

No. 4, A.]

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CHAPTER 517.

AN ACT to repeal 97.43; to amend 97.02 (5) (e) and (9) (b) and to repeal and recreate 97.39 of the statutes, relating to addition of foreign fats to dairy products.

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

SECTION 1. 97.02 (5) (e) and (9) (b) of the statutes are amended to read:

97.02 (5) (e) Plain condensed skim milk or concentrated skim milk is skim milk from which a part of the water has been removed and contains not less than 28 per cent of milk solids and not more than one-half of one per cent of milk fat, *and may not be sold in containers holding less than 10 pounds.*

(9) (b) Skim milk cheese *for manufacturing* is the sound, solid and ripened *cheese* product *not conforming to any other state or federal cheese standard* made from skim milk, * * * by coagulating the casein thereof with rennet, pepsin or lactic acid, with or without the addition of ripening ferments or seasoning or added coloring matter. *It is coated with blue colored paraffin or other tightly adhering coating, colored blue, and shall bear a label.*

SECTION 2. 97.39 of the statutes is repealed and recreated to read:

97.39 DAIRY PRODUCTS, ADDING FOREIGN FATS. (1) No person shall sell any food which purports to be or is represented as ice cream, sherbet, cheese, cottage cheese, process cheese, cheese food compounds, butter, milk, cream, skim milk, buttermilk, condensed or evaporated milk, powdered milk, condensed skim milk, or any of the fluid derivatives thereof which contains any fat or oil other than milk fat, either under the name of said food or the derivatives thereof or under any fictitious or trade name.

(2) This section does not prohibit the manufacture or sale of proprietary foods containing milk or skim milk to which have been added any fat or oil other than milk fat when such foods are clearly labeled to show their composition and the fact that they are to be sold exclusively for use as directed by physicians for the feeding of invalids and children.

(3) This section does not prohibit the manufacture or sale of oleomargarine in a separate and distinct form and in such manner as will advise the consumer of its real character, and free from coloration or ingredient that causes it to look like butter.

(4) It is the intent of the legislature that the provisions of this section are separable and if any provision shall be held unconstitutional, such decision shall not affect the remainder of this section.

SECTION 3. 97.43 of the statutes is repealed.

Approved July 5, 1951.