

No. 50. S.]

[Published May 18, 1957.]

CHAPTER 97

AN ACT to repeal, renumber, amend, repeal and recreate and create various provisions of the statutes, for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of committees, correcting and clarifying references, renumbering for better location and arrangement, eliminating duplications and unnecessary and obsolete provisions, reconciling conflicts, and repelling unintended repeals.

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

SECTION 1. 13.50 of the statutes is repealed.

SECTION 2. 15.94 (7) of the statutes is amended to read:

15.94 (7) This * * * *section* shall not be construed as relieving any third party liability or releasing any joint tort-feasor.

SECTION 3. 16.275 (5) of the statutes is repealed.

SECTION 4. 17.10 (5) of the statutes is amended to read:

17.10 (5) County officers appointed by the county judge, by him, at pleasure * * *.

SECTION 5. 23.09 (5) of the statutes is amended to read:

23.09 (5) The commission shall keep its office * * * *at the state * * * capital*, and the * * * *state chief engineer shall* provide suitable rooms for that purpose, and * * * *the director of purchases shall* furnish the necessary furniture, supplies, postage, stationery, equipment, printed forms, notices and special publications, subject to the printing laws of the state, except such material and supplies as must be purchased locally for the various hatcheries, parks, reserves, etc. Said commission may sell equipment when such sale in its judgment will be of advantage to the state.

SECTION 6. 27.015 (4) (2nd sentence) of the statutes is amended to read:

27.015 (4) (2nd sentence) Such committee shall consist of the chairman of the county board, the chairman of the * * * *county highway committee*, and the county superintendent of schools, ex officio members, and 2 others, either men or women, to be appointed by such ex officio members.

SECTION 7. 28.09 of the statutes is repealed.

SECTION 8. 30.085 (6) (e) of the statutes is amended to read:

30.085 (6) (e) Said board * * * *may* insert in the specifications of any such work reasonable and lawful conditions as to hours of labor, wages and the residence and character of workmen to be employed by the contractor, and especially so far as * * * *is* practicable in the judgment of said board, such reasonable and lawful conditions as will tend to confine employment on such work, in whole or in part, to permanent and bona fide residents of this state; and provided also that said board may do any part or parts of any such work *under* such conditions in every respect as it * * * *prescribes* by day labor. Any and all bids or parts of bids for any such work or supplies or materials may be rejected by said board. The said board * * * *may* demand of such bidders and con-

tractors that all contracts shall be let subject to chs. 101, 102 and 105, and all acts amendatory thereof and supplemental thereto, to the end that said board and such city or county shall be held harmless.

SECTION 9. 35.25 (2) of the statutes is repealed.

SECTION 10. 35.38 of the statutes is amended to read:

35.38 The director of purchases shall not order any printing not authorized by law nor any quantity in excess of the legal limitation thereof. If experience * * * *demonstrates* that the number of copies or the number of pages specified in this chapter for the editions of the blue book or session laws * * * *exceed* the actual lawful demand therefor, the number of volumes or pages thereafter to be printed shall be still further reduced and limited by his recorded order to such number as will supply such demand and no more. In like manner, any specification in any requisition for printing of the number of copies of any folder, bulletin, pamphlet, magazine or other document, which is required to be distributed by him shall be reduced to the actual probable demand therefor, as determined by him from previous experience in such distribution. Power to make such further limitations is vested in him.

SECTION 11. 37.01 (1) of the statutes is amended by inserting the word "and" before "qualification" in the phrase "until the appointment qualification of their respective successors".

SECTION 12. 40.08 (1) (2nd sentence) of the statutes is amended to read:

40.08 (1) (2nd sentence) If orders of attachment of any such district to an operating district have not been issued pursuant to s. 40.03, 40.06 or 40.07 prior to or within 30 days after June 30, 1955, or within 30 days after any such district becomes subject to this * * * *section*, whichever is later, orders attaching such districts to operating districts shall be issued by the county school committee having jurisdiction under s. 40.03 prior to August 30, 1955, or prior to August 30 of any year in which such a district becomes subject to attachment.

