

SENATE No. 242.

[Offered by Mr. RANDALL of Middlesex as a substitute for the Bill relative to the sale and inspection of drugs and articles of food. (House, No. 305)]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Eighty-three.

AN ACT

For the Better Enforcement of the Laws against the
Adulteration of Food and Drugs.

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. Whoever, by himself, or by his
2 servant or agent, or as the servant or agent of
3 any other person, manufactures for sale, sells, ex-
4 changes or delivers, or has in his possession with
5 intent to sell or exchange, or exposes or offers
6 for sale or exchange any adulterated drug, or
7 adulterated butter, cheese, vinegar or other article
8 of food, shall for each offence be punished by a
9 fine of not less than fifty dollars.

1 SECT. 2. The mayor of every city, and the
2 selectmen of every town of more than two thou-
3 sand inhabitants, shall annually appoint one or
4 more competent persons to be inspectors of drugs,
5 and of butter, cheese, vinegar and other articles
6 of food. The selectmen of any other town, which
7 at a legal meeting so directs, shall annually ap-
8 point one or more such inspectors. All such in-
9 spectors shall be sworn to the faithful discharge
10 of their duties.

1 SECT. 3. Every such city or town shall pro-
2 vide suitable compensation for the inspectors so
3 appointed, and shall furnish them the necessary
4 facilities for the proper discharge of their duties.

1 SECT. 4. Such inspectors shall make frequent
2 examination of drugs, and of milk, butter, cheese,
3 vinegar and other articles of food sold or offered
4 for sale, and if any such article is found to be
5 adulterated, the inspector shall forthwith cause
6 prosecution to be made of any offending party.

1 SECT. 5. All fines imposed for any offence
2 prosecuted by any such inspector, shall be paid
3 to the city or town, and the taxable costs of the
4 prosecution to the county, in which the offence is
5 committed.

1 SECT. 6. The words "food," "drugs," and
2 "adulterated," as used herein, shall be construed
3 as defined in chapter two hundred sixty-three of

4 the acts of the year eighteen hundred eighty-
5 two.

1 SECT. 7. Section sixty-nine of chapter sixty
2 of the Public Statutes, is amended by striking
3 out the word "and" in the third line and the
4 word "but" in the fourth line, and inserting in
5 place of each of said words the words "of vine-
6 gar"; and section seventy-one of said chapter is
7 hereby repealed.

1 SECT. 8. This act shall take effect upon its
2 passage.

