

assignee of such judgment, may proceed to enforce the same, by execution or otherwise, in the manner provided by law.

SECTION 2. All acts or parts of acts conflicting with the provisions of this act are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved April 12, 1897.

No. 264, A.]

[Published April 13, 1897.

## CHAPTER 218.

AN ACT to amend chapter 313, of the laws of 1895, entitled, "An act to regulate the civil service of cities."

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

SECTION 1. Section 2, of chapter 313, of the laws of 1895, entitled, "An act to regulate the civil service of cities," approved April 19, 1895, is hereby amended by striking out from said section all that part thereof, following the word "established" where the same appears in said section.

Civil service of cities, act amended.

SECTION 2. Section 8, of said chapter 313, of the laws of 1895, is hereby so amended that the same shall read as follows: "Section 8. The said board shall appoint a chief examiner, whose duty it shall be, under its direction, to superintend any examinations held in such city under this act, and who shall perform such other duties as the board shall prescribe. Such

Appointment of chief examiner and his duties.

chief examiner shall be ex-officio secretary of the board, and under the direction of such board he, as such secretary, shall keep and record minutes of its proceedings, preserve all reports made to it, keep a record of all examinations held under its direction, and perform such other duties as the board may from time to time prescribe. Such chief examiner shall receive a salary to be fixed by said board at a sum not exceeding the rate of fifteen hundred dollars per annum, which shall be paid monthly by the city treasurer on the certificate of the president of said board, countersigned by the city comptroller. He shall be subject to removal at any time by said board. The said board may also incur such expenses for clerk hire, printing, stationery, and other incidental matters as it shall deem necessary; provided, however, that the total amount of all expenditures by it incurred during any year, including the compensation of the chief examiner, clerks and other employes, shall not exceed the amount of the special fund herein provided and known as the "city civil service fund."

Annual tax to be levied for a fund to be known as the city civil service fund.

SECTION 3. From and after the passage and publication of this act, the common council shall levy and collect annually, upon all taxable property of the said city, at the same time and in the same manner as other city taxes are levied and collected by law, a special tax not exceeding one-thirty-fifth of a mill upon each dollar of the assessed value of said taxable property, the amount of which shall be determined by said board of city service commissioners and certified by it to the common council and to the city comptroller, within ten days after the passage and publication of this act, and thereafter before the twentieth day of January in each year, and the entire amount of such special tax shall constitute a separate and distinct fund to be known as the "city civil service fund," and shall not be used or appropriated, directly or indirectly, for any other purpose than paying the salaries of the chief

examiner, clerks and employes of said board and the other necessary expenses of carrying out the purposes of this act. All disbursements on account of such city civil service fund, except for the salary of the chief examiner, shall be paid by the city treasurer on the orders of the president and secretary of the board, countersigned by the city comptroller.

SECTION 4. Section 10, of said chapter 313, of the laws of 1895, is hereby so amended that the same shall read as follows: Section 10. Notice of the time, place and general scope of every examination shall be given by the board by publication at least four times on alternate days, beginning at least ten days before the date of such examination, in one or more daily newspapers of general circulation published in such city, and such notice shall also be posted by said board in a conspicuous place in its office at least ten days before such examination. Such further notice of examinations may be given as the board shall prescribe.

Notice of examination to be published.

SECTION 5. Section 12, of said chapter 313, of the laws of 1895, is hereby so amended that the same shall read as follows: Section 12. Immediate notice in writing shall be given by the appointing power, to said board of city service commissioners, of all appointments, permanent or temporary, made pursuant to this act and the rules made and established under the same, in those branches or departments of the civil service of such city, which are subject to this act and the rules of said board, and of all transfers, promotions, resignations, other changes or vacancies from any cause in such branches or departments of the city service, and of the date thereof, and a record of the same shall be kept by said board. When any office or place of employment, subject to such rules, is created or abolished, or the compensation attached thereto is altered, the officer or board making such change shall immediately report the same in writing to said board of commissioners.

Immediate notice of appointments to be given to the commissioners by the appointing power.

Auditing officers shall not allow claims for services in violation of the provisions of law.

