

42.89 History: 1969 c. 158 s. 80; Stats. 1969 s. 42.89.

42.90 History: 1969 c. 158 s. 80; Stats. 1969 s. 42.90.

Editor's Note: That part of 42.55, Stats. 1931, relating to annexation of school district territory was construed by the attorney general in an opinion published in 20 Atty. Gen. 781.

42.91 History: 1969 c. 158 s. 80; Stats. 1969 s. 42.91.

42.92 History: 1969 c. 158 s. 80; Stats. 1969 s. 42.92.

42.93 History: 1969 c. 158 s. 80; Stats. 1969 s. 42.93.

Editor's Note: The predecessor provision in the 1967 statutes was 119.25.

On extra compensation and salary changes see notes to sec. 26, art. IV.

42.94 History: 1969 c. 158 s. 80; Stats. 1969 s. 42.94.

Editor's Note: The predecessor provision in the 1967 statutes was 119.26.

42.95 History: 1969 c. 158 s. 80; Stats. 1969 s. 42.95.

Editor's Note: The predecessor provision in the 1967 statutes was 119.265.

42.96 History: 1969 c. 158 s. 80; Stats. 1969 s. 42.96.

Editor's Note: The predecessor provision in the 1967 statutes was 119.27.

CHAPTER 43.

Libraries, Museums, Civic and Community Centres, and Special Uses of Municipal Buildings.

43.01 History: 1851 c. 352 s. 1, 2; R. S. 1858 c. 26; 1876 c. 116; R. S. 1878 s. 367; Stats. 1898 s. 367; 1917 c. 453 s. 5; Stats. 1917 s. 43.01; 1957 c. 528.

43.015 History: 1923 c. 400 s. 2; Stats. 1923 s. 43.015; 1949 c. 643 s. 24m.

43.02 History: 1851 c. 352 s. 5; R. S. 1858 c. 10 s. 9; R. S. 1878 s. 368; Stats. 1898 s. 368; 1907 c. 466; 1913 c. 772 s. 112; 1917 c. 453 s. 5; Stats. 1917 s. 43.02; 1919 c. 93 s. 18; 1919 c. 362 s. 19; 1931 c. 470 s. 2; 1951 c. 319 s. 237; 1959 c. 659 s. 79.

43.03 History: 1851 c. 352 s. 3, 11; 1858 c. 135 s. 3; R. S. 1858 c. 26 s. 3, 4, 7; 1873 c. 50; R. S. 1878 s. 369; Stats. 1898 s. 369; 1917 c. 453 s. 5; Stats. 1917 s. 43.03; 1967 c. 29 s. 1.

43.04 History: 1858 c. 135 s. 2; 1871 c. 60 s. 1; 1878 c. 258; R. S. 1878 s. 370; Stats. 1898 s. 370; 1917 c. 453 s. 5; Stats. 1917 s. 43.04.

43.05 History: 1851 c. 352 s. 4, 10; 1852 c. 381 s. 1; 1855 c. 74 s. 2; 1858 c. 135 s. 1, 2; R. S. 1858 c. 10 s. 9; R. S. 1858 c. 26 s. 4, 6; 1877 c. 173 s. 1, 2; 1877 c. 177 s. 2; R. S. 1878 s. 372; Stats. 1898 s. 372; 1907 c. 466; 1913 c. 772 s. 112; 1917 c. 453 s. 5, 8; Stats. 1917 s. 43.05;

1931 c. 45 s. 1; 1947 c. 9 s. 31; 1959 c. 659 s. 77, 79; 1967 c. 29 s. 1.

43.06 History: R. S. 1849 c. 9 s. 16; R. S. 1858 c. 10 s. 24; 1877 c. 173 s. 4; R. S. 1878 s. 373; Stats. 1898 s. 373; 1917 c. 453 s. 5; Stats. 1917 s. 43.06; 1949 c. 52.

43.09 History: 1965 c. 150; Stats. 1965 s. 43.09; 1969 c. 276.

43.10 History: 1965 c. 150; Stats. 1965 s. 43.10; 1969 c. 154; 1969 c. 276 ss. 279, 280, 589 (2) (b).

43.11 History: 1965 c. 150; Stats. 1965 s. 43.11; 1967 c. 26 ss. 38, 93; 1969 c. 276.

43.12 History: 1921 c. 336; Stats. 1921 s. 43.165; 1945 c. 150; 1951 c. 204; 1965 c. 18 s. 9; 1965 c. 150 ss. 10, 23; 1965 c. 625; Stats. 1965 s. 43.12; 1969 c. 276 ss. 283, 589 (4).

