

No. 949, A.]

[Published July 3, 1911.]

CHAPTER 509.

AN ACT to create section 435e of the statutes, relating to the authority of the board of school directors in cities of the first, second and third class, to the use of school buildings and grounds in such cities, and to the levying of a separate tax for the support of special activities.

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

SECTION 1. There is added to the statutes a new section to read: Section 435e. 1. Boards of school directors in cities of the first, second or third class are hereby authorized to establish and maintain for children and adult persons, in the school buildings and on the school grounds, under the custody and management of such boards, evening schools, vacation schools, reading rooms, library stations, debating clubs, gymnasiums, public playgrounds, public baths and similar activities, and accommodations to be determined by such boards, without charge to the residents of such cities; also to co-operate with commissioners or boards having the custody and management in such cities of public parks, libraries, museums and public buildings and grounds of whatever sort, and by making arrangements satisfactory to such boards of school directors, and such commissioners or boards controlling other public buildings and grounds, to provide the supervision, instruction and oversight necessary to carry on public educational and recreational activities, as described in this section, in buildings and upon grounds in the custody and under the management of such commissioners or boards having charge of public parks, libraries, museums or public buildings and grounds of whatever sort in such cities of the first, second or third class.

2. If any board of school directors shall neglect or refuse to proceed as authorized in this act, the question of their action as herein authorized shall, upon petition to that effect, signed by not less than ten per cent of the number of voters voting at the last school or other election in such city, be submitted to the electors of the school district at the next election of any sort held therein, and if a majority of the votes cast upon such proposition shall be in favor thereof, then the board of school directors shall proceed to undertake and organize this work as authorized in this act.

(Am. 1911, ch. 664, s. 108.)

3. Boards of school directors in cities of the first, second or third class shall report to the common council of such cities at or

before the first meeting of such common council in September of each year, the amount of money required for the next fiscal year for the support of the afore-mentioned activities of a similar nature which may have been previously determined upon by such boards of school directors, and it shall be the duty of such common council to levy and collect a tax upon all the property, subject to taxation in said city, at the same time and in the same manner as other taxes are levied and collected by law, which shall be equal to the amount of money so required for such purposes by the said board of school directors as provided in this act; provided, that the tax so levied upon each dollar of the assessed valuation of all property, real and personal, in said city, subject to taxation, shall not in any one year exceed two-tenths mill for the purpose of the activities hereinbefore mentioned in this act, and other similar activities which may have been determined upon by such board of school directors of each city. The said tax shall not be used or appropriated, directly or indirectly, for any other purpose than that provided in this act.

(Am. 1911, ch. 664, s. 103.)

4. All moneys received by or raised in such city for the aforementioned purpose shall be paid over to the city treasurer, to be disbursed by him on orders of such board of school directors in such city, countersigned by the comptroller in the same manner that other funds at the disposal of such board of school directors in such city are disbursed by them. But the tax provided for in this act shall not be levied or collected, nor shall the board of school directors, as provided in this act, have authority to require the levy and collection of such tax, until after the question of the levy and collection of such tax shall have been submitted to the qualified school electors, of such city at some regular or special election, and shall have been favorably voted upon by a majority of those voting upon such question at such election. The question as to the levy and collection of such special tax shall be submitted to the voters in the usual manner upon request of the board of school directors in such city, or the question of the levy of such tax shall be submitted upon a petition to that effect, signed by not less than ten per cent of the number of voters voting at the last school election, held previously in such city.

(Am. 1911, ch. 664, s. 103.)

5. After the question of the levy and collection of such special tax has been submitted to and approved by the voters as provided in this section, the authority shall remain, and such tax shall be levied and collected annually until such time as the voters of the school district of such city shall, by majority vote,

order the discontinuance of the levy and collection of such tax. The question of the discontinuance of the levy and collection of such tax shall be submitted to the voters in the same manner and under the same conditions as the proposition to authorize the levy and collection of the said tax.

6. The board of school directors in any city covered by this act, is also empowered to receive and expend for the purposes of this act any sums of money appropriated and turned over to them by the common council of such city for such purposes; and the common council of such city shall have authority to appropriate and turn over to the board of school directors of the school district of such city any reasonable sums of money which the said common council may desire to appropriate out of the general fund of such city and turn over to the said board of school directors for the purposes herein set forth.

(Am. 1911, ch. 664, s. 103.)

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

Approved June 30, 1911.

No. 1061, A.]

[Published July 3, 1911.

CHAPTER 510.

AN ACT to amend section 671m of the statutes, relating to the legalization of defective town boundaries.

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

SECTION 1. Section 671m of the statutes is amended to read: Section 671m. Whenever any county board in this state, on petition of a majority of the freeholders and applicants for homesteads under the laws of the United States, occupying the same, residing in a part of a town, shall heretofore have attempted to detach such part of a town therefrom and create out of said part a new town, or to attach such part of a town to another town by the passage of an ordinance or resolution, *and such new town shall have held its first annual meeting pursuant to such ordinance or resolution*, such ordinance or resolution shall be taken and held to have been lawfully enacted and passed, and no defect, omission, irregularity or informality in the proceedings by which such ordinance or resolution was enacted or passed, whether formal or jurisdictional, shall affect or invalidate such ordinance or resolution, and the boundaries of such towns so created or altered are hereby declared to have been legally established.