

No. 44, S

Published
March 15, 1963.

CHAPTER 6

AN ACT to repeal, renumber, amend and create various provisions of the statutes for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of departments and officers, correcting and clarifying references, renumbering for better location and arrangement, eliminating duplications and unnecessary, obsolete and unconstitutional provisions and reconciling conflicts.

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

SECTION 1. 16.105 (2) (bn) of the statutes is amended to read:

16.105 (2) (bn) The director in like manner may establish separate pay schedules for part time which is less than one-half time on a daily, weekly or monthly basis, short-term, project and student employments. The director may pursuant to s. * * * 16.05 (2) establish special rules for recruiting and examination in such employments. Fringe benefits specifically authorized by statutes, with the exception of workmen's compensation, unemployment compensation, group insurance, retirement and social security coverage, shall be denied these employments.

SECTION 2. 16.13 (1) of the statutes is amended by substituting "s. 16.05 (3) (a)" for the reference to "s. 16.06".

SECTION 3. 16.13 (2) of the statutes is amended by substituting "s. 16.05 (1)" for the reference to "s. 16.05 (5)".

SECTION 4. 16.85 (14) (a), (b) and (c) of the statutes are repealed.

CHAPTER 6

SECTION 5. 19.01 (4) (c) of the statutes is amended by substituting "family court commissioners" for "divorce counsel". The revisor of statutes shall show the change in printing the statutes.

SECTION 6. 20.360 (4) of the statutes is repealed.

SECTION 7. 20.420 (70) of the statutes is amended by deleting the reference to "20.530 (71)".

SECTION 8. 20.420 (85) of the statutes is amended to read:

20.420 (85) All moneys received from licenses imposed by * * * s. 84.30 * * * shall be paid within one week into the highway fund, and are appropriated therefrom to the highway commission for the execution of its functions under * * * s. 84.30 * * *.

SECTION 9. 20.520 (75) of the statutes is repealed.

SECTION 10. 20.530 (71) of the statutes is repealed.

SECTION 11. 20.650 (19) of the statutes is repealed.

SECTION 12. 20.650 (47) of the statutes is amended by deleting the phrase "(74) and" from the reference to "s. 20.560 (74) and (79)" in the first sentence. The revisor shall show the change in printing the 1963 statutes.

SECTION 13. 20.710 (3) of the statutes is repealed.

SECTION 14. 20.830 (5) and (6) of the statutes are repealed.

SECTION 15. 20.840 (34) of the statutes is repealed.

SECTION 16. 20.850 (3) of the statutes is amended by substituting "20.550 (32)" for the reference to "20.550 (22)". The revisor of statutes shall show the change in printing the 1963 statutes.

SECTION 17. 20.939 (3) of the statutes is amended to read:

20.939 (3) Circuit *and county* court judges and reporters * * * are excepted from the provisions of this section to the extent that deductions from their salaries shall be made, accounted for and paid over to the person entitled to receive them by the * * * *court administrator*.

SECTION 18. 20.951 (2) of the statutes is amended to read:

20.951 (2) The department of administration shall prescribe a form of official blank receipts to be issued by or for each officer, board, commission, society or association * * * *collecting or receiving* any money for * * * the state, or * * * *collecting* any money * * * required by law to be turned into the state treasury, and such officer, board, commission, society or association shall issue such official receipts * * * to each person from whom money is received. All such official receipts shall be prenumbered consecutively. The commissioner of administration may waive the issuance of official receipts in cases where he prescribes other adequate collection control measures, but * * * receipts * * * *shall be issued on demand*.

SECTION 19. 23.14 (17) of the statutes is repealed.

SECTION 20. 27.065 (9) (h) of the statutes is amended to read:

27.065 (9) (h) Except as otherwise provided herein or inconsistent herewith, * * * s. 66.54 shall * * * *apply* to certificates and bonds issued hereunder.

SECTION 21. 29.60 (1) of the statutes is amended by substituting "s. 20.280 (78)" in 2 places for the references to "s. 20.280 (5)".

SECTION 22. 32.05 (intro. par.) of the statutes is amended by substituting "59.96" for the reference to "59.56". The revisor of statutes shall show the change in printing the 1963 Statutes.

