

negligent homicide and shall be punished as provided in subsection (2).

SECTION 2. 340.605 of the statutes is created to read:

340.605 CRIMINAL NEGLIGENCE IN USING WEAPONS. Any person who, by the operation or handling of a gun, pistol or other firearm or of a bow and arrow in a careless, reckless or negligent manner constituting or amounting to a high degree of negligence shall inflict injury upon any other person, shall be fined not more than \$1,000 or imprisoned in the county jail not to exceed one year, or both.

Approved May 19, 1947.

No. 333, S.]

[Published May 22, 1947.

CHAPTER 148.

AN ACT to create 353.33 of the statutes, making married women responsible for their criminal acts.

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

353.33 of the statutes is created to read:

353.33 *Married women liable.* The common-law presumption of coercion when a married woman commits a criminal act in the presence of her husband is abolished. All married women shall be subject to prosecution and punishment for their criminal acts.

Approved May 19, 1947.

No. 364, S.]

[Published May 22, 1947.

CHAPTER 149.

AN ACT to create 82.216 of the statutes, relating to the operation of foreign rent-a-cars on the highways of the state.

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

82.216 of the statutes is created to read:

82.216 LIABILITY FOR DAMAGES BY FOREIGN RENT-A-CARS. (1)
Whenever any motor vehicle rented for compensation outside

the state shall be operated in this state, the lessor of such motor vehicle shall be directly liable for all damages to person or property caused by the negligence of the person operating such rented vehicle for which such operator is liable, unless at the time when said injury or damage occurs the operation of the motor vehicle is effectively covered by a policy of insurance which shall provide that the insurer shall be liable for said damages to all persons suffering personal injury or death as a result of said negligence in an amount not exceeding \$5,000 for any one accident and for all of said damages to property caused by such negligence not exceeding \$1,000 in any one accident. The amount of liability imposed upon the lessor by this section shall not exceed \$5,000 for personal injury or death in any one accident or \$1,000 for damage to property in any one accident. The fact that the rented vehicle is operated in this state contrary to any understanding or agreement with the lessor shall not be a defense to any liability imposed by this section.

(2) In the event a motor vehicle rented for compensation outside the state is operated in this state, the lessor of said vehicle shall be deemed to have made an irrevocable appointment of the commissioner of the motor vehicle department as said lessor's agent or attorney binding upon any executor, administrator, personal representative, successors or assigns of said lessor, for the service of all legal process in any legal action or proceeding against said lessor or his executor, administrator, personal representative, successor or assigns growing out of the operation of said rented motor vehicle in this state, and the operation of said rented motor vehicle in the state of Wisconsin shall be a signification of said lessors' agreement that said legal process may be served upon him or his executor, administrator, personal representatives or assigns as herein provided and that when so served shall have the same legal force and validity as if personally served in this state on the lessor or his executor, administrator, personal representative, successors or assigns. Service of such legal process shall be made on the commissioner of the motor vehicle department in the same manner as provided in section 85.05 (3). Nothing contained in this section shall be deemed to negative the right to serve legal process on a nonresident operator of said rented motor vehicle as provided in section 85.05 (3) and (4).

(3) It is the intent of the legislature that the provisions of this act are separable and if any provision shall be held unconstitutional, such decision shall not affect the remainder of this act.

Approved May 19, 1947.

No. 58, A.]

[Published May 22, 1947.

CHAPTER 150.

AN ACT to amend 310.05 (2) and to create 311.16 (3) of the statutes, relating to foreign heirs not represented diplomatically and duties of the public administrator.

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

SECTION 1. 310.05 (2) of the statutes is amended to read:

310.05 (2) If the application for letters testamentary or of administration shall show or if it shall subsequently appear that any heir, devisee or legatee is a resident of a foreign country, the court shall cause the notice of hearing of such application or of such subsequent proceeding as may then be pending to be given to a consul, vice consul or consular agent of such foreign country by mailing a copy of the notice in a sealed envelope, the postage prepaid, addressed to such consul, vice consul or consular agent at his post-office address, at least 20 days previous to the day appointed for hearing. If it shall be shown to the court that there is no such consul, vice consul or consular agent of such foreign country, the court may direct that such notice be so mailed to the public administrator. The notice required by this subsection is not jurisdictional.

SECTION 2. 311.16 (3) of the statutes is created to read:

311.16 (3) When notice has been given to the public administrator as specified by section 310.05 (2) that a resident of a foreign country, not represented by a consul, vice consul or consular agent, is interested in an estate, the public administrator shall appear for such foreign resident and be allowed his compensation and necessary expenditures in the same manner as a guardian ad litem.

Approved May 19, 1947.