

missioner is authorized to bring civil actions for the recovery of all license fees, ton mile taxes, interest and penalties to which the state may be entitled by reason of the operation by any person of a motor vehicle upon the public highways of the state.

Approved May 9, 1945.

No. 250, S.]

[Published May 11, 1945.

CHAPTER 128.

AN ACT to reenact and amend 11.90 of the statutes, relating to adjustments in the election laws to facilitate voting by Wisconsin electors serving in the armed forces of the United States at special elections in 1945, and all elections in 1946 and 1947, and making an appropriation.

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

SECTION 1. Except as herein modified section 11.90 of the statutes (enacted by chapter 1, laws of 1945) is reenacted.

SECTION 2. The section heading of section 11.90 of the statutes is changed to read:

“ELECTORS IN ARMED FORCES; ADJUSTMENTS IN LAWS TO FACILITATE VOTING IN 1945, 1946 AND 1947 ELECTIONS.”

SECTION 3. 11.90 (2) of the statutes is created to read:

11.90 (2) ARMED FORCES, DEFINITION. For the purpose of this section “armed forces of the United States” includes the army, navy, and merchant marine of the United States; and the American Red Cross, the Society of Friends, and the United Service Organizations, outside the United States, attached to and serving with the army, navy or merchant marine of the United States.

SECTION 4. 11.90 (2) of the statutes is repealed and recreated to read:

11.90 (3) APPLICATION OF SECTION. This section applies only to citizens of this state who are absent from their respective voting residences because of service in the armed forces of the United States and applies only to special elections in 1945 and all elections held in 1946 and 1947.

SECTION 5. 11.90 (3) of the statutes is renumbered 11.90 (4).

SECTION 6. 11.90 (4) of the statutes is repealed and recreated to read:

11.90 (5) LOCAL REGISTER OF ELECTORS IN ARMED FORCES. The clerk of each city, village and town shall from the information furnished him compile and maintain an up-to-date list or register of electors therein who are serving in the armed forces. Such register shall contain the name of the elector and his latest-known residence and mail addresses. It shall include all such electors who will become 21 years of age on or before the election day, with a notation as to any who will reach that age after the primary election, if any, but on or prior to the succeeding election. The clerk shall make a diligent effort to make such register complete and up to date and to that end he may request the assistance of newspapers and citizens generally and may invite parents, wives or husbands, relatives and friends of such absent members of the armed forces to furnish their names and latest addresses. Such clerk shall exercise reasonable care to avoid duplication of names and to avoid including any person who is for any reason not qualified to vote at such election. He shall distribute to each polling place in his municipality 2 copies of such register for each respective voting district for use on election day.

SECTION 7. 11.90 (5) and (6) of the statutes are renumbered 11.90 (6) and (7).

SECTION 8. 11.90 (7) of the statutes is repealed and recreated to read:

11.90 (8) BALLOTING INSTRUCTIONS ENCLOSED. An explanatory note shall be enclosed with each ballot giving instructions as to the marking of the ballot and the return thereof, and any other pertinent information. The form of such explanatory note shall be prescribed by the secretary of state. Supplemental instructions as to local elections shall be prepared by the local clerk.

SECTION 9. 11.90 (8), (9) and (10) of the statutes are renumbered 11.90 (9), (10) and (11).

SECTION 10. 11.90 (12) to (18) of the statutes are created to read:

SPRING PRIMARY AND ELECTION — 1946

11.90 (12) DATE OF 1946 SPRING PRIMARY ELECTION ADVANCED. The date of the spring primary election

preceding the April election of 1946 shall be February 5, 1946. The dates for the performance of acts in preparation for such primary election are changed as follows:

1945

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| Dec. 1 | Last day for petition, or for city councils to order spring primary. |
| Dec. 17 (5 p. m.) | Last day for filing nomination papers for spring primary. |
| Dec. 19 (not later) | Ballots to be in hands of printers. |
| Dec. 26 (not later) | Ballots to be in hands of local clerks. |

1946

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| Feb. 5 | Spring primary held. |
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(13) DATES IN PREPARATION FOR 1946 APRIL ELECTION ADVANCED. The dates for the performance of acts in preparation for the April election in 1946 are changed as follows:

1946.

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| Jan. 1 | Judicial vacancies occurring after this date cannot be filled. |
| Jan. 7 | First day for circulating nomination papers. |
| Jan. 21 | Official notice of April election sent by secretary of state. |
| Jan. 31 | First day for filing judicial nomination papers in state and county. |
| Feb. 7 (5 p. m.) | Last day for filing judicial nomination papers in state and county. |
| Feb. 8 | Last day for holding village and town caucus, when required by statute. |
| Feb. 8 | Last day for state and county candidates to decline. |
| Feb. 9 | Vacancies in nomination filled. |
| Feb. 11 | Secretary of state to certify names of candidates to county clerks. |
| Feb. 11 (5 p. m.) | Last day for nonpartisan candidates for town, city and village office to file nomination papers, when no primary has been held. |
| Feb. 12 (not later) | Ballots to be in hands of printers. |
| Feb. 18 (not later) | Ballots to be in hands of local clerks. |
| Apr. 2 | Spring election held. |

PRIMARY AND GENERAL ELECTIONS — 1946

(14) DATE OF 1946 PRIMARY ELECTION ADVANCED.