SECTION 23. 32.06 (3) of the statutes is amended to read:

32.06 (3) The condemnor shall make and serve the jurisdictional offer and notice in the form (insofar as applicable) and manner of service as provided in s. 32.05 (3) and (4), but lis pendens shall not be filed until date of petition under sub. (7). The offer shall state that if it is not accepted within 20 days, the condemnor may petition for a determination of just compensation by county condemnation commissioners and that either party may appeal from such determination to the circuit court within * * * 60 days.

SECTION 24. 36.06 (9) (b) of the statutes is amended by deleting the parenthetical word "(intro.)" from the reference to "s. 20.830 (47) and (48) (intro.)".

SECTION 25. 36.165 (3) of the statutes is repealed.

SECTION 26. 41.16 (2m) of the statutes is amended to read:

41.16 (2m) The school clerk shall certify all taxes levied for purposes of vocational and adult education to the municipal clerk. If any school district is joint, the clerk of the district school board shall certify to the clerk of each municipality the amount to be raised by each. The apportionment shall be determined and shall be equalized in the manner provided in s. 40.35 (8). The district taxes for purposes of vocational and adult education shall be entered on the next tax roll of the municipality and collected and returned as other taxes are, and shall be paid to the treasurer of the local board of vocational and adult education. The taxes for purposes of vocational and adult education together with other funds provided for the same purposes shall be equal to the amount required by the local board of vocational and adult education but such taxes shall not exceed 2 mills on the dollar.

SECTION 27. 45.352 (11) (c) of the statutes is amended to read:

45.352 (11) (c) The insurance shall insure the life of the mortgagor * * * for the amount of principal and interest due on the state loan, and the state * * * shall be named the beneficiary. If the mortgagor, at any time while still owning the property and before paying off the loan, dies, the insurance shall be used to pay the balance of the state loan, and the director shall issue a satisfaction of the mortgage.

SECTION 28. 49.174 of the statutes is amended to read:

49.174 The fees of * * * examining physicians, witnesses and guardians ad litem and other expenses of proceedings under ss. 49.171 to 49.173 shall be governed by s. 51.07.

SECTION 29. 50.06 (2) (intro. par.) of the statutes is amended to read:

50.06 (2) (intro. par.) Any county which provides outpatient treatment in a county institution to a person who presents the certificate mentioned in s. * * * 50.03 (1) and who receives diagnostic services or treatment which extends for a period of more than 12 hours in duration shall be credited by the state, to be adjusted as provided in s. 50.09 for each patient cared for at public charge, as follows:

SECTION 30. 59.22 (3) and (4) of the statutes are amended by substituting "500,000" for the numerals "200,000". The revisor shall show the change in printing the statutes.

SECTION 31. 59.28 (38) of the statutes is repealed.

SECTION 32. 60.55 (15) of the statutes is repealed.

SECTION 33. 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. Any village board may provide for additional justices to be elected in odd-numbered years and the board may change by ordinance the number of or abolish such additional offices. No reduction in the number of justices shall deprive any justice of his office. In villages in counties having a population of at least * * * 500,000 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 * * * the board * * * otherwise * * * provides. 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 * * * appoints a person to act as such clerk.

SECTION 34. 62.24 (5) of the statutes is amended to read:

62.24 (5) If the defendant is a corporation, the municipal justice or district attorney shall issue a summons returnable not less than 10 days after service; the summons shall be served in the same manner as summonses in civil actions are served on corporations. Upon default of the defendant, or upon conviction, the justice shall enter judgment for a forfeiture or fine, and execution shall issue as in civil cases.

SECTION 35. 63.46 to 63.48 of the statutes are repealed.

SECTION 36. 66.431 (3) (d) of the statutes is amended by substituting "ss. 66.405 to 66.425" in 2 places for the references to "ss. 66.405 to 66.445".

SECTION 37. 66.99 (3x) of the statutes is created to read:

66.99 (3x) All persons included under the conservation warden pension fund are subject to this section.

SECTION 38. 70.63 (3) and (4) of the statutes are repealed.

SECTION 39. 70.66 (2) and (3) of the statutes are amended to read:

70.66 (2) * * * He shall enter upon said roll a statement showing the several amounts of taxes levied upon said town or any part thereof and for what purpose; provided, in case the board of supervisors of any county shall so order, said town clerk shall calculate and carry out in separate items the several amounts of taxes as are to be levied uniformly upon all the taxable property of the town in separate columns on such roll, the form of which may be prescribed by such county board.

