

No. 116, A.]

[Published July 28, 1961.

CHAPTER 296

AN ACT to amend 12.22 (2) of the statutes, relating to special proceedings to challenge the election of a candidate.

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

12.22 (2) of the statutes is amended to read:

12.22 (2) If it * * * *appears* from such petition or otherwise that such candidate, committee or member thereof has violated any provision of this chapter, and that sufficient evidence is obtainable to show that there is probable cause to believe that such proceeding may be successfully maintained, then * * * *the judge or attorney general or governor, as the case may be, shall summon the candidate, committee or member thereof, petitioner and adverse witnesses, before him not more than 10 days after such petition is filed, to conduct an informal hearing to give the candidate being accused of corrupt practices an opportunity to challenge and answer the allegations made in the petition and to confront the petitioner and adverse witnesses, and if there is probable cause to believe that such proceedings may be successfully maintained, then he shall grant leave to bring such proceeding and shall appoint special counsel to conduct such proceeding.*

Approved July 21, 1961.