

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
98th LEGISLATURE

COMMITTEE AMENDMENT "A" to S. P. 274, L. D. 732, Bill, "An Act
Creating the Maine Weights and Measures Law."

Amend said Bill in Section 1 by striking out the last 8 lines of the 1st paragraph of the part designated "Sec. 24" and inserting in place thereof the following underlined words, figures and punctuation:

' milk bottles, each 1¢; for fabric measuring devices, 25¢; taxi cab meters, \$1; motor fuel retail pump meters, \$1; motor fuel and fuel oil vehicle meters, \$3; wholesale motor fuel and fuel oil meters, \$5; vehicle tanks, \$1 for the first 100 gallons and 50¢ for each additional 100 gallons or fractional part thereof, provided, however, that no testing of such vehicle tanks shall be made by less than a 100 gallon test measure; for adjusting fuel meters, \$2; for adjusting retail motor fuel pump meters, 50¢; for adjusting large capacity scales, \$4.'

Further amend said Bill in Section 1 by striking all of that part designated "Sec. 30" and inserting in place thereof the following underlined section:

'Sec. 30. Sale by weight. The word "weight" as used in this chapter shall mean net weight, except as otherwise provided in this section. Whenever any commodity is sold on the basis of weight, the net weight of such commodity shall be employed, and all contracts and documents concerning such commodity shall be so construed, except as otherwise provided in this section. Notwithstanding anything to the contrary contained anywhere in this chapter, rope, twine and cordage may be marked and sold on a gross weight basis and all contracts and documents relating to the marking or sale of any of such commodities shall be construed to be upon such basis, unless a contrary intent clearly appears. Notwithstanding anything to the contrary contained anywhere in this chapter, wrapped paper rolls, paper rolls on non-returnable cores and wrapped bundles of paper may be marked and sold on a gross weight basis and sheeted paper may be marked and sold on a specified ream weight basis and all contracts and documents relating to the marking or sale of any of such commodities shall be construed accordingly unless a contrary intent clearly appears, except that none of such commodities shall be so sold at retail, or so marked for sale at retail, if such sale or marking is contrary to such reasonable regulations consistent with trade practices in the paper industry as the State Sealer may from time to time issue.'

Further amend said Bill in Section 1 by inserting in the first line of that part designated "Sec. 39" after the underlined word "unlawful" the underlined words and punctuation 'for any jobber, wholesaler or retailer'

(Filing No. 240)

Further amend said Bill in Section 1 by striking out the underlined word "net" in the 3rd line from the end of that part designated "Sec. 39".

Further amend said Bill by striking out the single quotation mark at the end of Section 1 and by adding at the end of Section 1 the following underlined section:

"Sec. 62. Exclusion. Sales of any commodities by the manufacturers thereof under written purchase orders or contracts which clearly stipulate the weight or unit measure or other basis upon which the selling price is based, or which fix the selling price pursuant to established trade practices or customs in the industry, may be made in accordance with the provisions of such purchase orders or contracts notwithstanding any of the provisions of sections 25 to 30, inclusive."

Reported by the Committee on Agriculture.

Read and adopted in the Senate April 19, 1957.

Reproduced and distributed under the direction of the Clerk of the House.

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