(3) Upon receipt of the certificate of apportionment from the county clerk, each town and village clerk, located in counties having a population of less than three hundred thousand, shall separately calculate and carry out opposite to each valuation in the tax roll the amount required to be raised upon such valuation, for state taxes, county taxes, school district taxes, town or village taxes and all other taxes, if any, including taxes to

pay judgments. Said several amounts shall be entered in the tax roll in separate columns showing the purpose for which each amount is to be raised in such form as shall be prescribed by the tax commission. * * *

SECTION 40. 71.04 (2c) of the statutes is amended to read:

71.04 (2c) In lieu of the allowance for depreciation for any taxable year or part thereof after December 31, 1952, the owner may elect the accelerated amortization deduction for milkhouses purchased, constructed and installed pursuant to rule Ag * * * 30.03 (12) [Wis. Adm. Code] or wells required by law to conform to the Wisconsin well construction and pump installation code or by county or municipal ordinance to conform to the milk ordinance and code recommended by the U. S. public health service or bulk milk tanks or milk pipe lines, purchased, constructed or installed, including cost of installation, on any undepreciated portion of such milkhouse, well, bulk milk tanks or milk pipe lines computed on an estimated life of 60 months.

SECTION 41. 71.05 (2c) of the statutes is amended to read:

71.05 (2c) In lieu of the allowance for depreciation for any taxable year or part thereof after December 31, 1952, the owner may elect the accelerated amortization deduction for milkhouses purchased, constructed and installed pursuant to rule Ag * * * 30.03 (12) [Wis. Adm. Code] or wells required by law to conform to the Wisconsin well construction and pump installation code or by county or municipal ordinance to conform to the milk ordinance and code recommended by the U. S. public health service or bulk milk tanks or milk pipe lines, purchased, constructed or installed, including cost of installation, on any undepreciated portion of such milkhouse, well, bulk milk tanks or milk pipe lines computed on an estimated life of 60 months.

SECTION 42. 71.14 (11) of the statutes is repealed.

SECTION 43. 71.17 (2) of the statutes is amended to read:

71.17 (2) Such tax shall be paid to the department of taxation as provided by s. 71.10 (9), and the whole amount collected from such tax shall, through the same channels as other income taxes are paid, be paid into the general fund and shall not be subject to the distribution provided for in s. 71.14 * * *.

SECTION 44. 74.08 (2) of the statutes is amended to read:

74.08 (2) * * * Such receipts shall be signed by the treasurer and a duplicate thereof made upon the stub thereof to be left in the book, and after noting the payment of such taxes upon the tax roll he shall deliver said receipt to the person entitled thereto. No city, county, village or town treasurer or tax collector shall collect or receive any taxes in any room where malt or intoxicating liquors are sold, given away or otherwise disposed of. Any person violating this provision shall be punished by a fine of not less than twenty-five dollars, nor more than one hundred dollars, or by imprisonment in the county jail not less than 10 days nor more than 30 days.

SECTION 45. 76.28 (9) of the statutes is repealed.

SECTION 46. 83.14 (7m) of the statutes is repealed.

SECTION 47. 84.025 (3) of the statutes is amended by substituting "state soil and water conservation committee" in 2 places for "state soil conservation committee".

CHAPTER 6

SECTION 48. 86.18 (4) of the statutes is amended by substituting "s. 66.60 (12)" for the reference to "s. 66.60 (15)".

SECTION 49. 93.07 (23) of the statutes is amended to read:

93.07 (23) To keep an account of all moneys received and disbursed and * * * make an annual report thereof to the * * * department of * * * administration.

SECTION 50. 96.06 (1) of the statutes is amended by substituting the word "chapter" for "section" in the first sentence. The revisor shall show the change in printing the statutes.

