

force as rules of the personnel board until modified or repealed by said board. All employes of the state civil service commission shall continue as employes of the bureau of personnel in their present positions and at their present salaries, subject to the right of the director of personnel to make changes in personnel, positions and salaries, as provided by law.

SECTION 5. This act shall take effect upon passage and publication.

Approved September 4, 1929.

No. 815, A.]

[Published September 7, 1929.

CHAPTER 466.

AN ACT to repeal and recreate section 20.40 and to amend sections 20.41, 36.065, and 36.16, and subsection (1) of section 142.08 of the statutes, relating to the university of Wisconsin and making an appropriation.

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

SECTION 1. Section 20.40 of the statutes is repealed.

SECTION 2. A new section is added to the statutes to be numbered and to read: 20.40 There is appropriated from the general fund to the university fund income: (1) Annually from time to time as needed a sum sufficient to meet the appropriations from the university fund income made by section 20.41 that are not otherwise provided for.

(2) From time to time, such sums as may be necessary to meet the certifications of the secretary of state, as provided in subsection (1) of section 142.08 to be added to the appropriation made by paragraph (a) of subsection (10) of section 20.41.

SECTION 3. Sections 20.41, 36.065, and 36.16, and subsection (1) of section 142.08 of the statutes are amended to read: 20.41 APPROPRIATIONS FROM THE UNIVERSITY FUND INCOME. There is appropriated from the university fund income to the board of regents of the university:

(1) UNIVERSITY. For the several colleges, departments and schools of the university, at Madison:

(a) *General operation. On July 1, 1929, two million eight hundred ninety-two thousand six hundred sixty-three dollars,*

and, annually, beginning July 1, * * * 1930, two million nine hundred ninety thousand six hundred sixty-three * * * dollars for operation. All moneys received by each and every person for or in behalf of the board of regents of the university, or in behalf of any department, school, college or activity thereof, or in behalf of the university fund income, except the annual state tax levied pursuant to paragraph (b) of subsection (2) of section 20.39 shall, except as otherwise provided by law, be paid within one week after receipt into the university fund income, and unless otherwise provided by law, are appropriated therefrom and added to this appropriation. All unencumbered balances in this appropriation at the end of any fiscal year shall revert to the general fund as provided in subsection (8) of section 20.77. Of the amount appropriated by this paragraph, three thousand dollars is allotted in each of the years beginning July 1, 1929, and July 1, 1930, for experimental work, necessary equipment and general expenses incurred in investigating methods of control and extermination of insects affecting apples. The regents of the university shall receive no compensation for services, but shall be paid their actual and necessary expenses incurred in going to, attending or returning from meetings of the board, or in the performance of any duty in pursuance of any direction of the board, and the board shall fix the salary or compensation of the president, professors, instructors, officers, employes and all other appointees and subordinates of the board.

(ab) *General operation, additional.* Annually, beginning July 1, 1921, a sum sufficient to cover the cost of insurance and the cost of coal and other solid fuel purchased pursuant to section 34.02 of the statutes and freight charges thereon.

Note: In estimating the total amount that should be made available to the university for the coming biennium, the joint finance committee, in drafting this bill and recommending it for passage, has assumed that the board of regents of the university, pursuant to the recommendation of the committee, will place the incidental fee for all students at not less than twelve dollars per semester.

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(c) *Repairs and maintenance.* On July 1, * * * 1929, one hundred seventy-five thousand dollars, and on July 1, * * * 1930, one hundred seventy-five thousand dollars for property repairs and maintenance.

(d) *Permanent property and improvements.* On July 1, * * * 1929, two hundred *twenty-five* thousand dollars, and on July 1, * * * 1930, two hundred *twenty-five* thousand dollars for the purchase of educational and laboratory apparatus, furniture and furnishings, machinery and equipment, tools, live stock, for improvements to buildings and grounds, and for other similar permanent property and improvements.

