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CHAPTER 355.

AN ACT to repeal 99.04, 99.08, 99.09, 99.10, 99.13 and 99.14; to amend 99.01, 99.05, 99.07, 100.13 (1) (a) and (4) (a) of the statutes, relating to cold storage warehouses.

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

SECTION 1. 99.01 of the statutes is amended to read:

99.01 For the purpose of this chapter "cold storage" shall mean the storage or keeping of articles of food at or below a temperature above zero of * * * 50 degrees Fahrenheit in a cold storage warehouse; "cold storage warehouse" shall mean any place artificially cooled to or below a temperature above zero of * * * 50 degrees Fahrenheit, in which articles of food are placed and held for 40 days or more; * * * and articles of food shall be deemed to be "received in cold storage" when they are delivered to and come into possession or custody of the licensee of a cold storage warehouse.

SECTION 2. 99.04 of the statutes is repealed.

SECTION 3. 99.05 of the statutes is amended to read:

99.05 The department shall inspect and supervise all cold storage warehouses and make such inspection of articles * * * therein as it may deem necessary to secure the proper enforcement of this chapter, and it shall have access to all cold storage warehouses at all reasonable times. The department may appoint such persons as it deems qualified to make any inspection under this chapter.

SECTION 4. 99.07 of the statutes is amended to read:

99.07 Whenever articles of food shall be received in cold storage, *each lot of such articles shall be * * * identified and stamped with a * * * distinguishing lot number under which they shall be kept in cold storage and which distinguishes them from each and all articles then in cold storage or delivered later for cold storage, and such lot numbers and the dates of receipt into and delivery from cold storage shall be * * * made an essential part of the records of such cold storage warehouses and shall*

appear on their records, warehouse or other receipt, or any other memoranda in writing relating to such articles. * * *

SECTION 5. 99.08, 99.09 and 99.10 of the statutes are repealed.

SECTION 6. 99.13 and 99.14 of the statutes are repealed.

SECTION 7. 100.13 (1) (a) of the statutes is amended to read:

100.13 (1) (a) "Warehouseman" as used in this section excludes: municipal and railroad corporations; those licensed under sections 99.02 *as to business covered by such license* and 126.07; co-operative associations storing farm products and merchandise for members; those who own and use warehouses for storage of manufactured dairy products, or canned produce and dairy products, manufactured by them; and field warehouses. It includes every other person who stores property for hire.

SECTION 8. 100.13 (4) (a) of the statutes is amended to read:

100.13 (4) (a) Every warehouseman, before he is licensed, shall file with the department a bond to the state of Wisconsin, with one or more sureties, who shall justify in double the amount of such bond, or with a surety company licensed by this state as surety. Such bond must be acceptable to the department and shall be conditioned that the warehouseman will faithfully perform his obligations as a warehouseman. *Any person whose property is stored in any such licensed warehouse may apply to the department to determine the sufficiency of such bond.* When, *upon such request*, the department determines that a bond is insufficient, it may require an additional bond, and unless it is given within the time fixed by a written demand therefor the license may be suspended or revoked. Any warehouseman may, in lieu of such bond, file with the department a certified copy of a legal liability insurance policy of like amount which is acceptable to the department and payable to the state for the benefit of the owners of stored property, and which provides that the policy shall not be canceled during the license period except upon 15 days' notice in writing to the department. Failure to keep such bond or policy of insurance in force shall be cause for revoking the license.

Approved June 8, 1951.