SECTION 13. 40.27 (8) (last sentence) of the statutes is repealed.

SECTION 14. 40.45 (2) of the statutes is amended to read:

40.45 (2) September 28 is Frances Willard Day; October 9 is Leif Erikson Day; April 13 is American Creed Day * * *. School shall be taught on such dates and on October 12, November 11, February 12, February 22 (unless any of such dates fall on Saturday or Sunday) but the day shall be appropriately observed. If any such date falls on Saturday or Sunday, observance shall be had on a school day immediately preceding or following.

SECTION 15. 40.91 (4) (c) of the statutes is created to read:

40.91 (4) (c) Any errors, omissions or other corrections in the high school tuition claims or apportionment of the high school tuition tax for a given year after 1946 may be corrected in the certification of such tax for a subsequent year.

SECTION 16. 41.05 (2) (d) (last sentence) of the statutes is amended to read:

41.05 (2) (d) (last sentence) The clerks of the towns shall thereupon cause a notice of such election to be given, and such election shall be held and canvassed as provided in s. * * * *10.54*.

SECTION 17. 41.19 (1ac) (1st sentence) of the statutes is amended to read:

41.19 (1ac) (1st sentence) Where the county clerk has satisfied himself that the statements made under sub. (1a) are accurate, he shall determine the total tuition charge to be collected within that portion of the county lying outside districts operating schools of vocational and adult education, and apportion the amount thereof on the basis of the ratio of the equalized valuation of that portion of each municipality within * * * the county which lies outside districts which operate schools of vocational and adult education as certified by the state board of vocational and adult education to the total equalized value of all the territory within the county that lies outside districts which operate such schools, and certify the amount so obtained to the clerks of such municipalities.

SECTION 18. 42.31 (1) and (2) are renumbered 42.22 (7) and (8).

SECTION 19. 43.07 (5) of the statutes is amended to read:

43.07 (5) * * * *The state chief engineer shall provide the revisor with suitable rooms convenient to the state library, and the director of purchases shall provide necessary office furniture, supplies, stationery, books, periodicals and postage.* * * * In the use of the state library * * * the revisor shall be subject to the general control of the trustees and the librarian. For the purpose of enabling the revisor to perform his functions under s. 35.93 the * * * *state chief engineer shall provide him with suitable room in the state capitol convenient to his office.*

SECTION 20. 45.045 (1) of the statutes is amended to read:

45.045 (1) The governor or his representative, the director of the state historical society, the director of purchases and 3 members or former members of the 32nd division who served with it in World War I or World War II, to be appointed by the governor, * * * are hereby constituted a commission to be known as the "32nd Infantry Division History Commission."

SECTION 21. 45.39 (1) of the statutes is amended to read:

45.39 (1) Any person discharged, released or furloughed subsequent to April 7, 1917, upon honorable conditions, from any branch of the military or naval service of the United States, including all Red Cross and other nurses in military camps or hospitals who were a part of the military or naval forces of the United States in this country or overseas during World War I, and who at the time of entering such service, which must have been prior to November 12, 1918, was a resident of this state, and who was in the service at least 3 months, who desires to continue his education in any vocational school of this state, * * * *a county teachers college or county agricultural * * * school*, the institute of technology, the state colleges, * * * the university of Wisconsin, or in any other institution of learning in this state at which was organized an S.A.T.C., or any other institution of collegiate grade in the state not run for profit shall, under rules and regulations prescribed by the Wisconsin department of veterans' affairs, be entitled to receive \$30 per month while in regular attendance as a student at any such institution, but not to exceed a total of \$1,080 for each veteran in lieu of the soldier bonus provided for in ch. 667, laws of 1919, except as hereinafter provided. The benefit of this section shall not accrue to any person for time spent while taking training in any student army training camp, nor to any person, who, though inducted into service, did civilian work at civilian pay.

