

## No. 32

## AN ACT

Amending the act of September 23, 1959 (P. L. 933), entitled "An act providing for the regulation of the propagation of domestic mink in captivity, and providing penalties," further defining domestic mink and the raising thereof, changing the time for the expiration of permits and the contents of the applications for the same, expanding the purpose for which the fund may be used, further regulating fences, and deleting certain requirements relating to the keeping of records.

**Domestic mink.** The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

**Section 1, act of September 23, 1959, P. L. 933, amended.** Section 1. Section 1, act of September 23, 1959 (P. L. 933), entitled "An act providing for the regulation of the propagation of domestic mink in captivity, and providing penalties," is amended to read:

**Definitions.** Section 1. Definitions.—The following words and phrases, when used in this act, shall, for the purpose of this act, have the following meanings respectively, except in those instances where the context clearly indicates a different meaning:

(1) "Department" means the Department of Agriculture.

(2) "Domestic mink" means mink propagated and raised in captivity [as opposed to mink in the wild natural state] *for breeding or other useful purposes.*

**Sections 2, 3 and 4 of the act amended.** Section 2. Sections 2, 3 and 4 of the act are amended to read:

Section 2. Granting of Permits.—The department may grant permits to propagate mink in captivity for commercial purposes to citizens of the United States who are residents of the Commonwealth of Pennsylvania. The permits shall be in a form determined and fixed by the department and shall expire on [May] *December* thirty-first of each year, *except in the case of licenses issued in 1961 which shall expire on December 31, 1962.* The permits may be revoked or suspended at any time at the discretion of the department and shall not be transferable.

Section 3. Applications for Permits.—(a) Any person desiring a permit shall present an application therefor on forms supplied by the department and shall pay twenty-five dollars (\$25), *except in the year 1961 when the fee shall be thirty-nine dollars and fifty cents (\$39.50),* to the department at the time of presenting the application. The money collected shall be paid into a fund known as the domestic mink fund and shall be

used only for the [exclusive] purpose of administering the provisions of this act [. The application shall be accompanied by the written statement of at least two well-known citizens of the community in which the applicant resides, certifying to his good character and to his fitness to be entrusted with the authority granted by the permit.] *and for conducting research on domestic mink. The Secretary of Agriculture may appoint an advisory committee of mink breeders to advise him on the use of the funds collected under the provisions of this act for research purposes.*

(b) In the case of applications for permits by associations or corporations, the application shall bear the name of the president or general manager and the permit shall be issued in his name.

(c) All applications for *original* permits shall be accompanied by a written description and a map or sketch of the premises to be used with the location thereof.

Section 4. Records.—[Within sixty days after the expiration of any permit, the holder shall file a sworn statement, on blanks supplied by the department, whether an application is submitted for renewal or not covering all his transactions thereunder. No renewal permit shall be granted unless such report has been submitted.]

The holder of each permit shall keep a record of all transactions thereunder and the record, together with all plants and premises, shall be open to inspection upon demand of any member or officer of the department. The permittee also shall answer, without evasion, any question relative to the ownership of any mink, or part thereof, found in his possession or under his control or that has passed through his hands, that may be asked by any member or officer of the department.

Section 3. Section 6 of the act, amended December 15, 1959 (P. L. 1768), is amended to read:

Section 6 of the act, amended December 15, 1959, P. L. 1768, further amended.

Section 6. Premises to be Fenced.—For raising mink, the premises used by holders of propagating permits may be of any size the operator deems best suited to his purposes so long as the premises *or the buildings* used are surrounded by a [tight woven wire] fence [with a maximum mesh of one inch and not less than five feet high]. *The Secretary of Agriculture shall approve various types and kinds of fence so long as it will be effective in the protection of the interests of the domestic mink industry, other agricultural pursuits and the wild life industry.*

Section 4. Section 7 of the act is amended to read:

Section 7 of the act amended.

Section 7. Sales, etc.; Information Required.—Where mink are raised on premises under authority of a propagating permit, the mink may be sold or given away and may be shipped alive from the enclosure for propagating purposes or may be killed in any manner within the enclosure for sale or gift without regard to sex or numbers at any time of the year.

Before any domestic mink or domestic mink pelts can be shipped from the producer's premises, each container shall be plainly marked with the following information:

(1) The fur farming [licensing] *permit* number.

(2) The name and address of the producer.

(3) The number of pelts or the number of mink in the container [and the variety of such pelts or mink].

Each permittee shall maintain a complete record of all transactions for a period of two years. Such records shall show the date of sale, name and address of each of the consignees, the quantity of animals or pelts sold, the number and date of purchase of animals, and the name and address of the person from whom purchased.

It is unlawful for any permittee to kill, sell, give away, remove or ship any domestic mink bred or raised under the authority of this act, except in compliance with provisions of this section.

**Effective date.**

Section 5. This act shall take effect June 1, 1961.

APPROVED—The 11th day of April, A. D. 1961.

DAVID L. LAWRENCE

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No. 33

AN ACT

Amending the act of June 30, 1947 (P. L. 1154), entitled, as amended, "An act to regulate the manufacture, sale, transportation, possession, use and advertising of oleomargarine, butterine and other similar products, and to prohibit the sale, possession or use thereof in certain cases; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding-houses; to prevent and punish fraud and deception in such manufacture, sale, use and advertising; to prescribe penalties and punishment for violation of this act, and the means and method of procedure for its enforcement; to regulate certain matters of evidence in such procedure; and to prescribe certain powers and duties of the Department of Agriculture," providing for the use of the word margarine.

**Oleomargarine,  
or butterine, etc.**

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows: