

Assembly Bill 385

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CHAPTER 349

AN ACT to amend 98.145 (2), 98.146 (2) and 99.02 of the statutes, relating to licensing of dairy testers and cold storage warehousemen.

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

SECTION 1. 98.145 (2) of the statutes is amended to read:

98.145 (2) No person shall engage as a tester of milk or cream to determine its value for payment or for the purpose of official inspection or for records of dairy production for the purposes described above unless he holds a license issued by the department; but no such license shall be required of a ~~daily~~ licensed cheesemaker or buttermaker. Such license shall be renewed ~~expire~~ annually on *October 31*. Each application for milk tester license or renewal thereof shall be accompanied by a fee of \$10. Each application shall be made upon forms provided by the department.

SECTION 2. 98.146 (2) of the statutes is amended to read:

98.146 (2) Each application for a license under this section or renewal thereof shall be made on forms provided by the department and shall be accompanied by a fee of \$10. Such license shall be ~~renewed~~ *expire* annually on *September 30*. The applicant shall furnish satisfactory evidence of good moral character and shall give proof of ability to engage in such weighing and sampling to the satisfaction of the department by satisfac-

torily passing a written examination pertaining to such activities. Any person holding a tester's license under s. 98.145, or who is engaged in weighing and sampling milk in bulk tanks, either as an employe of a purchaser or receiver of milk in bulk tanks, or as the owner of a bulk tank truck and route, on August 21, 1957, shall be licensed under this section without examination if he satisfies the department that he is qualified for such license.

SECTION 3. 99.02 of the statutes is amended to read:

99.02 No person shall maintain or operate a cold storage warehouse, except agricultural producers storing their own produce and consumers storing produce for their own use, without a license to do so, issued by the department of agriculture. Any person desiring such license shall make written application to the department for that purpose, stating the location of the warehouse. The department thereupon shall cause an examination to be made of said the warehouse and, if it is found by the department to be in a proper sanitary condition and otherwise properly equipped for its intended use, the department shall issue a license, which shall expire annually on October 31, authorizing the applicant to operate the same it as a cold storage warehouse during one year upon payment to the state treasurer by the applicant for a license of a fee as follows: For a warehouse located in a city of the 1st class, \$75; for a warehouse located in a city of the 2nd class, \$50; for a warehouse located in a city of the 3rd class, or a village of over 10,000 population, \$25; for a warehouse located in a city of the 4th class, \$15; and for a warehouse located in a village or town, \$10.

SECTION 4. TRANSITIONAL PROVISION. All licenses in force under 98.145 (2), 98.146 (2) and 99.02 when this act becomes law shall expire on the dates enumerated in this act which next follow the effective date of this act. All licensees who hold annual licenses under ss. 98.146 (2), 98.145 (2) and 99.02 which, due to the passage of this act, expire before the completion of the license year, shall be given a credit on that part of the license fee for the period not completed. The department of agriculture shall compute this credit on the basis of one-twelfth of the annual license fee paid multiplied by the number of full months which, but for the passage of this act, would remain under the license. The department of agriculture shall apply this credit amount to the next succeeding license fee or, upon demand, shall pay this amount in cash to the licensee.

Approved November 3, 1965.