SECTION 22. 46.046 of the statutes is repealed.

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SECTION 23. 49.42 (1) of the statutes is amended to read:

49.42 (1) From the appropriation provided by s. 20.670 (47), the department shall make loans to needy and qualified residents of the state desirous of attending the university, the state colleges, * * * Wisconsin institute of technology, or other educational institutions in this state of like rank above the high school.

SECTION 24. 50.01 (2a) of the statutes is amended to read:

50.01 (2a) In compliance with * * * the compensation plan established pursuant to s. 16.105 (4) * * * *the board may* make and determine charges for meals, living quarters, laundry and other services furnished to employes of the several institutions and members of the employe's family maintained as such. All moneys received * * * for or on account of such services shall be paid within one week after receipt into the general fund and shall be credited to the appropriation provided for this purpose by ch. 20.

SECTION 25. 50.09 of the statutes is repealed.

SECTION 26. 57.04 (6) of the statutes is renumbered 57.06 (4).

SECTION 27. 59.07 (55) of the statutes is amended to read:

59.07 (55) In counties having a population of 500,000 or more, build, furnish and rent housing facilities to persons who have resided in such county continuously for more than 2 years and whose income is insufficient to meet the standard for such person's family as determined in the budget adopted by the board for the administration of public assistance in such county. Such counties may borrow money or accept grants from the federal government for or in aid of any project to build, furnish and rent such housing facilities, to take over any federal lands and to such ends enter into such contracts, mortgages, trust indentures, leases or other agreements as the federal government may require. It is the intent of this * * * *subsection* to authorize such counties to do anything necessary to secure the financial aid and the co-operation of the federal government in any undertaking by the county authorized by this * * * *subsection*.

SECTION 28. 59.87 (10) of the statutes is amended to read:

59.87 (10) The board may raise moneys for the employment of a county recreation director. Such moneys will be disbursed by the treasurer on orders from the clerk which have been approved by the special committee on agriculture, and shall not be expended for any other purposes, and are to be used for such director's salary and the necessary expenses. Such recreation director may be employed on a full-time or part-time basis or may be a full-time employe as provided elsewhere in this section, who may be directed to devote a portion of his time to recreation work. The duties of the director shall be to promote, organize and supervise recreation activities. He shall work under the supervision of the special committee on agriculture, submit an annual report to the board, co-operate with existing units of government, agencies and organizations in the promotion, organization and supervision of recreation activities, and organize institutes and provide for the training of volunteer leaders to conduct recreation programs. The special committee on agriculture may appoint an advisory committee from among citizens and organizations interested in recreation to assist in selecting the county recreation director and in setting up a county recreation program. Supervisors from any city or village providing a municipal recreation program shall have no part in any determination under this * * * *subsection*, and no part of any expense

incurred under this * * * *subsection* shall be levied against any property in such city or village.

SECTION 29. 60.29 (30) of the statutes is amended to read:

60.29 (30) Whenever the town board * * * *is* authorized by resolution of the town meeting adopted pursuant to s. 60.18 (12) * * * to exercise the powers relating to villages and conferred on village boards, and * * * in the exercise of such powers * * * *determines* to provide in any unincorporated village in said town any convenience or public improvement, including the lighting of streets, then the cost thereof shall be assessed upon all property within the boundaries of the unincorporated village * * *.

SECTION 30. 60.305 (1) (10th sentence) of the statutes is amended to read:

60.305 (1) (10th sentence) The salary, if any, of the commissioners *and the treasurer* shall be fixed by the town board of the town having the largest assessed valuation of taxable property or the major portion of the patrons in the district.

