

83 WisACT 536

- 2206 -

1983 Assembly Bill 391

Date of enactment: May 10, 1984

Date of publication: May 18, 1984

1983 Wisconsin Act 536

AN ACT to renumber and amend 97.01 (13); to amend 97.09 (1); and to create 97.01 (13) (b) and (c) of the statutes, relating to changing the content requirements of milk.

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

SECTION 1. 97.01 (13) of the statutes is renumbered 97.01 (13) (a) and amended to read:

97.01 (13) (a) "Milk" means the whole, fresh, clean, lacteal secretion obtained by the complete milking of one or more healthy cows. Milk shall contain not less than 3% of milk fat, and not less than 8.25% of milk solids not fat. Milk may be standardized by the addition or removal of cream or by the addition of skim milk. When so standardized milk sold in final package form shall contain not less than 3.25% of milk fat, and not less than ~~8.25%~~ 8.7% of milk solids not fat.

SECTION 2. 97.01 (13) (b) and (c) of the statutes are created to read:

97.01 (13) (b) "Lowfat milk" means milk from which sufficient milk fat has been removed to produce a food having a milk fat content of either 0.5%, 1%, 1.5% or 2% and a milk solids not fat content of not less than 10%.

(c) "Skim milk" means milk from which sufficient milk fat has been removed to reduce its milk fat content to less than 0.5% and which has a milk solids not fat content of not less than 9%.

SECTION 3. 97.09 (1) of the statutes is amended to read:

97.09 (1) Definitions and standards of identity, composition, quality and fill of container for foods, and amendments thereto, now or hereafter adopted under the federal act or this chapter are definitions and standards of identity, composition, quality and fill of container under s. 97.03. However, when such action will promote honesty and fair dealing in the interest of consumers, the department may amend, stay or reject such federal regulations or make rules establishing definitions and standards of identity, composition, quality and fill of container for foods where no federal regulations exist, or which differ from federal regulations.

SECTION 4. **Effective date.** This act takes effect on the first day of the 3rd month commencing after the governor certifies, by executive order directed to the secretary of agriculture, trade and consumer protection and published in the official state newspaper, that all states contiguous to the borders of this state have in effect milk content requirements identical to those requirements created by this act.