

No. 125, S.]

[Published May 28, 1925.

**CHAPTER 198.**

AN ACT to create section 66.001 of the statutes, relating to the determination of the local affairs and government of cities or villages.

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

SECTION 1. A new section is added to the statutes to read: 66.001 (1) Pursuant to section 3 of article XI of the constitution, the method of determination of the local affairs and government of cities and villages shall be as prescribed in this section.

(2) A "Charter ordinance" is any ordinance which enacts, amends or repeals the whole or any part of the charter of a city or village, or makes the election mentioned in subsection (4) of this section. Such charter ordinance shall be so designated, shall require a two-thirds vote of the members-elect of the legislative body of such city or village, and shall be subject to referendum as hereinafter prescribed.

(3) Every enactment, amendment or repeal of the whole or any part of the charter of any city or village shall be published as provided in section 10.43, shall be recorded by the clerk in a permanent book kept for that purpose with a statement of the manner of its adoption, and a certified copy thereof shall be filed by said clerk with the secretary of state.

(4) Any city or village may elect in the manner prescribed in this section that the whole or any part of any laws relating to the local affairs and government of such city or village other than such enactments of the legislature of state-wide concern as shall with uniformity affect every city or every village shall not apply to such city or village, and thereupon such laws or parts thereof shall cease to be in effect in such city or village.

(5) Any city or village by charter ordinance may make the election mentioned in subsection (4) of this section, or enact, amend or repeal the whole or any part of its charter; but such ordinance shall not take effect until sixty days after its passage and publication. If within such sixty days a petition signed by a number of electors of the city or village equal to not less than seven per cent of the votes cast therein for governor at the last general election shall be filed in the office of the clerk of said city

or village demanding that such ordinance be submitted to a vote of the electors it shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon. Said petition and the proceedings for its submission shall be governed by subsections (2) to (5) of section 10.43.

(6) Any charter ordinance may be initiated in the manner provided in subsections (1) to (5) of section 10.43, but alternative adoption thereof by the legislative body shall be subject to referendum as provided in subsection (5) of this section.

(7) Any charter ordinance may be submitted to a referendum by the legislative body, in the manner prescribed in subsections (4) and (5) of section 10.43 without initiative petition, and shall become effective when approved by a majority of the electors voting thereon.

(8) Every charter, charter amendment or charter ordinance enacted or approved by a vote of the electors shall control and prevail over any prior or subsequent act of the legislative body of the city or village.

(9) The legislative body of any city or village, by resolution adopted by a two-thirds vote of its members-elect may, and upon petition complying with section 10.43 shall, submit to the electors in the manner prescribed in subsections (4) and (5) of said section the question of holding a charter convention under one or more plans proposed in said resolution or petition.

(10) The ballot shall be in substantially the following form:

	YES	NO
Shall a charter convention be held?	<input type="checkbox"/>	<input type="checkbox"/>
If a charter convention be held what plan do you favor?		
Plan 1	<input type="checkbox"/>	<input type="checkbox"/>
Plan 2	<input type="checkbox"/>	<input type="checkbox"/>
Repeat for each plan proposed		

Mark an [X] in the square under the one you vote for. If a majority of the electors voting thereon vote for a charter convention such convention shall be held pursuant to the plan favored by a majority of the total votes cast for all plans. If no plan receives a majority, the two plans receiving the highest number of votes shall be again submitted to the electors and a convention shall thereupon be held pursuant to the plan favored by a majority of the votes cast.

(11) Such charter convention shall have power to adopt a charter or amendments to the existing charter. Such charter or charter amendments adopted by such convention shall be certified, as soon as may be, by the presiding officer and secretary thereof to the city or village clerk and shall thereupon be submitted to the electors in the manner prescribed in subsections (4) and (5) of section 10.43, without the alternative mentioned therein, and shall take effect only when approved by a majority of the electors voting thereon.

(12) Nothing in this section shall be construed to impair the right of cities or villages under existing or future authority to enact ordinances or resolutions other than charter ordinances.

(13) It is the intent of this act that its provisions are separable, and the holding of any provision unconstitutional shall not affect the remainder thereof.

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

Approved May 26, 1925.

No. 270, S.]

[Published May 28, 1925.

## CHAPTER 199.

AN ACT to better provide for the regulation of peddlers, hawkers and showmen and to amend sections 129.08, 129.09, 129.12 and subsection (1) of section 129.14 of the statutes, relating thereto.

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

SECTION 1. Section 129.08 of the statutes is amended to read:  
 129.08 REVOCATION. Any license issued by the treasury agent pursuant to \* \* \* this chapter may be revoked by \* \* \* him upon the conviction of \* \* \* the licensee of \* \* \* fraud, \* \* \* false representation, misrepresentation or imposition in the sale of any goods, wares or merchandise or of the sale of any adulterated food, drink or drug, or \* \* \* of any food deleterious to health, and the filing with the treasury agent of a certified copy of the final judgment of conviction \* \* \* shall be sufficient authority for the revoca-