SECTION 31. 61.01 of the statutes is amended to read:

61.01 Any part of any town or towns not included in any village, lying in the same county or in 2 or more adjoining counties, not more than one-half square mile in area, with a resident population of not less than 150; or of a greater area than one-half square mile and a population of not less than 200; or not less than one square mile in area, with a population of at least 400 persons to every square mile thereof, may, upon application therefor by not less than 5 taxpayers and residents of such territory and upon compliance with the conditions of this chapter, become incorporated as a village by such name as may be designated in the order of the court for its incorporation with the ordinary powers of a municipal corporation, and such as are conferred by the statutes, except that no territory used principally for tourist or summer resort purposes, shall be so incorporated where one-half or more thereof, in area, is owned by persons who are not qualified, because of nonresidence, to vote in the state or in the * * * *town* in which is located the land so owned; unless the majority of the nonresident owners, by petition, consent to the incorporation thereof.

SECTION 32. 61.20 (2) of the statutes is repealed.

SECTION 33. 62.01 (2) of the statutes is repealed.

SECTION 33m. 62.09 (7) (d) of the statutes is amended to read:

62.09 (7) (d) No city officer shall be pecuniarily interested, directly or indirectly, in any improvement or contract to which the city is a party, and whenever it shall appear that such is the case such contract shall be absolutely void and the city shall incur no liability thereon. No city officers shall be accepted as surety on any bond, contract or other obligation made to the city. This * * * *paragraph* shall not apply to:

1. The designation of public depositories for public funds * * *.
2. Loans made to county, town, school district, school board, city or village pursuant to s. 67.12 * * *.
3. The publication of legal notices required to be published by any city, school district or school board, or by any city, school district or school board officer, at a rate not higher than that prescribed by law * * *.
4. Any contract not exceeding \$1,000 in any one year * * *.
5. Health officers or hospitals in which they have an interest in cities of the third and fourth classes in furnishing hospitalization or

medical services, or both, to persons receiving poor relief or medical aid from such cities. * * *

6. Any city officer who is a member of a firm, or an officer or stockholder of a corporation purchasing any bond or security of the city, provided the sale of such bond or security is made to the highest bidder and such city officer has no duty to vote upon the issuance thereof.

7. Any person because of membership on a city board or commission which has no jurisdiction with respect to the transaction nor any power to determine any policy involved in that transaction.

SECTION 34. 62.23 (15) of the statutes is amended to read:

62.23 (15) Whenever any of the purposes of * * * *sub. (14)* are planned to be carried out by excess condemnation, benefits may be assessed in the manner provided in said * * * *subsection*.

SECTION 35. 62.23 (16) of the statutes is amended to read:

62.23 (16) Any benefits of public buildings and groups thereof may be assessed in the manner provided in s. 62.23 (14) * * *.

SECTION 36. 66.051 (3) of the statutes is amended to read:

66.051 (3) Prohibit conduct which is the same as or similar to that prohibited by s. 947.01 or * * * *947.03*.

SECTION 38. 67.04 (10) of the statutes is renumbered 67.04 (12) (b) and amended to read:

67.04 (12) (b) * * * The initial resolution adopted by the governing body of any such municipality shall not be submitted to the electors unless within 30 days after the recording thereof there * * * *is* filed with the clerk of such municipality a petition requesting such submission, signed by electors numbering at least 10 per cent of the votes cast in such municipality for governor at the last general election. If such petition is filed proceedings shall be had as provided by * * * *s. 67.05 (4), (5), (6) or (6a)*.

SECTION 39. 67.04 (12) of the statutes is renumbered 67.04 (12) (a) and amended to read:

67.04 (12) (a) By any school district, whenever the aggregate maturities of principal and interest on previous indebtedness in any calendar year exceed \$3.33 1/3 for each \$1,000 of its assessed valuation as determined during the preceding year. Bonds maturing in such year may be refunded in the manner provided by * * * *par. (b)* in an amount not exceeding the difference between such aggregate maturities of principal and interest and a sum equal to \$3.33 1/3 for each \$1,000 of its assessed valuation as determined during the preceding year. The provision of this * * * *paragraph* shall not affect or repeal any law authorizing the refunding of bonds by school districts but shall be supplemental thereto. In the issuing of refunding bonds under this * * * *paragraph*, a school district shall proceed as provided by * * * *par. (b)*.

