

sence from the county for six successive months shall be deemed to create a vacancy.

SECTION 2. In each county having a population of twenty-five thousand or less now operating under section 59.95 of the statutes, the county board of commissioners shall redistrict the county prior to December 31, 1933, to permit of the election of commissioners pursuant to this act. New commissioners shall be elected in such county under the provisions of this act and as provided by law, at the election to be held on the first Tuesday in April, 1934. The terms of all commissioners heretofore elected and now serving under said section 59.95 as it existed prior to the enactment of this act, shall expire upon the election and qualification of the new commissioners.

SECTION 3. This act shall take effect upon passage and publication.

Approved July 25, 1933.

No. 930, A.]

[Published July 28, 1933.]

### CHAPTER 473.

AN ACT to amend subsection (4) of section 103.39 and section 268.17 and to create subsection (7) of section 20.57 of the statutes, relating to wage collections, providing a penalty, and making an appropriation.

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

SECTION 1. Subsection (4) of section 103.39 and section 268.17 of the statutes are amended to read: (103.39) (4) Any person, firm or corporation violating the provisions of this section *who, having the ability to pay, shall fail to pay the wages due and payable as herein provided or shall falsely deny the amount or validity thereof or that the same is due, with intent to secure any discount upon such indebtedness or with intent to annoy, harass, oppress, hinder or defraud the person to whom such wages are due*, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars or more than one hundred dollars or by imprisonment in the county jail for not less than ten days nor more than ninety days, or by both such fine and imprisonment. Each and every failure or refusal to pay each employe the amount of wages due him at the time, or under the conditions required in

this section shall constitute a separate offense. In addition to the criminal penalty herein provided, every person, firm or corporation violating the provisions of this section shall be liable for the payment of the following increased wages or salaries: Ten per cent if the delay does not exceed three days; twenty per cent if the delay is more than three days, but does not exceed ten days; thirty per cent if the delay is more than ten days, but does not exceed twenty days; forty per cent if the delay is more than twenty days, but does not exceed thirty days; fifty per cent if the delay is more than thirty days; but in no event shall such increased wages or salaries exceed fifty dollars.

268.17 Whenever a receiver shall be appointed by any court to manage, conduct, settle, adjust or close up any mercantile, manufacturing or other business such receiver shall immediately report to the court the amount due the employes and laborers in such business; and said court shall order its receiver to pay out of the first receipts of said business, after the payment of costs, debts due the United States or this state, taxes and assessments and the current expenses of carrying on or closing said business, *such part of the wages of such employes and laborers \* \* \* accruing within \* \* \* one year immediately prior to his appointment as were earned during the last three months of employment for such business.*

SECTION 2. A new subsection is added to section 20.57 of the statutes to read: (20.57) (7) WAGE COLLECTION. All costs and attorney's fees recovered under subsection (14) of section 101.10 and section 103.39 in collecting wage claims for employes, to be used in the discharge of its duties under these sections.

SECTION 3. This act shall take effect upon passage and publication.

Approved July 25, 1933.

No. 931, A.]

[Published July 29, 1933.]

## CHAPTER 474.

AN ACT to amend sections 278.103 and 278.105 and to create section 278.107 of the statutes, relating to mortgage foreclosures.

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