SECTION 51. 100.18 (8) of the statutes is amended to read:

100.18 (8) Every wholesaler and every other person selling or distributing motor fuel in this state shall keep posted in a conspicuous place, most accessible to the public at his place of business, and on every pump from which delivery is made directly into the fuel tank attached to a motor vehicle, a placard showing the net selling price per gallon of all grades of motor fuel and the amount of * * * all taxes per gallon thereon. On pumps or other dispensing equipment from which motor fuel is sold and delivered directly into fuel supply tanks attached to motor vehicles, such posting shall be in figures not less than one inch high, except that no such placard shall be required on a computer pump whereon the total net selling price per gallon including all taxes is legibly shown on its face. All sales shall be made at the posted price and delivery slips shall also show the net selling price per gallon of all grades of motor fuel and the amount of * * * all taxes per gallon thereon. If the wholesaler or person has more than one place of business in this state, the wholesaler or person shall post said placard at all of his places of business. All prices posted shall remain in effect for at least 24 hours after they are posted. It shall be deemed deceptive advertising to advertise or represent in any manner the price of motor fuel offered for sale at retail to be less than the price so posted on each pump.

SECTION 52. 101.10 (5b) of the statutes is amended to read:

101.10 (5b) The industrial commission and its deputies shall have the right at all reasonable hours to enter into and upon all buildings, premises and public thoroughfares excepting only the interior of private dwellings, for the purpose of ascertaining and causing to be corrected any condition liable to cause fire, or any violation of any law or order relating to the fire hazard or to the prevention of fire. * * *

SECTION 53. 101.315 (3) (b) of the statutes is repealed.

SECTION 54. 101.315 (11) of the statutes is amended to read:

101.315 (11) It is the intent of this section that registration of land surveyors shall be a duty of the division and its secretary to the same extent as their duties under s. 101.31; that the moneys derived from fees collected under this section shall be merged with those collected under s. 101.31 * * * .

SECTION 55. 102.045 of the statutes is repealed.

SECTION 56. 103.47 of the statutes is repealed.

SECTION 57. 109.15 of the statutes is created to read:

109.15 It is the legislative intent that nothing in this chapter shall supersede the statutory duties, powers or functions of any state agency.

SECTION 58. 110.07 (5) of the statutes is repealed.

SECTION 59. The title of Subchapter IV of Chapter 111 of the statutes is amended to read:

SUBCHAPTER IV.

RIGHT OF PUBLIC EMPLOYEES TO ORGANIZE OR JOIN
LABOR ORGANIZATIONS; BARGAINING IN MUNICIPAL
EMPLOYMENT.

SECTION 60. 111.70 (4) (k) of the statutes is amended to read:

111.70 (4) (k) Paragraphs (e) to (g) shall not apply to discipline or discharge cases under civil service provisions of a state *statute* or local ordinance.

SECTION 61. 114.13 of the statutes is amended to read:

114.13 Private property needed by a county, city, village or town for an airport or landing field or landing and take-off strip, or property or rights for the protection of the aerial approaches thereof, shall be acquired by purchase if the city, village, town or county is able to agree with the owners on the terms thereof, and otherwise by condemnation, * * * as provided * * * in s. 32.05. The purchase price or award for real property acquired for an airport or landing field or landing and take-off strip, or property or rights for the protection of the aerial approaches thereof, may be paid for by appropriation of moneys available therefor, or wholly or partly from the proceeds of the sale of bonds of the city, village, town or county, as the governing body of such city, village, town or county * * * determines, subject * * * to * * * ch. 67* * *. Such property or rights may be acquired by gift, which the respective governing bodies * * * are authorized to accept.

SECTION 62. 114.35 (1) of the statutes is amended to read:

114.35 (1) It is declared to be the policy of the state to promote the development of an airport system in the state. To this end the unrefunded portions of the tax on motor fuel and special fuel which is eventually used in aircraft shall be transferred to the commission for its operation. The commission shall use the amount provided by the state to assist sponsors in matching the federal aid that * * * may become available to the state under section 6 (a) of the federal airport act or available to specific projects within the state that * * * may be determined by the administrator under section 6 (b) of the federal airport act to aid sponsors in the development of approved projects on the state system independent of federal aid and for air-marking and air navigation facilities.

SECTION 63. 139.281 of the statutes is repealed.

