

*section 49.02, in the county in which the institution or home is located.* All statements in the application shall be sworn to or affirmed by the applicant, setting forth that all facts are true in every material point.

Approved May 19, 1943.

No. 195, S.]

[Published May 21, 1943.

### CHAPTER 172.

AN ACT to amend 140.07 (1) of the statutes, relating to deputy state health officers.

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

140.07 (1) of the statutes is amended to read:

140.07 (1) The state board of health shall from time to time divide the state into sanitary districts, not exceeding 10, and it shall appoint for each a deputy state health officer, who shall hold office during efficiency and good behavior and who may be removed for cause by the board after opportunity to be heard. He shall not during his term of office engage in any occupation which would conflict with his official duties, and shall receive an annual salary to be fixed by the board, not exceeding \* \* \* \$4,000, and shall receive his actual and necessary official expenses.

Approved May 20, 1943.

No. 50, A.]

[Published May 21, 1943.

### CHAPTER 173.

AN ACT to amend 5.27 (1), 10.52 (1) (Introductory paragraph), 60.19, 60.22, 61.19 and 61.23 of the statutes, relating to the terms of town and village officers.

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

SECTION 1. 5.27 (1) of the statutes is amended to read:

5.27 (1) At least 17 days before each first Tuesday of April in years in which there is to be a town or village election, the electors of any town or village may assemble in caucus and by

ballot select a caucus committee of 3 and nominate candidates for the different town and village offices. Each caucus committee shall give at least 5 days' written notice of the time and place of holding the caucus next following their election, such notice to be given either by publishing a copy thereof in some newspaper published in such village or town, or by posting copies of such notices in at least 5 public places. The 2 candidates for each office at such caucus who receive the highest number of votes shall be certified by the caucus officers to the town or village clerk, together with the number of votes cast for each, and the name of such candidates shall be placed on the official ballot. Provided, that if the vote of the candidate receiving the second highest vote for any office at such caucus is not at least one-fifth as great as that of the candidate for the same office receiving the highest vote, or if the candidate receiving the second highest vote for any office at such caucus files with the town or village clerk within 5 days of the holding of the caucus a request that his name be not printed on the ballot, then only the name of the candidate receiving the highest number of votes shall appear thereon. A tie vote shall be determined by lot.

SECTION 2. 10.52 (1) (Introductory paragraph) of the statutes is amended to read:

10.52 (1) (Introductory paragraph) At \* \* \* *the* \* \* \* town meeting *in years in which there is to be a town election* there shall be an election by ballot of all town officers except the superintendent or superintendents of highways.

SECTION 3. 60.19 of the statutes is amended to read:

60.19 *Biennially, in the odd-numbered years,* at the annual town meeting there shall be elected in each town the following officers, viz: 3 supervisors, one of whom shall be designated on the ballots as chairman, a town clerk, a treasurer, an assessor (2 or 3, if the town board at their last meeting before such election shall have so ordered), so many constables, not exceeding 3, as shall have been ordered by the last preceding annual town meeting. In all counties which contain a population of not less than 100,000 such election shall be held biennially in the even-numbered years, and town officers shall hold office for 2 years. No person not an elector of the town shall hold any town office, and no person shall hold the offices of treasurer and assessor at the same time.

SECTION 4. 60.22 of the statutes is amended to read:

60.22 Every town officer elected at an annual meeting \* \* \* shall hold his office for \* \* \* 2 years, and until his successor is elected and qualified.

SECTION 5. 61.19 of the statutes is amended to read:

61.19 At the annual *spring* election in each village in *odd-numbered years, except as otherwise provided herein*, there shall be chosen the following officers, viz.:

A president, a clerk, a treasurer, an assessor, a supervisor, a constable, and a justice of the peace. In villages in counties having a population of at least 250,000 no supervisor shall be elected and the other officers named shall be elected for a term of 2 years on the first Tuesday of April of each year in which is to be held a general election for state officers. Any other officers shall be appointed *annually* by the village board at their first meeting after the \* \* \* *first Tuesday in April* unless such board shall otherwise provide. No person not a resident elector in such village shall be elected to any office therein. The village clerk may appoint a deputy clerk for whom he shall be responsible, and who shall take and file the oath of office, and in case of the absence, sickness or other disability of the clerk, may perform his duties and receive the same compensation unless the village board shall appoint a person to act as such clerk.

SECTION 6. 61.23 of the statutes is amended to read:

61.23 *Except as otherwise provided by statute* the term of office of all village officers, \* \* \* shall be \* \* \* 2 years and until their respective successors are elected or appointed and qualify. If any officer be absent or temporarily incapacitated from any cause the board may appoint some person to discharge his duties until he returns or until such disability is removed.

Approved May 20, 1943.