The date of the primary election preceding the general election in 1946 shall be August 13, 1946. The dates for the performance of acts in preparation for such primary election are changed as follows:

1946

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| Apr. 2 (not earlier) | First day for circulating nomination papers. |
| May 31 (5 p. m.) | Last day for filing nomination papers and declaration of acceptances. |
| June 11 (not later) | Secretary of state to certify names of candidates to county clerks. |
| June 13 (not later) | Ballots to be in hands of printers. |
| June 27 (not later) | Ballots to be in hands of county clerks. |
| June 29 (not later) | Ballots to be in hands of local clerks. |
| Aug. 13 | Date of primary election. |
| Aug. 13 | Inspectors phone results to county clerk. |
| Aug. 14 (not later) | Inspectors deliver returns to county clerk. |
| Aug. 15 | Board of county canvassers begins canvass. |
| Aug. 19 | Primary election returns reported to secretary of state. Petitions for recount proceedings must be filed within 3 days after board of county canvassers completes its canvass. |
| Aug. 23 | First day for filing independent nomination papers for general election. |
| Aug. 27 (not later) | Canvass by board of state canvassers completed. |

(15) DATES IN PREPARATION FOR GENERAL ELECTION ADVANCED. The dates for the performance of acts in preparation for the general election in 1946 are changed as follows:

1946

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| Aug. 28 (not later) | Declination by nominees must be filed. |
| Aug. 30 (5 p. m.) | Last day for filing independent nomination papers for general election. |
| Aug. 30 (5 p. m.) | Vacancies in nomination must be filled. |
| Sept. 3 | Platform conventions meet (12 o'clock noon). |

Sept. 4 (not later)	Secretary of state to certify names of candidates to county clerks.
Sept. 6 (not later)	Ballots to be in hands of printers.
Sept. 16 (not later)	Ballots to be in hands of county clerks.
Sept. 18 (not later)	Ballots to be in hands of local clerks.
Nov. 5	Date of general election.

SPRING PRIMARY AND ELECTION — 1947

(16) DATE OF SPRING PRIMARY ELECTION ADVANCED. The date of the spring primary election preceding the April election of 1947 shall be February 4, 1947. The dates for the performance of acts in preparation for such primary election are changed as follows:

1946

Dec. 2	Last day for petition, or for city councils to order spring primary.
Dec. 16 (5 p. m.)	Last day for filing nomination papers for spring primary.
Dec. 18 (not later)	Ballots to be in hands of printers.
Dec. 26 (not later)	Ballots to be in hands of local clerks.

1947

Feb. 4	Spring primary held.
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(17) DATES IN PREPARATION FOR APRIL ELECTION ADVANCED. The dates for the performance of acts in preparation for the April election in 1947 are changed as follows:

1947

Jan. 1	Judicial vacancies occurring after this date cannot be filled.
Jan. 6	First day for circulating nomination papers.
Jan. 20	Official notice of April election sent by secretary of state.
Jan. 30	First day for filing judicial nomination papers in state and county.
Feb. 6 (5 p. m.)	Last day for filing judicial nomination papers in state and county.
Feb. 7	Last day for holding village and town caucus, when required by statute.
Feb. 7	Last day for state and county candidates to decline.
Feb. 8	Vacancies in nomination filled.

Feb. 10	Secretary of state to certify names of candidates to county clerks.
Feb. 10 (5 p. m.)	Last day for nonpartisan candidates for town, city and village office to file nomination papers, when no primary has been held.
Feb. 11 (not later)	Ballots to be in hands of printers.
Feb. 17 (not later)	Ballots to be in hands of local clerks.
Apr. 1	Spring election held.

(18) All other dates or time for the performance of acts in preparation for any election to which this section applies are advanced proportionately when necessary to conform to the changes in dates made in subsections (12) to (17). The secretary of state shall determine what advancements of such dates or time are necessary and give such notice thereof as he may deem advisable.

SECTION 11. 11.90 (19) of the statutes is created to read:

11.90 (19) BALLOTS MAILED AND VOTED; REPORTS OF. Each town, city and village clerk shall within 2 days after each primary and election report to the county clerk, on blanks furnished by the secretary of state, the number of ballots mailed and the number of ballots voted under this section. The county clerk shall within one week after the August primary and the general election and after each April election make a compilation of such reports and file the same with the secretary of state. Each such clerk shall also file in like manner within 30 days after the effective date of this section a similar report for the primary and general election of 1944 and the April election of 1945.

SECTION 12. 11.90 (13) and (14) of the statutes are repealed and recreated to read:

11.90 (20) APPROPRIATION. There is appropriated from the general fund to the secretary of state on July 1, 1945 \$500 and on July 1, 1946 \$500 for the execution of his functions under this section, including the printing and distribution of such information as the secretary of state deems advisable.

(21) EXPIRATION OF SECTION. This section shall expire after the completion of the election on April 1, 1947.

Approved May 9, 1945.