

HOUSE No. 73

Accompanying the third recommendation of the Commissioner of Public Health (House, No. 70). Public Health. Dec. 2, 1926.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Twenty-Seven.

An Act relative to the Licensing of Establishments for the Pasteurization of 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 Chapter ninety-four of the General Laws is hereby
2 amended by inserting after section forty-eight the follow-
3 ing new section:—

4 *Section 48A.* No person shall maintain an establish-
5 ment for the pasteurization of milk without a license
6 from the board of health of the town where the estab-
7 lishment is to be located. Any person desiring such a
8 license may make written application to such board,
9 stating the location of the establishment and such other
10 information as may be required by rules and regulations
11 for the enforcement of this section which the depart-
12 ment of public health is hereby authorized to make.
13 Upon receipt of the application the said board shall
14 cause an examination of the sanitary condition of the
15 establishment to be made, and if it is found to be in a
16 sanitary condition, and in accordance with the require-
17 ments of said rules and regulations, and otherwise prop-
18 erly equipped for the business of pasteurizing milk, said
19 board, upon receipt of a license fee of ten dollars, shall

20 cause a license to be issued authorizing the applicant to
21 carry on an establishment for the pasteurization of milk
22 for one year. If any such establishment licensed here-
23 under is deemed by the board issuing such license or by
24 the department of public health to be operated or main-
25 tained in an unsanitary manner, or in violation of said
26 rules and regulations, or not properly equipped for the
27 business of pasteurizing milk, the board or the depart-
28 ment shall close such establishment until such time as
29 it has been put in a condition to conform with this sec-
30 tion, and said board or department may suspend the
31 license if the required changes are not made within a
32 reasonable time.

33 Whoever, himself or by his servant or agent, violates
34 any provision of this section, or of the rules and regula-
35 tions made hereunder, shall be punished for the first
36 offence by a fine of not more than two hundred dollars,
37 and for a subsequent offence by a fine of not less than
38 fifty dollars nor more than three hundred dollars.

39 This section shall not be construed to interfere with
40 the powers and duties conferred upon boards of health
41 of cities and towns by sections forty-one and forty-
42 three.

