

sioner or any of his assistants, chemists, inspectors or agents shall be paid into the state treasury.

4. Any person, who by himself, or his servant or agent, or as the servant or agent of any other person, or as the servant or agent of any firm or corporation, shall violate any of the provisions of this statute or who shall obstruct the dairy and food commissioner of this state or any of his assistants, chemists, inspectors or agents in the performance of his duty by refusing entrance to any place he is authorized to enter shall be guilty of a misdemeanor and upon conviction thereof shall be punished by fine of not less than twenty-five dollars nor more than one hundred dollars or by imprisonment in the county jail not less than thirty days nor more than ninety days.

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

Approved June 9, 1909.

No. 583, A.]

[Published June 11, 1909.]

## CHAPTER 335.

AN ACT to amend subsection a of section 1797—4 of the statutes, and to create subsection e of section 1797—4 of the statutes, relating to changes in schedules, including schedules of joint rates, and in classification, and providing for an investigation of the same by the commission upon complaint prior to their taking effect.

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

SECTION 1. Subsection a of section 1797—4 is amended to read: Section 1797—4. a. No change shall thereafter be made in any schedule, including schedule of joint rates, or in any classification, except upon \* \* \* *thirty days'* notice to the commission, and all such changes shall be plainly indicated upon existing schedules, or by filing new schedules in lieu thereof, \* \* \* *thirty days* prior to the time the same are to take effect; provided, that the commission upon application of any railroad, may prescribe a less time within which \* \* \* *such changes* may be made. Copies of all new schedules shall be filed as hereinbefore provided in every depot, station and office of such railroad *at places to or from which the rates in such schedules apply*, \* \* \* *thirty days* prior to the time the same are to take effect unless the commission shall prescribe a less time.

SECTION 2. There is added to section 1797—4 of the statutes a new subsection to read: e. Whenever any person, firm, corpora-

tion, or association, or any mercantile, agricultural or manufacturing society, or any body politic or municipal organization, lodges a complaint with the commission before any change or changes in any schedule, including schedule of joint rates, or in any classification, rule, regulation or practice, become effective as in this section provided to the effect that such change or changes are unreasonable or unjustly discriminatory, it shall be the duty of the commission to give notice to the railroad or railroads complained of that complaint has been made, and to proceed to investigate the same and to order a hearing thereon in the manner provided for hearings in section 1797—12; and the commission may, in its discretion, stay such change or changes pending such investigation and the determination of the matters investigated by issuing an order to that effect at any time before said change or changes shall take effect as in this section provided. If upon such investigation the change or changes complained of shall be found unreasonable or unjustly discriminatory such change or changes shall not take effect if the same have been stayed as hereinbefore provided and in case no such stay has been ordered and such change or changes have become effective pending such investigation the commission shall have power to order the discontinuance of such change or changes. The commission shall also have power upon such investigation to fix and order substituted for any such change or changes such rate or rates, joint rate or rates, fares, charges, classification, rule, regulation, practice or service, as the case may be, as it shall have determined to be just and reasonable and which shall be charged, imposed or followed in the future, and it shall also have power to make such orders respecting such rule, regulation, practice or service as it shall have determined to be reasonable and which shall be observed and followed in the future. The commission may exercise all the powers granted it by this section, of its own motion without formal complaint being filed by anyone.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved June 9, 1909.