

tion. He shall exercise such personal supervision and make such personal inspection of the work of all such schools as they seem to require and the other duties of his office may warrant; he shall examine or cause to be examined all teachers of high schools, required by law to pass special examinations to qualify them for teaching in high schools, and grant certificates to such as pass examinations satisfactorily, which certificates shall be in such form and for such time as he may prescribe, and shall authorize the holder to teach in such special place or places, or in the whole state, as the qualifications of the candidate may warrant. * * * (Section 452a) Said superintendent shall furnish suitable blanks for annual and special reports for all such schools, which shall require returns as to the number, age and sex of all pupils enrolled, the number in each class or year in the course of study, the number of pursuing English branches only, the number completing the course of study each year and such other statistics as may be deemed necessary.

(Am. 1911, c. 664, s. 22.)

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

Approved May 25, 1911.

No. 230, A.]

[Published May 27, 1911.

CHAPTER 200.

AN ACT to amend section 11—9; to create subsection 6, of section 11—10; to amend subsection 8, of section 11—12, and section 11—16; to repeal section 11—17 and to substitute a new section numbered 11—17; and to amend section 11—18, of the statutes, relating to primaries and providing for majority nominations by enabling the voter to designate his first and second choice of candidates.

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

SECTION 1. Section 11—9 of the statutes is amended to read: Section 11—9. 1. An official ballot shall be printed and provided for use at each voting precinct in *substantially* the form provided herein, * * * annexed hereto, and marked "A". The names of all candidates for the respective offices for whom the nomination papers prescribed shall have been duly filed, shall be printed thereon.

SECTION 2. There is added to section 11—10 of the statutes a new subsection to read: 6. The county clerk shall cause to be

printed and distributed with the ballots tally sheets for each political party having candidates to be voted for at said primary. Said tally sheets shall contain the names of all offices and candidates and shall be substantially in the annexed form, marked "B."

SECTION 3. Subsection 8, of section 11—12, of the statutes, is amended to read: 8. (a) *Each elector shall be entitled to designate on his ballot, in the manner herein provided, the name of his first choice and also the name of his second choice as nominee for each office.*

(b) *The voter shall mark his ballot in the following manner to indicate his first and second choice:*

(1) *He shall place a cross (X), or other mark, in the first column after the name of his first choice candidate, and a cross (X), or other mark, in the second column after the name of his second choice candidate.*

(2) *He shall place but one mark in any one designated space.*

(3) *If a voter votes either in the first or in the second choice column, for two persons, such vote shall be counted as a first choice vote for the person voted for whose name appears first in such column, and as a second choice vote for the person voted for whose name appears lower in such column.*

(4) *A vote for one person only, shall be counted as a first choice vote, whether the voter places his cross in the first or in the second choice column.*

(5) *A first and second choice vote cast for the same person shall be counted as a first choice vote only for such person.*

(6) *Otherwise the provisions of section 51 of the statutes, * * * as far as applicable, shall govern the preparation and voting of the ballot.*

SECTION 4. Section 11—16 of the statutes is amended to read: Section 11—16. 1. *Canvass of votes cast shall, except as herein otherwise provided, be made in the same manner, as far as applicable, and by the same officers as the canvass of * * * a general election.*

2. (a) *The party chairman of the precinct in a precinct canvass, of the county in a county canvass, of the state in a state canvass, or some duly appointed agent to represent each party, shall be allowed to be present and observe the proceedings.*

(b) *The ballots shall be counted in the following manner: As the first and second choice votes are called off from the ballots by the primary officials, they shall be entered by such officials on the tally sheets in the form annexed, marked "B," provided for that purpose. Such official tally sheets upon which the count*

has been so entered shall be included in the returns of such election.

3. The precinct inspectors of election shall, * * * on blanks to be provided for that purpose, make full and accurate returns of the votes east for each candidate, giving both first choice and second choice votes as herein provided, and shall, within twenty-four hours, cause such returns to be delivered to the county clerk, * * * provided * * * however, that such returns shall be sent by registered mail where practicable. The returns shall set forth, opposite the name of each candidate, the number of first choice votes cast for such candidate, followed horizontally by a statement of the number of second choice votes cast by his supporters for each of the other candidates. Such tabular statement shall be substantially in the following form, the names of candidates to be arranged thereon in the order in which they appear upon the ballot:

.....Precinct. Party.

