

[No. 551, A.]

[Published April 16, 1885.]

CHAPTER 438.

AN ACT relating to excise and the sale of intoxicating liquors.

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

Relating to the
abuse of intoxicating liquors.

SECTION 1. Section 1554, of the revised statutes of 1878, as amended by section 1, chapter 174, of the laws of 1881, and section 4, of chapter 322, of the laws of 1882, is hereby amended so as to read as follows: When any person shall, by excessive drinking of intoxicating liquors, mis-spend, waste or lessen his estate, so as to expose himself or family to want, or the town, city, village or county to which he belongs to liability for the support of himself or family, or so as thereby to injure his health, endanger the loss thereof, or to endanger the personal safety and comfort of his family, or any member thereof, the wife of such person, the supervisors of such town, the aldermen of such city or trustees of such village, the county superintendent of the poor of such county, or any of them may, in writing, signed by her, him or them, forbid all persons licensed in accordance with the laws of this state, to sell or give away to such person any ardent, spirituous or intoxicating liquors or drinks for the space of one year, and in like manner may forbid the selling, furnishing or giving away of any such liquors or drinks to such person by any licensed person in any other town, city or village to which such person may resort for the same.

Prohibition
may be renewed.

SECTION 2. Section 1555, of the revised statutes of 1878, as amended by section 5, of chapter 322, of the laws of 1882, is hereby amended so as to read as follows: Section 1555. Such supervisors, aldermen, trustees, county superintendent of the poor, or any one of them, may in the same manner renew such prohibition from year to year as to all such persons as have not in their or his opinion reformed within the year; and if any person so prohibited shall, during such prohibition, sell or give away to any person to whom such

sale shall have been so forbidden, any intoxicating liquors or drinks of any kind whatsoever, he shall forfeit for each offense the sum of fifty dollars, to be recovered upon his bond in an action to be prosecuted by the town, county, village or city treasurer.

SECTION 3. Section 1555, of the revised statutes of 1878, as amended by chapter 312, of the laws of 1880, and section 6, of chapter 322, of the laws of 1882, is hereby amended so as to read as follows: Section 1556. When the sale or giving away of any ardent, spirituous or intoxicating liquors or drinks to any person shall have been forbidden in the manner provided by law, every person who shall, with knowledge thereof, sell, or give to, or for, or purchase or procure for, or in behalf of such prohibited person, any such liquors or drinks, shall be deemed guilty of a misdemeanor and shall be punished by a fine not exceeding fifty dollars and the costs of prosecution; and in default of immediate payment thereof, he shall be committed to the county jail not less than thirty days, unless sooner discharged by the payment of such fine and costs. The person to whom the selling to or purchasing or procuring for any such ardent, spirituous or intoxicating drinks has been prohibited, may be arrested on complaint of any supervisor, trustee, alderman or county superintendent of the poor, and brought before any justice of the peace of the county to testify as to where he obtained or procured intoxicating drinks, and if he shall refuse to testify he shall be committed to the county jail to be detained therein until he shall so testify or be discharged by order of the court. In any such prosecution it shall not be necessary to allege in the complaint or information any facts tending to show that the person to whom such liquors or drinks were sold or given was a person to whom the sale of such liquors or drinks might lawfully or properly be forbidden; but it shall be sufficient to allege, generally, that such liquors or drinks were given or sold by the accused to such person, with knowledge that the sale or giving of such liquors or drinks to him had been forbidden in the manner provided by law.

Penalty for
violating order
of prohibition.

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved April 11, 1885.