

exceeding one year. The word "Credit" as used herein shall be construed to mean an arrangement or understanding with the bank for the payment of such check or draft.

Passed the Senate January 19, 1905.

Passed the House February 23, 1905.

Approved by the Governor March 2, 1905.

CHAPTER 50

(S. B. No. 3)

PROHIBITING THE SALE OF ADULTERATED MILK OR OTHER FOOD PRODUCT.

AN ACT prohibiting the sale of milk or any food product in which formaldehyde or other poisonous substances shall have been mixed as an ingredient; declaring the same a felony; providing a penalty therefor; and requiring the State Dairy and Food Commissioner, Attorney General and Prosecuting Attorneys to enforce the provisions hereof.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. Any person who shall sell, offer to sell, or have in his possession for the purpose of sale, either as owner, proprietor, or assistant, or in any manner whatsoever, whether for hire or otherwise, any milk or any food products, containing the chemical ingredient commonly known as formaldehyde, or in which any formaldehyde or other poisonous substance has been mixed, for the purpose of preservation or otherwise, shall be guilty of a felony, and upon conviction thereof shall be imprisoned in the Penitentiary for the period of not less than one (1) year nor more than three (3) years.

Felony to adulterate milk.

Penalty.

SEC. 2. This act shall be supplementary to the laws of this State now in force prohibiting the adulteration of food and fraud in the sale thereof; and the State Dairy and Food Commissioner, the chemist of the State Agricultural Experiment Station, the State Attorney General and the prosecuting attorneys of the several counties of this State are hereby required, without additional compensation, to assist in the execution of this act, and in the prosecution of all

Supplementary to existing laws.

persons charged with the violation thereof, in like manner and with like powers as they are now authorized and required by law to enforce the laws of this State against the adulteration of food and fraud in the sale thereof.

Passed the Senate January 31, 1905.

Passed the House February 23, 1905.

Approved by the Governor March 2, 1905.

CHAPTER 51.

(H. B. No. 54)

AMENDING ACT RELATIVE TO ADULTERATION OF FOOD.

AN ACT to amend Sections 5 and 6 of "An act to provide against the adulteration of food and fraud in the sale thereof; creating a State Board of Food Commission, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency and repealing, "An act to provide against the adulteration of food, approved March 13, 1899," approved March 16, 1901.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 5 of an "Act to provide against the adulteration of food and fraud in the sale thereof; creating a State Board of Food Commission, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing "An act to provide against the adulteration of food approved March 13, 1899," approved March 16, 1901, is hereby amended to read as follows:

Amendment.

Section 5. Possession by any person, firm or corporation of any article of food, the sale of which is prohibited by this act, or being the consignee thereof, shall be *prima facie* evidence that the same is kept or shipped to the said person, firm or corporation in violation of the provisions of this act.