

(11) Such charter convention shall have power to adopt a charter or amendments to the existing charter. Such charter or charter amendments adopted by such convention shall be certified, as soon as may be, by the presiding officer and secretary thereof to the city or village clerk and shall thereupon be submitted to the electors in the manner prescribed in subsections (4) and (5) of section 10.43, without the alternative mentioned therein, and shall take effect only when approved by a majority of the electors voting thereon.

(12) Nothing in this section shall be construed to impair the right of cities or villages under existing or future authority to enact ordinances or resolutions other than charter ordinances.

(13) It is the intent of this act that its provisions are separable, and the holding of any provision unconstitutional shall not affect the remainder thereof.

SECTION 2. This act shall take effect upon passage and publication.

Approved May 26, 1925.

No. 270, S.]

[Published May 28, 1925.

## CHAPTER 199.

AN ACT to better provide for the regulation of peddlers, hawkers and showmen and to amend sections 129.08, 129.09, 129.12 and subsection (1) of section 129.14 of the statutes, relating thereto.

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

SECTION 1. Section 129.08 of the statutes is amended to read:  
 129.08 REVOCATION. Any license issued by the treasury agent pursuant to \* \* \* this chapter may be revoked by \* \* \* him upon the conviction of \* \* \* the licensee of \* \* \* fraud, \* \* \* false representation, misrepresentation or imposition in the sale of any goods, wares or merchandise or of the sale of any adulterated food, drink or drug, or \* \* \* of any food deleterious to health, and the filing with the treasury agent of a certified copy of the final judgment of conviction \* \* \* shall be sufficient authority for the revoca-

tion of such license *and any license issued under section 129.14 may likewise be revoked for any violation by the licensee or with his consent, express or implied, of the statutes which prohibit gambling or immoral exhibitions.*

SECTION 2. Section 129.09 of the statutes is amended to read:

129.09 PENALTY FOR PEDDLING WITHOUT LICENSE. Every person who shall engage in or follow the business of a hawker, peddler or transient merchant in this state, without having first obtained a license, or shall when licensed as a transient merchant neglect or refuse to pay the per diem fee \* \* \* *required by law* or who in any manner shall fail to comply with the provisions of subsection (3) of section 129.04, *shall*, for each such violation, failure or refusal, \* \* \* forfeit and pay into the state treasury \* \* \* not less than twenty-five dollars nor more than fifty dollars.

SECTION 3. Section 129.12 of the statutes is amended to read:

129.12 SPECIAL AGENTS; LEVY; PROCESS. The treasury agent may appoint special treasury agents, who, as well as said treasury agent and his assistant, may, when there is reasonable ground to suppose that \* \* \* license fees \* \* \* *or forfeitures which are imposed by this chapter and which are required* \* \* \* to be paid into the state treasury, may become otherwise uncollectable, \* \* \* seize and detain any \* \* \* vehicle or any animals attached thereto, or any push or handcart, or any of the goods, wares or merchandise conveyed thereby, or any trunk, box or pack, or other means of carrying goods or any of the contents therein contained, carried by foot peddlers, until the *summons or other process provided by law can be issued and served and the matter is disposed of in court.* Such agent, assistant and special agents may serve any writ or process necessary to enforce the provisions of \* \* \* *this chapter* in the same manner and for the same compensation as constables and sheriffs.

SECTION 4. Subsection (1) of section 129.14 of the statutes is amended to read:

(129.14) (1) Every owner, manager or agent of a caravan, circus or menagerie, before he shall be allowed to exhibit the same in this state, shall procure a license as a public showman by making application in writing to the treasury agent, which application shall state in detail the manner in which he intends

to travel and the nature and character of his exhibition, and shall pay into the treasury therefor the sum of one hundred dollars; and every owner or manager of a so-called side show, traveling vaudeville, Ferris wheel, merry-go-round, ocean wave, *whip, seaplane, caterpillar, butterfly or similar device or so-called "rides" operated for amusement* or transient shooting gallery, and, *except at a regular theater or vaudeville house*, every person exhibiting for money any trained animal, wild animal or any object of curiosity shall procure a state license as a public showman and pay therefor twenty dollars; provided, that if such person, owner, manager, or agent shall state in the application that he applies for the license solely for the purpose of exhibiting at fairs, expositions, exhibits or carnivals held on the ground and under the direction of a society, association, or board receiving state aid, the license shall be granted upon the payment of the following fees: For a caravan, circus, or menagerie, twenty-five dollars; for a side show, traveling vaudeville, the exhibit of any trained animal, wild animal, or any object of curiosity, ten dollars; for any Ferris wheel, merry-go-round, ocean wave, *whip, seaplane, caterpillar, butterfly or similar device or so-called "rides" operated for amusement* or transient shooting gallery, the license shall be granted without charge. No such license shall be issued until the treasury agent shall have ascertained from the industrial commission that the applicant has complied with the provisions of subsection (2) of section 102.28 of the statutes. *This section shall not apply to a concessionaire or lessee of the state on state property where by reason of contract or otherwise the state would be obligated to furnish the license.*

SECTION 5. This act shall take effect upon passage and publication.

Approved May 26, 1925.