SECTION 40. 70.415 (1) of the statutes is amended to read:

70.415 (1) Except as provided in sub. (6), every person operating a scrap iron or scrap steel dock or other steel dock in this state, shall on or before December 15 of each year pay an annual occupational tax equal to 3½ cents per ton upon all scrap iron or scrap steel, and 10 cents per ton upon all other steel, handled by or over such dock during the preceding year ending April 30, and such scrap iron, scrap steel and other steel shall be exempt from all other state or municipal taxation. If there is any processing or working of the said steel other than scrap iron or scrap

steel, it shall be subject to taxation under s. 70.34 in the same manner as all personal property is assessed.

SECTION 41. 71.16 of the statutes is repealed.

SECTION 42. 74.03 (2) (intro. par.) of the statutes is amended to read.

74.03 (2) (intro. par.) Each and every person or corporation charged with real estate taxes on a tax roll in the hands of the town, city or village treasurer shall pay to such treasurer the full amount thereof on or before * * * *the last day of February* next following the receipt of such tax roll by such treasurer, or he may pay the same in 2 equal instalments as follows:

SECTION 43. 74.031 (2) of the statutes is amended to read:

74.031 (2) Except in any city authorized by its charter to sell land for nonpayment of city taxes, all personal property taxes shall be paid on or before * * * *the last day of February*. * * * Every person or corporation charged with real estate taxes in the hands of the city, village or town treasurer shall pay to such treasurer the full amount thereof on or before * * * *the last day of February* next following the receipt of such tax roll by such treasurer, or he may pay the same in instalments pursuant to this section and the ordinance enacted thereunder.

SECTION 44. 74.031 (5) of the statutes is amended to read:

74.031 (5) When the first instalment of the real estate taxes or special assessments so charged is not paid on or before January 31, the whole amount of such real estate taxes or special assessments shall become due and payable and shall be collected, together with unpaid personal property taxes, on or before * * * *the last day of February* by the town, city or village treasurer. All such taxes and special assessments remaining unpaid on March 1 shall be delinquent, and shall be collected by the town, city or village treasurer with interest at the rate of eight-tenths of one per cent per month or fraction thereof from January 1 next preceding.

SECTION 45. 78.51 of the statutes is amended to read:

78.51 All sums paid by a purchaser of special fuel to a special fuel dealer as special fuel taxes, which have not theretofore been paid to the state, are public moneys, the property of the state of Wisconsin. Any special fuel dealer who fails or refuses to pay over to the state the tax on special fuel at the time required in this chapter, or who fraudulently withholds or appropriates or otherwise uses such moneys or any portion thereof belonging to the state is guilty of * * * *theft* and shall be punished as provided by law for the crime of * * * *theft*, irrespective of whether such special fuel dealer has or claims to have any interest in such moneys so received by him.

SECTION 46. 84.14 (4) of the statutes is amended to read:

84.14 (4) All bridges constructed, reconstructed or purchased pursuant to proceedings initiated by petitions * * * filed with the state highway commission *prior to September 25, 1929*, or by the commission on its own motion, under ss. 87.02, 87.03, 87.04, 87.05 or 87.055 of * * * *the statutes existing prior to 1929*, shall be construed to have been constructed, reconstructed or purchased under s. 84.11 or 84.12, and shall be operated and maintained as provided by s. 84.15 * * *.

SECTION 47. 84.29 (5) (4th sentence) of the statutes is amended to read:

84.29 (5) (4th sentence) The highway commission is empowered to enter into agreement with the unit of government having jurisdiction over the local highway relocated or altered as a part of the interstate highway improvement with respect to maintenance thereof, and in the absence of mutual agreement to the contrary, such * * * *relocated* or altered highway shall be maintained by the unit of government having jurisdiction thereof before it was so relocated or altered, except any parts thereof which the highway commission determines to be useful in the operation of or for access to the interstate highway, which parts shall be maintained by the state as a part of the interstate highway.