FOR GOVERNOR.

FIRST CHOICE.		SECOND CHOICE.			
Candidates.		A. B.	C. D.	E. F.	G. H.
A. B.....	50	.....	30	15	5
C. D.....	40	25	.....	10	5
E. F.....	25	15	7	.....	3
G. H.....	5	3	1	1	.....
	120	.....	.....	.....	.....

4. The county canvass of the returns of a September primary shall be made by the same officers and in the manner provided in chapter 5, of the statutes * * *, for the canvass of the returns of a November election, except as herein otherwise provided.

5. The canvassers shall meet and canvass such returns at ten o'clock on the Friday following the September primary. Their returns shall contain the whole number of first choice votes and the whole number of second choice votes cast for each candidate of each political party.

6. The canvassers shall also make an additional duplicate return * * * showing the votes cast for each candidate not voted for wholly within the limits of the county.

7. The county clerk shall forthwith send to the secretary of state by registered mail one complete copy of all returns as to such candidates.

8. *The secretary of state, state treasurer and attorney-general shall constitute the state board of canvassers of the September primary. Said board shall meet at the office of the secretary of state at ten o'clock a. m., on the third Tuesday of September in each year in which the September primary is held. Said board shall make a canvass of the votes cast for candidates for state offices, United States senator, representatives in congress and members of the senate and assembly in districts not wholly within one county, and all of the provisions relating to the canvass of returns at a general election, as far as applicable. shall apply to said canvass, except as otherwise provided herein.*

SECTION 5. Section 11—17 of the statutes is repealed and a new section created to read: Section 11—17. The state and county boards of canvassers shall be guided by the following rules:

(a) If any candidate for an office receives a majority of the first choice votes he shall be declared nominated for such office.

(b) If no candidate is thus nominated, drop the name of the one having the least number of first choice votes and add the second choice votes cast by his supporters to the first choice votes of the remaining candidates for whom they were cast.

(c) If no candidate then has a majority, drop from the remaining candidates the one having the least number of votes then to his credit, and add the second choice votes cast by his supporters to the votes of the remaining candidates for whom they were cast.

(d) Repeat this operation until some candidate has a majority or until only two candidates remain. The one then having the greater number of votes to his credit shall be declared nominated.

(e) No second choice vote shall be counted when it is cast for a candidate whose name shall have been dropped as herein provided.

(f) Any tie shall be decided by lot by the canvassers.

SECTION 6. Section 11—18 of the statutes is amended to read: Section 11—18. 1. * * * The person receiving the * * * highest vote at such primary * * * as the candidate of * * * any party for * * * any office, deter-

*mined under the rules herein provided, shall be the * * * nominee of that party for such office, and his name as such * * * nominee shall be placed on the official ballot at the following election.*

2. * * * *Provided, however, that if all candidates for nomination for any one office voted for on any party ballot, shall not receive in the aggregate first choice votes equal in number to ten per cent or more of the vote cast for the nominee of such party for governor at the last general election, in the territory within which such candidates are to be voted for, then no person shall be deemed to be the party nominee for any such office, but the person receiving the highest first choice vote, as the candidate of such party for such office, shall be deemed an independent candidate, and his name shall be placed on the official ballot as an independent candidate.*

3. *Provided, further, that * * * no person shall be entitled to have his name placed on such ballot who has not filed a nomination paper as provided in this act, unless he shall have received at such primary election a number of votes not less than the number of signers required by this act for nomination papers, and shall have filed within five days after receiving official notice of his nomination a declaration that he will qualify as such officer if elected.*

(Am. 1911, c. 664, s. 23.)

SECTION 7. This act shall take effect and be in force from and after its passage and publication.

Approved May 25, 1911.

No. 464, A.]

[Published May 27, 1911.

CHAPTER 201.

AN ACT to amend section 1775 of the statutes, relating to conveyances by corporations.

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

SECTION 1. Section 1775 of the statutes is amended to read: Section 1775. 1. Every such corporation, when so organized, shall be a body corporate by the name designated in its articles, and shall have the powers of a corporation conferred by these statutes necessary or proper to conduct the business or accomplish the purposes prescribed by its articles, but no other or greater; and may take by gift, devise, purchase or otherwise, and manage and hold, and may, by a vote of a majority of the stock given at any regular meeting or at any special meeting duly called for the purpose, sell and convey or authorize to be