
LEGISLATURE OF PENNSYLVANIA.

FILE OF THE HOUSE OF REPRESENTATIVES.**No. 947 Session of 1919.**

INTRODUCED BY MR. GANS, MARCH 17, 1919.

**REFERRED TO COMMITTEE ON PUBLIC HEALTH AND SANI-
TATION, MARCH 18, 1919.**

AN ACT

To amend an act approved the eleventh day of April one thousand nine hundred and thirteen (Pamphlet Laws fifty-eight) entitled "An act supplementary to an act entitled 'An act for the protection of the public health by prohibiting the sale offering for sale exposing for sale or having in possession with intent to sell of eggs unfit for food as therein defined and prohibiting the use of such eggs in the preparation of food products providing penalties for the violation thereof and providing for the enforcement thereof' approved the eleventh day of March Anno Domini one thousand nine hundred and nine providing for the denaturing by kerosene of all eggs unfit for food within the meaning of said act and providing penalties for the violation thereof" providing for the licensing by the Dairy and Food Commissioner of persons copartnerships associations and cor-

porations engaged in the business of breaking eggs and separating the egg content from the shell and using or disposing of the the contents thereof for any purpose authorizing the Dairy and Food Commissioner and his agents and assistants to take samples of eggs for the purpose of analysis and providing penalties

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 eleventh day of April
5 one thousand nine hundred and thirteen entitled "An act
6 supplementary to an act entitled 'An act for the pro-
7 tection of the public health by prohibiting the sale offer-
8 ing for sale exposing for sale or having in possession
9 with intent to sell of eggs unfit for food as herein
10 defined and prohibiting the use of such eggs in the
11 preparation of food products providing penalties for the
12 violation thereof and providing for the enforcement thereof"
13 approved the eleventh day of March Anno Domini one
14 thousand nine hundred and nine providing for the dena-
15 turing by kerosene of all eggs unfit for food within the
16 meaning of said act and providing penalties for the vio-
17 lation thereof" which reads as follows

18 Section 1 *Be it enacted by the Senate and House*
19 *of Representatives of the Commonwealth of Pennsylvania in*
20 *General Assembly met and it is hereby enacted by the*
21 *authority of the same That it shall be unlawful for any*
22 *person firm or corporate body by himself herself itself or*

1 themselves or by his her its or their agents servants or
2 employes to sell offer for sale expose for sale or have
3 in possession with intent to sell eggs that are unfit for
4 food within the meaning of an act entitled 'An act for
5 the protection of the public health by prohibiting the sale
6 offering for sale exposing for sale or having in posses-
7 sion with intent to sell of eggs unfit for food as
8 therein defined and prohibiting the use of such eggs in
9 the preparation of food products providing penalties for
10 the violation thereof and providing for the enforcement
11 thereof' approved the eleventh day of March Anno Domini
12 one thousand nine hundred and nine for any purpose use
13 cause or reason whatsoever unless the same shall have
14 first been denatured with a sufficient quantity of kerosene
15 to render all of the same unfit for use in the prepa-
16 ration of food and food products and further providing
17 that the shells of all such eggs that may be unfit for
18 food as hereinbefore mentioned shall first be removed or broken
19 by smashing or otherwise so as to permit a free im-
20 pregnation of the whole of the egg substance by the
21 denaturing fluid and all persons violating any of the pro-
22 visions hereof shall be guilty of a misdemeanor and sub-
23 ject to the same penalties as provided in the act to
24 which this is a supplement" is hereby amended to read
25 as follows

26 Section 1 Be it enacted by the Senate and House
27 of Representatives of the Commonwealth of Pennsylvania in
28 General Assembly met and it is hereby enacted by the
29 authority of the same That it shall be unlawful for any

1 person copartnership association or corporation to conduct
2 at any given place any business of opening eggs and
3 separating the egg content from the shell and using or
4 disposing of the content thereof for any purpose unless
5 he she it or they have first applied for and secured a
6 license so to do from the Dairy and Food Commissioner
7 The form of such license shall be prescribed by the
8 Dairy and Food Commissioner The application for a license
9 in addition to other matters which may be required to
10 be stated thereon by said Dairy and Food Commissioner
11 shall contain an accurate description of the place where
12 the proposed separation of eggs is intended to be car-
13 ried on and the name and style under which said busi-
14 ness is proposed to be conducted If the said application
15 is satisfactory to the Dairy and Food Commissioner and
16 said name and style shall not in the judgment of the
17 Dairy and Food Commissioner be calculated to deceive or
18 mislead the public as to the real nature of the busi-
19 ness so proposed to be carried on the Dairy and Food
20 Commissioner shall issue to the applicant a license au-
21 thorizing him her it or them to engage in the business
22 of opening the eggs and separating the egg content from
23 the shell for which said license the applicant shall first
24 pay the annual sum of fifty dollars The said license
25 fee when received by the Dairy and Food Commissioner
26 shall be by him immediately covered into the State Treas-
27 ury for the use of the Commonwealth Such license shall
28 not authorize the holder thereof to carry on the busi-
29 ness of opening the eggs and separating the egg con-

1 tent from the shell at any place other than that desig-
2 nated in the application and license All licenses shall be
3 taken out for a full year

4 The opening of eggs unfit for food purposes and their
5 denaturing by kerosene shall not be permitted in any
6 building or premises where the opening of eggs for food
7 purposes is carried on and such eggs as are found to
8 be unfit for food purposes must be placed in containers
9 painted of a bright red color and such red colored con-
10 tainers must not be used for wholesome eggs nor be found
11 in establishments where food products are prepared and
12 violations of either of these provisions shall be a mis-
13 demeanor and subject to the same penalties as the act
14 of which this is a supplement

15 It shall be unlawful for any person copartnership as-
16 sociation or corporation by himself herself itself or them-
17 selves or by his her or their agents servants or em-
18 ployes to sell offer for sale expose for sale or have
19 in possession eggs that are unfit for food within the
20 meaning of an act entitled "An act for the protection
21 of the public health by prohibiting the sale offering for
22 sale exposing for sale or having in possession with in-
23 tent to sell of eggs unfit for food as therein defined
24 and prohibiting the use of such eggs in the preparation
25 of food products providing penalties for the violation thereof
26 and providing for the enforcement thereof" approved the
27 eleventh day of March Anno Domini one thousand nine
28 hundred and nine for any purpose use cause or reason

1 whatsoever unless the same shall have first been dena-
2 tured with a sufficient quantity of kerosene to render all
3 of the same unfit for use in the preparation of food
4 and food products and further providing that the shells
5 of all such eggs that may be unfit for food as here-
6 inbefore mentioned shall first be removed or broken by
7 smashing or otherwise so as to permit a free impregna-
8 tion of the whole of the egg substance by the denatur-
9 ing fluid

10 For the purpose of enforcing the provisions of this
11 act the Department of Agriculture through its officers the
12 Dairy and Food Commissioner and his agents and assist-
13 ants shall have full access to all places of business
14 factories mills buildings cars vessels barrels tanks contain-
15 ers and packages of whatever kind used in keeping stor-
16 ing shipping and handling eggs and shall have power to
17 take sufficient quantity of eggs therefrom upon or offer-
18 ing payment for the same for the purpose of making
19 an analysis thereof

20 All persons copartnerships associations or corporations
21 violating any of the provisions of this act or interfering
22 with or refusing to give access to the Dairy and Food
23 Commissioner or any of his agents or assistants when
24 securing quantities of eggs for the purpose of analysis
25 shall be guilty of a misdemeanor and subject to the
26 same penalties as provided in the act to which this is
27 a supplement