

the laws of this state, without capital stock, and paying no dividends or pecuniary profits to its members. Such real and personal estate comprised under any endowment or trust, or such proportion of the true value of such real or personal estate, as under the terms of such endowment or trust is specifically held for the benefit of the state historical society of Wisconsin organized under the act of the legislature, approved on the fourth day of March, one thousand eight hundred fifty-three.

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

Approved July 25, 1933.

No. 929, A.]

[Published July 28, 1933.]

CHAPTER 472.

AN ACT to amend paragraph (a) of subsection (7), subsections (11), (12) and (13), paragraphs (a) and (b) of subsection (15), and subsection (16) of section 59.95 of the statutes, relating to the county board of commissioners.

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

SECTION 1. Paragraph (a) of subsection (7), subsections (11), (12) and (13), paragraphs (a) and (b) of subsection (15) and subsection (16) of section 59.95 of the statutes are amended to read:

(59.95) (7) (a) In counties having a population of twenty-five thousand or less * * * *four district commissioners and one commissioner from the county at large;*

(11) At the election held as provided by law, on the first Tuesday in April next succeeding the election to reorganize under section 59.95 in any county, there shall be elected in such county *commissioners as follows:*

(a) *In counties having a population of twenty-five thousand or less, a commissioner from the county at large and a commissioner for each even-numbered district, each for a term of two years, and a commissioner for each odd-numbered district for a term of one year, and thereafter, and the expiration of their respective terms, successors shall be elected each for a term of two years;*

(b) *In all other counties, a commissioner for each even-numbered district for a term of two years and a commissioner for each odd-numbered district for a term of four years, and there-*

after, and at the expiration of their respective terms, successors shall be elected each for a term of four years.

(12) In each new county *having a population of twenty-five thousand or less, a commissioner shall be elected from the county at large and a commissioner shall be elected from each even-numbered district, each for a term of two years, and a commissioner for each odd-numbered district for a term of one year, and thereafter, and at the expiration of their respective terms, successors shall be elected each for a term of two years; in all other new counties,* a commissioner shall be elected from each odd-numbered district for a term of two years and a commissioner for each even-numbered district for a term of four years, and thereafter, and at the expiration of their respective terms, one commissioner for a term of four years.

(13) Candidates for the office of county commissioner shall be nominated and elected at the April election as are candidates for the office of county superintendent, except that the county commissioners *for districts* shall be nominated and elected by the electors of the commissioner district *and in counties specified in paragraph (a) of subsection (7) the commissioner at large shall be nominated and elected by the electors of the county.* The returns of such election shall be made to the county clerk, and shall be canvassed as in other county elections.

(15) (a) In counties whose assessed valuation does not exceed fifteen million dollars, not to exceed the sum of * * * *one hundred and fifty dollars.*

(b) In counties whose assessed valuation is more than fifteen million dollars and does not exceed thirty million dollars, not to exceed * * * *two hundred * * * dollars.*

(16) Any vacancy in the office of county commissioner occurring more than thirty days before the expiration of the term shall be filled, *if a commissioner at large, by appointment by the governor, otherwise* by a board appointment, consisting of the chairman of the town board of each town, and the mayor or president of each city and village, in the commissioner district in which any such vacancy occurs, which shall meet at the county clerk's office for that purpose upon three days' written notice given by such clerk and served personally. If such commissioner district is wholly within the limits of an incorporated city or village, such vacancy shall be filled by the council of such municipality. Ab-

sence from the county for six successive months shall be deemed to create a vacancy.

SECTION 2. In each county having a population of twenty-five thousand or less now operating under section 59.95 of the statutes, the county board of commissioners shall redistrict the county prior to December 31, 1933, to permit of the election of commissioners pursuant to this act. New commissioners shall be elected in such county under the provisions of this act and as provided by law, at the election to be held on the first Tuesday in April, 1934. The terms of all commissioners heretofore elected and now serving under said section 59.95 as it existed prior to the enactment of this act, shall expire upon the election and qualification of the new commissioners.

SECTION 3. This act shall take effect upon passage and publication.

Approved July 25, 1933.

No. 930, A.]

[Published July 28, 1933.

CHAPTER 473.

AN ACT to amend subsection (4) of section 103.39 and section 268.17 and to create subsection (7) of section 20.57 of the statutes, relating to wage collections, providing a penalty, and making an appropriation.

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

SECTION 1. Subsection (4) of section 103.39 and section 268.17 of the statutes are amended to read: (103.39) (4) Any person, firm or corporation violating the provisions of this section *who, having the ability to pay, shall fail to pay the wages due and payable as herein provided or shall falsely deny the amount or validity thereof or that the same is due, with intent to secure any discount upon such indebtedness or with intent to annoy, harass, oppress, hinder or defraud the person to whom such wages are due,* shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars or more than one hundred dollars or by imprisonment in the county jail for not less than ten days nor more than ninety days, or by both such fine and imprisonment. Each and every failure or refusal to pay each employe the amount of wages due him at the time, or under the conditions required in