

A BILL

FOR AN ACT TO PREVENT THE ADULTERATION OF AND DECEPTION IN THE SALE OF LINSEED OR FLAXSEED OIL, AND TO REGULATE THE SALE THEREOF.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. No person, firm or corporation shall manufacture or mix for sale, sell, or offer
2 for sale, as raw linseed oil, any article which is not wholly the product of commercially pure
3 linseed or flaxseed. Nor shall any person, firm or corporation manufacture or mix for sale,
4 sell, or offer for sale, as boiled linseed oil, any article, unless the oil from which said article is
5 made, be wholly the product of commercially pure linseed or flaxseed, and unless the same has
6 been heated to at least two hundred and twenty-five (225) degrees fahrenheit.

Sec. 2. Nothing in this act shall be construed as prohibiting the sale or manufacture of
2 any compound of linseed or flaxseed oil; provided, that such compound, if it imitates in
3 appearance and is designed to take the place of linseed or flaxseed oil, shall not be manufac-
4 tured or mixed for sale, sold, or offered for sale, under a name or description containing the
5 words "linseed oil" or "flaxseed oil."

Sec. 3. Any person, firm or corporation who shall violate any of the provisions of this
2 act, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished
3 for each and every such violation with a fine of not less than fifty (50) dollars nor more than
4 five hundred (500) dollars; and in default of the payment of such fine shall be committed to
5 the county jail for a period of not less than thirty (30) days.

Sec. 4. It shall be the duty of the state dairy commissioner to enforce the provisions of
2 this act. The violation of any of the provisions of this act, relating to the manufacture and
3 adulteration of linseed or flaxseed oil, is hereby declared to be a public nuisance, and any court
4 of competent jurisdiction is authorized, upon application of the said dairy commissioner, to
5 enjoin such violation, in the same manner as injunctions are usually granted under the rules
6 and practice of such court. The said commissioner and his assistants, experts and chemists,
7 and others appointed by him, shall have access, ingress and egress to and from all places of
8 business and buildings where linseed or flaxseed oil is kept for sale, stored or manufactured.
9 They shall also have the power and authority to open any tank, barrel, can or other vessel
10 containing such oil, and may inspect the contents thereof, and take samples therefrom for

11 analysis. All clerks, bookkeepers, express agents, railroad agents or officials, employes of com-
12 mon carriers, or other persons, shall render them all the assistance in their power, when so
13 requested, in tracing, finding or inspecting such oil.

Sec. 5. It shall be the duty of the court in every action brought under this act to tax as
2 costs in the cause the actual and necessary expense of analyzing the linseed or flaxseed oil
3 which shall be in controversy in such proceedings; provided, that the amount so taxed shall
4 not exceed the sum of twenty-five (25) dollars. It shall be the duty of the county attorney,
5 upon the application of the state dairy commissioner, to attend to the prosecution in the name
6 of the state of any suit brought for violation of any of the provisions of this act within his
7 county, and in case of conviction he shall receive twenty-five per cent of the fines collected,
8 which shall be in addition to any salary he may receive.