

No. 620, S.]

[Published July 15, 1907.

CHAPTER 614.

AN ACT to create sections 1797g—1, 1797g—2 and 1797g—3, of the statutes, relating to the furnishing of adequate telephone service by railroads.

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

SECTION 1. There are added to the statutes three new sections to read:

* * * * *

Approved July 12, 1907.

(In effect from and after date of publication)

No. 624, S.]

[Published July 15, 1907.

CHAPTER 615.

AN ACT to amend section 750 of the statutes, relating to assistance to the district attorney and providing for his compensation.

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

SECTION 1. Section 750 of the statutes is amended to read:
* * * * *

SECTION 2. This act shall take effect from and after its passage and publication

Approved July 12, 1907.

think best, except that such modification shall never permit the county treasurer's bond to be less than *two hundred and fifty thousand dollars nor more than* the amount of all taxes directed by the county board to be levied and received by the treasurer during the ensuing year.

(Ch. 231, 1907.)

County treasurer's duties. [Section 715.] 2. To pay out all moneys belonging to the county only on the order of the county board, signed by the county clerk and countersigned by the chairman, except when special provision for the payment thereof is or shall be otherwise made by law; *to pay out all moneys belonging to the county road and bridge fund on the written order of the county commissioner of highways, signed by the county clerk and countersigned by the chairman of the county board.*

(Ch. 552, 1907.)

District attorney pro tempore. SECTION 750. 1. When there shall be no district attorney for the county, or he shall be absent from the court, or shall have acted as counsel or attorney for a party accused in relation to the matter of which the accused stands charged and for which he is to be tried, or is near of kin to the party to be tried on a criminal charge, or unable to attend to his duties, the circuit court may, by an order to be entered in the minutes, stating the cause therefor, appoint some suitable person to perform, for the time being, or for the trial of such accused person, the duties of such district attorney, and the person so appointed shall have all the powers of the district attorney while so acting.

Special counsel for district attorneys in criminal cases; compensation. 2. The * * * court may, in the same manner, and in their discretion, appoint counsel to assist district attorneys, in the prosecution of persons charged with crime punishable by imprisonment in the state prison, and in cases of prosecutions before a grand jury, and upon indictments found by grand juries. Such counsel shall be paid * * * *such sums as the court shall by order entered in the minutes certify to be a reasonable compensation therefor, which sum shall in no case exceed twenty-five dollars per day for each day actually occupied in such prosecution, and not to exceed fifteen dollars per day for not more than five days actually and necessarily occu-*

paid in preparing for trial in any one case, the same to be paid in the manner provided by law for the payment of counsel for indigent criminals.

Assistance in civil cases; compensation. 3. When there shall be an unusual amount of civil litigation to which the county is a party or in which it is interested, the circuit court may, on the application of the county board, by order filed with the clerk of said county, appoint an attorney or attorneys to assist the district attorney, and fix his or their compensation.

(Ch. 615, 1907.)

The governor to suspend district attorneys and fill their places. SECTION 750a. 1. If any district attorney be arrested or charged with any offense against the laws of this state, or if the governor be credibly informed that any district attorney is guilty of any such offense, or that proceedings are pending before any court or officer involving any criminal charge against him, or that any district attorney wilfully neglects or refuses to perform his duties, it shall be the duty of the governor to suspend such district attorney from office until such charge shall be investigated and finally determined.

2. In any such case the governor shall appoint the attorney general or one of his assistants or some competent attorney of the state to discharge the duties of such office during the time the district attorney is so suspended.

3. The county in which an attorney is so temporarily appointed district attorney shall pay such appointee for his services and expense, such amount as shall be determined and fixed by the governor and certified by him to the county clerk of such county.

4. Any attorney so temporarily appointed shall have all the power and exercise all the duties of the district attorney and he shall speedily bring to a hearing and determination any charges made against the district attorney so suspended.

(Ch. 153, 1907.)

Cities, first class: district attorney's assistants: number, qualifications. SECTION 751d. 1. The district attorney of any county containing a city of the first class, may appoint four regular assistants and such further number as may be authorized by the board of supervisors. Such assistants shall each have practiced in this state at least two years prior to such appointment.