SECTION 48. 88.06 (9) of the statutes is amended to read:

88.06 (9) Upon *the* filing of the report together with the report of the chief engineer, if such report be necessary, the court or judge shall fix a time and place of hearing thereon and notice of the hearing shall be given *at least 10 days before the hearing* by registered mail, return receipt requested, to the owners of all lands * * *, the county highway committee, the state conservation commission and, *if their post-office addresses are known to the board or shown upon the recorded mortgages*, to all mortgagees * * *.

SECTION 49. 95.15 (3) of the statutes is amended to read:

95.15 (3) Said association may occupy such rooms in the capitol as may be assigned for that purpose by the * * * *state chief engineer*.

SECTION 50. 97.27 (2) (1st sentence) of the statutes is amended to read:

97.27 (2) (1st sentence) This section shall not be construed to prohibit the sale of dietary foods containing saccharin in containers labeled in accordance with s. 97.60, nor * * * the use of sulphur dioxide or sulphites as antioxidants in the processing of frozen apples provided such foods contain not more than 350 parts per million of SO₂ * * *, nor * * * the use of sulphur dioxide in molasses or in the processing of dried fruits in amounts no more than may be necessary in good manufacturing practice.

SECTION 51. 98.02 (5) (last sentence) of the statutes is amended to read:

98.02 (5) (last sentence) The *specifications, tolerances and regulations for commercial weighing and measuring devices recommended* * * * by the * * * *national* bureau of standards shall be applicable in Wisconsin except as * * * modified by department regulation.

SECTION 52. 102.42 (7) of the statutes is amended to read:

102.42 (7) Unless the employe shall have elected Christian Science treatment in lieu of medical, surgical, hospital or sanatorium treatment, no compensation shall be payable for the death or disability of an employe, if his death be caused, or insofar as his disability may be aggravated, caused or continued (a) by an unreasonable refusal or neglect to submit to or follow any competent and reasonable medical or surgical treatment, (b) or, in the case of tuberculosis, by his refusal or neglect to submit to or follow hospital or sanatorium treatment when found by the commission to be necessary. The right to compensation accruing during a period of refusal or neglect under * * * (b) shall be barred, irrespective of whether disability was aggravated, caused or continued thereby.

SECTION 53. 102.59 (2) of the statutes is amended to read:

102.59 (2) In the case of the loss or of the total impairment of a hand, arm, foot, leg or eye, the employer shall be required to pay \$1,500

into the state treasury. The payment shall be made in all such cases regardless of whether the employe, his dependent * * * or personal representatives, commence action against a third party as provided in s. 102.29.

SECTION 54. 114.013 (2) of the statutes is amended to read:

114.013 (2) "Aircraft" means any contrivance * * * invented, used or * * * *designed* for navigation of or flight in the air.

SECTION 55. 160.34 of the statutes is amended to read:

160.34 No person is entitled to * * * *accommodation* at a hotel who has a * * * *communicable* disease (as * * * *determined pursuant to s. 143.01*). No person who has had any such disease shall be entitled to such * * * *accommodation* until all danger of spreading contagion therefrom is past. This section does not authorize compulsory removal of or refusal of shelter to any such person who is receiving * * * *accommodation* at any hotel, if removal would specially endanger his life or health. Any person who knowingly and wilfully solicits or receives * * * *accommodation* in violation of this section shall be punished by a fine not exceeding \$100 or by imprisonment not exceeding 6 months.

SECTION 56. 175.07 (8) of the statutes is repealed; and 175.07 (6) is amended to read:

175.07 (6) Such license shall not be issued by the secretary of state unless there is executed, delivered and filed in his office a bond in the sum of \$10,000 by such applicant if a principal owner, and \$2,000 if an agent, servant or employe * * *, *furnished by a surety company authorized to do business in this state*, conditioned that * * * *the surety* will pay all damages that may be recovered against such applicant by any person who has been damaged by reason of such licensee acting as a private detective, private police, or private guard, or by reason of the acts or conduct of any of his agents, servants or associates. Any action to recover damages may be brought directly against such licensee, and his * * * *surety* in a joint or several manner, and any judgment obtained shall jointly and severally bind such licensee and his * * * *surety*. No license shall be issued for a longer period than one year, and shall be subject to revocation as provided in this section.

