

No. 196, S.]

[Published August 12, 1953.

CHAPTER 581

AN ACT to create 20.60 (9) and 98.145 of the statutes, relating to licensing of milk and cream testers and making an appropriation.

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

SECTION 1. 20.60 (9) of the statutes is created to read:

20.60 (9) MILK TESTING AND SAMPLING FEES. All moneys collected under s. 98.145 shall be paid within one week of receipt into the general fund and are appropriated therefrom to the department as a nonlapsible appropriation for the administration of said section.

SECTION 2. 98.145 of the statutes is created to read:

98.145 LICENSING OF MILK AND CREAM TESTERS. (1) To secure fair and accurate tests to producers and manufacturers for the determination of the basis of payment or for settlement for such milk or cream, or for the purpose of official inspection, or for the making of records of dairy production, persons making such milk fat tests shall be licensed by the department as herein provided.

(2) No person shall engage as a tester of milk or cream to determine its value for payment or for the purpose of official inspection or for records of dairy production for the purposes described above unless he holds a license issued by the department; but no such license shall be required of a duly licensed cheesemaker or buttermaker. Such license shall be renewed annually. Each application for milk tester license or renewal thereof shall be accompanied by a fee of \$2. Each application shall be made upon forms provided by the department.

(3) To qualify for a milk and cream tester's license the applicant shall furnish satisfactory evidence of good moral character as certified by 2 responsible references who have known the applicant for at least one year and shall give proof of ability to perform the necessary duties to the satisfaction of the department by satisfactorily passing a written examination pertaining to milk and cream sampling and care of samples and use of the Babcock test or such other test method as may be approved by the department; and by actual demonstration in the laboratory of his ability to determine accurately the milk fat content of milk and cream including special emphasis on the handling and testing of composite samples of milk and cream.

(4) Unless provision is made for the testing of milk or cream by a duly licensed tester as provided herein, no dairy plant shall receive any milk or cream unless at least one employe is a milk and cream tester licensee who shall be responsible for the care of samples and the testing of milk and cream and who shall be regularly assigned to the duty of making such tests.

(5) This section shall not be construed to require the licensing of city or village sanitary or dairy inspectors.

Approved July 17, 1953.