

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
99th LEGISLATURE

COMMITTEE AMENDMENT "A" to S. P. 409, L. D. 1193, Bill, "An Act
Relating to Marking and Detention of Substandard Grade
Sardines."

Amend said Bill by inserting at the beginning of the 24th line
the following underlined abbreviation and figure 'Sec. 1.'

Further amend said Bill by inserting before the emergency
clause the following sections:

"Sec. 2. R. S., c. 32 §33, amended. Section 33 of chapter 32
of the Revised Statutes is amended to read as follows:

'Sec. 33. Brands, labels and trade-marks; use of brands;
revocation. The commissioner may determine or design brands, labels
or trade-marks for identifying farm products and sardines packed in
accordance with such official grades and standards established as
provided by law and may furnish information to packers and shippers
as to where such labels and trade-marks may be obtained. A written
application to the said commissioner requesting permission to use
said brands, labels or trade-marks, and a written acceptance there-
to by the said commissioner or duly authorized assistants, shall be
a condition precedent to the use of such brands, labels or trade-
marks. The said commissioner may revoke or suspend the right to
use such brands, labels or trade-marks whenever it appears on in-
vestigation that they have been used to identify farm products and
sardines not in fact conforming to the grade indicated.'

Sec. 3. R. S., c. 32, §35, amended. The first sentence of
section 35 of chapter 32 of the Revised Statutes is amended to read
as follows:

'After notice of the establishment of grades or standards and the
determination of brands, labels or trade-marks as-herein-provided,
it shall be unlawful to use a brand, label or trade-mark to identify
farm products and sardines as being of a grade established as-afere-
said before a permit is granted or after the revocation of the right
to use such brand, label or trade-mark by the commissioner.'

Sec. 4. R. S., c. 32 §36, amended. Section 36 of chapter 32
of the Revised Statutes is amended to read as follows:

'Sec. 36. Inspection of branded products; certificates of
inspection. The commissioner or his duly authorized agents may
inspect farm products and sardines, marked, branded or labeled in
accordance with official grades or standards established and pro-
mulgated by the said commissioner; ~~as provided in this chapter~~, for
the purpose of determining and certifying the quality and condition
thereof and other material facts relative thereto. Certificates
issued in pursuance of such inspection and executed by the inspector
shall state the date and place of inspection, the grade, condition
and approximate quality of the farm products and sardines inspected
and such other pertinent facts as the said commissioner may require.

(Over)

(Handwritten signature)

Such a certificate relative to the condition or quality of said farm products and sardines shall be prima facie evidence in all courts of the State of the facts required as-aforesaid to be stated therein."

Reported by the Committee on Agriculture.

Read and Adopted in the Senate April 16, 1959.

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

(Filing No. 217)

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