

No. 63, A.]

[Published July 15, 1947.]

CHAPTER 406.

AN ACT to create 66.053 of the statutes, relating to requiring certain persons in taverns to show proof of age.

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

66.053 of the statutes is created to read:

66.053 TAVERN-KEEPER SHALL REQUIRE PROOF OF AGE. (1) Any person in premises operating under a Class "A" or a Class "B" retailer's license for the sale of fermented malt beverages or in premises operating under a "Retail Class A" or a "Retail Class B" license for the sale of intoxicating liquor shall, upon demand of the person in charge of such premises or of any law enforcement officer show a certificate-card issued by the register of deeds of the county or the clerk of the city, village or town of his residence or election commission thereof, stating the date of his birth and other matters as provided in subsection (2), or be regarded as a person under the age of 18 years if in premises operating under a "Class A" or a "Class B" retailer's license for the sale of fermented malt beverages or under the age of 21 years if in the premises operating under a "Retail Class A" or a "Retail Class B" license for the sale of intoxicating liquor.

(2) Any person desiring such certificate-card shall make application therefor to the register of deeds of the county or the clerk of the city, village or town of his residence or election commission thereof. The applicant shall pay a fee of 25 cents and in cities of the first class 50 cents and furnish his individual photograph and such proof of the date of his birth as the register of deeds or such clerk or commission shall require. If the register of deeds or such clerk or commission is satisfied with the proof he shall issue his certificate-card which shall show the applicant's name, description, residence, date of birth, photograph and signature. The state beverage tax division shall prescribe the form of the certificate-card, the size of the photograph to be furnished by the applicant and the manner and method of affixing it to the certificate. The register of deeds or such clerk or commission shall pay the fees received under this section into the treasury of his county or municipality. Any parent may upon application to such official procure a

certificate-card for any of his minor children by supplying the child's photograph and proof as above required.

(3) In the absence of a certificate-card as provided by subsections (1) and (2) the licensee or his agent or employe shall require the person whose age may be in question to fill out and sign in the presence of 2 witnesses, other than the licensee or his agents or employes, a statement in the following form:

STATEMENT OF AGE

.....194..

(date)

I,hereby represent
(name)

to that I am
(licensee)

years of age having been born on 19.....,
(date of birth)

at This statement
(place of birth)

is made to induce the licensee above named to sell or otherwise furnish fermented malt beverages or intoxicating liquor to the undersigned. I understand that I am subject to a fine of not less than \$10 nor more than \$50 or to imprisonment for not to exceed 10 days or both for any misrepresentation made herein.

In presence of

.....
(signature) (signature)

.....
(address) (address)

.....
(signature)

.....
(address)

(4) The statement provided by subsection (3) shall be printed upon a 3" x 5" or 4" x 5" file card which card shall be filed alphabetically by the licensee at or before the close of business on the day on which said statement is executed in a file box containing a suitable alphabetical index and which card shall be subject to examination by any law enforcing officer at any time.

(5) The signed statement procured by the licensee at the

time of sale may be offered as a defense in all civil and criminal prosecutions for serving fermented malt beverages or intoxicating liquors to persons to whom sale is prohibited by law because of such person's age, and no penalty shall be imposed if the licensing authority or the court is satisfied that the licensee acted in good faith.

Approved July 11, 1947.

No. 362, S.]

[Published July 15, 1947.

CHAPTER 407.

AN ACT to repeal 85.42 and 85.43; to amend 85.91 (2) and (3); and to repeal and recreate 85.40 of the statutes, relating to the speed of motor vehicles and providing penalties.

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

SECTION 1. 85.40 of the statutes is repealed and recreated to read:

85.40 SPEED RESTRICTIONS. (1) Except as otherwise provided in this section, the speed of any vehicle shall not be in excess of the following:

- (a) 25 miles per hour in any business or residence district.
 - (b) 35 miles per hour in outlying districts within any city, village or unincorporated village where on each of both sides of the highway there is an average distance of not less than 500 feet between buildings fronting thereon.
 - (c) 15 miles per hour when passing a schoolhouse at those times when children are going to or from school or are playing within the sidewalk area at or about the school.
 - (d) 15 miles per hour when passing an intersection properly marked with a "School Crossing" sign of a type approved by the state highway commission when children are crossing or are about to cross the highway.
 - (e) 15 miles per hour when passing a safety zone.
 - (f) 15 miles per hour when meeting or overtaking any school bus stopped outside the corporate limits of any city or village for the purpose of receiving or discharging school children.
- (2) (a) At all other locations not enumerated in subsection (1), no person shall operate a vehicle at a speed greater than