43.13 History: 1921 c. 398 s. 3; 1921 c. 452 s. 22; Stats. 1921 s. 43.34; 1943 c. 275 s. 17; 1965 c. 18 s. 10; 1965 c. 150 ss. 14, 23; Stats. 1965 s. 43.13; 1969 c. 276.

43.14 History: 1901 c. 168 s. 1; 1903 c. 238 s. 1; Supl. 1906 s. 373e; 1917 c. 453 s. 5; Stats. 1917 s. 43.14; 1945 c. 20; 1953 c. 61 s. 2; 1959 c. 228 s. 64; 1965 c. 18, 150, 455, 625; 1969 c. 276.

43.17 History: 1921 c. 452 s. 4; Stats. 1921 s. 43.17; 1945 c. 334, 367; 1961 c. 213; 1965 c. 18 ss. 10, 11; 1965 c. 19, 150, 189.

43.19 History: 1921 c. 452 s. 7; Stats. 1921 s. 43.19; 1945 c. 367; 1947 c. 9 s. 31; 1949 c. 197, 516; 1953 c. 90 s. 180; 1955 c. 10; 1959 c. 659 s. 79; 1963 c. 565; 1965 c. 189.

43.22 History: 1921 c. 452 s. 10; Stats. 1921 s. 43.22; 1937 c. 342; 1957 c. 355; 1965 c. 19, 189; 1967 c. 92 s. 22; 1969 c. 158 s. 106.

43.23 History: 1921 c. 452 s. 11; Stats. 1921 s. 43.23; 1965 c. 19; 1967 c. 26.

43.25 History: 1921 c. 398 s. 1, 2; 1921 c. 452 s. 13; 1921 c. 590 s. 50, 51; Stats. 1921 s. 43.25; 1935 c. 90; 1949 c. 316; 1967 c. 29 s. 5.

Where a municipality fails to make a tax levy for the support of its public library it may appropriate the necessary amount from its general funds. 1904 Atty. Gen. 83.

Two counties may co-operate under 66.30 and 43.25, Stats. 1951, to establish, maintain, and prorate the costs of public library services on a joint basis. 41 Atty. Gen. 335.

43.255 History: 1957 c. 82; Stats. 1957 s. 43.255; 1965 c. 18 s. 10; 1965 c. 150; 1969 c. 276.

43.26 History: 1921 c. 398 s. 3; 1921 c. 452 s. 14; Stats. 1921 s. 43.26; 1941 c. 52; 1943 c. 227; 1953 c. 230; 1963 c. 128; 1965 c. 557; 1967 c. 26.

The library board of a city, having power under 43.26 (1), Stats. 1949, to administer the city library, but having no authority to establish tenure rights for employes hired by it pursuant to 43.27 (4), has no power to establish rules governing tenure; and, the board having power to discharge without cause, even though it be done unfairly and unreasonably, the courts have no power to interfere with the action of such a board discharging a librarian.

State ex rel. Wattawa v. Manitowoc Pub. Libr. Board, 255 W 492, 39 NW (2d) 359.

43.27 History: 1921 c. 398 s. 3; 1921 c. 452 s. 15; 1921 c. 590 s. 52; Stats. 1921 s. 43.27; 1937 c. 411; 1941 c. 129; 1947 c. 362; 1951 c. 560; 1965 c. 18 s. 10; 1965 c. 150 ss. 13, 22; 1969 c. 276 ss. 589 (1) (c), 596.

43.28 History: 1921 c. 398 s. 3; 1921 c. 452 s. 16; Stats. 1921 s. 43.28; 1939 c. 131; 1947 c. 411 s. 11; 1965 c. 18 s. 10; 1965 c. 150 s. 22; 1965 c. 666 s. 22 (26); 1969 c. 276 ss. 589 (1) (c), 592 (4).

On authority of cities to acquire property see notes to 62.22.

43.29 History: 1921 c. 398 s. 1; 1921 c. 452 s. 17; Stats. 1921 s. 43.29.

On the public-purpose doctrine see notes to sec. 1, art. IV.

43.30 History: 1921 c. 398 s. 3; 1921 c. 452 s. 18; 1921 c. 590 s. 53; Stats. 1921 s. 43.30.

A county may appropriate money to meet obligations under 43.30 (2), Stats. 1929, although no tax has been levied for the express purpose, provided money is available. 19 Atty. Gen. 111.

