

No. 406, A.]

[Published June 11, 1951.

**CHAPTER 310.**

AN ACT to create 174.13 (5) of the statutes, relating to financial aid to humane societies and providing a penalty.

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

174.13 (5) of the statutes is created to read:

174.13 (5) Any humane society which fails or refuses to comply with the provisions of subsection (2) shall become immediately ineligible for any further public assistance or public funds under section 58.07 (5) or otherwise, from any county, city or village. Upon receipt of a sworn statement by any officer of any educational institution authorized by such institution to make such statement on its behalf, of noncompliance by any humane society with the provisions of subsection (2), it shall be unlawful for the treasurer of any municipality to pay any public funds to any such society until the complainant withdraws its statement of noncompliance or supplements it by a statement showing compliance. Any humane society, claiming that it has complied with the provisions of subsection (2) and deeming itself aggrieved by such denial of public funds, may have the matter judicially reviewed by commencing an action for that purpose in the county where it is located against the complaining educational institution and municipality or municipalities involved. Such proceedings for judicial review shall conform to chapter 227 so far as the same may be applicable. The failure of any humane society or other organization mentioned in subsection (2) to comply with the provisions thereof shall also constitute grounds for the revocation of its corporate charter in an action brought for that purpose by the attorney-general. If it appears on the complaint of any person that anyone, including a humane society, or any officer, employe or other agent of such society, is violating or failing to carry out any provision of this section, the attorney-general, or the district attorney of the proper county, may investigate, and may, in addition to any other remedies, bring action in the name and on behalf of the state of Wisconsin, against any such person or persons, or society, to enjoin the violation of this section and to require compliance herewith. Any contract between a municipality and a humane society, or between a municipality and an officer, employe or agent of a humane society, which provides for the delegation or performance of any function under this section, or under section 174.10, shall be expressly conditioned upon compliance with both said sections.

Approved June 5, 1951.

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