
LEGISLATURE OF PENNSYLVANIA.

FILE OF THE HOUSE OF REPRESENTATIVES.**No.****635****Session of
1919.**

INTRODUCED BY MR. HOLLINGSWORTH, FEBRUARY 25, 1919.

**REFERRED TO COMMITTEE ON AGRICULTURE,
FEBRUARY 25, 1919.**

AN ACT

To amend sections one and three of an act approved the eighth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred twelve) entitled "An act relating to milk providing for the protection of the public health and the prevention of fraud and deception by regulating the sale of milk skimmed milk and cream providing penalties for the violation thereof and providing for the enforcement thereof" so as to change the percentages of butterfats and milk solids and to provide for the standardizing of milk et cetera

1 Section 1 *Be it enacted by the Senate and House of Repre-*
2 *sentatives of the Commonwealth of Pennsylvania in General Assembly*
3 *met and it is hereby enacted by the authority of the same That*
4 section one of an act approved the eighth day of June
5 one thousand nine hundred and eleven (Pamphlet Laws
6 seven hundred and twelve) entitled "An act relating to
7 milk providing for the protection of the public health and

1 the prevention of fraud and deception by regulating the
2 sale of milk skimmed milk and cream providing penalties
3 for the violation thereof and providing for the enforce-
4 ment thereof" which reads as follows

5 "Section 1 Be it enacted by the Senate and House
6 of Representatives of the Commonwealth of Pennsylvania in
7 General Assembly met and it is hereby enacted by the
8 authority of the same That it shall be unlawful for any
9 person firm or corporate body by himself herself itself
10 or themselves or by his her its or their agents servants
11 or employes to sell offer for sale expose for sale or
12 have in possession with intent to sell milk which contains
13 any added water or milk which has had the butter-fat
14 or any portion thereof removed therefrom or milk to
15 which has been added any substance for the purpose of
16 increasing its consistency or thickness or milk which con-
17 tains less than three and one-quarter (3 $\frac{1}{4}$) per centum of
18 butter-fat and less than twelve (12) per centum of milk
19 solids Provided however That skimmed milk when clean
20 and wholesome may be sold if sold as skim milk" is
21 hereby amended to read as follows

22 Section 1 Be it enacted by the Senate and House
23 of Representatives of the Commonwealth of Pennsylvania in
24 General Assembly met and it is hereby enacted by the
25 authority of the same That it shall be unlawful for any
26 person firm or corporate body by himself herself itself or
27 themselves or by his her its or their agents servants
28 or employes to sell offer for sale expose for sale or
29 have in possession with intent to sell milk which contains

1 any added water or milk which has had the butter-fat
2 or any portion thereof removed therefrom or milk to
3 which has been added any substance for the purpose of
4 increasing its consistency or thickness or milk which con-
5 tains less than three (3) per centum of butter-fat and
6 less than eleven and one-half (11½) per centum of milk sol-
7 ids Provided however That any person firm or corporate
8 body may standardize the butter-fat contents of milk by
9 adding skim milk thereto or removing some cream there-
10 from when the same is sold in full bottles or cans
11 and a guaranteed minimum percentage of butter-fat is plainly
12 marked on cap or lid of the container thereof No milk
13 shall be sold or offered for sale under the terms of
14 this proviso in which the percentage of butter-fat is less
15 than three per centum and the percentage of total solids
16 is less than eleven and one-half per centum either or both
17 Provided further however That skimmed milk may be sold
18 as skimmed milk under the regulations of the Dairy and
19 Food Commissioner

20 Section 2 That section three of the said act which
21 reads as follows

22 "Section 3 That any person who shall violate any of
23 the provisions of this act shall be guilty of a misde-
24 meanor and upon conviction thereof shall be sentenced to
25 pay a fine of not less than twenty-five (25) dollars nor
26 more than fifty (50) dollars or imprisonment for not less
27 than thirty (30) days nor more than ninety (90) days
28 or either or both at the discretion of the court" is
29 hereby amended to read as follows

1 Section 3 That any person who shall violate any of
2 the provisions of this act shall be guilty of a misde-
3 meanor and upon conviction thereof shall be sentenced to
4 pay a fine of not less than twenty-five (25) dollars nor
5 more than fifty (50) dollars or imprisonment for not less
6 than thirty (30) days nor more than ninety (90) days
7 or either or both at the discretion of the court

8 If a person accused of violating section one of this
9 act shall furnish satisfactory affidavit that nothing has
10 been added to or taken from the milk in question which
11 is otherwise pure and wholesome and is not below three
12 (3) per centum of butter-fat the Dairy and Food Com-
13 missioner shall file said affidavit with the record and no
14 prosecution shall be instituted against said person This
15 provision shall not apply to or in any way affect samples
16 of milk purchased or obtained prior to the approval of
17 this act