

No. 348. S.]

[Published October 2, 1959.

CHAPTER 510

AN ACT to amend 144.03 (3); and to repeal and recreate 144.10 of the statutes, relating to the functions of the state board of health.

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

SECTION 1. 144.03 (3) of the statutes is amended to read:

144.03 (3) If the board finds that a system or plant * * * *tends* to create a nuisance or menace to health or comfort, it shall order the owner or the person in charge to secure such operating results as the board shall prescribe, within a specified time. If the order is not complied with, the board may order designated changes in operation, and if necessary, alterations or extension to the system or plant, or a new system or plant. *If the board finds that the absence of a municipal system or plant tends to create a nuisance or menace to health or comfort, it may order the city, village or town sanitary district embracing the area where such conditions exist to prepare and file complete plans of a corrective system as provided by s. 144.04, and to construct such system within a specified time.*

SECTION 2. 144.10 of the statutes is repealed and recreated to read:

144.10 REVIEW OF ORDERS. Any owner or other person in interest may secure a review by the state board of health of the necessity for and reasonableness of any order of the board in the manner provided by s. 144.56 and the determination of the board shall be subject to judicial review as provided by ch. 227.

Approved September 22, 1959.