(e) *Laboratory, gymnasium, and military supplies.* All moneys received by each and every person as deposits or payments for breakage, consumption, *use* and wear of *canoe lockers*, laboratory and gymnasium equipment, apparatus, *laundry* and supplies, and for military suits, shall be paid within one week after receipt into the university fund income, and are appropriated therefrom as a revolving appropriation for the purchase, care, use and repairs of such *lockers*, equipment, apparatus, *laundry*, * * * supplies, and suits, or other purposes for which such deposits or payments are made.

(f) *Construction and equipment.* So much of the amounts severally specified as may be necessary for the construction and equipment of buildings and permanent improvements, as follows: On July 1, 1921, * * * thirty-one thousand dollars for agricultural buildings, equipment, a feed storage building, and spur track; * * * and on July 1, 1922, * * * forty thousand dollars for an electric substation, equipment and distributing system * * *.

(g) *Purchase of land.* On * * * July 1, 1928, ten thousand dollars for purchase of land.

(h) *Proceeds of equipment sold.* All moneys collected or received by each and every person for, or on account of, the board of regents, for the sale of educational and laboratory apparatus, furniture and furnishings, machinery and equipment, * * * tools, and *live stock*, shall be paid within one week after receipt into the university fund income, and are appropriated therefrom as a revolving appropriation to be used for the purchase of other similar * * * *capital*.

(i) *Lectures and entertainments.* All moneys collected or received by each and every person for, or on account of, the school of music, in payment for lectures, recitals, concerts, and entertainments given by special arrangement by persons not on the regular staff of the university in any of its departments, col-

leges or activities, shall be paid within one week after receipt into the university fund income, and are appropriated therefrom as a revolving appropriation for payment of necessary expenses incurred in furnishing such lectures, recitals, concerts, and entertainments; but no part thereof shall be used for the payment, in whole or in part, of the salary or compensation of any person regularly employed in any department, college, or activity of the university.

(l) *Store division.* On July 1, 1917, five thousand dollars, and in addition thereto, all stock on hand in the store division of the university, to be used as a revolving appropriation for the operation of the university store division, and to permit co-operation between the store division and any board, commission, or department of the state, or federal government, co-operating with the university, and to be available for the purchase of additional stores, including merchandise, labor and materials.

(m) *Repairing, remodeling and equipping of buildings.*
* * * On July 1, 1920, * * * for remodeling and equipping music hall auditorium, ten thousand dollars * * *.

(n) *Construction and equipment; purposes specified.* For construction and equipment of buildings and permanent improvements, the following amounts, provided that any of the amounts specified, not needed for the original purpose may, with the consent of the governor, be added to any one or more of the other appropriations in this paragraph, and shall thereby become a part of such appropriation or appropriations:

On July 1, 1925, * * * fifteen thousand dollars for greenhouses and equipment; * * * eighty-two thousand one hundred fifty dollars for loop tunnel conduits, service connections, and equipment * * *.

On July 1, 1926, two hundred eighty-six thousand two hundred dollars for an addition to Bascom Hall and equipment; forty-eight thousand dollars for one additional boiler and equipment, breeching, and connections at the central heating station; and two hundred forty thousand dollars for an addition to the chemistry building and equipment.

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(q) *Improvements; marshaling appropriations.* For the construction and equipment of buildings and permanent improvements, the following amounts, provided that any of the amount

specified, not needed for the original purpose may, with the consent of the governor, be added to any one or more of the other appropriations in this paragraph, and shall thereby become a part of such appropriation or appropriations:

On July 1, 1927, two hundred fifty thousand dollars for the construction and equipment of a mechanical engineering building; sixty thousand dollars for rebuilding the tank house; eleven thousand dollars for a feed storage building; fourteen thousand five hundred dollars for an addition to the agricultural library building; five thousand dollars for radio towers; twenty-five thousand dollars for equipment for the dairy building; seventeen thousand dollars for remodeling the ventilating system in the chemistry building; * * * twelve thousand dollars for electrical distributing system; twenty-two thousand two hundred dollars for tunnels and equipment; eighty-eight thousand five hundred dollars for two additional boilers, equipment, breeching and connections at the central heating station; and fifty thousand dollars for remodeling and repairing released space.

