

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.

1; 1856 c. 79 s. 1, 2; R. S. 1858 c. 81 s. 1; 1860 c. 327 s. 3; 1870 c. 73 s. 1; 1876 c. 149; R. S. 1878 s. 376; 1879 c. 194 s. 2; Ann. Stats. 1889 s. 376; 1897 c. 263; Stats. 1898 s. 376; 1899 c. 296 s. 3; 1901 c. 155 s. 1, 2; 1903 c. 61 s. 1; Supl. 1906 s. 376; 1907 c. 533; 1909 c. 422; 1911 c. 634; 1913 c. 772 s. 65; 1915 c. 485; 1917 c. 453 s. 6; 1917 c. 671 s. 15; Stats. 1917 s. 44.02; 1919 c. 509; 1945 c. 60; 1947 c. 56, 131, 317, 601; Stats. 1947 s. 44.02, 44.10; 1951 c. 457 s. 5 to 6, 9b; Stats. 1951 s. 44.02; 1953 c. 61, 357; 1957 c. 410; 1967 c. 29 ss. 1, 5; 1969 c. 276 ss. 295, 574, 588 (1), 596, 603 (1); 1969 c. 353, 424.

The state historical society is required to deposit with the state treasurer all funds received by grant, bequest or otherwise. While said society may not sell its personal property generally and other than as permitted by 44.01, Stats. 1945, it may sell waste paper, worn out equipment and the like in the interests of sound administration and deposit the proceeds with the state treasurer. 36 Atty. Gen. 285.

44.03 History: 1897 c. 118; Stats. 1898 s. 376a to 376e; 1917 c. 453 s. 6, 8; Stats. 1917 s. 44.03 to 44.07; 1947 c. 47, 48, 57; 1949 c. 52 s. 5, 15 to 17; Stats. 1949 s. 44.03; 1951 c. 457 s. 7; 1953 c. 61; 1965 c. 31, 77; 1969 c. 276 ss. 296, 596.

County or local historical societies incorporated as auxiliaries of the state historical society under 44.03 (1), Stats. 1951, do not enjoy the state's sovereign immunity from suit in tort actions. 41 Atty. Gen. 303.

44.04 History: 1951 c. 465; Stats. 1951 s. 44.04; 1967 c. 29 s. 4; 1967 c. 92 s. 22; 1969 c. 276 s. 596.

44.05 History: 1951 c. 457 s. 7a; Stats. 1951 s. 44.05; 1967 c. 29 s. 4; 1969 c. 276 s. 596.

44.06 History: 1949 c. 52; Stats. 1949 s. 44.11; 1951 c. 457 s. 9c; Stats. 1951 s. 44.06; 1959 c. 228 s. 64; 1959 c. 516; 1959 c. 659 s. 57, 77; 1967 c. 29 s. 4; 1969 c. 276 s. 596.

44.07 History: 1949 c. 476; Stats. 1949 s. 44.12; 1951 c. 457 s. 9d; Stats. 1951 s. 44.07; 1953 c. 61; 1967 c. 291 s. 14; 1969 c. 276 s. 596.

44.09 History: 1949 c. 52; Stats. 1949 s. 44.02 (9) (part); 1951 c. 457 s. 5m; Stats. 1951 s. 44.09; 1969 c. 276.

44.10 History: 1949 c. 52; Stats. 1949 s. 44.02 (9) (part); 1951 c. 457 s. 5t; Stats. 1951 s. 44.10; 1953 c. 61; 1957 c. 410; 1969 c. 276 ss. 596, 602 (1).

44.11 History: 1949 c. 476; Stats. 1949 s. 44.13; 1951 c. 457 s. 9e; Stats. 1951 s. 44.11; 1969 c. 276 ss. 596, 603 (3).

44.12 History: 1953 c. 290; Stats. 1953 s. 44.12; 1967 c. 29 ss. 4, 5; 1969 c. 276 s. 588 (1).

44.13 History: 1963 c. 174; Stats. 1963 s. 44.13; 1967 c. 29 s. 4; 1969 c. 276 s. 588 (1).

44.14 History: 1953 c. 161; Stats. 1953 s. 44.14; 1967 c. 29 s. 4; 1969 c. 276 ss. 602 (1), 603 (1).

44.15 History: 1953 c. 192; Stats. 1953 s. 44.15; 1959 c. 641 s. 11; 1969 c. 276; 1969 c. 500 s. 30 (2) (b).

44.20 History: 1967 c. 344; Stats. 1967 s. 44.20.

CHAPTER 45.

Veterans' Affairs, Benefits and Memorials.

45.01 History: 1901 c. 125 s. 1; Supl. 1906 s. 376—1; 1909 c. 47; 1917 c. 453 s. 7; Stats. 1917 s. 45.01; 1931 c. 45 s. 1; 1947 c. 359; 1959 c. 228 s. 68; 1965 c. 295; 1969 c. 276 s. 611.

45.02 History: 1965 c. 295; Stats. 1965 s. 45.02.

45.03 History: 1965 c. 295; Stats. 1965 s. 45.03.

45.04 History: 1965 c. 295; Stats. 1965 s. 45.04; 1969 c. 276.

45.05 History: 1866 c. 5 s. 1 to 3; R. S. 1878 s. 937; 1895 c. 230; Stats. 1898 s. 937; 1917 c. 453 s. 7; Stats. 1917 s. 45.05; 1919 c. 544; 1945 c. 301; 1949 c. 12.

See note to 45.058, citing Schumm v. Milwaukee County, 258 W 256, 45 NW (2d) 673.

45.052 History: 1955 c. 141; Stats. 1955 s. 45.052; 1961 c. 64.

45.055 History: 1919 c. 598; 1919 c. 702 s. 53; Stats. 1919 s. 45.055; 1921 c. 576 s. 9; 1929 c. 106; 1945 c. 301; 1949 c. 12.

See note to 45.058, citing Schumm v. Milwaukee County, 258 W 256, 45 NW (2d) 673.

For discussion of a bonding resolution see 37 Atty. Gen. 170.

Under 45.055, Stats. 1947, a county board may contract with, and make an appropriation to, a nonprofit hospital corporation without capital stock organized pursuant to 45.05 and may levy a tax therefor provided the facilities of the hospital are available to the residents of the county without discrimination. 37 Atty. Gen. 591.

A county board may appropriate money to a nonprofit corporation to maintain a memorial hospital where the conditions of 45.055 are met. 49.16 and 49.17, Stats. 1957, would not apply. 46 Atty. Gen. 226.

45.058 History: 1949 c. 441; Stats. 1949 s. 45.058; 1953 c. 436; 1955 c. 661.

Condemnation of private property is not justified under an agreement between Milwaukee County and a corporation organized for the purposes specified in 45.05 where the project was subject to abandonment in various contingencies, since development of the site for public use was too uncertain. The authority to enter into such agreement under 45.055 does not give to municipalities condemnation authority which the municipality, acting alone, would not have. Schumm v. Milwaukee County, 258 W 256, 45 NW (2d) 673.

45.06 History: 1913 c. 718 s. 1; 1917 c. 453 s. 7; Stats. 1917 s. 45.06; 1925 c. 111; 1931 c. 323; 1945 c. 301; 1965 c. 295.

45.066 History: 1931 c. 246; Stats. 1931 s. 45.066; 1965 c. 295.

45.10 History: 1887 c. 304 s. 1; 1889 c. 339 s. 1; Ann. Stats. 1889 s. 1529b; 1891 c. 421; 1895 c. 351; Stats. 1898 s. 1529b; 1903 c. 333