

No. 129, S.]

[Published May 11, 1917.]

CHAPTER 177

AN ACT to revise TITLE V of Wisconsin statutes, to renumber chapter 19 of Wisconsin statutes of 1915 and to renumber and amend or revise the sections of said chapter.

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

SECTION 1. TITLE V of Wisconsin Statutes is revised to read:

TITLE V.

PUBLIC BUILDINGS AND GROUNDS AND MOVABLE PUBLIC PROPERTY.

SECTION 2. Chapter 19 of Wisconsin statutes of 1915 is renumbered to be chapter 33 of said statutes and the title thereof is revised to read:

CHAPTER 33.

SUPERINTENDENT OF PUBLIC PROPERTY.

SECTION 3. Section 289 and parts of sections 288, 290 and 296 of the statutes are consolidated and renumbered to be section 33.01 and are revised to read:

33.01 DEFINITIONS AND INTERPRETATION. Some of the terms and provisions of this chapter are defined as follows:

(1) The term "office" includes both houses of the legislature and any department, board, commission or body connected with the state government.

(2) The term "officer" includes each requisitioning officer of the legislature and the person or persons at the head of any such department, board, commission or body, by whatever title any such person or persons may be elsewhere designated.

(3) The words "permanent property" include furniture and furnishings, typewriters, calculating, numbering and adding machines, apparatus, library and other books, and any and all property which in the opinion of the superintendent will have a life of more than one year.

(4) The provisions of this chapter do not authorize said superintendent to interfere with arrangements made by the legislature or by the capitol commission, for the use of any portion of the capitol as an office for any state office or officer; nor change, modify or affect in any manner the powers, duties and

functions of said commission; nor limit the power of either said commission or the printing board to purchase by contract or otherwise; nor limit the power of any state office or officer to hire employes or incur state liability for traveling or other incidental expense necessary for such office or officer to carry out the powers, duties and functions imposed by law upon such office or officer.

SECTION 4. Section 286 of the statutes is renumbered to be section 33.02 and is amended to read:

33.02 APPOINTMENT, TERM, OATH AND BOND. (1)
 * * * The governor shall appoint * * * an officer to be known as superintendent of public property; * * * whose term * * * shall commence * * * as soon after his appointment as he shall have qualified in the manner provided by this section and shall * * * terminate when his successor is appointed and qualified. * * * The governor may at any time remove such officer and by appointment * * * he shall fill * * * every vacancy in said office for the * * * remainder of the term.

(2) * * * Said officer shall, before entering upon the discharge of * * * his official duties * * * take and subscribe the oath required by the constitution and give a bond to the state in the sum of fifteen thousand dollars with not less than four sureties, who shall be resident freeholders of this state, conditioned for the faithful discharge during his entire term, by himself and by his clerks, assistants and employes of all the * * * functions of his office * * * and that he will deliver over to his successor in office, or to any other person authorized by law to receive the same, all moneys, records, papers and other articles and effects belonging to his office or to the state and in his charge or under his control. * * * Said bond shall be approved by the governor, and together with * * * said oath * * * shall be preserved in the executive office. * * *

SECTION 5. All of sections 288b, 290, 292, 292a and 295, and part of sections 287, 288, 293, 294 and 296 of the statutes are consolidated and renumbered to be section 33.03 and are revised to read:

33.03 POWERS AND DUTIES. Said superintendent is empowered and it is his duty:

(1) To have charge of the capitol, the executive residence, the light, heat and power plant for the capitol, and the public grounds surrounding such structure; also to have general supervision of the operation and maintenance of said properties and to keep all of them in a proper state of cleanliness and repair.

(2) To have charge of all movable properties belonging to the state, not placed by law in the charge of any other officer.

(3) To appoint such number of policemen as may be necessary to safeguard all public property placed by law in his charge, and, personally or by any such policeman, to arrest, with or without warrant, any person violating any law within or around any of said properties. Policemen and other subordinates shall, at their own cost, provide themselves with uniforms approved by the superintendent.

(4) To assign each state officer entitled by law to be supplied with office room to a suitable room or rooms in the capitol so long as rooms for that purpose are available; and to lease suitable rooms elsewhere in the city of Madison for such officers when rooms for them in the capitol are not available. In assigning officers to rooms in the capitol preference shall be given to those expressly entitled by law to such rooms over those not so expressly entitled to them.

(5) To purchase all necessary permanent property, furniture, light, heat, power, water, janitor and other service, telegraph and telephone service, postage and postal service, express, freight and drayage service, paper, except paper required by law to be furnished by the printing board, and all other necessary materials, supplies and expense required for state use in or about the repair, maintenance or operation of the light, heat and power plant, the executive residence, the capitol building, the public grounds surrounding such structures and in or about the necessary preparation for occupancy of all office rooms wherever located to which state officers have been lawfully assigned as occupants, or in or about the proper maintenance of such rooms and supplying them with suitable furniture and other necessary office supplies.

