

No. 14, A.]

[Published April 8, 1955.

CHAPTER 24

AN ACT to repeal 95.22 (2), 95.29, 95.44 and 97.48; to amend 93.06 (7), 93.07 (14), 94.40 (7), 95.19, 95.495 (1), 97.02 (5) (e), 97.06 (6) and 97.39 (1); and to repeal and recreate the title to chapter 95 of the statutes, relating to the state department of agriculture and laws entrusted to its administration.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 93.06 (7) of the statutes is amended to read:

93.06 (7) Deny, suspend or revoke any permit, certificate, registration or license if the applicant therefor or holder thereof is not fit, quali-

fied or equipped or has violated or failed to obey any applicable law, order or regulation, or has misrepresented or intentionally failed to disclose a material fact in making his application. In determining whether any person is fit, qualified or equipped, the department shall consider, among other things, his character and conduct, including past compliance or noncompliance with law. The department may follow the procedure provided for special orders in s. 93.18, or the applicant or permit holder, certificate holder, registrant or licensee may, within * * * 10 days after notice of denial, suspension or revocation, demand such procedure. Rehearing and judicial review shall be as provided in ss. 93.19 and 93.20.

SECTION 2. 93.07 (14) of the statutes is amended to read:

93.07 (14) POULTRY SLAUGHTERHOUSES. To prescribe * * * regulations for the slaughtering of poultry for market.

SECTION 3. 94.40 (7) of the statutes is amended to read:

94.40 (7) Any alfalfa seed represented to be of a grimm, cossack, vernal, ladak or ranger variety and any field seed corn representing to be hybrid field seed corn, unless such seed is certified as to variety by a seed certifying agency which is approved by the department as satisfactory for the performance of seed certification and the official tag of such agency is properly attached to each seed container.

SECTION 4. The title to chapter 95 of the statutes is repealed and recreated to read:

CHAPTER 95.
ANIMAL HEALTH.

SECTION 5. 95.19 of the statutes is amended to read:

95.19 No person shall bring into this state, or remove from one part of the state to another, or receive in charge, or exhibit at any fair, any animal afflicted with or that has been exposed to any contagious or infectious disease * * * nor shall any person, knowing or having reason to suspect that there is any such animal upon his premises or upon any premises of which he has control, * * * attempt to conceal the existence of such diseases upon such premises, or permit such animal to run at large or come in contact with other animals susceptible to such disease. *The department is authorized to issue permits thereunder for the movement of such animals to a slaughtering establishment maintaining either federal inspection or veterinarian inspection approved by the department or for the purpose of scientific observation or research.* Any person who shall violate any provision of this section or any regulation or order issued pursuant thereto by the department shall be liable to any person injured thereby for the damages by him sustained.

SECTION 6. 95.22 (2) of the statutes is repealed.

SECTION 7. 95.29 of the statutes is repealed.

SECTION 8. 95.44 of the statutes is repealed.

SECTION 9. 95.495 (1) of the statutes is amended to read:

95.495 (1) No person shall offer for sale or sell one-third or more of the bovine animals of any herd *except to a slaughtering establishment* unless all of the animals offered for sale have passed a negative test for * * * tuberculosis within 30 days prior to such sale, *except no such test shall be required if the animals are from a herd all animals of which have passed a negative test for tuberculosis within 12 months of the date of sale.* A copy of the record of *either* such * * * tests shall accompany the animals sold.

SECTION 10. 97.02 (5) (e) of the statutes is amended to read:

97.02 (5) (e) Plain condensed skim milk or concentrated skim milk is skim milk from which a part of the water has been removed and contains not less than 28 per cent of milk solids and not more than one-half of one per cent of milk fat * * *.

SECTION 11. 97.06 (6) of the statutes is amended to read:

97.06 (6) Licenses to * * * *processors* of farm produce shall expire on March 31 of each year. No such license shall be granted or renewed unless the applicant shall certify that all growers who have supplied or contracted to supply farm produce to the licensee any previous year of operation have been fully paid in cash at the agreed price.

SECTION 12. 97.39 (1) of the statutes is amended to read:

97.39 (1) No person shall sell any food which purports to be or is represented as ice cream, *ice milk*, sherbet, cheese, cottage cheese, process cheese, cheese food compounds, butter, milk, cream, skim milk, buttermilk, condensed or evaporated milk, powdered milk, condensed skim milk, or any of the fluid derivatives thereof which contains any fat or oil other than milk fat, either under the name of said food or the derivatives thereof or under any fictitious or trade name.

SECTION 13. 97.48 of the statutes is repealed.

Approved April 5, 1955.
