

(3) *A prosecution shall be deemed to be commenced and pending within the meaning of section 353.21 to 353.23 from and after the taking of the earliest action authorized by law to initiate criminal proceedings, including (a) the issuance of a warrant by a magistrate upon a complaint duly made, pursuant to section 360.02 or 361.02, (b) the finding of an indictment by a grand jury or (c) the filing of an information against a corporation.*

Approved April 15, 1943.

No. 111, S.]

[Published April 17, 1943.

### CHAPTER 52.

AN ACT to repeal and recreate 355.31 of the statutes, relating to larceny and embezzlement.

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

355.31 of the statutes is repealed and recreated to read:

355.31 LARCENY AND EMBEZZLEMENT; PLEADING AND EVIDENCE; SECOND JEOPARDY. In any case of larceny where 2 or more thefts of money or property belonging to the same owner have been committed pursuant to a single intent and design or in execution of a common fraudulent scheme, and in any case of embezzlement or larceny by bailee, all thefts or misappropriations of money or property belonging to the same owner may be prosecuted as a single offense and it shall be sufficient to allege generally in the complaint, indictment or information a larceny or embezzlement of money to a certain amount or property to a certain value committed between certain dates, without specifying any particulars thereof, and on the trial evidence may be given of any such larceny or embezzlement committed on or between the dates alleged; and it shall be sufficient to maintain the charge and shall not be deemed a variance if it shall be proved that any money or property, of whatever amount or value, was so stolen or embezzled within the said period. But an acquittal or conviction in any such case shall not bar a subsequent prosecution for any acts of larceny or embezzlement concerning which no evidence was received at the trial of the original charge; and in case of a conviction of the original charge on a plea of guilty or nolo con-

tendere, the district attorney may, at any time before sentence, file a bill of particulars or state in the record what particular acts of larceny or embezzlement are included in the complaint, indictment or information and said conviction shall in that event not bar a subsequent prosecution for any other acts of larceny or embezzlement.

Approved April 15, 1943.

No. 5, A.]

[Published April 17, 1943.

### CHAPTER 53.

AN ACT to amend 20.02 (1) (c) of the statutes, relating to the salary of the lieutenant governor and making an appropriation.

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

20.02 (1) (c) of the statutes is amended to read:

20.02 (1) (c) To the lieutenant governor when acting \* \* \* as governor because of the temporary absence or temporary disability of the governor, additional compensation at the rate of \$5 per day; when acting as governor because of a vacancy in the office of governor created by the happening of any contingency specified in section 17.03, an annual salary of \$6,000 together with all the other rights, privileges and emoluments of the office of governor. The annual salary of \$6,000 paid in such instance shall be in lieu of all other compensation provided for the lieutenant governor.

Approved April 15, 1943.

No. 22, A.]

[Published April 17, 1943.

### CHAPTER 54.

AN ACT to repeal 13.14 (1) of the statutes, relating to legislative employes.

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

13.14 (1) of the statutes is repealed.

Approved April 15, 1943.