

wholesaler, or retailer liable for payment of the tax imposed in this section shall, on or before the fifteenth day of the month following the month in which this act becomes effective, file a report with the state treasurer giving such information as the state treasurer may require to determine the amount of tax due under this section, and shall make payment of such tax at the time of filing such report. All provisions of chapter 139 of the statutes relating to procedure in collecting the tax therein imposed and penalties for evasion or violation of said provisions shall apply and govern as to the tax imposed in this section.

SECTION 6. It is the intent of sections 4 and 5 of this act to make the tax on fermented malt beverages imposed in chapter 139 of the statutes applicable to such beverages of an alcoholic content greater than three and two-tenths per centum by weight on the same basis as those containing not more than three and two-tenths per centum of alcohol by weight and to make this provision retroactive to December 5, 1933, when the sale of beverages of more than three and two-tenths per centum of alcohol by weight again became legal.

SECTION 7. This act shall take effect upon passage and publication.

Approved January 11, 1934.

No. 8, A.]

[Published January 15, 1934.

CHAPTER 4.

AN ACT to amend subsection (9) of section 59.08 and subsection (2) of section 351.57 of the statutes, relating to prohibitions of the use of intoxicating liquor.

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

SECTION 1. Subsection (9) of section 59.08 (Chapter 187, Laws of 1933) and subsection (2) of section 351.57 of the statutes are amended to read: (59.08) (9) Enact ordinances, by-laws, or rules and regulations, providing for the regulation, control, prohibition, and licensing of dance halls and pavilions, amusement parks, carnivals, street fairs, bathing beaches and other like places of amusement. Such ordinances, by-laws or regulations shall provide for such license fees as shall yield so nearly as may be possible sufficient revenues for administering their provisions.

Upon the passage of such an ordinance the county board shall select from persons recommended by the county board a sufficient number thereof whose duty it shall be to supervise public dances according to assignments to be made by the county board. Such persons while engaged in supervising public dances or places of amusement shall have the powers of deputy sheriffs, and shall make reports in writing of each dance visited to the county clerk, and shall receive such compensation as the county board may determine and provide. Their reports shall be filed by the county clerk and embodied by him in a report to the county board at each meeting thereof. The county board shall immediately revoke the license of any dance hall proprietor or manager * * * if there is allowed at any such dance presence of intoxicated persons, or of children of * * * *seventeen* years of age or under unaccompanied by their parent or lawful guardian, or if any of the ordinances, rules, or regulations prescribed by the county board are violated, *and the county board may, in its discretion, enact an ordinance expressly requiring the revocation of such dance hall license if the use of intoxicating liquor is permitted in such dance hall or pavilion or on the premises during the holding of a public dance.* The chairman of the county board, when the board is not in session, shall be authorized to issue license or to suspend the license of any person violating any of the provisions of this law or any rule or regulation adopted by the county board; such issuance of licenses or the suspension of such license to be acted on by the county board at its next meeting. Ordinances, by-laws or rules and regulations enacted by a county board under this subsection shall not apply to any city or village in such county which by ordinances regulates dance halls or other places of amusement.

(351.57) (2) No person who is the proprietor of any dance hall or who conducts, manages or is in charge of any dance hall or pavilion in this state, whether such dance hall or pavilion be licensed or not under the provisions of any local or county regulation, shall permit during any public dance held in such hall or pavilion * * * the presence of intoxicated persons in such dance hall or on the premises on which such dance hall is situated, or the presence of any child of * * * *seventeen* years of age or less who is not accompanied by his parent or lawful guardian.

SECTION 2. This act shall take effect upon passage and publication.

Approved January 12, 1934.