SECTION 64. 139.50 (19) of the statutes is amended to read:

139.50 (19) Any person who * * * falsely or fraudulently * * * makes, forges, alters or counterfeits any stamp prescribed by this section, or * * * procures or * * * causes to be falsely or fraudulently made, forged, altered or counterfeited any such stamp, or who * * * knowingly * * * utters, publishes, passes or tenders as true any false, altered, forged or counterfeited stamps, or * * * affixes the same to any * * * package or other container, or * * * uses any package or container upon which the stamp or stamps

have been canceled for the purpose of placing therein for sale, offering for sale, or having in possession with intent to sell, or selling, offering for sale, or exposing for sale, exchange or barter, any tobacco products, without placing thereon stamps in the amount and of the kind and character herein provided, except for shipment in interstate commerce, shall be * * * guilty of a felony and * * * imprisoned in the state prison for a term of not less than one year nor more than 10 years.

SECTION 65. 144.53 (5) of the statutes is amended to read:

144.53 (5) To issue special orders directing particular owners to secure such operating results toward the control of pollution of the surface waters as the committee * * * *prescribes*, within a specified time. Pending efforts to comply with any order, the committee may permit continuance of operations on such conditions as it * * * *prescribes*. If such results are not secured in the specified time, the committee may direct the owner to take certain steps, or to use or adopt designated systems, devices and methods for handling industrial wastes, refuse and other wastes within a specified time. Any such orders may be modified by subsequent orders. The committee shall have the same power * * * as has been conferred upon the state board of health by s. 144.04 with reference to ordering and approving plans. * * *

SECTION 66. 144.565 of the statutes is amended to read:

144.565 The state board of health, or the state health officer acting for the state board of health under s. 144.08 and the committee on water pollution, or its executive officer acting under s. 144.52 (2), may act jointly as to all matters under ch. 144 which in any way come within the jurisdiction of either or both of said agencies. Any joint order made pursuant hereto shall be subject to joint review by said agencies * * * *as* provided by s. 144.56 and by the circuit court for Dane county * * * *as* provided in ch. 227. * * *

SECTION 67. 147.13 (1) (last sentence) of the statutes is amended to read:

147.13 (1) (last sentence) The secretary shall receive such compensation as the board determines, but not less than * * * \$1,900 annually.

SECTION 68. 176.121 (1) (first sentence) of the statutes is amended by deleting the words "employed under section 139.03 (11)".

SECTION 69. 185.996 of the statutes is amended to read:

185.996 Such plans organized or permitted to operate under this chapter shall be operated exclusively under ss. 185.991 to 185.996. Other provisions of the statutes inconsistent with any such provision shall not be applicable to athletic benefit plans operating pursuant to those sections * * *

SECTION 70. 201.05 (3) (b) and (c) of the statutes are amended to read:

201.05 (3) (b) The insurance specified in * * * s. 201.04 (4) and (5); (5) and (15); (5), (15) and (18); (15) and (18); or (1), (5), (6), (7), (10), (11), (12), (13), (14), (17) and (18) or any combination thereof may be written in the same policy with or without separate premium charges.

(c) Policies under * * * s. 201.04 (3) may contain any provision operating to safeguard the insurance against lapse, or giving a special surrender value or annuity providing for payments not exceeding one per cent per month of the face amount of the policy during the lifetime of the insured, with or without reduction of the sum insured in the event that the insured becomes totally and permanently disabled for any cause.

SECTION 71. 204.321 (4) (a) of the statutes is amended to read:

204.321 (4) (a) A master policy for credit accident and sickness insurance, as defined in s. 201.04 (4a), may be issued to a creditor, subject to the requirements of subs. (1) (d) and * * * (f), (2) (a) and (b), and (3) (e), to cover a class or classes of debtors who become indebted to said creditor. References to an employer or association shall apply to a creditor; and references to an employe or member shall apply to a debtor.

SECTION 72. 213.08 of the statutes is amended to read:

213.08 One such fire company or more, with not less than 30 active members, having at least one good fire engine and not less than 500 feet of sound * * * hose kept in an engine house, fit and ready at all times for actual service, and one such hook and ladder company or more, with not less than 15 active members and equipped with at least one good hook and ladder truck, both located not more than one mile apart in the same town, shall constitute a fire department. The members of such companies may meet * * * and elect one of their members chief of such fire department, who shall hold his office for one year and until his successor is elected; he shall have control of such companies and they shall obey his orders at all times; and he shall also have all the powers and privileges and be subject to the same penalties as fire wardens of incorporated villages under ch. 61.

