

No 94, S.]

[Published July 13, 1911.

CHAPTER 653.

AN ACT to amend subsection 6 of section 1809 of the statutes, relating to injuries at railroad crossings.

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

SECTION 1. Subsection 6 of section 1809 of the statutes is amended to read: (Section 1809.) 6. In any action brought by any person or his legal representative against a railroad company or corporation operating a railroad in this state, to recover for personal injuries or death, if it appears that the injury or death in question was caused by the * * * omission of a railroad company or any such corporation to comply with *any* of the requirements of section 1809, the fact that the person injured or killed was guilty of * * * *any* want of ordinary care contributing to the injury or death, shall not bar a recovery of the damages caused by any such omission of a railroad company or any such corporation, and no want of care upon the part of the person injured or killed under such circumstances, less than gross negligence, shall bar such recovery.

The burden of proof that the person so injured or killed was guilty of * * * gross negligence, contributing to the injury or death shall be upon the railroad company or corporation operating such railroad.

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

Approved July 12, 1911.

No. 608, S.]

[Published July 13, 1911.

CHAPTER 654.

AN ACT to create section 127—1 of the statutes, relating to two special funds to be known as the senate contingent fund and the assembly contingent fund, respectively, and making an appropriation therefor.

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 127—1. 1. Two special funds to be known as the senate contingent fund and the assembly contingent fund, respectively, are hereby created.

2. At the opening of each session of the legislature, general or special, the state treasurer shall transfer from the general fund to each of said special funds the sum of five hundred dol-

lars. and at the end of such session transfer back to the general fund any unexpended balance thereof.

3. No part of either of such funds shall be expended for any other purpose than to enable the house authorizing such expense to discharge its lawful legislative functions.

4. Each house of the legislature shall designate a committee of its members to act as a committee on its contingent expenditures and, by a standing rule, prescribe the duties of such committee. Any expenditure proposed to be made out of such fund shall be inquired into by such committee, and in its report to the house thereon the person who is to receive the money shall be named and the purpose for which the expenditure is to be made shall be stated.

5. No expenditure shall be made until such house by a ye and nay vote, entered in the journal, shall have authorized the same.

6. Upon the certificates of the chairmen of such committees describing the expenditures, and naming the person to whom the money is to be paid, having attached thereto a copy of so much of the journal of the house authorizing such expenditure as may be necessary properly to show its action thereon, the secretary of state shall draw warrants upon the state treasurer against such special funds and the same shall be paid by the treasurer as other warrants are paid, and charged to such funds respectively.

7. Said fund shall be immediately available for the use of the two houses of the present legislature for the remainder of the session.

8. Nothing in this act shall in any manner limit or change the appropriations made for the expenses of the legislature.

(Am. 1911, c. 164, s. 161.)

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

Approved July 12, 1911.