

No. 386, S.]

[Published July 1, 1915.

CHAPTER 326.

AN ACT to amend section 2533a and subsection 1 of section 2533b, and to create subsection 6 of section 2533b of the statutes, relating to jury commissioners and to the jury list.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 2533a of the statutes is amended to read: Section 2533a. Petit jurors for all circuit courts, the municipal courts of Milwaukee and Racine counties, the superior court of Douglas county, and for all other courts of exclusive civil jurisdiction, except county courts, shall be drawn and obtained as prescribed in this and the four next following sections by three commissioners appointed in each county by the circuit judge, except that in counties where there is more than one court within this section such commissioners shall be appointed by the joint action of all the judges of such courts. The persons so appointed shall be freeholders of the county and possess all of the qualifications required by section 2524, and shall be known as jury commissioners. Their duties shall be as hereinafter prescribed. Their terms shall be three years; but the judge or judges shall, in the first instance, appoint one commissioner for one year, one for two, and one for three years; and thereafter shall appoint one for each year for three years from the first day of July. Vacancies shall be filled for the unexpired term; and any commissioner may be removed by the judge or a majority of the judges appointing him, at will. Each commissioner shall, before entering upon his duties, take and subscribe, before the clerk of the circuit court of his county, an oath to support the constitution of the United States and the constitution of this state, and faithfully to discharge the duties of jury commissioner to the best of his ability. Such oath shall be certified by said clerk and filed in his office. Two commissioners shall constitute a quorum. * * * *In all counties having a population of over 100,000 inhabitants, each commissioner shall be paid as compensation, \$75.00 per month, and also \$1.00 for each meeting of the commission which he attends in any city or incorporated village in the county, other than the city in which the courthouse is located provided that the payments last mentioned shall not exceed \$2.00 per annum to each commissioner for attendance in any one city or village and shall be made only upon the presentation of an affidavit of the commissioner who is to receive such payment in which there shall be stated the cities and villages in which he attended such meet-*

ings and the dates of such attendance. In all counties having a population * * * *not exceeding 100,000 inhabitants,* according to the last federal * * * census, *each commissioner shall* receive three dollars for each day actually spent in official service, * * * and ten cents for each mile actually travelled in attending any and all meetings of the commissioners in the discharge of their duties; such compensation and mileage shall be paid by the county treasurer on the order of the clerk of said court, countersigned by the circuit judge. Said clerk shall furnish, at the expense of the county, all *articles, books, postage stamps and stationery* required by the commissioners. Commissioners already appointed by the circuit judge in counties having more than one court and jurors selected by them shall continue to be commissioners and jurors respectively for all such courts until others are appointed or selected.

SECTION 2. Subsection 1 of section 2533b of the statutes is amended to read: Section 2533b. 1. Such commissioners shall provide from time to time, as may be necessary, one list of names to be drawn from the body of the county to serve as jurors in each of the courts specified in the preceding section; and in making such lists, shall put thereon only the names of such persons as they believe to be possessed of the qualifications prescribed in section 2524; *provided, however, that in counties where there is more than one court within the provisions of section 2533a of the statutes, the judges thereof, by the joint action of a majority of such judges, may prescribe and, as deemed necessary, amend directions and rules, in relation to the providing of such lists, and such directions and rules shall be followed by such commissioner in providing such lists.* The number of names to be placed on such list shall be determined by the judges of said several courts from time to time by order filed in the office of the clerk of the circuit court. Such lists shall be furnished by said commissioners to the clerks of the respective courts, who shall write the names thereon on separate slips of paper, each in the same manner as near as may be, and fold each slip so that the name shall not be visible, and deposit said slips in a box, containing but one compartment, in the presence of said commissioners, from which they shall be drawn in the following manner, viz.:

SECTION 3. There is added to section 2533b of the statutes a new subsection to read. (Section 2533b.) 6. For the purpose of enabling such commissioners, in counties where there is more than one court within the provisions of section 2533a, to ascertain the qualifications of persons whose qualifications for jury service such commissioners are considering, such commission-

ers, whenever such person has failed within thirty days to reply to such inquiries as the commissioners may have made of him by mail, may issue a subpoena to compel the attendance of such person before the commission to answer questions which they may put to him touching his qualifications to serve as a juror; and in case of disobedience on the part of such person to comply with such subpoena, or on the refusal of any person to answer such matters as to which he may be lawfully interrogated by the commission, it shall be the duty of the circuit court of such county, or the judge thereof, on the application of such commission, to compel obedience by attachment proceedings for contempt as in cases of disobedience of the requirements of a subpoena issued from such court, or a refusal to testify therein; and upon such proceedings, the district attorney of such county shall appear for such commission and shall conduct and prosecute such proceedings. Such subpoena shall be served in the usual manner by the sheriff of such county without receiving any fee for service or for travel in serving the same; and the person so subpoenaed shall not be entitled to any fee for attendance or travel.

SECTION 4. This act shall take effect upon passage and publication.

Approved June 29, 1915.

No. 395. S.]

[Published July 1, 1915.

CHAPTER 327.

AN ACT to repeal sections 925q—160, 925q—161 and 925q—162 and to create sections 925q—160, 925q—161 and 925q—162 of the statutes, relating to the appropriation and adoption of financial budgets in cities of the first class.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Sections 925q—160, 925q—161 and 925q—162 of the statutes are repealed.

SECTION 2. There are added to the statutes three new sections to be numbered and to read: Section 925q—160. In cities of the first class, whether operating under a general or special charter, it shall be the duty of the heads of the several departments of the city government and the several boards or bodies, by whatever name known, whether the expenditures of said departments, boards or bodies be subject to the control of the common council of such city or not, to make and file with the comptroller, upon forms to be furnished by him, at the times