

SENATE No. 345

To accompany the petition of Charles E. Shepard for legislation relative to licenses to sell milk. Agriculture and Public Health, sitting jointly.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Thirty-Six.

An Act relative to a License to sell Milk.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section forty of chapter ninety-four of the
2 General Laws, as appearing in the Tercentenary
3 Edition thereof, is hereby amended by striking
4 out, in the second line thereof, the following:—
5 “or selling not more than twenty quarts per day
6 to consumers”, — so that section forty shall read
7 as follows:— *Section 40.* No person, except a
8 producer selling milk to other than consumers
9 shall deliver, exchange, expose for sale or sell or
10 have in his custody or possession with intent so
11 to do any milk, skimmed milk or cream in any
12 town where an inspector of milk is appointed,
13 without obtaining from such inspector a license
14 which shall contain the number thereof, the name,
15 place of business, residence, number of vehicles

16 used by the licensee and the name of each driver
17 or other person employed by him in carrying or
18 selling milk. A license issued to a partnership or
19 corporation shall be issued in the business name
20 of said partnership or corporation and shall con-
21 tain the names in full of the partners and man-
22 agers of said partnership or officers of said cor-
23 poration. The license shall, for the purposes of
24 sections forty to forty-two, inclusive, be conclu-
25 sive evidence of ownership and shall not be sold,
26 assigned or transferred. Whoever in such a town,
27 engages in the business of selling milk, skimmed
28 milk or cream from any vehicle shall display
29 conspicuously on the outer side of each vehicle so
30 used, his license number in figures not less than
31 one and one half inches in height, and the name
32 and place of business of the licensee in gothic
33 letters not less than one and one half inches in
34 height. Whoever in such town engages in the
35 business of selling milk, skimmed milk or cream
36 in a store, booth, stand or market place shall
37 have his license conspicuously posted therein.