

No. 400, S.]

[Published July 1, 1925.]

CHAPTER 399.

AN ACT to amend section 205.08 and subsection (2) of section 205.12 of the statutes, relating to experience rating in workmen's compensation insurance.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 205.08 and subsection (2) of section 205.12 of the statutes are amended to read: 205.08 (1) The compensation insurance board may at any time require a survey and report by the bureau herein provided for of any risk regarding which complaint may have been made. Its approval of any premium rate or classification may be withdrawn by the board upon ten days' notice to the parties interested. Premium rates or systems of schedule or merit rating shall not take into account the physical impairment of employes. * * *

(2) *The compensation insurance board, may, on a proper showing relating to any insured, make an experience rate for such assured on a plan which shall be uniform for all insured in the same class, and may modify or revoke such rate from time to time as the facts may warrant. No such rate or modification thereof shall take effect until thirty days after the compensation insurance board shall have given notice thereof to each rating bureau rating workmen's compensation risks in this state and to each insurer effecting insurance upon workmen's compensation risks in this state.*

(3) *Any employer who shall apply or promote any oppressive plan of physical examination and rejection of employes or applicants for employment shall forfeit the right to the advantages of experience rating. Determination of whether there is cause for such forfeiture shall lie with the industrial commission. If the industrial commission shall find as a fact that grounds do exist for such forfeiture it shall file with the compensation insurance board a certified copy of its findings and conclusions, and such filing shall automatically suspend the experience rating provisions as to such employer. Such determination shall be made in the same manner and shall be subject to court review as prescribed in sections 101.13 to 101.27 insofar as such sections are applicable. Restoration of the right of an employer to the advantages of experience rating shall be by like procedure.*

(205.12) (2) To assist the compensation insurance board and companies in approving rates, determining hazards, and other material facts in connection with compensation risks and to assist in promoting safety in the industries, *and in the administration of any system of experience rating that may be adopted.*

SECTION 2. This act shall take effect upon passage and publication.

Approved June 26, 1925.

No. 499, S.]

[Published July 1, 1925.

CHAPTER 400.

AN ACT to repeal section 105.07 and to create a new section to be numbered section 105.07 of the statutes, relating to fees paid by private employment agents.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 105.07 of the statutes is repealed.

SECTION 2. A new section is added to the statutes to be numbered and to read: 105.07 (1) Each such license shall expire on June thirtieth, next following the date of issue and may be renewed annually. The fee for such license or renewal shall be as follows: one per cent on the first five thousand dollars of the fees, charges, commissions or other compensation actually received during the life of the license or renewal by an employment agent for service as such; three-fourths of one per cent on the second five thousand dollars of such receipts; and one-half of one per cent of all such receipts in excess of ten thousand dollars; provided, that in no event shall such fee be less than twenty-five dollars nor more than one hundred and fifty dollars.

(2) The minimum fee shall be paid before a license or renewal thereof is issued. Each employment agent to whom a license has been issued under this chapter shall file with the industrial commission within the first ten days of July in each year, a verified statement showing the actual fees, charges, commission or other compensation received by him for services as such agent during the preceding year and with such statement shall pay the balance, if any, of such license fee due the state. Such fees shall be