

SECTION 1. A new paragraph is added to subsection (4) of section 5.27, created by chapter 27, Laws 1933, to read:

(5.27) (4) (c) The ballot provided for in paragraph (b) shall have printed on the back thereof the following:

OFFICIAL TOWN PRIMARY BALLOT

For

..... Precinct, .....

Town of .....

Milwaukee County

.....

.....

Ballot Clerks.

We certify that the within ballot was marked by us for an elector incapable under the law of marking his own ballot and as directed by him.

.....

..... of Election.

.....

..... of Election.

NOTE: Chapter 27, Laws 1933, makes no provision for an indorsement upon the ballot there created.

SECTION 2. Paragraph (c) of subsection (8) of section 5.26 is re-enacted as printed in the 1931 Wisconsin statutes.

NOTE: Chapter 27, Laws 1933, amended said subsection (8) of section 5.26 but inadvertently omitted paragraph (c). The purpose is to make it plain that paragraph (c) has not been repealed.

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

Approved March 24, 1933.

No. 47, S.]

[Published March 30, 1933.

CHAPTER. 44.

AN ACT to create section 6.245 and to amend subsection (2) of section 348.201 of the statutes, relating to the recall of elective officers, and providing a penalty.

*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: 6.245 RECALL OF ELECTIVE OFFICERS. (1) The qualified electors

of the state or of any county or of any congressional, judicial or legislative district may petition for the recall of any elective officer after the first year of the term for which he was elected, by filing a petition with the officer with whom the petition for nomination to such office in the primary election is filed, demanding the recall of such officer. Such petition shall contain a specific statement of the grounds upon which the removal is sought and shall be signed by electors equal in number to at least twenty-five per cent of the vote cast for the office of governor at the last preceding election, in the state, county or district from which such officer is to be recalled.

(2) The preparation of such petition shall be governed, as to the use of more than a single piece of paper, the dates of signatures, the places of residence and business of signers and the verification thereof, by the provisions of section 5.26, relating to nomination papers, so far as applicable. After the petition has been filed, no name shall be erased or removed therefrom; and no signature shall be valid or be counted unless its date is less than sixty days preceding the date of such filing.

(3) Within three days next following the offering of any such petition for filing, the officer to whom such petition has been offered shall determine by careful examination the sufficiency or insufficiency of such petition and state his findings in a certificate attached thereto. If the petition be found insufficient, the particulars of such insufficiency shall be set forth in the certificate; and the petition may thereupon be amended within five days next following the making of such certificate, by the addition of signatures or otherwise. Within two days next following the offering of such amended petition for filing, such filing officer shall determine by careful examination the sufficiency or insufficiency of the amended petition and state his findings in a certificate attached thereto. Forthwith upon finding sufficiency in such original or amended petition, such officer shall file the same and call a special election to be held not less than forty nor more than forty-five days from such filing.

(4) The name of the officer against whom the recall petition is filed shall go on the ticket as a candidate at such special election without nomination unless he resigns within ten days after the original filing of such petition. There shall be no primary election but other candidates for such office may be nominated in the man-

ner as is provided by law in primary elections and have their names placed on the ticket at such special election. The time for filing such nomination papers shall be governed so far as applicable by subsection (6) of section 5.26.

(5) The officer against whom such petition has been filed shall continue to perform the duties of his office until the result of such special election shall have been officially declared. At such special election the candidate who shall receive the highest number of votes shall be deemed elected for the remainder of the term. If the incumbent receives the highest number of votes he shall continue in office. If another receives the highest number of votes he shall, if he shall qualify within ten days after receiving notification of his election, become the successor of the incumbent.

(6) After one such petition and special election, no further recall petition shall be filed against the same officer during the term for which he was elected.

(7) The purpose of this section is to facilitate the operation of section 12, article XIII of the constitution.

SECTION 2. Subsection (2) of section 348.201 of the statutes is amended to read: (348.201) (2) Any person who forges any name of an apparent signer or witness *or date* to a nomination paper *or petition for the recall of an elective officer* is guilty of forgery, and on conviction thereof shall be punished accordingly.

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

Approved March 29, 1933.

No. 118, S.]

[Published March 30, 1933.

## CHAPTER 45.

AN ACT to create subsection (9) of section 67.12 of the statutes, relating to the temporary funding by municipalities of delinquent taxes.

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

SECTION 1. A new subsection is added to section 67.12 of the statutes to read: (67.12) (9) TEMPORARY FUNDING OF DELINQUENT TAXES. (a) For the purpose of meeting its current expenses, any county or other municipality authorized to sell and for nonpayment of taxes, may borrow money on, or issue to its credi-