On July 1, 1928, three hundred twenty-seven thousand dollars for the construction and equipment of a mechanical engineering building; and thirty thousand dollars for constructing foundations and moving and installing the engineering equipment.

(r) New buildings and other permanent property. On July 1, 1929, three hundred thousand dollars, and on July 1, 1930, three hundred thousand dollars for construction and equipment of new buildings and other permanent property and improvements. No part of this appropriation shall be effective or available for any project until approval in writing, signed by the governor and at least one other member of the emergency board, has been filed in the office of the secretary of state.

(2) UNIVERSITY EXTENSION. For educational extension and correspondence teaching, authorized by section 36.17:

(a) *Operation.* Annually, beginning July 1, * * * 1929, two hundred eighty-six thousand six hundred dollars for operation, and in addition thereto all moneys received by each and every person for or in behalf of the board of regents of the university, as university extension fees, including fees for correspondence study instruction, class instruction, lecture instruction, medical extension, visual instruction materials, musical and dramatic materials, extension texts and bulletins,

traveling instructors, and extension teachers serving local continuation schools and other organizations, and for duplicating service rendered by the extension division of the university, shall, unless otherwise provided by law, be paid within one week of receipt into the university fund income, and are appropriated therefrom and added to this appropriation.

(b) *Equipment and supplies.* On July 1, * * * 1929, * * * eleven thousand * * * dollars, and on July 1, * * * 1930, * * * eight thousand * * * five hundred * * * dollars for the purchase of books, educational apparatus, furniture and furnishings, and other necessary equipment, and for improvement to buildings and grounds at Milwaukee.

(c) *Special lectures, concerts and entertainments.* All moneys collected or received by each and every person for or on account of the university extension division in payment for lectures, concerts, and entertainments given by special arrangement, by persons not on the regular staff of the university in any of its departments, colleges, or activities, shall be paid within one week after receipt into the university fund income, and are appropriated therefrom as a revolving appropriation for the payment of necessary expense incurred in furnishing such lectures, concerts, and entertainments; but no part thereof shall be used for the payment, in whole or in part, of the salary or compensation of any person regularly employed in any department, college, or activity of the university.

(d) *Medical extension.* On July 1, * * * 1929, five thousand five hundred dollars, and on July 1, * * * 1930, five thousand five hundred dollars for medical extension.

(e) *University building in Milwaukee.* On July 1, 1923, one hundred fifty thousand dollars for the erection of a university extension building and the securing of a necessary site therefor in the city of Milwaukee, and on July 1, 1927, one hundred seventy-five thousand dollars for the completion of the building and the purchase and installation of equipment.

(f) *Repairs and maintenance in Milwaukee.* On July 1, 1929, two thousand six hundred dollars, and on July 1, 1930, two thousand nine hundred dollars for repairs and maintenance of buildings and grounds at Milwaukee.

(3) **AGRICULTURAL EXTENSION.** For agricultural extension work:

(a) *Farmers' institutes.* Annually, beginning July 1, 1927, thirty thousand dollars for farmers' institutes, authorized by subsection (2) of section 36.215. Of this sum ten thousand dollars shall be annually used only for the purpose of more adequately providing for institutes on co-operative marketing of farm products and the business problems of co-operatives.

(b) *Traveling schools of agriculture.* Annually, beginning July 1, 1927, sixty thousand dollars for the dissemination of agricultural knowledge and traveling schools of agriculture, as provided in section 36.215.

