

No. 11, S.]

[Published May 11, 1945.]

CHAPTER 123.

AN ACT to repeal 22.11; to repeal and recreate 22.04; to amend 20.031, 22.02 (1) and 22.03 (Introductory paragraph); and to create 22.03 (7) of the statutes, relating to the state council of defense, and making an appropriation.

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

SECTION 1. 20.031 of the statutes is amended to read:

20.031 There is appropriated from the general fund to the state council of defense * * * \$5,000 for the fiscal year ending June 30, * * * 1945, and annually beginning July 1, * * * 1945, * * * \$5,000 for the execution of its functions under chapter 22 *when ordered by the governor to discharge such functions. When such functions are executed by the adjutant general under the provisions of section 22.04 this appropriation shall be available to the adjutant general for such execution.*

SECTION 2. 22.02 (1) of the statutes is amended to read:

22.02 (1) There is created a state council of defense, hereinafter designated as the "council", consisting of 15 citizens, at least one from each congressional district, to be appointed by the governor with the advice and consent of the senate. The governor * * * shall be *ex officio* a member * * * of the council.

SECTION 3. 22.03 (Introductory paragraph) of the statutes is amended to read:

22.03 (Introductory paragraph) The council shall have the following powers, duties and functions *when ordered by the governor under section 22.04:*

SECTION 4. 22.03 (7) of the statutes is created to read:

22.03 (7) To employ and fix the compensation of such personnel as it may deem necessary to carry out the purposes of this chapter, without regard to the provisions of chapter 16; and to establish such offices at such places as may be deemed necessary, which shall be supplied with equipment, supplies, stationery and printing in the same manner as are other state agencies.

SECTION 5. 22.04 of the statutes is repealed and recreated to read:

22.04 DIRECTOR OF CIVILIAN DEFENSE. The adjutant general shall be ex officio director of civilian defense. Until such time as the governor may, by written order filed with the secretary of state, order the state council of defense to administer the civilian defense program, it shall be administered by the director, and all powers and duties imposed or conferred on the state council of defense under chapter 22 or any other law are imposed or conferred on the director. The governor shall file such written order when the interests of the state require that civilian defense be administered by the council instead of by the director, and thereafter the director shall have no power, duty or function other than that of executing the program and orders of the council. In the execution thereof the director shall exercise such powers, functions and duties as the council may prescribe.

SECTION 6. 22:11 of the statutes is repealed.

Approved May 9, 1945.

No. 64, S.]

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CHAPTER 124.

AN ACT to amend 176.26, 176.27, 176.28 and 176.29 (section title) of the statutes, relating to the sale of intoxicating liquors and fermented malt beverages to posted persons and providing a penalty.

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

SECTION 1. 176.26 of the statutes is amended to read:

176.26 LIQUOR; BEER AND ALE; SALE FORBIDDEN; TO WHOM.
(1) When any person shall, by excessive drinking of intoxicating liquors, or fermented malt beverages misspend, waste, or lessen his estate so as to expose himself or family to want, or the town, city, village or county to which he belongs to liability for the support of himself or family, or so as thereby to injure his health, endanger the loss thereof, or to endanger the personal safety and comfort of his family or any member thereof, or the safety of any other person, or the security of the property of any other person, or when any person shall, on account of the use of intoxicating liquors or fermented malt beverages, become dangerous to the peace of any community, the wife of such per-