

Big Falls shall meet at the Tony Opera House in the village of Tony for the purpose of making a settlement between the said towns according to the provisions of this act; and at such meeting or at any subsequent or adjourned meeting held by said town boards, any three of the supervisors shall have full power and authority to send for any persons, books, papers and records necessarily involved in the settlement between said two towns. The town clerk of the town of Dewey shall be and act as clerk of such joint meeting, and the town clerk of the town of Big Falls shall be present and assist. Sufficient duplicates or copies of all proceedings had shall be made in order that each town may have at least one copy for the use and information of the town clerk and town board thereof. Each town shall be chargeable with the expense and for the services and per diem of its own officers only.

SECTION 7. This act shall take effect upon passage and publication.

Approved July 13, 1915.

No. 363, S.]

[Published July 16, 1915.

CHAPTER 402.

AN ACT to repeal sections 604s, 604t, 697—45, 697—46, 697—47, 697—48 and 697—49 of the statutes, and to create sections 697—45, 697—46, 697—47, 697—48, 697—49 and 697—49b of the statutes, to provide for a board of administration in counties of two hundred and fifty thousand inhabitants or more to manage and control the county almshouse, the hospital for destitute sick persons, the poor farm, county water-works, department for outdoor relief, hospital for insane, asylum for chronic insane, home for dependent children, and the school of agriculture and domestic science; and providing a penalty.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Sections 604s, 604t, 697—45, 697—46, 697—47, 697—48 and 697—49 of the statutes are repealed.

SECTION 2. There are added to the statutes six new sections to be numbered and to read: Section 697—45. In all counties of this state now having, or which may hereafter have, according to any census theretofore taken, a population of two hundred and fifty thousand or more inhabitants, wherein the county board of supervisors shall have abolished all distinction between county poor and town poor in such county, and shall

have adopted the county system for the care and support of the poor, and within the boundaries of which there shall have been established a hospital for the care of destitute sick persons, not insane, a county poor farm, almshouse, waterworks, a department of outdoor relief, a home for dependent children, a hospital for the insane, an asylum for the treatment and maintenance of the chronic insane, a tuberculosis hospital, and a county school of agriculture and domestic science, the county board shall elect by ballot three persons and the governor shall appoint two persons to act, and be known as a board of administration, and shall have charge of such county hospital, county poor farm, almshouse, department of outdoor relief, home for dependent children, hospital for insane, asylum for chronic insane, tuberculosis hospital, and school of agriculture and domestic science, and of all lands of such county used in connection with any and all such institutions. Such administrators shall be citizens of the United States, residents and electors in the county, and each shall hold no other lucrative position in the county government, and shall devote his entire time to the duties of such office. Before the first day of October, 1915, the county board shall, at a regular or adjourned meeting elect by ballot the three members of such board of administration to be selected by it as follows: one for a term of one year, one for a term of three years, and one for a term of four years; and the governor shall appoint the two members of said board to be appointed by him, as follows: one for a term of two years, and the other for a term of five years; all of said terms shall date from the first day of October, 1915. Thereafter when the term of office of any administrator elected by the county board shall expire his successor shall be elected by the county board for the term of five years, and when the term of office of any administrator appointed by the governor shall expire his successor shall be appointed by the governor for the term of five years; and any vacancy occurring shall be filled for the unexpired term by said county board or by the governor according to the same rule. Each administrator shall, before entering upon the duties of his said office, take and subscribe an oath or affirmation to support the constitution of the United States and the constitution of the state of Wisconsin, and faithfully to discharge his duties to the best of his ability, and shall execute to the county his bond in a reasonable sum to be fixed by said county board for the faithful performance of his duties as such administrator, which oath or affirmation and bond shall be filed in the office of the county clerk. The compensation for each such administrator shall be three thousand dollars per annum, and paid monthly as other

county officers are paid. Any such administrator elected by the county board may be removed from office for misconduct or neglect of duty by an affirmative vote of two-thirds of the members of said county board, and any administrator appointed by the governor may for like cause be removed by the governor; but before removal, he shall have notice in writing of the charges preferred against him and be given an opportunity to be heard. Such administrators shall be in no wise or in any manner pecuniarily interested either directly or indirectly in any contract or agreement whatever, verbal or written or otherwise, with said board of administration for the purchase of any article or thing whatever required by either of the above named departments and institutions in the county; and all contracts and agreements made by said board of administration in violation of the foregoing prohibition shall be void; and any such administrator who shall be guilty of such violation shall upon conviction thereof, in addition to removal from office, be punished by a fine of not less than five hundred dollars nor more than five thousand dollars, or by imprisonment in the state prison not less than one year nor more than five years. Such administrators, when elected or appointed, and qualified, shall organize by the election of a president, vice president and secretary; the county board shall provide said board of administration with suitable quarters for the transaction of its business.