SECTION 57. 181.04 (13) of the statutes is amended to read:

181.04 (13) To indemnify any director or officer or former director or officer of the corporation, or any person who may have served at its request as a director or officer of another corporation in which it owns shares of capital stock or of which it is a member or creditor, against expenses actually and necessarily incurred by him in connection with the defense of any action, suit or proceeding in which he is made a party by reason of being or having been such director or officer, except in relation to matters as to which he shall be adjudged in such action, suit or proceeding to be liable for negligence or misconduct in the performance of duty; but such indemnification shall not be deemed exclusive of any other rights to which such director or officer may be entitled, under any bylaw, agreement, vote of * * * *members*, or otherwise.

SECTION 58. 192.29 (5) of the statutes is amended to read:

192.29 (5) * * * Wherever its track crosses a public highway or street, *every railroad corporation shall maintain on each side of the track and near such crossing a large signboard with the following inscription, painted in large letters * * * : "Railroad Crossing,"* in such manner as to be visible to *approaching traffic* on the highway or street at least * * * 100 feet distant * * *.

SECTION 59. 195.01 (10) of the statutes is amended to read:

195.01 (10) The commission shall keep its office at the * * * *capital*, and shall be provided by the * * * *state chief engineer* with suitable rooms, and by the *director of purchases* with necessary office furniture, supplies, stationery, books, periodicals and maps. The commission may hold sessions at any place for the convenience of the parties.

SECTION 60. 206.20 (17) (1st sentence) of the statutes is repealed.

SECTION 61. 208.36 of the statutes is amended to read:

208.36 Any person who shall act or aid in any manner in transacting, in this state, the business of or with any fraternal or beneficiary corporation, society, order or association for the relief of members or beneficiaries and furnishing life or casualty insurance upon the indemnity plan, in placing risks or effecting insurance therein, collecting * * * *dues* or assessments therefor, or in any other manner, after the license of any such corporation, society, order or association has been revoked and while it is without authority to do business in this state, or while an injunction prohibiting any such organization from doing business in this state is in force, shall be * * * *fined* not less than \$25 nor more than \$200, or * * * *imprisoned* in the county jail not less than 30 days nor more than one year, or * * * both * * *.

SECTION 62. 237.04 of the statutes is repealed and recreated to read as printed in the 1955 statutes.

SECTION 63. 256.175 of the statutes is created to read:

256.175 INDIAN RIGHTS DAY. July 4 is designated as "Indian Rights Day," and in conjunction with the celebration of Independence Day, appropriate exercises or celebrations may be held in commemoration of the granting by congress of home rule and a bill of rights to the American Indians. When July 4 falls on Sunday, exercises or celebrations of Indian Rights Day may be held on either the third or the fifth.

SECTION 64. 269.57 (1) of the statutes is amended to read:

269.57 (1) The court, or a judge thereof, may, upon due notice and cause shown, order either party to give to the other, within a specified time, an inspection of property or inspection and copy or permission to take a copy of any books and documents in his possession or under his control containing evidence relating to the action or special proceeding * * * *and* may require the deposit of the books or documents with the clerk and may require their production at the trial. If compliance with the order be refused, the court may exclude the paper from being given in evidence or punish the party refusing, or both.

SECTION 65. 271.17 of the statutes is repealed.

SECTION 66. 939.62 (1) (c) of the statutes is amended to read:

939.62 (1) (c) A maximum term of * * * more than 10 years may be increased by not more than 2 years if the prior convictions were for misdemeanors and by not more than 10 years if the prior conviction was for a felony.

Approved May 15, 1957.