

certificate, granted pursuant to this section. Any person violating this subsection shall be punished by a fine of not less than \$10 nor more than \$100.

Approved July 10, 1947.

No. 310, S.]

[Published July 15, 1947.

### CHAPTER 398.

AN ACT to create 63.075 (4) of the statutes, relating to changing salaries of councilmen in commission cities.

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

63.075 (4) of the statutes is created to read:

63.075 (4) The council may at any regular meeting increase or decrease the salary of the members of the council, including the mayor, by an amount not to exceed 20 per cent of the salary established prior to the commencement of the term to which such increase or decrease is applicable.

Approved July 10, 1947.

No. 353, S.]

[Published July 15, 1947.

### CHAPTER 399.

AN ACT to amend 328.39 of the statutes, relating to determination of legitimacy of children born in wedlock.

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

328.39 of the statutes is amended to read:

328.39 (1) Whenever it is established in an action or proceeding that a child was born to a woman while she was the lawful wife of a specified man, any party asserting the illegitimacy of the child in such action or proceeding shall have the burden of proving beyond all reasonable doubt that the husband was not the father of the child. In all such actions or proceedings the husband and the wife are competent to testify as witnesses to the facts. The court or judge shall in such cases appoint a

guardian ad litem to appear for and represent the child whose paternity is questioned. In divorce and separation actions, in which the question of illegitimacy is raised, and in illegitimacy proceedings, the court being satisfied that the parties to the action are unable to adequately compensate the guardian ad litem for his services and expenses, the court shall then make an order specifying the guardian's fee and expenses which fee and expenses shall be paid as provided in section 357.26.

(2) *The mother of the child shall not be excused or privileged from testifying fully in any action or proceeding mentioned in subsection (1) in which the legitimacy of a child born in wedlock is involved or in issue, when ordered to testify by a court of record or any judge thereof; but she shall not be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter or thing concerning which she so testifies or produces evidence, except for perjury committed in giving such testimony.*

(3) *Whenever any court pursuant to this section shall adjudge a child born in wedlock to be illegitimate, the clerk of court shall report the facts to the state registrar, who shall issue a new birth certificate showing the correct facts as found by the court; and shall dispose of the original, with the court's report attached, as provided in section 69.33 (5). He shall notify local registrars as provided in section 69.33 (6).*

Approved July 10, 1947.

No. 395, S.]

[Published July 15, 1947.]

#### CHAPTER 400.

AN ACT to create 85.08 (2) (c) and 85.09 (2) (c) of the statutes, relating to the suspension and revocation, by the commissioner of the motor vehicle department, of motor vehicle registrations.

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

SECTION 1. 85.08 (2) (c) of the statutes is created to read:

85.08 (2) (c) Notwithstanding any other provision of this section, when so ordered by the court wherein the conviction occurred or wherein a judgment for damages was had or pur-