(d) *Agricultural experiment stations.* For the branch agricultural experiment stations, established by the board of regents of the university, at Ashland Junction, Marshfield and Spooner to promote the agricultural development of the regions embraced in the respective soil types represented by these stations, the following * * *:

Annually, beginning July 1, * * * 1929, * * * thirty thousand * * * dollars for operation, *property repairs and maintenance, live stock, equipment, construction of necessary buildings and permanent improvements, except the purchase of land.*

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(e) *County agricultural representatives.* On July 1, * * * 1929, sixty-three thousand one hundred dollars, and on July 1, * * * 1930, sixty-three thousand one hundred dollars to be used by the board of regents for developing, organizing and supervising county agricultural representative work in the state, and to be applied toward the payment of the salaries and traveling expenses of county agricultural representatives, as authorized under section 59.87.

(h) *Soils laboratory.* Annually, * * * beginning July 1, 1921, five thousand dollars for the state soils laboratory, to carry into effect the provisions of section 36.20; and all moneys received by said laboratory under the provisions of said section shall be paid within one week after receipt into the university

fund income, and are appropriated therefrom and added to this appropriation.

(i) *Hog cholera serums.* Annually, beginning July 1, 1927, two thousand five hundred dollars for the preparation, purchase, sale and distribution of hog cholera serums, as provided in section 36.21 and for the investigation of swine diseases; and all moneys received under section 36.21 shall be paid within one week after receipt into the university fund income, and are appropriated therefrom and added to the appropriations for carrying out the provisions of said section.

(k) *Receipts from sales and agricultural development.* All moneys received in the agricultural extension service by each and every person for * * * or on account of the sale of dairy, live stock and farm products, and on account of dairy tests, rent of silo forms, deposits on account of drainage projects, certification of potato seed, and for similar lines of agricultural extension work, shall be paid within one week after receipt into the university fund income, and are appropriated therefrom for the payment of expenses incurred in the above mentioned lines of work; but any surplus accumulated to the credit of this appropriation which is not required for the payment of such expenses shall revert to the university fund income.

(l) *Land clearing demonstrations.* All moneys received by each and every person for or on behalf of the board of regents of the university, under the provisions of subsection (6) of section 36.20, shall be paid within one week after receipt into the university fund income, and are appropriated therefrom to be used by the board of regents of the university for land clearing investigational and demonstration work, as provided in subsection (6) of section 36.20.

(m) *Hancock experiment station; maintenance.* For the branch agricultural experiment and demonstration station established by the board of regents of the university near Hancock in Waushara county, and for the establishing and conducting of experimental and demonstration work on peat soils in central Wisconsin, seven thousand five hundred dollars annually beginning July 1, 1927, for the maintenance and operation of said station, and annually for two years beginning on July 1, 1927, four thousand dollars for purchase of land and construction of new buildings at the Hancock station.

(o) *Door county experiment station.* Annually, beginning July 1, 1925, ten thousand dollars to carry out the provisions of subsections (3) and (4) of section 36.215.

(p) *Tobacco industry.* On July 1, * * * 1929, six thousand nine hundred fifty dollars, and on July 1, * * * 1930, six thousand nine hundred fifty dollars for experimental work, necessary equipment, and general expenses incurred in investigating the cultural methods employed in the tobacco industry and diseases affecting the tobacco plant, and for the general improvement and advancement of the tobacco industry of the state.

(r) *Protection of truck crops.* On July 1, * * * 1929, five thousand dollars, and on July 1, * * * 1930, five thousand dollars for experimental work, necessary equipment, and general expenses incurred in investigating methods of control and extermination of insects and plant diseases affecting onions, cabbage, sugar beets and other truck crops.

(4) SPECIAL DEPARTMENTS. For special departments connected with the university:

(a) *Pharmaceutical experiment station.* Annually, beginning July 1, 1917, five thousand dollars for the establishment, equipment, and maintenance of a Pharmaceutical experiment station in the department of pharmacy, as provided in section 36.22.

