

No. 335, A.]

[Published June 5, 1907.

CHAPTER 159.

AN ACT to amend section 4761, statutes of 1898, relating to appeal from justice court in criminal actions.

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

SECTION 1. Section 4761, statutes of 1898, is amended to read:

* * * * *

Approved June 4, 1907.

(In effect July 1, 1907.)

No. 98, A.]

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CHAPTER 160.

AN ACT to amend section 3766, statutes of 1898, relating to appeals from justice courts.

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

SECTION 1. Section 3766, statutes of 1898, is amended to read:

* * * * *

Approved June 4, 1907.

(In effect July 1, 1907.)

Youths under 16: public smoking forbidden. SECTION 4608v. Every person under the age of sixteen years who shall smoke or use cigarettes, cigars or tobacco on any public road, street, alley or park or other lands used for public purposes or in any public place of business or amusement, except when in the company of a parent or guardian, shall be punished by a fine of not more than ten dollars or by imprisonment for not exceeding thirty days.

(Ch. 463, 1907.)

Premise owners who permit smoking; penalty. SECTION 4608w. Any person who shall permit any person under the age of sixteen years who shall not be in the company of a parent or guardian to use cigarettes, cigars or tobacco in any form in or upon premises occupied by him, shall be punished for the first offense by a fine of not more than ten dollars and for any subsequent offense by a fine of not more than twenty-five dollars or by imprisonment for not exceeding thirty days.

(Ch. 463, 1907.)

Young law-breakers: probation under guidance. SECTION 4725a. 1. If any minor of the age of sixteen years or over be found guilty of any misdemeanor or be convicted of a felony for the first time, for which offense the maximum penalty shall not exceed seven (7) years, the court in its discretion, may suspend sentence and place such minor under the guidance and control of some reputable and suitable adult person who shall have consented in writing to become responsible for the good behavior of such minor, for such period of probation not exceeding six months as the court may fix.

2. Such minor shall be subject to be returned to such court on the original charge for sentence, at any time within such period of probation.

3. Upon the expiration of such probation period, such minor may be then sentenced, discharged, or continued under such probation for an additional period to be then fixed by the court, and subject to like return, discharge, sentence or further probation thereafter.

4. No probation officer paid for service in the juvenile court from the public treasury shall be appointed to take the said charge of such minor.

(Ch. 426, 1907.)

Justice court criminal actions: five days for appeal. SECTION 4761. Any person desiring to appeal from any sen-

tence or judgment of conviction against him shall give said justice notice thereof in writing, within *five days* * * * and thereupon the defendant shall be committed or enter into recognizance, and further proceedings shall be had upon such appeal as provided in chapter 192; and the complainant and witnesses may also be required to enter into recognizances, with or without sureties, in the discretion of the court, to appear at said circuit court at the time last aforesaid and to abide the order of the court therein.

(Ch. 159, 1907.)

Criminal actions: stay of execution upon appeal. SECTION 4793m. In all criminal actions in which the defendant is entitled to bail pending the sentence of the court, he shall be entitled to a stay of execution of the judgment upon every appeal therefrom upon filing with the writ of error, a certificate of a justice of the supreme court reciting that in his opinion there is reasonable doubt whether the judgment should stand; such certificate shall be granted by a justice of the supreme court when it shall be made to appear that there is reasonable doubt whether the judgment should stand.

(Ch. 223, 1907.)

Binding twine plant at state prison. SECTION 4918—1. The state board of control of reformatory, charitable and penal institutions is hereby empowered, at a cost not exceeding the sums herein appropriated to purchase, erect and maintain the necessary buildings, machinery and equipment for the manufacture of binder twine and to put such plant into operation.

(Ch. 574, 1907.)

Twine: board of control to fix prices. SECTION 4918—2. The board shall prescribe rules and regulations under which the twine manufactured in such plant shall be sold subject to the provisions of this act. The board shall at its regular March meeting in each year fix the prices at which the twine shall be sold, such prices to be based on the cost of manufacture, the market price, and the demand. The prices shall be uniform and shall conform as nearly as may be to the usual prices of like products manufactured elsewhere. The price so established at the regular March meeting of the board shall continue to be the price for the ensuing season unless it shall become evident to the board that the price established is such as will