

MAINE STATE LEGISLATURE

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

Legislative Document

No. 19

S. P. 45

In Senate, January 9, 1947.

Referred to Committee on Manufactures. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary.

Presented by Senator Cross of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-SEVEN

AN ACT Relating to the Inspection of Oils.

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

Sec. 1. R. S., c. 88, § 169, amended. Section 169 of chapter 88 of the revised statutes is hereby amended to read as follows:

‘Sec. 169. Names and symbols on distributing devices to show true contents and identity of the manufacturer or distributor. It shall be unlawful for any person, firm, or corporation to store, keep, expose for sale, offer for sale, or sell from any tank or container or from any pump or other distributing device or equipment, any internal combustion engine fuels, lubricating oils, or other similar products than those indicated by the name, trade name, symbol, sign, or other distinguishing mark or device of the manufacturer or distributor appearing upon the tank, container, pump, or other distributing equipment from which the same are sold, offered for sale, or distributed, and all tanks, containers, pumps, or other distributing equipment containing internal combustion engine fuels, lubricating oils, or other similar products shall be plainly designated by the name, trademark, symbol, sign, or other distinguishing mark or device of the manufacturer or distributor, and any person, firm, or corporation desiring to engage in the business of distribution of internal combustion engine fuels, lubricating oils, or other similar products at wholesale shall apply to the state ~~tax~~

~~assessor~~ **commissioner of agriculture** for certificate allowing such distribution, and such applicant shall submit with such application to the ~~state tax assessor~~ **commissioner of agriculture** samples or specifications of such fuels or oils as he desires to distribute. When such application, accompanied by such samples, has been received by the ~~state tax assessor~~ **commissioner of agriculture**, he shall issue a certificate or permit to enable such person, firm, or corporation to sell or distribute its products.'

Sec. 2. R. S., c. 88, § 174, amended. Section 174 of chapter 88 of the revised statutes is hereby amended to read as follows:

'Sec. 174. **Director of Maine Agricultural Experiment Station to analyze samples; commissioner of agriculture to enforce.** The director of the Maine Agricultural Experiment Station shall analyze or cause to be analyzed such samples of internal combustion engine fuels, lubricating oils, and other like products at such time and to such extent as the ~~state tax assessor~~ **commissioner of agriculture** may determine. It shall be the duty of the ~~state tax assessor~~ **commissioner of agriculture** in person, or by deputy, to enforce the provisions of sections 168 to 175, inclusive, and for that purpose the ~~state tax assessor~~ **commissioner of agriculture** in person, or by deputy, shall have full access, ingress, and egress at all reasonable hours to any place or building wherein internal combustion engine fuels, lubricating oils, and other like products are stored, transported, sold, offered or exposed for sale. He may also in person or by deputy open any case, package, or other container, tank, pump, tank car, or storage tank, and enter upon any barge, vessel, or other vehicle of transportation and may, upon tendering the market price, take samples for analysis. ~~The expense of such analysis and of the administration of section 168 to 175, inclusive, shall be included in the expense of the administration of the tax on gasoline provided for by chapter 14 and shall be deducted from the proceeds of said tax.~~