43.31 History: 1921 c. 452 s. 19; Stats. 1921 s. 43.31; 1965 c. 18 s. 10; 1965 c. 150 s. 22; 1969 c. 276 s. 589 (1) (c).

43.33 History: 1921 c. 452 s. 21; Stats. 1921 s. 43.33; 1933 c. 458.

43.35 History: 1921 c. 452 s. 23; Stats. 1921 s. 43.35.

43.36 History: 1921 c. 452 s. 24; 1923 c. 156; Stats. 1921 s. 43.36; 1969 c. 98.

43.37 History: 1921 c. 452 s. 25; Stats. 1921 s. 43.37.

43.38 History: 1921 c. 452 s. 26; Stats. 1921 s. 43.38; 1967 c. 29 s. 4.

43.39 History: 1921 c. 452 s. 27, 28; Stats. 1921 s. 43.39; 1955 c. 366.

43.40 History: 1921 c. 452 s. 29; Stats. 1921 s. 43.40.

43.41 History: 1921 c. 333; 1921 c. 452 s. 30; 1921 c. 590 s. 54; Stats. 1921 s. 43.41.

The museum board had authority to enter into a contract for the construction of a new building and was not required to take competitive bids or let the contract to the low bidder. *Pembar, Inc. v. Knapp*, 14 W (2d) 527, 111 NW (2d) 476.

43.42 History: 1921 c. 452 s. 31; Stats. 1921 s. 43.42; 1923 c. 156.

43.43 History: 1921 c. 452 s. 32; Stats. 1921 s. 43.43; 1935 c. 90.

43.44 History: 1921 c. 452 s. 33; Stats. 1921 s. 43.44; 1945 c. 477; 1955 c. 366.

43.45 History: 1921 c. 452 s. 35; Stats. 1921 s. 43.45; 1937 c. 198; 1959 c. 224.

43.46 History: 1921 c. 452 s. 36; Stats. 1921 s. 43.46; 1945 c. 477.

43.47 History: 1921 c. 452 s. 37; Stats. 1921 s. 43.47; 1945 c. 477; 1967 c. 29 s. 5.

43.48 History: 1921 c. 452 s. 38; Stats. 1921 s. 43.48.

43.49 History: 1921 c. 590 s. 70, 71; Stats. 1921 s. 43.49; 1933 c. 338; 1969 c. 366 s. 117 (2) (a).

43.50 History: 1921 c. 452 s. 40; Stats. 1921 s. 43.50; 1937 c. 340; 1941 c. 213 s. 31; 1943 c. 275 s. 17a; 1945 c. 33, 75.

This section does not authorize the school board of a city of the first class to permit the use of school buildings for the carrying on of the business of selling school books and supplies for a profit. *Tyre v. Krug*, 159 W 39, 149 NW 718.

A city school district resulting from a plan of reorganization can operate programs under this section and appropriate funds therefor without the referendum required by 43.50 (5). *West Milwaukee v. West Allis*, 31 W (2d) 397, 143 NW (2d) 19.

The question of tax levy for recreational activities must be resubmitted to voters in case voters have voted that the board of directors provide for such activities but have refused to approve necessary levy under 43.50 (5), Stats. 1935. 25 Atty. Gen. 276.

43.51 History: 1921 c. 452 s. 41 to 41r; Stats. 1921 s. 43.51; 1967 c. 29 s. 1.

43.55 History: 1939 c. 98; Stats. 1939 s. 39.03 (10); 1953 c. 90 s. 166; 1953 c. 564; 1953 c. 611 s. 1; 1953 c. 631 s. 2; Stats. 1953 s. 14.235; 1963 c. 506 s. 8; 1963 c. 565; 1969 c. 276 ss. 30, 589 (1) (c); Stats. 1969 s. 43.55.

CHAPTER 44.

State Historical Society and Local Historical Societies.

44.01 History: 1853 c. 17 ss. 1, 3; 1969 c. 276 ss. 293, 573; Stats. 1969 s. 44.01.

The state historical society is an official agency and trustee of the state and has no liability for negligent operation or maintenance of elevators which could properly be made the subject of public liability insurance. 39 Atty. Gen. 110.

See note to 181.39, citing 42 Atty. Gen. 333.

The state historical society has the right to hold general meetings as a private corporation and it may invite members of junior chapters to attend. 43 Atty. Gen. 190.

44.015 History: 1969 c. 276; Stats. 1969 s. 44.015.

The state historical society has no power to enter into a contract with a private book company whereby said company would publish and distribute a book written by an employe of the society as part of her regular duties and in return the society would receive a royalty on each volume. 34 Atty. Gen. 435.

Under 44.01, Stats. 1947, and ch. 17, Laws 1853, the state historical society may lease for a term of more than 3 years lands owned by the society but not presently used by it. 37 Atty. Gen. 417.

The state historical society is not liable for damages for copyright infringement. 43 Atty. Gen. 166.

44.02 History: 1853 c. 17 s. 2; 1854 c. 16 s.