

CHAPTER 119

AN ACT to amend 97.02 (5) (a), 97.25 (3), 97.36 (1), (3) and (4) and 97.46 (1) of the statutes, relating to dairy and food products.

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

SECTION 1. 97.02 (5) (a) of the statutes is amended to read:

97.02 (5) (a) Milk is the whole, fresh, clean, lacteal secretion obtained by the complete milking of one or more healthy cows * * *. Milk shall contain not less than 3 per cent of milk fat, and not less than 8.25 per cent of milk solids not fat. Milk may be standardized by the addition or removal of cream or by the addition of skim milk. When so standardized milk shall contain not less than 3.3 per cent of milk fat, and not less than 8.25 per cent of milk solids not fat.

SECTION 2. 97.25 (3) of the statutes is amended to read:

97.25 (3) Any article of food which is not adulterated under the provisions of sub. (2) (d), (e), (f), (g), (h), (hm), (hn), (i) and (j) and which does not contain any filler or ingredient which debases without adding food value shall not be deemed adulterated in the cases of mixtures or compounds sold under their own distinct names or under coined names, if the same * * * is so labeled, branded or tagged as plainly to show their true character and composition. Nothing in this section shall be construed as requiring or compelling proprietors or manufacturers of proprietary foods to disclose their trade formulas, except as far as may be necessary to secure freedom from adulteration, imitation or fraud.

SECTION 3. 97.36 (1), (3) and (4) of the statutes are amended to read:

97.36 (1) Milk which * * * is drawn from cows kept in a filthy or unclean condition; or milk drawn from any sick cow or cow having running sores; or milk drawn from cows fed unwholesome food or on refuse or slops from distilleries or vinegar factories, unless such refuse or slop * * * is mixed with other dry sanitary grain or feed to a consistency of thick mash; or milk drawn from cows within * * * 15 days before or * * * 5 days after calving; or milk which * * * is drawn from cows that are kept in barns or stables which are not reasonably well lighted and ventilated, or that are kept in barns or stables that are filthy from an accumulation of animal feces and excreta or from any other cause; or milk to which has been added or into which has been introduced any coloring matter or chemical or preservative or deleterious or filthy substance; or milk kept or transported in dirty, rusty or open-seamed cans or other utensils; or milk that is stale, putrescent or putrid; or milk to which has been added any unclean or unwholesome substance; or milk contaminated by being kept in stables or barns occupied by animals, or kept exposed in dirty, foul or unclean places or conditions, is declared to be insanitary milk.

(3) Any insanitary milk or any milk containing less than 3 per cent of milk fat; or milk containing less than 8.25 per cent of milk solids * * * not fat; or milk which contains or to which has been added or into which has been introduced any foreign substance is adulterated milk.

(4) Any insanitary cream or any cream containing less than 18 per cent of milk fat; or any cream produced from adulterated milk; or any cream which contains or to which has been added or into which has been introduced any foreign substance is adulterated cream.

SECTION 4. 97.46 (1) of the statutes is amended to read:

97.46 (1) No person * * * shall use in any way in connection or association with the sale or exposure for sale or advertisement of any substance designed to be used as a substitute for butter, the word "butter," "cream," "creamery," or "dairy," either alone or in combination with other words, except as required by * * * s. 97.45, or the name or representation of any breed of dairy cattle, or any combination of such * * * words and representation, or any other words or symbols or combination thereof commonly used in the sale of butter.

Approved June 14, 1963.
