

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

IN THE HOUSE

BY MR. KERTTULA

HOUSE BILL NO. 62

IN THE LEGISLATURE OF THE STATE OF ALASKA

SECOND LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to discrimination in buying dairy products."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

Section 1. Any person engaged in the business of buying dairy products for manufacture or for sale who discriminates between different localities or cities of the state or who discriminates between persons in the same locality or city of the state by purchasing dairy products at a higher price or rate from one person or in one city or locality than is paid for the same dairy products by the person in the same city or locality or in another city or locality after making due allowance for the difference, if any, in the reasonable cost of transportation of the dairy products from the locality of purchase to the locality of manufacture or of sale is deemed guilty of unfair discrimination and upon conviction is punishable by a fine not to exceed \$1,000.

Sec. 2. Proof that any person has paid a higher price for dairy products in one locality or to one person in the same locality than to another locality or to another person in the same locality, after due allowance for the reasonable cost of transportation has been made, is prima facie evidence of the violation of this Act.

Sec. 3. Wherever the transportation cost actually paid for hauling cream shall be two cents or more per pound for butterfat contained in the cream, and 15 cents per 100 pounds for transporta-

1 tion of whole milk, the transportation charge is deemed a com-  
2 pliance with the terms of this Act as to reasonable cost of  
3 transportation.

4 Sec. 4. It is not an unfair discrimination for any person  
5 to pay any locality or city in this state a price equal to  
6 that actually paid on the same day by any bona fide competitor in  
7 the place for dairy products of the same kind, quality and grade,  
8 provided the price is paid in good faith effort to meet the  
9 competition, but the burden of proving the facts is upon the  
10 person charged with the violation.

11 Sec. 5. In this Act, unless the context otherwise requires,  
12 "persons" means any individual and, where consistent with collec-  
13 tive capacity, a committee, firm, partnership, company, corpora-  
14 tion, club organization, association or other combination of  
15 individuals; and the term "dairy products" means milk, cream or  
16 butterfat.

17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29