

No. 363, A.]

[Published June 10, 1933.]

CHAPTER 228.

AN ACT to amend sections 280.10 and 280.15 of the statutes, relating to equitable actions for the abatement of bawdy houses. *The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. Sections 280.10 and 280.15 of the statutes are amended to read: 280.10 **EQUITABLE ACTION FOR ABATEMENT.** Whenever a nuisance, as defined in section 280.09 exists in any county the district attorney or any citizen of such county may maintain an equitable action in the circuit court in the name of the state to abate the same and to perpetually enjoin and restrain every person guilty thereof from continuing, maintaining or permitting such nuisance. Upon a verified complaint accompanied, when required by the court or presiding judge, by affidavits or depositions showing satisfactorily that a nuisance as defined by section 280.09 exists in such county and naming the persons guilty thereof, and upon three days' notice to the defendant or defendants in such action, a temporary injunction may be granted, subject to modification or dissolution, restraining the defendant or defendants until the conclusion of the trial from continuing, maintaining or permitting such nuisance. All such injunctions issued in actions begun by public officers shall be issued without requiring the undertaking specified in section 268.06, and in actions instituted by citizens it shall be discretionary with the court or presiding judge to issue them with or without such undertaking. *The conviction of any person, of the offense of lewdness, assignation, or prostitution committed in the building or part of a building, erection or place shall be sufficient proof of the existence of a nuisance in such building or part of a building, erection or place, providing that an equitable action for abatement under this section is commenced within sixty days after the conviction.*

280.15 **UNDERTAKING TO RELEASE BUILDING.** The owner of any building or part of building affected by an action under section 280.10 may appear at any time after the commencement thereof and file an undertaking in such sum and with such sureties as shall be required by the court to the effect that he will immediately abate the alleged nuisance, if it exists, and prevent the same from being re-established in the building or part of building aforesaid * * * , and will pay all costs that may be awarded against him

in the action. Thereupon the court * * * may dismiss the action as to such building or part of building and revoke any order previously made closing the same; but such dismissal and revocation shall not release the property from any judgment, lien, penalty, or liability to which it may be subject by law. *Acceptance of any such undertaking, the sum, supervision, satisfaction, and all other conditions thereof shall all be within the discretion of the court, but the period for which such undertaking shall run shall be not less than one year.*

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

Approved June 8, 1933.

No. 467, A.]

[Published June 10, 1933.]

CHAPTER 229.

AN ACT to create section 215.145 of the statutes, relating to members of building and loan associations.

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

SECTION 1. It is declared that the provisions of section 215.145 are made necessary by a public emergency growing out of an economic depression, resulting in great hardships to members of building and loan associations in this state who are, on account of general unemployment, unable to pay instalments on their shares, thereby greatly reducing the income of such institutions and making it impossible for building and loan associations to repay all investments and retire shares as demanded, which condition seriously affects so many of our citizens as to endanger the public welfare, health and morals. It is also declared that the provisions of section 215.145 shall extend to loans on shares and is enacted as temporary legislation and that it shall terminate on March 1, 1935, unless sooner repealed.

SECTION 2. A new section is added to the statutes to read: 215.145 EMERGENCY LOANS ON SHARES. (1) Whenever one-half of the receipts for dues and interest in any one month are less than the amount required to retire shares as provided for in section 215.11 and section 215.13 during such month, the association may with the approval of the commissioner make loans to each member entitled thereto. The interest rate charged on such loans during any six month period shall not exceed the rate of dividend declared