

HOUSE No. 5573

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, April 25, 1972.

The committee on Natural Resources and Agriculture, to whom were referred the petition (accompanied by bill, House, No. 3580) of David L. Flynn for legislation to further define fees and assessments for milk dealers; and the petition (accompanied by bill, House, No. 3951) of David L. Flynn that the Commissioner of Agriculture be directed to make an annual survey for the purpose of stabilizing the price of milk, report recommending that the accompanying bill (House, No. 5573) ought to pass.

For the committee,

STEVE T. CHMURA

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Two.

AN ACT RELATIVE TO MILK CONTROL.

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 13 of Chapter 94A of the General Laws, as most
2 recently amended, is hereby further amended by striking out
3 subsection (b) thereof and inserting in place thereof the
4 following: —

5 (b) All milk dealers required to be licensed under this chapter,
6 their affiliates and subsidiaries, shall (1) from time to time
7 furnish to the director such information as the commission may
8 by order, rule or regulation require, upon and in conformity to
9 forms or reports approved by the commission and supplied by
10 the director, for the purpose of enabling the director to
11 administer and enforce this chapter and the orders, rules and
12 regulations made by the commission thereunder; and (2) shall
13 furnish to the director such costs analysis information as the
14 commission may, by order, rule or regulation, require upon and
15 in conformity to forms or reports approved by the commission
16 and supplied by the director, for the purpose of enabling the
17 director to administer and enforce this chapter and the orders,
18 rules and regulations made by the commission thereunder. In
19 establishing such forms and reports, the commission may include
20 every direct and indirect element of cost as the word "Costs" is
21 defined in section 1 of this chapter; the commission, where there
22 is cause to believe that milk is being sold for less than cost in any
23 market, shall direct the director to make or cause to be made
24 verification or audit of such forms or reports filed under the
25 provisions of this subsection as it deems necessary and to inspect
26 and verify by reference to the actual operations and transactions
27 all books and records relating to milk or to such milk dealer's
28 business which are in his possession or custody or under his
29 control; all such forms or reports required by this subsection
30 shall be on oath or made under the penalties of perjury.