

not less than 20 days' written notice to the insurer, withdraw his approval of any such form on any of such grounds. It shall be unlawful for the insurer to issue such form or use it after the effective date of such withdrawal of approval.

(e) Notice of all hearings shall specify the matters to be considered, and each decision affirming disapproval or directing withdrawal of approval shall be in writing and shall specify the reasons.

(f) Any order or decision of the commissioner under this subsection shall be subject to judicial review in the manner provided in chapter 227.

(g) This subsection shall not apply to group accident and health insurance within the provisions of subsection (13) (a) and (b).

Approved July 22, 1947.

No. 268, A.]

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CHAPTER 423.

AN ACT to amend 32.03 (1) and (3), and to create 32.02 (10) and 32.07 (4) of the statutes, relating to the exercise of eminent domain by rural electric co-operatives.

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

SECTION 1. 32.02 (10) of the statutes is created to read:

32.02 (10) Any rural electric co-operative association organized under chapter 185 which operates a rural electrification project to: (a) generate, distribute or furnish at cost electric energy at retail to 500 or more members of said association in accordance with standard rules for extension of its service and facilities as provided in the by-laws of said association, and whose by-laws also provide for the acceptance into membership of all applicants therefor who may reside within the territory in which such association undertakes to furnish its service, without discrimination as to such applicants; or (b) generate, transmit and furnish electric energy at wholesale to 3 or more rural electric co-operative associations furnishing electric energy under the conditions set forth in (a) above, for the construction and location of its lines, or substation or generating

plants, or for ponds or reservoirs, or any dam, dam site, flowage rights or undeveloped water power, or for additions or extension of its plant.

SECTION 2. 32.03 (1) and (3) of the statutes are amended to read:

32.03 (1) The general power of condemnation conferred in this chapter does not extend to property owned by the state, a municipality, public board or commission, nor to the condemnation by * * * a railroad * * * public utility, or electric co-operative of the property of * * * either a railroad, public utility, or electric co-operative unless such power is specifically conferred by law. This chapter does not apply to the acquisition by municipalities of the property of public utilities used and useful in their business, nor to any city of the first class, except that every such city may conduct any condemnation proceeding either under this chapter or, at its option, under other laws applicable to such city.

(3) Any public utility corporation, or co-operative association mentioned in section 32.02 (10), upon securing from the public service commission, pursuant to written application and upon due notice to all interested parties, an order determining that lands or interests therein * * * sought to be acquired by the applicant are owned by * * * a public utility corporation or such rural electric co-operative and are not then being used by the owner for * * * service to the public by the public utility or to its members by such co-operative association and will not be required in the future for * * * such purposes to an extent and within a period which will be interfered with by the appropriation of the lands or interests sought to be condemned, may, * * * acquire by condemnation such lands or interests therein. *Provided, however, that no lands, or interests therein, belonging to a public utility corporation or to any such co-operative association which is being held by such owner as a site for an electric generating plant, and no other property so owned, or any interest therein, which is used or suitable for the development of water power, shall be subject to condemnation under this subsection; except that an undeveloped water power site, belonging to any such public utility corporation or to any such co-operative association and which is within the flowage area of any other undeveloped water power site, may be condemned pursuant to this subsection, but only if, upon applica-*

tion to it, the public service commission, after hearing held upon notice to such owner and all parties interested, shall by order determine the necessity of taking such lands or interest therein. Such order shall be subject to review in the manner prescribed by chapter 227. Any condemnation of lands pursuant to the provisions of this subsection shall be conducted in accordance with the procedure and the requirements prescribed by sections 32.04 to 32.14, inclusive.

SECTION 3. 32.07 (4) of the statutes is created to read:

32.07 (4) The determination of the public service commission of the necessity of taking any undeveloped water power site made pursuant to the provisions of section 32.03 (3) shall be conclusive.

Approved July 22, 1947.

No. 319, A.]

[Published July 25, 1947.]

CHAPTER 424.

AN ACT to create 151.07 of the statutes, relating to dangerous drugs and providing penalties.

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

151.07 of the statutes is created to read:

151.07 DANGEROUS DRUGS. (1) As used in this section, unless the context otherwise requires:

(a) "Dangerous drug" means any drug unsafe for self-medication and shall be limited at the time of the effective date of this act to include:

1. Barbiturates, the salts and derivatives of barbituric acid, also known as malonylurea, having hypnotic or somnifacient action, and compounds, preparations and mixtures thereof.

2. Sulfonamides or derivatives, compounds or mixtures thereof.

3. Thyroid and its contained or derived active compounds or mixtures thereof.

4. Cinchophen, neocinchophen, or compounds or mixtures thereof.

5. Aminopyrine, or compounds or mixtures thereof.

6. Amphetamine, desoxyephedrine, or compounds or mixtures