

**HOUSE . . . . . No. 4798**

---

---

**The Commonwealth of Massachusetts**

---

HOUSE OF REPRESENTATIVES, May 10, 1967.

The committee on Bills in the Third Reading, to whom was referred the Bill establishing minimum standards of quality for anti-freeze (House, No. 34, amended), report recommending that the same be amended by the substitution of the accompanying bill (House, No. 4798).

For the committee,

WALTER T. BURKE.

## The Commonwealth of Massachusetts

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

### AN ACT ESTABLISHING MINIMUM STANDARDS OF QUALITY FOR ANTI-FREEZE.

*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 94 of the General Laws is hereby amended by  
2 inserting after section 303F the following eight sections:—

3 *Section 303G.* When used in sections three hundred and  
4 three G to three hundred and three M, inclusive, unless the  
5 context or subject matter otherwise requires:—

6 “Anti-freeze” shall include all substances and preparations  
7 intended for use as the cooling medium, or to be added to the  
8 cooling liquid, in the cooling system of internal combustion  
9 engines to prevent freezing of the cooling liquid or to lower  
10 its freezing point.

11 “Division” shall mean the division on the necessities of life  
12 of the department of labor and industries.

13 *Section 303H.* An anti-freeze shall be deemed to be adul-  
14 terated if it consists in whole or in part of any substance  
15 which will render it injurious to the cooling system of an  
16 internal combustion engine or will make the operation of the  
17 engine dangerous to the user; or if its strength, quality, or  
18 purity falls below the minimum standard of strength, as  
19 established by the director of standards and necessities of  
20 life, or standards of quality or purity under which it is sold.

21 *Section 303I.* An anti-freeze shall be deemed to be mis-  
22 branded if its labeling is false or misleading in any particular;  
23 or if sold in a container which does not bear a label  
24 containing the name and place of business of the manufac-  
25 turer, packer, seller or distributor and an accurate statement  
26 of the quantity of the contents in terms of weight or measure  
27 on the outside of the container.

28 *Section 303J.* No anti-freeze shall be sold, exposed for sale,  
29 or held with intent to sell within the commonwealth unless a  
30 sample thereof has been inspected by the division and a  
31 permit for the sale thereof has been issued by the division.  
32 Upon application of the manufacturer, packer, seller, or  
33 distributor and the payment of a fee of twenty dollars for  
34 each brand of anti-freeze submitted, the division shall inspect  
35 the anti-freeze submitted. If the anti-freeze is not adulterated  
36 or misbranded, if it meets the standards of the division, and is  
37 not in violation of sections three hundred and three G to  
38 three hundred and three K, inclusive, the division shall give  
39 the applicant a written permit authorizing the sale of such  
40 anti-freeze within the commonwealth for the year in which  
41 the inspection fee is paid beginning May first and expiring  
42 April thirtieth next. If the division finds that the product to  
43 be sold, exposed for sale, or held with intent to sell has been  
44 materially altered or adulterated, a change has been made in  
45 the name, brand or trade-mark under which the anti-freeze is  
46 sold, or it violates any provision of section three hundred and  
47 three H or three hundred and three I the division shall notify  
48 the licensee and cancel his permit forthwith.

49 *Section 303K.* The division shall enforce the provisions of  
50 this section and sections three hundred and three G to three  
51 hundred and three J, inclusive, by inspections, chemical  
52 analyses, and other appropriate methods. All samples for  
53 analysis shall be taken from stocks within the commonwealth  
54 or intended for sale therein and the division may call upon  
55 the manufacturer or distributor applying for a license of an  
56 anti-freeze to supply such samples thereof for analysis. The  
57 division shall have free access by legal means during business  
58 hours to all places of business, buildings, vehicles, cars and  
59 vessels used in the manufacture, transportation, sale or  
60 storage of any anti-freeze, and it may open by legal means  
61 any box, carton, parcel, or package containing or supposed to  
62 contain any anti-freeze and may take therefrom samples for  
63 analysis.

64 *Section 303L.* The division may promulgate such rules  
65 and regulations as are necessary to promptly and effectively  
66 enforce the provisions of sections three hundred and three G

67 to three hundred and three K, inclusive, including establish-  
68 ment of minimum standards of quality.

69 *Section 303M.* The division may make such analyses,  
70 inspections, and investigations, and may carry on research  
71 and may publish the reports of such analyses, inspections and  
72 research for the information of the public.

73 *Section 303N.* Whoever violates any provision of section  
74 three hundred and three G to three hundred and three K,  
75 inclusive, shall be punished by a fine of not less than one  
76 hundred nor more than five hundred dollars for each offense.