**SECTION 6.** Section 16, of said chapter 313, of the laws of 1895, is hereby so amended that the same shall read as follows: Section 16. No comptroller or accounting or auditing officer of such city shall allow the claim for services of any person employed in the public service in violation of the provisions of this act, or of the rules made and established by the board of city service commissioners pursuant to this act.

Duty of board to investigate the enforcement of the act.

**SECTION 7.** It shall be the duty of every board of city service commissioners appointed under and in pursuance of the provisions of said chapter 313, of the laws of 1895, to investigate the enforcement of said act and of its rules adopted in accordance with its provisions, to carry out the purposes of said act, and the action of the examiners in said act provided for, and the conduct and action of the appointees in the official service in its city, and may inquire as to the nature, tenure and compensation of all offices and places in the public service thereof. In the course of such investigations each commissioner shall have power to administer oaths, and said board shall have power to secure by its subpoena both the attendance and testimony of witnesses and the production of books and papers relevant to such investigation.

Penalty for refusing to testify when subpoenaed.

**SECTION 8.** Any person who shall be served with a subpoena to appear and testify, or to produce books and papers, issued by the board of city service commissioners in the course of any investigation conducted under the provisions of section 6, of this act, and who shall refuse or neglect to appear and testify or to produce books and papers relevant to such investigation, as commanded in such subpoena, shall be guilty of a misdemeanor, and shall on conviction be punished by fine or imprisonment or both in the discretion of the court, as provided in and by section 19, of the said act hereby amended. The fees of witnesses for attendance and travel shall be the same as the fees

of witnesses before the circuit courts of this state, and shall be paid from the appropriation for the expenses of the board. Any circuit court of this state, or any judge thereof, whether in term time or vacation, upon application of the board, may compel the attendance of witnesses, the production of books and papers and giving of testimony before the board by attachment for contempt or otherwise, in the same manner as the production of evidence may be compelled before said court. Every person who, having taken an oath or made affirmation before a commissioner in the course of such an investigation, shall swear or affirm wilfully, corruptly and falsely, shall be guilty of perjury, and upon conviction shall be punished accordingly.

Witnesses can be compelled to attend.

SECTION 9. No officer or employe of such city shall discharge, or degrade, or promote, or in any manner change the official rank or compensation of any other officer or employe, or promise or threaten to do so, for giving or withholding any contribution of money or other valuable thing for any party or political purpose, or for refusal or neglect to render any party or political service.

Political assessment unlawful.

SECTION 10. No applicant for appointment in such official service, either directly or indirectly, shall pay or promise to pay, any money or other valuable thing to any person whomsoever, for or on account of his appointment or proposed appointment, and no officer or employe shall pay or promise to pay, either directly or indirectly, to any person any money or other valuable thing whatever for or on account of his promotion.

Purchase of promotion by applicant in any form unlawful.

SECTION 11. No person while holding any office in the government of such city, or any nomination for, or while seeking a nomination for, or appointment to, any such office, shall corruptly use, or promise to use, either directly or indirectly, any official authority or influence in the way of conferring upon any person, or in order to secure or aid any

Officials cannot use their influence to further the preferment of any applicant.

person in securing, any office or public employment or any nomination, confirmation, promotion or increase of salary, upon the consideration or condition that the vote or political influence or action of the last named person, or any other, shall be given or used in behalf of any candidate, officer or party, or upon any other corrupt condition or consideration.

Repealing section.

SECTION 12. Any acts and parts of acts conflicting with the provisions thereof, are hereby repealed.

SECTION 13. This act shall take effect and be in force from and after its passage and publication.

Approved April 12, 1897.

No. 432, A.]

[Published April 14, 1897.

## CHAPTER 219.

AN ACT to declare the lakes herein named, situated in the county of Waupaca, known as the "chain of lakes," navigable lakes and public highways, and to regulate the running of vessels thereon.

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

Certain lakes in the county of Waupaca declared navigable.

SECTION 1. The chain of lakes comprising the following bodies of water, to-wit: Clem, Hicks, Rainbow, McCrossen, Round, Columbian and Long lakes are hereby declared to be navigable lakes for boats and other vessels, together with the connecting waters, between the south half of section twenty-seven, township twenty-two north, range eleven east, to the south line of sections four and five, town-