

SENATE No. 202.

Commonwealth of Massachusetts.

SENATE, March 7, 1901.

The committee on Agriculture, to whom was referred the petition of C. Edwin Childs and another for legislation for the better protection of dairymen (accompanied by bill, Senate, No. 95), report the accompanying bill.

For the Committee,

M. A. MORSE.

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and One.

AN ACT

To provide for the Protection of Dairymen.

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 1. All bottles, pipettes or other
2 measuring glasses used by any person, firm or
3 corporation, or their employees or agents, at any
4 creamery, cheese factory, condensed milk factory,
5 milk depot or elsewhere, in this state, in deter-
6 mining by the Babcock test, or by any other test,
7 the value of milk or cream received from different
8 persons or parties at such creameries, factories or
9 milk depots as a basis of payment for the said
10 milk or cream, shall before use be tested for
11 accuracy.

12 Such bottles, pipettes or measuring glasses shall
13 bear in marks or characters ineffaceable the evi-
14 dence that such test has been made by the au-
15 thority named in section two of this act.

16 No inaccurate bottles, pipettes or glasses shall
17 bear such marks or characters, but when found
18 inaccurate shall be marked "bad."

1 SECTION 2. It is hereby made the duty of the
2 director of the Hatch experiment station of the
3 Massachusetts agricultural college, or some com-
4 petent person designated by him, to test all
5 bottles, pipettes or other measuring glasses as re-
6 quired by section one of this act.

7 The director of the experiment station shall
8 receive for such service the actual cost incurred
9 and no more, the same to be paid by the persons
10 or corporations for whom it is done.

1 SECTION 3. Within six months after this act
2 shall take effect, and once each year thereafter,
3 the director of the Hatch experiment station, or
4 his authorized agent shall inspect at expense of
5 the owners, all centrifugal, or other machines
6 used by all persons, firms or corporations or their
7 agents or employees for the testing of milk or
8 cream in fixing the value thereof, and the director
9 of the experiment station or his authorized agent
10 shall cause all such machines to be put in condi-
11 tion to secure accurate results with the Babcock
12 test or other tests at the expense of the owners
13 thereof. Such machines may be replaced by new
14 ones, however, at the option of the persons to
15 whom they belong.

1 SECTION 4. Any person, who either by him-

2 self or in the employ of any other person, firm or
3 corporation, manipulates the Babcock test, or any
4 other test, whether mechanical or chemical, for
5 the purpose of measuring the butter fat contained
6 in milk or cream as a basis for apportioning the
7 value of such milk, or cream, or butter or cheese
8 made from the same, shall secure a certificate
9 from the director of the Hatch experiment station
10 that he or she is competent and well qualified to
11 perform such work.

12 The rules and regulations in the application for
13 such certificate and granting of the same shall be
14 such as the director may arrange. The fee for
15 issuing such a certificate shall in no case exceed
16 two dollars, the same to be paid by the applicant
17 to the director to be used in meeting the expenses
18 incurred under this act.

1 SECTION 5. It shall be the duty of the director
2 of the Hatch experiment station to test farmers'
3 samples of milk or cream by the Babcock method
4 and report the results of each test. The cost of
5 said test to be paid by the farmer.

6 The director shall also test by the Babcock
7 method, samples of milk or cream sent from any
8 creamery, factory or milk depot in the state by its
9 proper representative, the actual cost of such tests
10 to be borne by the sender. The experiment
11 station shall publish and distribute such informa-
12 tion concerning the Babcock test, and the taking
13 and forwarding of samples, as it deems necessary
14 under this section.

1 SECTION 6. Any person or persons violating
2 any of the provisions of this act, shall, on con-
3 viction in a court of competent jurisdiction be
4 fined not more than twenty-five dollars for the
5 first offence and not more than fifty dollars for
6 each subsequent offence.

1 SECTION 7. This act shall take effect on the
2 first day of July, in the year nineteen hundred
3 and one.

