

or by imprisonment in the county jail not less than ten days, or by both such fine and imprisonment.

SECTION 16. All the provisions of section 116, of the revised statutes, and the acts amendatory thereof, touching the duties of petit jurors and the power of the court to impose fines for non-attendance pursuant to summons, or neglect or refusal to serve as a juror and all other provisions not inconsistent with this act, are, and shall remain in full force, in the same manner and to the same effect as if this act had not been passed.

Provisions of section 116, R. S., to apply.

SECTION 17. If there is now or shall at any time be in any such county any other court of exclusive civil jurisdiction, requiring a jury, the provisions of this act shall be equally applicable to such court and the same commissioners shall act for such court as for the circuit court and have full power and authority so to do and their acts and doings under this law in such behalf shall have the same force and effect as if done in and for the circuit court.

To apply to courts of exclusive jurisdiction.

SECTION 18. The clerk of the said court is authorized to furnish at the expense of the county all books and stationery required in carrying out the provisions of this act.

Approved April 17, 1889.

[No. 405, S.]

[Published April 18, 1889.]

## CHAPTER 494.

AN ACT to amend chapter 248, of the laws of 1889, entitled, "An act to prevent espionage at public elections, to secure more fully the independence of voters, to enforce the secrecy of the ballot, and to provide for printing and distributing ballots at public expense."

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

SECTION 1. Section 22, of chapter 248, of the laws of 1889, is hereby amended by adding at the

Amending  
election laws,  
ch. 298, laws  
1889.

end thereof, the following: A duplicate list of the qualified electors in each election district where registration thereof now is, or hereafter may be required by law, shall be prepared for the use of the ballot clerks, and all the provisions of law relative to the preparation, furnishing and preservation of check lists shall apply to such duplicate lists.

Sec. 22—Dupli-  
cate lists of  
electors to be  
furnished bal-  
lot clerks.

SECTION 2. Section 23, of said chapter 248, is hereby amended by striking out the words, "across or," where they appear in the sixth line thereof, and inserting in lieu thereof the words, "a cross," and by inserting after the word, "under," in line 22, the words, "the provisions of this act or," so that said section when so amended, shall read as follows: Section 23. On receipt of his ballots the elector shall forthwith, and without leaving the polling place, retire alone to one of the places, booths or compartments provided, to prepare his ballots. He shall prepare his ballots by marking a cross after the name of the person or persons for whom he intends to vote, for example (X) or in case of a ballot containing a constitutional amendment or a question to be submitted to the vote of the people, by marking on the appropriate margin, or place, a cross (X) against the answer which he desires to give. In marking such a ballot any elector shall be at liberty to use or copy any unofficial sample ballot which he may choose to mark or to have had marked in advance of entering the polling place or booth to assist him in marking the official ballot, but no elector shall be at liberty to use or bring into the polling place any unofficial sample ballot printed upon paper of the color or quality now required to be used for the printing of ballots under the provisions of this act or the general election laws of this state. After preparing his ballots, the elector shall fold each of them so that the face of the ballot will be concealed, and so that the printed indorsement and the signatures or initials of the ballot clerks thereon may be seen. He shall then vote forthwith and before leaving the polling place; provided, however, that any elector who desires to vote for an entire group may mark a cross as above described against the political designation of such group, and shall then be deemed

Sec. 23—Mark-  
ing of ballot by  
voter.

to have voted for all the persons named in such group, whose name shall not have been erased.

SECTION 3. Section 24, of said chapter 248, is hereby amended by striking out the word, "ten," where the same appears in the fifth line thereof, and inserting in lieu thereof the word, "five," and by adding at the end of the section the following: "It shall be the duty of the presiding election officer for the time being to secure the observance of the provisions of this section," so that said section when amended shall read as follows: Section 24. Not more than one person shall be permitted to occupy any one shelf or compartment at one time, and no person shall remain in or occupy a shelf or compartment longer than five minutes, provided the other shelves or compartments are occupied. It shall be the duty of the presiding election officer for the time being to secure the observance of the provisions of this section.

Sec. 24 — Voter allowed five minutes in compartment to prepare ballot.

SECTION 4. Said chapter 248, is hereby amended by striking out section 25 thereof, and in lieu thereof inserting the following: Section 26. Any voter who declares under oath to the presiding officer of election that by reason of physical disability he is unable to mark his ballot, shall, upon request, have the assistance of one or two of the election officers in the marking thereof, and such officer or officers shall thereafter give no information whatever regarding the same. The presiding officer of election is hereby qualified to administer such oath, and any elector who swears falsely as to such disability shall be deemed guilty of perjury.

Sec. 26 — Voter laboring under physical disability may have assistance of election officer in preparing ballot, when.

SECTION 5. All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Repeal.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.  
Approved April 18, 1889.