

organization for the new company in the form required by section 202.01, and shall elect its first board of directors to take office at the time the legal existence of the new company is effected;

(6) That 2 copies of the articles of organization as provided in subsection (5) with an affidavit signed by 2 of the proposed directors of the new company showing compliance with this section shall be forwarded to the commissioner. The provisions for certifying and recording of articles required by section 202.01 (3) shall apply and thereafter the corporate existence of the companies so consolidating shall cease;

(7) That all of the provisions of sections 202.01 (5) and (8) and section 202.02 shall be required by the new corporation;

(8) That after acknowledgment of the merger or of the legal existence of the new corporation by the commissioner, the merger or consolidation shall be effected and the remaining company in case of merger or new company in case of consolidation thereupon and thereafter shall possess all of the assets, of whatever nature, belonging to or due to each of the companies so merged or consolidated. The remaining company in case of merger or new company in case of consolidation shall thenceforth be responsible and liable for all of the contracts, liabilities and obligations of each of the merged or consolidated companies.

Approved June 28, 1947.

No. 279, A.]

[Published July 3, 1947.

### CHAPTER 347.

AN ACT to amend 141.02 (1) of the statutes, relating to city health commissioner.

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

141.02 (1) of the statutes is amended to read:

141.02 (1) In cities under general charter the mayor shall, once in 2 years, unless otherwise provided by ordinance, nominate a regular licensed physician as health commissioner, who

shall hold his office for 2 years. In all cities having a population of \* \* \* 39,000 or more he shall not engage in the private practice of medicine or in any other conflicting occupation. He shall receive an annual salary to be fixed by the council or the board of health, if so provided by ordinance, and shall receive his actual and necessary expenses.

Approved June 28, 1947.

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No. 404, A.]

[Published July 3, 1947.]

### CHAPTER 348.

AN ACT to create 176.05 (9m) of the statutes, relating to licensing sale of intoxicating liquor near schools, churches and hospitals.

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

SECTION 1. 176.05 (9m) of the statutes is created to read:  
176.05 (9m) RESTRICTIONS NEAR SCHOOLS, CHURCHES AND HOSPITALS. (a) No retail "Class A" or "Class B" license shall be issued for premises less than 300 feet from any established public school, parochial school, hospital or church. Such distance shall be measured via the shortest route along the highway from the closest point of the boundary of such school, church or hospital to the closest entrance to such premises.

(b) This subsection shall not apply to premises licensed as such on June 30, 1947.

SECTION 2. This act shall take effect June 30, 1947.

Approved June 28, 1947.