

SECTION 1. A new subsection is added to section 140.05 of the statutes to read: (140.05) (11) Any physician knowing or having reason to know that a patient treated or visited by him has cancer, carcinoma, sarcoma or other malignant growths shall report the same to the state board of health, in writing, on blanks furnished by said board and as it directs. These reports shall be confidential and not open to public inspection.

SECTION 2. This act shall take effect upon passage and publication.

Approved May 5, 1933.

No. 206, S.]

[Published May 12, 1933.

CHAPTER 112.

AN ACT to create section 348.50 of the statutes, relating to duties of commission merchants, and providing a penalty.

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

SECTION 1. A new section is added to the statutes to be numbered and to read: 348.50 COMMISSION MERCHANTS, DUTIES, MUST ACCOUNT, PENALTY. Any person, firm, association, or corporation receiving any fruits, vegetables, melons, dairy, or poultry products or any perishable farm products of any kind or character, other than cattle, sheep, hogs or horses, hereinafter referred to as produce, for or on behalf of another, who without good and sufficient cause therefor, shall destroy, or abandon, discard as refuse or dump any produce directly or indirectly, or through collusion with any person, or who shall knowingly and with intent to defraud make any false report or statement to the person, firm, association, or corporation from whom any produce was received, concerning the handling, condition, quality, quantity, sale or disposition thereof, or who shall knowingly and with intent to defraud fail truly and correctly to account and pay over to the consignor therefor shall be guilty of a felony and upon conviction shall be punished by a fine of not less than fifty dollars and not more than three thousand dollars, or by imprisonment for a period of not less than thirty days or more than three years, or both, at the discretion of the court. The department of agriculture and markets shall by regulation provide for the making of prompt investigations and the issuing of certificates as to the quality and

condition of produce received, upon application of any person, firm, association, or corporation shipping, receiving, or financially interested in, such produce. Such regulations shall designate the classes of persons qualified and authorized to make such investigations and issue such certificates, except that any such investigation shall be made and any such certificate shall be issued by at least two disinterested persons in any case where such investigation is not made by an officer or employee of the department of agriculture and markets. A certificate made in compliance with such regulations shall be prima facie evidence in all courts of the truth of the statements therein contained as to the quality and condition of the produce; but if any such certificate is put in evidence by any party, in any civil or criminal proceeding, the opposite party shall be permitted to cross-examine any person signing such certificate, called as a witness at the instance of either party, as to his qualifications and authority and as to the truth of the statements contained in such certificate.

The department of agriculture and markets is hereby authorized and directed to enforce this act. It is hereby made the duty of all district attorneys to prosecute cases arising under this act.

The department of agriculture and markets may make such rules and regulations as they may deem advisable to carry out the provisions of this act.

If any provision of this act is declared unconstitutional or the applicability thereof to any person or circumstance is held invalid, the validity of the remainder of the act and the applicability of such provisions to other persons and circumstances shall not be affected thereby.

SECTION 2. This act shall become effective upon passage and publication.

Approved May 10, 1933.

No. 66, S.]

[Published May 13, 1933.

CHAPTER 113.

AN ACT to amend subsection (9) of section 67.04 and to create subsection (9) of section 67.12 of the statutes, relating to bonding by communities.

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