

vacancy may be filled by appointment by such county judge.

Salary to be fixed by the county board.

SECTION 4. The county board of any county, in which a register in probate may be appointed, in which the salary of said register is not now fixed by law, is hereby authorized in its discretion from time to time to fix the salary of such register in probate, and appropriate a sufficient sum of money annually to pay the compensation so fixed, and in counties where no appropriation is made by the county board, the services of such register in probate shall be paid for by the county judge. This act shall not apply to counties having registers of probate appointed or elected under a special law.

SECTION 5. This act shall take effect and be in force from and after its passage and publication.

Approved April 19, 1895.

No. 62, S.]

[Published April 29, 1895.

CHAPTER 304.

AN ACT to amend section 46, chapter 288, of the laws of 1893, entitled, "An act to consolidate and revise the statutes of the state relating to general elections, the conduct, canvass and returns of the same, and to secure the secrecy and purity of the ballot, and for other purposes."

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

Assistance rendered disabled voter to prepare his ballot.

SECTION 1. Section 46, of chapter 288, laws of 1893, is hereby amended so as to read as follows: Any voter who declares to the presiding election officer that he is a voter and cannot read or write or that by physical disability

other than total blindness he is unable to mark his ballot, shall be informed that he can have the assistance of either of the inspectors, clerks or ballot clerks to assist him in marking his ballot or two of them if he desires. In case of total blindness, however, the voter may be assisted by any person chosen by him from among the legal voters of the county in which such voting precinct is located. The person or persons selected shall retire to the booth or compartment with the elector, and such officer or officers, or person selected to assist a blind man shall read the names of all the candidates on the ballot for each office, and ask the elector, "Which one do you vote for?" and the ballot shall be marked according to the expressed preference of the voter, and such officer or officers or person selected to assist a blind man shall certify on the outside that the ballot was marked with his or their assistance, and shall thereafter give no information regarding the same. The presiding officer at the election may, in his discretion, require such declaration of disability to be made by the voter under oath before him and he is hereby qualified to administer the oath. Intoxication shall not be regarded as a physical disability and no intoxicated person shall for that reason be entitled to assistance in marking his ballot. After a ballot has been marked for a voter, he shall not show such ballot to any person; provided, however, that it may be submitted to another election officer, or if by a blind man, to such person as he may select, to ascertain if it has been marked as he desired. The clerk shall enter upon the poll list after the name of any elector, who had assistance in marking his ballot, a memorandum stating that the ballot was marked by an inspector or clerk or person selected by a blind man.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved April 19, 1895.