

No. 29, S.]

[Published April 5, 1947.]

CHAPTER 26.

AN ACT to amend chapter 218, laws of 1899, section 8, as amended by chapter 271, laws of 1937, and to create chapter 218, laws of 1899, section 15a (3), relating to the district court of Milwaukee county.

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

SECTION 1. Chapter 218, laws of 1899, section 8, as amended by chapter 271, laws of 1937, is amended to read:

(Chapter 218, Laws of 1899) Section 8. Said district court shall be held in the city of Milwaukee in some suitable place to be provided and suitably furnished by said city and county of Milwaukee, and it shall open for business every morning (Sundays and legal holidays excepted). In case of the absence, sickness or temporary disability of said district judge, the clerk of the district court shall notify the calendar judge of the civil court who shall then assign himself or an associate judge to duty in the district court, and it shall be the duty of the associate judge so assigned to attend and preside in the district court. Said district judge shall not voluntarily absent himself from the duties of his office for more than forty days in any one year, except for sickness. *Said district court judge may in his discretion, in the event there is an accumulation of pending cases which would result in an unusual delay in trials or preliminary examinations, or whenever affidavits of prejudice are filed, or he shall otherwise be disqualified to try the case, direct the clerk of the district court in like manner to notify the calendar judge of said civil court who shall then assign himself or one or more of the associate judges to try cases or hold preliminary examinations, as the case may be, as to such actions that may be assigned for trial or preliminary examinations, and for that purpose such civil court judge may hold special sessions of the district court in any available courtroom in the safety building, in the conduct of which trial or preliminary examination the civil judge so acting shall act as acting district court judge and such special sessions shall be conducted under rules established for such special sessions by the district court act.*

SECTION 2. Chapter 218, laws of 1899, section 15a (3) is created to read:

(Chapter 218, Laws of 1899) Section 15a (3) Such civil court judge may hold such trial in any other courtroom as provided by chapter 218, laws of 1899, section 8; as last amended in 1947 by this act.

Approved April 3, 1947.

No. 34, S.]

[Published April 5, 1947.

CHAPTER 27.

AN ACT to amend 29.23 (1), 29.63 (1) (e) and 114.10 of the statutes, relating to hunting deer with an airplane and providing a penalty.

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

SECTION 1. 29.23 (1) of the statutes is amended to read:

29.23 (1) No person shall hunt deer between one hour after sunset and one hour before sunrise, of the following morning; or in the water or on the ice of any stream, lake, or pond; or with a dog or dogs; or with the aid of artificial light; *or with the aid of an airplane, including the use of an airplane to spot, rally or drive deer for hunters on the ground;* nor place any salt in any place for the purpose of enticing deer thereto, or construct, occupy, or use any elevated scaffold or other device for the purpose of hunting, watching for, or killing deer.

SECTION 2. 29.63 (1) (e) of the statutes is amended to read:

29.63 (1) (e) For the violation of any provision of the statutes or any conservation commission order relating to the hunting of deer by artificial light *or with the aid of an airplane* and the illegal snaring of deer, by a fine not less than \$50, nor more than \$100 or by imprisonment not less than 30 days nor more than 6 months or both.

SECTION 3. 114.10 of the statutes is amended to read:

114.10 Any aeronaut or passenger, who, while in flight within this state, shall intentionally kill or attempt to kill any birds or animals *or who shall shoot at any bird or animal from an airplane* shall be guilty of a misdemeanor and punishable by a fine of not less than \$50 nor more than \$100 or by imprison-