

keep an office, and perform all the duties pertaining to their said office of the justice of the peace in any part of the village of New Lisbon, as fully as they now do in the said town of Lisbon in which they were respectively elected to such office.

SECTION 2. This act shall be in force from and after its passage and publication.

Approved March 15, 1880.

[No. 244, A.]

[Published March 27, 1880.]

CHAPTER 252.

AN ACT to prevent the adulteration of food and medicine and provide for analyzing the same.

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

SECTION 1. The governor of the state shall appoint ^{Governor to} one of the professors of the state university of sufficient ^{point analyst.} competence, knowledge, skill and experience, as state analyst, whose duty it shall be to analyze all articles of food and drink, and all drugs and liquors manufactured, sold or used within this state, when submitted to him as hereinafter provided. ^{Term of office.} The term of office of such analyst shall be three years from his appointment, unless sooner removed by the appointing power, and his compensation shall not exceed two hundred dollars in addition to his annual salary as professor, and shall be paid by the board of regents of the state university, from the university fund.

SECTION 2. The state board of health and vital statistics, medical officers of health, inspectors of weights and measures, boards of supervisors of any town, boards of trustees of any village, aldermen or common council of any city in this state, or a majority of said corporate bodies, may, at the cost of their respective corporations, purchase a sample of any food, drugs or liquors offered for sale in any town, village or city in this state, in violation of sections number one, two, and four of chapter two hundred and forty-eight of laws of A. D. 1879, or if they have good reasons to suspect the same to have been sold or put up for sale contrary to the provisions of said chapter two hundred and forty-eight, may submit the same to the state analyst as hereinafter provided, and the said analyst shall, upon receiving such article duly submitted to him, forthwith analyze the same, and give a certified certificate to such person or

officers submitting the same, wherein he shall fully specify the result of the analysis.

Seller to be notified when article is to be analyzed.

SECTION 3. Any person purchasing any article with the intention of submitting it to an analysis, shall, after the purchase shall have been made and completed, forthwith notify the seller or his agent selling the same, of his or their intention to have the same analyzed by the state analyst, and shall offer to accompany the seller or his agent with the article purchased to the town, village or city clerk of the place in which the article was bought, and shall forthwith remove the article purchased to the office of said clerk, and in the presence of the seller or his agent, if present, divide said article in two parts, each to be marked, fastened and sealed up in such a manner as its nature will permit. The said clerk shall forthwith forward one part to the state analyst by mail, express or otherwise, as he shall elect, and shall retain the other part or package subject to the order of any court, in which proceedings shall thereafter be taken. The certificate of the state analyst shall be held in all the courts of this state as prima facie evidence of the properties of the articles analyzed by him.

Penalty for refusing to sell.

SECTION 4. If any person applying to purchase any article of food, drug or liquor exposed for sale or on sale by retail on any premises in any town, village or city in this state, and shall tender the price of the quantity which he shall want for the purpose of analyzing, not being more than shall be reasonably required, and the person exposing the same for sale shall refuse to sell the same, such person so refusing to sell shall be liable to a penalty not exceeding fifty dollars.

State analyst to report.

SECTION 5. The state analyst shall report to the state board of health and vital statistics the number of all the articles analyzed, and shall specify the results thereof to said board annually, with full statement of all the articles analyzed and by whom submitted.

Authority of state board of health.

SECTION 6. The state board of health and vital statistics may submit to the state analyst any samples of food, drugs or drink for analysis as hereinbefore provided.

SECTION 7. This act shall take effect and be in force from and after its passage and publication.

Approved March 15, 1880.