Section 697—46. Said board of administration, when elected or appointed, and qualified, shall have the same power in all matters relating to the care and support of the inmates of any said institutions and the management and operation thereof, as is now vested in the county board, and in any and all boards of trustees of any and all of said institutions now organized and now provided by law for such counties, and shall have the entire management of each of said institutions and of said lands, and all improvements thereon and the entire management of the support and relief of the poor and insane in such county. They shall let all contracts and make all purchases for whatever may be necessary to maintain and from time to time improve said institutions, and maintain, support and care for the poor and insane in such institutions, and shall audit all accounts therefor. They shall appoint biennially eight superintendents of the various institutions and departments, respectively: one of whom, who shall be a regularly licensed and registered physician and surgeon in good standing, shall be superintendent of the county hospital and shall reside at and have

charge of said county hospital and shall render and provide all necessary medical aid and attendance for the inmates of said county hospital and for the inmates of said almshouse on said county farm in said county; one shall be the superintendent of the almshouse and waterworks, and shall reside on the grounds of such almshouse; one shall be superintendent of outdoor relief and shall be stationed at and have charge of the poor office; one shall be superintendent of the hospital for the insane. He shall be a duly qualified physician and shall reside on the grounds of said institution, and shall have the management thereof, and of the treatment and care of the insane inmates thereof, subject to the rules and regulations that shall be established by said board of administration; one shall be superintendent of the asylum for the chronic insane, and one shall be superintendent of the tuberculosis hospital. They shall be duly qualified physicians and shall reside on the grounds of said institutions and shall have the management thereof, and of the care and treatment of the insane and tubercular inmates thereof, subject to the rules and regulations that shall be established by said board of administration; one shall be superintendent of the school of agriculture and domestic science, and shall have the management of the instructional, demonstrative and experimental work of that institution, subject to the rules and regulations that shall be established by said board of administration; and one shall be superintendent of the home for dependent children, and shall have the management thereof, subject to the rules and regulations that shall be established by said board of administration. They shall also at the same time appoint such district county physicians as they may deem necessary to care for all sick and poor, and shall prescribe such rules and regulations governing the work done and the territory to be covered by such district physicians as may be necessary and practicable; and said board of administration shall have power to make and shall make all necessary rules and regulations for the government and maintenance of said county hospital, county farm, almshouse, waterworks, hospital for insane and asylum for the chronic insane, and shall prescribe rules for the admission and discharge of patients or inmates, and in the department of outdoor relief, for assistance to all poor of the county, and said hospital for the insane, asylum for chronic insane, tuberculosis hospital, school of agriculture and domestic science and said home for dependent children; and shall have power to fix and from time to time regulate the salaries of such superintendents and of all other officers and employes of said county hospital, county farm, almshouse and waterworks, department of out-

door relief, hospital for insane, asylum for chronic insane, school of agriculture and domestic science and tuberculosis hospital, and of the district physicians, which salaries shall be payable monthly out of the treasury of the county the same as the salaries of other county officers and employes are paid. Provided, however, that in all matters so far as they relate to said school of agriculture and domestic science, the county superintendent of schools of such county shall be *ex officio* a member of said board of administration, but without compensation in addition to the salary of his office as such superintendent of schools.

Section 697—47. Each such superintendent shall within ten days after written notice of his appointment and before entering upon the duties of his office take and subscribe the oath of office prescribed by the constitution and execute to the county his bond in a reasonable sum to be fixed by the county board, said bond to be approved by said board of administration, which oath and bond shall be filed in the office of the county clerk. Such bond shall be conditioned, in substance, that he will faithfully and properly perform all the duties of the office of such superintendent, as well as all of the duties as head of the department to which he has been appointed, and will pay over, according to law, all moneys that shall come into his hands as such superintendent, and will render a just and true account thereof whenever required by the board of administration or by any provision of law, and will deliver over to his successors or any other person authorized by law to receive the same, all moneys, books, papers and other things appertaining or belonging to his said office. Each of said superintendents shall have power to appoint and remove all officers and employes in his respective department, subject to the approval of said board of administration. The said superintendents may make rules and regulations for such institutions, not inconsistent with law, as shall be approved by said board of administration; but they shall at all times be subject to the direction and control of said board of administration.

Section 697—48. On the first day of October after 1915, of each year, or within thirty days thereafter, said board of administration shall file with the county clerk an annual report, together with the reports of the said superintendents, including an itemized statement of receipts and disbursements for the year ending on the last day of September in each year, and also a classified statement of the same and an estimate of the appropriations needed for the ensuing year; and the county clerk shall at the next meeting of the board lay such reports and statements before said board. The county board of such county

shall make sufficient appropriation annually in advance for the support, maintenance, salaries, repairs and improvements of said institutions and district physicians and such appropriation so made shall be used for such purposes and subject to the order of said board of administration in such manner as their by-laws may provide. Said board of administration shall not, however, incur any expense or make any contract for new buildings or for additions to present buildings, or for the purchase of land, without first being authorized so to do by the county board, nor until the county board has appropriated or provided for the raising of the money to defray such expense. The offices of each and all trustees of each, and any of said institutions now and heretofore existing, are hereby abolished and the term of such trustees ended to take effect at the end of the last day of September, 1915, and each of them is required to make his final report on said last date as required by law.

Section 697—49. The treasurer of the county shall be ex officio the treasurer of said institutions and custodian of the funds, and shall keep separate accounts of all moneys appropriated or otherwise received for the aforesaid institutions and pay the same only upon warrants signed by the president and secretary of said board of administration.

Section 697—49b. The provisions of section 553d and sections 697—2, 697—3 and 697—4 of the statutes shall be inapplicable to counties containing two hundred and fifty thousand inhabitants or more, but the powers conferred and duties imposed on the trustees provided by statutes for homes for dependent children and schools of agriculture and domestic science are, with reference to such institutions in such counties, conferred upon the board of administration created by section 697—45 of the statutes.

SECTION 3. All acts and parts of acts so far as they conflict with this act shall be inapplicable to counties of two hundred and fifty thousand inhabitants or more.

SECTION 4. This act shall take effect upon passage and publication.

Approved July 14, 1915.