SECTION 73. 215.53 (4) (a) of the statutes is amended to read:

215.53 (4) (a) On or before June 30 of each year the commissioner and advisory committee shall fix a per diem charge for the services of each examiner used, in the examination of an association, for the next 12 months. Such per diem charge shall be the same for all associations. The hours constituting a day shall be that which is fixed for state employes by s. * * * 16.275 (7).

SECTION 74. 218.11 (3) of the statutes is amended to read:

218.11 (3) Every licensee shall carry his license when engaged in his business and display the same upon request. The * * * license shall name his employer, and in case of a change of employer, the salesman shall immediately mail his license to the licenser who shall indorse such change on the license without charge.

SECTION 75. 218.22 (5) (a) of the statutes is renumbered 218.22 (5).

SECTION 76. 218.22 (5) (b) of the statutes is repealed.

SECTION 77. 241.13 (3) of the statutes is amended to read:

241.13 (3) Any person aggrieved by a violation of any provision of this section may recover of the person who violated same, in addition to his actual damages, \$25 as liquidated damages. * * *.

SECTION 78. 245.31 of the statutes is amended to read:

245.31 Any fine or forfeiture imposed under s. 245.30 may be recovered * * * in the same manner as other debts are recovered * * * with the usual costs, in any court of record in any county in this state in which the defendant may be found.

CHAPTER 6

SECTION 79. 253.05 (3) of the statutes is created to read:

253.05 (3) No county judge shall be elected for Menominee county alone.

SECTION 80. 253.10 (6), (7) and (8) of the statutes are renumbered 253.10 (6) (a), (b) and (c) and amended to read:

253.10 (6) (a) For the purposes of * * * *subs. (4) and (5)* the situs of intangible personal property found in this state belonging to nonresident foreign deceased persons shall be deemed to be within the state.

(b) All matters arising under * * * *subs. (4) and (5)* shall be administered in accordance with the statutes, rules and procedure of the county court applicable to the estates of deceased residents of the state.

(c) All * * * nonresident foreign persons *referred to in subs. (4) and (5)* who have not been heard from for 10 years shall be presumed to be dead.

SECTION 81. 253.115 of the statutes is renumbered to be 253.195.

SECTION 82. 256.50 (1) of the statutes is repealed.

SECTION 83. 256.53 of the statutes is repealed.

SECTION 84. 262.06 (8) of the statutes is repealed.

SECTION 85. 262.09 (2) of the statutes is repealed.

SECTION 86. 296.27 of the statutes is amended to read:

296.27 The application for such disposition may be made to the circuit * * * or county * * * court of the county in which such real estate or some part or interest therein is situated, or to the circuit judge in vacation, by the verified petition of any one or more of the parties having any title to or interest in said land. If any petitioners are minors, the petition shall be signed by their general guardian. Such petition must set forth facts which would authorize the selling, mortgaging, leasing or otherwise disposing of such real estate or some part thereof, or interest therein, for one or more of the reasons set forth in s. 296.06. Such lands or interests therein shall be sold, mortgaged, leased or otherwise disposed of in such manner as will best promote the interests of those concerned, whether in being or not, and whether their interests are present or contingent. Notice of such application shall be given to all parties having any title to or interest in said lands, who are living at the time of such petition, except those who have joined in the petition at least 10 days prior to the date of the hearing of such application, by service of the same * * * as provided in ch. 262 for the service of the summons in a civil action.

SECTION 87. 310.06 (5) of the statutes is amended to read:

310.06 (5) If no competent subscribing witness resides in this state at the time fixed for proving the will or if none of them, after reasonable diligence used, can be found in this state, the court may admit the testimony of other witnesses to prove the sanity of the testator, the execution, proof of testator's handwriting and that of the subscribing * * * witnesses.

SECTION 88. 325.01 (1) of the statutes is amended by substituting "municipal justice of the peace" for "police justice."

SECTION 89. 328.02 of the statutes is repealed.

SECTION 90. 345.09 (4) of the statutes is repealed.

SECTION 91. 346.95 (2) of the statutes is amended to read:

346.95 (2) Any person violating s. 346.89 (1), 346.93 or 346.94 (2) * * * , (4) or (7) may be fined not less than \$10 nor more than \$200 or imprisoned not more than 30 days or both.

SECTION 92. 348.06 (2) (b) of the statutes is repealed.

Approved March 11, 1963.
