30. All samples of cream tested by said test shall be weighed and the standard unit for testing shall be 18 grams. Any person, firm, or corporation, or the servant or agent of any person, firm, or corporation, who violates the provisions of this section shall be punished by a fine of not more than \$50, or by imprisonment for not more than 30 days.'