

general fund to said joint interim committee for the execution of its functions the unexpended balance remaining from the appropriation made to it by chapter 417, laws of 1943, section 1 (8).

Approved April 30, 1945.

No. 258, A.]

[Published May 2, 1945.]

CHAPTER 97.

AN ACT to amend 176.62 (2) of the statutes, relating to the confiscation of intoxicating liquor or fermented malt beverage. *The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

176.62 (2) of the statutes is amended to read:

176.62 (2) The court, upon the conviction of any person for owning, possessing, keeping, storing, manufacturing, selling, distributing or transporting intoxicating liquor or fermented malt beverages in violation of this chapter or chapter 66 or chapter 139, shall, in case the person convicted be the owner thereof, order such intoxicating liquor or fermented malt beverages which was seized in connection with such violation to be destroyed, *except as hereinafter provided*, and in such case, shall order the personal property which was seized in connection with the violation to be sold at public auction, or if a sale is not practicable, to be destroyed by the state treasurer or his duly authorized agents. The state treasurer or such agent, after deducting the expense of keeping the property and the costs of the sale, shall pay all liens according to their priorities, which are established, by intervention or otherwise, in the proceedings for conviction as being bona fide and as having been created without the lienor having notice that such property was being used or was to be used in connection with such violation, and shall pay the balance of the proceeds into the state treasury where said balance shall be credited to the common school fund. All such liens against property sold under the provisions of this subsection shall be transferred from the property to the proceeds of the sale of the property. No motor vehicle or motor boat confiscated pursuant to this section shall be sold within a period of 30 days after date of seizure. *In the event any intoxicating*

liquor or fermented malt beverages seized are fit for medicinal purposes, the state treasurer may, upon conviction of owner as above set out, be authorized by the court to dispense of such liquor or beverages to any state institution in need thereof for such purposes.

Approved April 30, 1945.

No. 402, A.]

[Published May 2, 1945.]

CHAPTER 98.

AN ACT to repeal 343.329, to amend 168.15, and to create 168.155 of the statutes, relating to the misbranding of oil lubricants and mixtures of lubricants, the right of injunction in certain cases, and providing a penalty.

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

SECTION 1. 168.15 of the statutes is amended to read:

168.15 Every person who violates any provision of this chapter, *except section 168.155 (1)*, shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined not less than \$5 nor more than \$1,000 or be imprisoned in the county jail not less than 30 days nor more than 6 months.

SECTION 2. 168.155 of the statutes is created to read:

168.155 MISBRANDING OF LUBRICATING OILS AND LUBRICANTS.

(1) Every person dealing in previously used or previously used and reclaimed, re-refined, recleaned or reconditioned lubricating oils, lubricants or mixtures of lubricants shall at all times have each and every container or item of equipment in or through which any of such products are sold, kept for sale, displayed or dispensed plainly labeled in lettering as large as any other lettering thereon and in any event in letters of not less than one-half inch in height on containers of one quart or less and of not less than one inch in height on containers larger than one quart, showing that the contents thereof are reclaimed oils. Every person who causes to be published, displayed or circulated any advertising matter offering for sale any previously used or previously used and reclaimed, re-refined, recleaned or reconditioned lubricating oils, lubricants or mixtures of lubricants, shall state in such advertising in letters at least as large as any other