

No. 14, S.]

[Published June 28, 1921.]

CHAPTER 423.

AN ACT to amend subsection (4) of section 5.02, subsection (1) of section 5.08, subsection (1) of section 6.19, paragraph (g) of subsection (1) of section 6.22, sections 6.59, 6.68 and 6.76 of the statutes, correcting evident errors and omissions in the election laws.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Subsection (4) of section 5.02 of the statutes is amended to read:

(5.02) (4) Except as otherwise specially provided in this chapter there shall be no nomination by primary election of any candidate for the office of state superintendent, or county or district superintendent of schools, * * * or * * * board of education by whatever name designated, or for any school district or judicial office.

SECTION 2. Subsection (1) of section 5.08 of the statutes is amended to read:

5.08 CERTIFICATION OF NAMES BY SECRETARY OF STATE FOR PRIMARY BALLOT. (1) * * * *After the filing of nomination papers as provided in section 5.05, the secretary of state shall transmit to each county clerk not later than the second Monday in August a certified list containing the name and post-office address of each person for whom nomination papers have been filed in his office, and entitled to be voted for at such primary, together with a designation of the office for which he is a candidate, and the party or principle he represents; such lists shall designate the order in which the names of the candidates shall be printed upon the primary ballot in each assembly district.*

SECTION 3. Subsection (1) of section 6.19 of the statutes is amended to read:

6.19 CERTIFICATION OF NOMINEES AND CONSTITUTIONAL AMENDMENTS BY SECRETARY OF STATE. (1) Not less than twenty-five days before any *April or November* election the secretary of state shall transmit to each county clerk a certified list containing the name, description and post-office address of each person nominated for any office for whom any of the electors of such county are entitled to vote at

such election, * * * together with a designation of the office for which each is a candidate, and the party or principle each represents, if any, *whose nominations are on file in his office. Names of candidates nominated pursuant to section 5.28 shall be certified forthwith upon the filing of nominations with the secretary of state.*

SECTION 4. Paragraph (g) of subsection (1) of section 6.22 of the statutes is amended to read:

(6.22) (1) (g) A voter, who declares to the presiding officer that he is unable to read, or that by reason of physical disability he is unable to mark his ballot, can have assistance of * * * two election officers in marking same, to be chosen by the voter; and if he declares that he is totally blind, he may be assisted by any person chosen by him from among the legal voters of the county. The presiding officer may administer an oath in his discretion, as to such person's disability.

SECTION 5. Section 6.59 of the statutes is amended to read:

6.59 RETURNS OF ELECTION. The chairman of the inspectors or one of them appointed by him shall immediately after each general election, deliver to the clerk of the town, city or village one of said statements and poll lists, to be filed and preserved in his office, and shall, with all convenient dispatch and within two days after such election, deliver to, or send by registered letter from the nearest post office, the other statement and * * * one poll list * * * to the county clerk, they having been by the inspectors carefully sealed up, with the oaths of the inspectors and clerks affixed, in an envelope properly directed to such clerk. The person delivering or sending such returns shall receive as compensation therefor, fifty cents, together with postage and registration fees paid by him, to be paid out of the town, city or village treasury.

SECTION 6. Section 6.68 of the statutes is amended to read:

6.68 CANVAS OF VOTES ON REFERENDUM PROPOSITIONS. Whenever any constitutional amendment shall have been submitted to the people, or any other question or proposition shall be submitted by the legislature to a vote of the people, the votes for and against such amendment, question or proposition shall be taken, canvassed, certified and recorded, and certified copies of the statement thereof shall be made and transmitted by each county clerk to the secretary of state * * * in the manner the votes for state officers are to be taken, canvassed,

certified and recorded and statements thereof are to be certified and transmitted.

SECTION 6. Section 6.76 of the statutes is amended to read:

6.76 COMPENSATION OF ELECTION OFFICERS. A reasonable compensation shall be paid to inspectors and clerks of election, and to ballot clerks, county * * * canvassers and messengers employed and performing duties under the provisions of this chapter, to be fixed by the town, village or county board or common council, and paid from the treasury of the town, village, county or city by which employed. * * * Every messenger sent by the governor, secretary of state or state board of canvassers shall be paid out of the state treasury a reasonable compensation to be fixed by the secretary of state, and charged to the proper appropriation for the state officer or board dispatching such messenger.

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

Approved June 24, 1921.

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[Published June 29, 1921.

CHAPTER 424.

AN ACT to create a new subdivision to be numbered subdivision 1a of section 2024—77s, relating to powers of foreign trust companies to act as executors and testamentary trustees.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. A new subdivision is added to section 2024—77s to be numbered and to read: (Section 2024—77s) 1a. Any trust company, incorporated under the laws of any other state, duly acting and qualified as executor or trustee under any foreign will, shall have the same rights and authority under such will as to real estate within this state which any natural person duly acting as such foreign executor or trustee may have under the laws of this state, without such foreign trust company being required to do any act qualifying it to do business within this state not required of a natural person acting as such foreign executor or trustee.

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

Approved June 27, 1921.