(b) *Receipts reappropriated.* All moneys received by each and every person for or on behalf of the pharmaceutical experiment station, from the sale of seeds, plants, drugs, extracts, or other products secured in the operation of the station and its gardens shall be paid within one week after receipt into the university fund income, and are appropriated therefrom as a revolving fund to be used for the payment of expenses incurred in the above mentioned lines of work.

(c) *Toxicologist work.* Annually, beginning July 1, 1923, * * * four thousand five hundred dollars for the work of the state toxicologist provided in section 36.226 of the statutes.

(5) STUDENT FACILITIES. For student facilities:

(a) *Dormitories.* All moneys received by each and every person, for or on account of dormitories and dining halls at the university, including the sale of supplies used by students, shall be paid within one week after receipt into the university fund in-

come, and are appropriated therefrom for operation, maintenance and capital expenditures of such dormitories and dining halls.

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(c) *Athletic council.* All moneys received by each and every person for or on account of the athletic council or any similar organization of the university shall be paid within one week after receipt into the university fund income, and are appropriated therefrom for the purposes of such athletic council, or other similar organization of the university, respectively, for carrying out its powers, duties and functions.

(d) *Memorial union.* All moneys received by each and every person for or on account of the memorial union shall be paid within one week after receipt into the university fund income, and are appropriated therefrom as a revolving appropriation for operation, maintenance, and capital expenditures of the memorial union.

(e) *Dramatic and theatrical activities.* All moneys collected or received on and after September 1, 1929, by each and every person for or on account of dramatic or theatrical activities and entertainments of the department of speech shall be paid within one week after receipt into the university fund income and are appropriated therefrom for the operation, maintenance and capital expenditures of such activities and entertainments.

(6) **SUMMER SCHOOL.** For all fiscal purposes, the entire summer session of the university shall be considered as occurring in the fiscal year in which the major part thereof occurs, and all expenditures therefor shall be charged to appropriation for such fiscal year; provided that bills for printing incurred prior to the beginning of such fiscal year may be paid out of the current funds, and replaced at the beginning of such fiscal year.

(7) **MEMORIAL PARK.** Annually, beginning July 1, * * * 1929, * * * six hundred dollars for the upkeep of Memorial park, to be expended under the direction of the Wisconsin Memorial Park Commission.

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(9) **SCIENTIFIC INVESTIGATION.** On July 1, * * * 1929, fifty thousand dollars, and on July 1, * * * 1930, fifty thousand dollars to encourage scientific investigation and productive scholarship as provided by section 36.062.

(10) MISCELLANEOUS. (a) *General hospital, revolving fund.* All moneys collected or received by each and every person for or on account of the state of Wisconsin general hospital, university clinic for clinic, dispensary, infirmary or hospital fees, shall be paid within one week after receipt into the university fund income, and are appropriated therefrom as a revolving appropriation, to be used for the payment of operating expenses in connection with the state of Wisconsin general hospital.

(b) *General hospital, operation.* On July 1, * * * 1929, fifteen thousand dollars, and on July 1, 1930, fifteen thousand dollars for the operation of the Wisconsin general hospital.

(c) *General hospital, capital.* On July 1, * * * 1929, twelve thousand five hundred dollars, and on July 1, * * * 1930, twelve thousand five hundred dollars for permanent property and improvements for the Wisconsin general hospital.

(f) *Site for hospital, nurses' home.* On June 1, 1920, a sum sufficient for the purchase of a suitable site for the hospital building and nurses' home; provided, that this appropriation shall be available only upon the approval of the governor.

* * *

(11) REVOLVING FUND, DORMITORIES, ETC. (a) *Revolving fund surplus.* Any moneys in any university revolving fund which the regents shall determine to be surplus not required for the succeeding fiscal year is hereby appropriated to the regents for the construction or acquisition of dormitories, commons, field house or other buildings, or for other permanent improvements, or for the purchase of land, or for the equipment of such buildings, or for investment in bonds or securities, as provided in subsections (6) and (7) of section 36.06, as the regents may determine, anything in paragraph (k) of subsection (3) to the contrary notwithstanding; provided, that the approval of the governor shall be necessary for the purchase of land under this section.

