

No. 617, A.]

[Published July 11, 1945.]

**CHAPTER 431.**

AN ACT to amend 253.07 (3) of the statutes, as amended by Supreme Court Order effective July 1, 1945, relating to affidavits of prejudice against judges of the county court.

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

253.07 (3) of the statutes, as amended by Supreme Court Order, effective July 1, 1945, is amended to read:

253.07 (3) \* \* \* The judge requested to act shall attend and act in such matter, so far as in his judgment the proper discharge of his other duties will permit. Ex parte orders, letters, bonds, petitions and affidavits may be presented to such acting judge, by mail or in person, for signing or approving, wherever he may be holding court, who shall execute or approve the same and forthwith transmit the same to the attorney who presented it, for filing with the county judge of the county where the records and files of the matter are kept.

Approved July 6, 1945.

No. 293, S.]

[Published July 12, 1945.]

**CHAPTER 432.**

AN ACT to create subsection 6 of section 9 of chapters 201 and 396, laws of 1937, relating to retirement systems in counties having a population of more than 500,000, and in cities of the first class, to provide for the transfer between retirement systems of the credits of employes transferred from city to county employment or from county to city employment.

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

SECTION 1. (Chapter 201, laws of 1937) section 9 (6) is created to read:

(Chapter 201, Laws of 1937) Section 9 (6) Each member who became or shall become a member after having been a member of a retirement system of a city of the first class established pursuant to chapter 396, laws of 1937, and who shall not have received any withdrawal benefits from such city system shall have all his prior service credits and time of active service as a

member and contributions under such city system considered creditable service and contributions in the county system and he shall be entitled to a retirement annuity, pension and all other benefits of membership based upon his accumulated service credits and contributions in both city and county systems to be determined in all other respects according to the law, rules and regulations applicable to the county system and to be paid from the funds of the county system. Annually, on or before April 1 of each year the board shall render an account to the board of such city system charging to and collecting from such city system the aggregate amount by which benefits paid from the county system in the preceding calendar year have been increased by reason of taking into account prior service credits, time of active service and contributions under such city system pursuant to this subsection and crediting and paying to the board of such city system the aggregate amount by which benefits paid from such city system in the preceding calendar year have been increased by reason of taking into account prior service credits, time of active service and contributions under the county system. The liability of the county system for such credits and payment because of former members of the county system who shall have become members of a city system shall be taken into account by the board in its valuation and determinations of contributions to be made to the funds of the county system.

SECTION 2. (Chapter 396, laws of 1937) section 9 (6) is created to read:

(Chapter 396, Laws of 1937) Section 9 (6) Each member who became or shall become a member after having been a member of a retirement system of a county having a population of more than 500,000 established pursuant to chapter 201, laws of 1937, and who shall not have received any withdrawal benefits from such county system shall have all his prior service credits and time of active service as a member and contributions under such county system considered creditable service and contributions in the city system and he shall be entitled to a retirement annuity, pension and all other benefits based upon his accumulated service credits and contributions in both county and city systems to be determined in all other respects according to the law, rules and regulations applicable to the city system and to be paid from the funds of the city system. Annually on

or before April 1 of each year, the board shall render an account to the board of such county system charging to and collecting from such county system the aggregate amount by which benefits paid from the city system in the preceding calendar year have been increased by reason of taking into account prior service credits, time of active service and contributions under such county system pursuant to this subsection and crediting and paying to the board of such county system the aggregate amount by which benefits paid from such county system in the preceding calendar year have been increased by reason of taking into account prior service, time of active service and contributions under the city system. The liability of the city system for such credits and payment because of former members of the city system who shall have become members of a county system shall be taken into account by the board in its valuations and determinations of contributions to be made to the funds of the city system.

SECTION 3. The benefit contract of each member of a retirement system established pursuant either to chapters 201 or 396, laws of 1937, shall be amended by the provisions of this act by making the provisions hereof which are applicable to the system of which he is a member a part of his contract as of the effective date of this act unless within a period of 30 days thereafter, he files with the board administering the system a written notice electing that this act shall not apply to him.

Approved July 7, 1945.

No. 379, S.]

[Published July 12, 1945.]

### CHAPTER 433.

AN ACT to repeal 16.275 (3); to amend 21.70 (1) and (2); and to create 16.276 and 21.70 (5) of the statutes, relating to re-employment in state service after completion of military service.

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

SECTION 1. 16.275 (3) of the statutes is repealed.

SECTION 2. 16.276 of the statutes is created to read:

16.276 RESTORATION OF EMPLOYMENT. (1) Any classified