

No. 626, S.]

[Published November 26, 1955.

CHAPTER 653

AN ACT to repeal, amend and create various provisions of the statutes, relating to child welfare, the juvenile court, children's homes, adoptions, sale of cigarettes to minors, and similar matters affected by chapter 575, laws of 1955 (the children's code), for the purpose of correcting errors, reconciling conflicts and repealing obsolete provisions.

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

SECTION 1. Effective July 1, 1956, 46.22 (5) (d) of the statutes is amended to read:

46.22 (5) (d) Perform the duties and functions \* \* \* *prescribed in s. 48.08* when requested to do so by the juvenile judge of the county.

SECTION 2. Effective July 1, 1956, 46.22 (5) (g) 5 of the statutes is amended to read:

46.22 (5) (g) 5. The county agency shall \* \* \* *have the powers and duties specified in s. 48.57.*

SECTION 2m. Effective July 1, 1956, 48.05 (7) of the statutes, as repealed and recreated by chapter 575, laws of 1955, is amended to read:

48.05 (7) The court shall have a clerk with such assistants as the county board determines and a stenographic reporter, each of whom shall be appointed by the judge of such court pursuant to ss. 16.31 to 16.44 and shall be paid such compensation as the county board determines. Such clerk shall be an officer of the court, and before entering upon his duties shall take and subscribe the constitutional oath of office and furnish an official bond in such amount and with such sureties as the county board determines. Such oath and bond shall be filed in the office of the clerk of the civil court of such county. Such clerk shall have the powers and duties as are now prescribed by law for the juvenile court in counties containing one or more cities of the first class. The reporter of said court shall be deemed an officer of such court and shall take and file the constitutional oath of office. He shall be furnished with all necessary supplies. He shall be paid for his services if he furnishes a transcript of testimony and proceedings at a hearing in the same manner and amount as \* \* \* *circuit court reporters are paid under s. 252.20.*

SECTION 3. Effective July 1, 1956, 48.05 (8) of the statutes, as repealed and recreated by chapter 575, laws of 1955, is amended to read:

48.05 (8) \* \* \* There shall be elected in the same manner as civil judges of such county are elected, a judge for said court. No person shall be eligible to the office of \* \* \* judge unless for 5 years immediately prior to January 1 of the year of \* \* \* election he shall have been both a resident of \* \* \* *the county* and an attorney licensed to practice in the civil courts of \* \* \* *this state.* \* \* \* *The judge \* \* \* shall not practice law while holding \* \* \* office nor \* \* \* be a candidate for election to any other office \* \* \*. \* \* \* The judge shall hold his office for 6 years from the first Monday of June next following his election and until his successor is elected and qualified. \* \* \* The judge may be removed from office in the manner provided for the removal of civil judges, the resignation of \* \* \* the judge shall be made to the governor, and vacancies \* \* \* shall be filled as vacancies in the office of civil judge are filled. \* \* \* The judge shall be paid an annual salary of \$12,000 to be paid in instalments by the county*

in the same manner as the salaries of civil judges of \* \* \* *the* county are paid, which salary shall not be lowered during his term of office. \* \* \* *The* judge shall, before entering upon the duties of his office, take and subscribe the oath of office prescribed in the constitution for judicial office which oath shall be filed in the office of the clerk of the civil court of \* \* \* *the* county.

SECTION 4. Effective July 1, 1956, 49.19 (1) (a), as amended by chapter 160, laws of 1955, and (10) of the statutes are amended by substituting "48.62" for "48.38" and by substituting "license" for "permit" wherever that word occurs.

SECTION 5. Effective July 1, 1956, 50.03 (5) of the statutes is amended by substituting "48.55" for the reference to "48.17".

SECTION 6. Effective July 1, 1956, 59.08 (9a) of the statutes is repealed.

SECTION 7. Effective July 1, 1956, 70.11 (19) of the statutes is amended to read:

70.11 (19) All the real and personal property of any children's institution licensed for the care of dependent, neglected, or delinquent children under \* \* \* s. 48.60 while the same is actually used for such purpose. \* \* \*

SECTION 8. Effective July 1, 1956, 319.05 (5) of the statutes is repealed.

SECTION 9. Effective July 1, 1956, 322.01 of the statutes, as amended by chapter 126, laws of 1955, is repealed; and 48.82 (3) is created to read:

48.82 (3) When practicable, the petitioners shall be of the same religious faith as the natural parents of the person to be adopted. No person shall be denied the benefits of this chapter because of a religious belief in the use of spiritual means of prayer for healing.

SECTION 10. Effective July 1, 1956, 322.07 (5) of the statutes, as amended by chapter 323, laws of 1955, is repealed.

SECTION 11. Effective July 1, 1956, 352.50 (6) of the statutes is repealed.

Approved November 18, 1955.

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