

No. 245, S.]

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CHAPTER 42

AN ACT to amend 98.13 (3) and 98.15; and to repeal and recreate 98.13 (1), (2) and (5) of the statutes, relating to the testing of milk and cream to determine milk fat content and granting rule-making authority.

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

SECTION 1. 98.13 (1) and (2) of the statutes are repealed and recreated to read:

98.13 MILK OR CREAM TESTS; SAMPLES; PATRONS' STATEMENT. (1) Only the Babcock or ether extraction tests shall be used to determine the milk fat content of milk or cream purchased by or sold to dairy plants.

(2) Each sample used for testing shall be representative of the milk or cream from which taken. Composite samples shall consist of representative samples taken during a period not exceeding 16 consecutive days. The unused portion of tested samples shall be retained not less than 5 days after testing to enable retesting by the department.

SECTION 2. 98.13 (3) of the statutes is amended to read:

98.13 (3) All purchasers of milk or cream from the producer, when using * * * *such milk fat tests* to determine the value of any milk or cream received or bought by such purchaser, shall, when paying for such milk or cream, include an itemized statement to each patron showing the daily number of pounds of milk delivered, the total amount of butter-fat content or test, transportation costs, and other charges and deductions for the period of time for which payment is made; except that the daily weights need not be shown on such statement if weight slips are furnished daily to producers.

SECTION 3. 98.13 (5) of the statutes is repealed and recreated to read:

98.13 (5) To insure the accuracy of the milk fat tests prescribed herein the department shall issue rules governing the collection and care of samples, the conduct of tests and the keeping of test records.

SECTION 4. 98.15 of the statutes is amended to read:

98.15 FALSE TESTING. * * * *No person * * * shall manipulate * * * underread or overread or make any false determination by the Babcock test or any other * * * test used for determining the * * * value of milk or cream * * *. No person shall make any false record or report of the results of any such test.*

Approved May 18, 1959.