(6) To furnish the light, heat and power plant, the executive residence, the capitol, the public grounds surrounding such structures, and every office room to which a state officer has lawfully been assigned as occupant, with necessary permanent property, furniture, light, heat, power, water, janitor service, telegraph and telephone service, postage and postal service, express, freight and drayage service, paper, except paper required by law to be furnished by the printing board, and with all other necessary materials, supplies, and expense of a consumable nature for which he shall have received a requisition signed by such officer or by some other person designated by such officer for that purpose; and to furnish upon like requisitions to every officer or agent of the state all supplies, of whatever kind, which he is entitled by law to receive.

(7) To occupy rooms in the capitol suitable for his office and for such storage as he may need and to keep in store therein a suitable stock of such materials and supplies as are generally used and consumed by state officers; also to make and file with the governor at the close of each fiscal year an inventory of all property so kept by him in store.

(8) To dispose of and sell at public sale any chattel property of the state in his official custody which has become deteriorated, or unsuitable, or is no longer required for the use of the state; such sale to be conducted and the proceeds to be applied as follows:

(a) Notice of the time and place of such sale and of the property to be sold shall be given in such manner as he believes will be most likely to attract the attention of probable purchasers.

(b) At least ten days before such sale a written notice containing a brief description of the property, its location, and an estimate of its value, shall be given to each principal officer of the state including the board of control, the board of normal regents and the board of regents of the University of Wisconsin. If any such officer or institution can use any such property to advantage, he or it shall be allowed to purchase the same or any part thereof at any price deemed reasonable by the superintendent.

(c) The superintendent shall make and preserve an accurate account of each sale which shall be subscribed by the vendee; and the proceeds shall be paid to the state treasurer within one week after the receipt thereof, and be added to the general fund of the state treasury, except as otherwise provided by subsection (2) of section 20.10.

(9) To provide and equip a room or rooms in the capitol as a sterilizing chamber or chambers to be used for thoroughly cleansing and disinfecting cuspidors substantially according to the Manning system now established and used in the government printing office at Washington, District of Columbia, and for cleansing and disinfecting such other material and appliances used in the capitol as may require it.

(10) To purchase from time to time so many copies of the latest digest of the Wisconsin reports, and such volumes of said reports, as may be required to complete such sets of said reports as may be called for to supply new courts and new counties; and also such volumes of said reports as may be required by the state librarian to make the exchanges provided for by law with other states and territories.

(11) To let concessions for periods not exceeding two years for the operation of a restaurant in the capitol under such

terms and conditions as will in his judgment be most favorable to the state, and secure efficient and economical service.

(12) To keep full and correct accounts of all official receipts and expenditures and make all such charges and credits as are contemplated by section 20.10.

SECTION 6. Section 291 of the statutes is renumbered to be section 33.04.

SECTION 7. All those parts of sections 286 to 296, inclusive, of the statutes which have not been incorporated in sections 33.01 to 33.04, both inclusive, or in section 20.10 of the statutes are repealed.

SECTION 8. Chapter 238 of Wisconsin session laws of 1864 and chapter 35 of Wisconsin session laws of 1899 and chapter 418 of Wisconsin session laws of 1901 and chapter 21 of Wisconsin session laws of 1903 and chapter 245 of Wisconsin session laws of 1905 and chapter 438 of Wisconsin session laws of 1911 and chapter 760 of Wisconsin session laws of 1913 are added to section 4978 of the statutes at appropriate places according to their number and date as further acts repealed by said section.

SECTION 9. This act shall take effect upon passage and publication.

Approved May 8, 1917.

No. 133, S.]

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CHAPTER 178

AN ACT to renumber and revise chapter 43 of the statutes of 1915 and the sections contained therein, and to consolidate therewith certain other sections and parts of sections of the statutes, relating to the custody of official property and proceedings to compel the delivery thereof by public officers to their successors.

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

SECTION 1. Chapter 43 of the statutes of 1915 is renumbered and the title thereof revised to read:

CHAPTER 18.

CUSTODY OF OFFICIAL PROPERTY AND PROCEEDINGS TO COMPEL THE DELIVERY THEREOF

BY PUBLIC OFFICERS TO THEIR SUCCESSORS.

SECTION 2. Subsection (6) of section 157; subsection (8) of section 163; all after the first semi-colon of section 20.86; the last sentence of section 444; subsection (15) of section 709; sub-