(12) PSYCHIATRIC INSTITUTE. Annually, beginning July 1, 1927, thirty-nine thousand dollars for the operation, maintenance and permanent property and improvements for the psychiatric institute.

(13) SERVICE MEMORIAL INSTITUTES. All moneys transferred from the soldiers' rehabilitation fund to the university fund income pursuant to subsection (4) of section 45.276 are ap-

propriated to the board of regents for the construction and equipment of service memorial institutes for medicine and hygiene and for necessary subsidiary construction, equipment and incidental expenses appertaining thereto, provided that this appropriation shall be available only upon the approval of the governor as provided in paragraph (b) of subsection (7) of section 20.39.

(14) HYGIENIC LABORATORY. On July 1, * * * 1929, thirty-eight * * * thousand six * * * hundred seventy * * * dollars, and on July 1, * * * 1930, thirty * * * nine thousand * * * three hundred * * * thirty dollars for operation, maintenance, and permanent property for the hygienic laboratory.

36.065 * * * LAND PURCHASES BY UNIVERSITY. * * *
*Any purchase of land made possible by paragraph (ar) of subsection (1) of section 20.41 may be made by the board of regents within the area bounded by a line following Lake Street from Lake Mendota south to State Street, thence west to Murray Street, thence south to University Avenue, thence west to Charter Street, thence south to Johnson Street, thence west to * * * Randall Avenue, thence north to University Avenue, thence west to Forest Street, thence north to Lake Mendota; provided that no expenditures shall be made unless the same shall have been approved by the governor, * * * and provided further that no part of this appropriation shall be used as a down payment or part payment on the purchase price of any land, but only for acquiring the full title thereto in fee, without lien or incumbrance of any nature.*

36.16 NONRESIDENT TUITION AT UNIVERSITY. Any student who shall have been a resident of the state for one year next preceding his first admission to the university, or any *minor* student whose parents have been bona fide residents of this state for one year next preceding the beginning of any semester for which such student enters the university, shall *while he continues a resident of the state*, be entitled to exemption from fees for *non-resident* tuition, but not from *tuition*, incidental or *other* fees in the university. Any student who shall not have been a resident of the state for one year next preceding his first admission to the university, except as above provided, shall not be exempt from the payment of the *nonresident* tuition fees until he shall have attended the university for four academic years; but if he

shall have attended the university and thereafter shall continuously have been a resident of this state for a period of combined attendance at the university and subsequent residence in the state of not less than four years, he shall, *while he continues a resident of the state*, be entitled to exemption from payment of the *non-resident* tuition fees upon reentering the university. The regents shall charge a *nonresident tuition fee* at the rate of *not less than* * * * *two hundred* dollars per school year for any student who shall not have been exempted by any of the provisions of this section, and may prescribe *special* rates of tuition for *professional and graduate courses and for teaching extra studies*, and for students in the university extension, and summer session divisions. However, the regents of the university may remit *nonresident tuition* either in whole or in part * * * but not * * * *other* fees, to a number of needy and worthy non-resident students, not exceeding eight per cent of the number of nonresident students registered in the preceding year, upon the basis of merit, to be shown by suitable tests, examinations or scholastic records and continued high standards of scholastic attainments.

(142.08) (1) The board of regents of the university shall file a verified monthly report with the secretary of state, containing an itemized statement of the account against each such patient, naming the county. The secretary of state shall audit the same and issue a warrant against the state treasurer for the proper amount. The state treasurer shall thereupon transfer such amount from the general fund to the appropriation provided in *paragraph (a) of subsection (10) of section* * * * *20.41*.

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

Approved September 4, 1929.