

after be paid by said treasurer to such persons upon the certificate of such clerk specifying the name of the person entitled thereto, the amount due him and the title of the case in which he was a witness * * *. *Said clerk shall likewise and at the same times account for any pay over to the treasurer of the county of Milwaukee all witness, justice and constable fees collected in cases involving violations of state law or county of Milwaukee ordinances which may have come to his hands as such clerk up to the day of payment which have not been paid to the persons entitled thereto, which witness, justice and constable fees may thereafter be paid by said treasurer to such persons upon the certificate of such clerk specifying the name of the person entitled thereto, the amount due him and the title of the case in which he was a witness, justice or constable. Said clerk shall not be required to make out any such certificate in either of the foregoing cases after six years from the date on which the court decided the case in which such witness fees accrued.* The foregoing provisions shall not apply, however, to witness fees of members of the police department of the city of Milwaukee who may testify for the prosecution. It shall be the duty of the clerk to tax witness fees for such members, but when collected such witness fees shall be paid by the clerk to the treasurer * * * of the city of Milwaukee, on the first Mondays of January, April, July and October of each year.

SECTION 3. This act shall take effect upon passage and publication.

Approved June 17, 1941.

No. 357, A.]

[Published June 19, 1941.

CHAPTER 227.

AN ACT to amend 61.65 (1) and (4) of the statutes, relating to police and fire department and pension funds.

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

SECTION 1. Subsections (1) and (4) of section 61.65 of the statutes are amended to read:

(61.65) (1) Every village having a population of * * * 5,000 or more, according to the last federal census, shall have a

police department, and every village having a population of 5,500 or more shall have a fire department, with chiefs and subordinates; a board of police and fire commissioners; a police pension fund and a firemen's pension fund. All matters pertaining to the board and to appointments, promotions, suspensions, removals, dismissals, re-employment, compensation, rest days, sources of pension funds, control, management and administration of pension funds, eligibility for and payment of pensions, exemptions, organization and supervision of departments, contracts and audits, shall be administered, regulated and otherwise governed by the provisions of section 62.13 and amendments thereto, in so far as the same pertains to cities of the second or third class.

(4) Persons who are members of the police departments in villages of * * * 5000 or more, and members of fire departments in villages of 5,500 or more, according to the last federal census, * * * shall automatically and without examination, become members of the police and fire departments of such villages under this section and shall be entitled to pension benefits, in accordance with the provisions of this section, for all prior service rendered.

SECTION 2. This act shall take effect upon passage and publication.

Approved June 17, 1941.

No. 361, A.]

[Published June 19, 1941.

CHAPTER 228.

AN ACT to amend 357.26 of the statutes, relating to counsel for the defense of indigent defendants.

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

SECTION 1. Section 357.26 of the statutes is amended to read:

357.26 (1) The courts of record may appoint counsel to defend any person charged with any offense before such courts, if the accused is destitute of means to employ counsel, and such appointment shall be in time to enable counsel to attend at the taking of any deposition for which leave is granted. The county