

(4) On July 1, 1927, thirty-four thousand one hundred sixty-three dollars, and on July 1, 1928, thirty-four thousand one hundred sixty-three dollars for operation, maintenance, and permanent property for the hygienic laboratory.

20.713 There is appropriated from the general fund to the state civil service commission annually, beginning July 1, 1927, three thousand six hundred dollars to perform its functions in relation to the university.

SECTION 4. This act shall take effect upon passage and publication.

Approved August 9, 1927.

No. 28, A.]

[Published August 12, 1927.

CHAPTER 526.

AN ACT to amend paragraph (a) of subsection (1), and paragraph (a) of subsection (2) of section 40.42, and subsection (3) of section 40.53; and to create subsection (9) of section 40.53 and section 40.535 of the statutes, relating to the tuition to be charged in high schools and state graded schools.

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

SECTION 1. Paragraph (a) of subsection (1) and paragraph (a) of subsection (2) of section 40.42 and subsection (3) of section 40.53 are amended to read: (40.42) (1) (a) The school board of any school district maintaining a first-class state graded school as defined in section 40.41, which in addition to the regular course of study provided for state graded schools, offers a course of instruction in the ninth or tenth, or in the ninth and tenth grades which has been adopted by the board and approved by the state superintendent, shall admit nonresident pupils to the privileges of the ninth or tenth or the ninth and tenth grades in such first-class state graded school whenever the teaching and seating facilities will warrant, provided that the parents or guardians of such pupils live in a school district not maintaining a public high school or a state graded school of the first class offering instruction in the ninth or tenth or the ninth and tenth grades, and provided such pupils have completed the course of study offered in the home district, which must have been at least

equivalent to the course of study provided for the common schools of Wisconsin, and who hold a certificate or diploma to that effect signed by the county superintendent of schools of the county in which the parents or guardians reside. In such cases the school board of such school district shall be entitled and is hereby authorized and directed to collect from the town or village in which the parents or guardians of such pupils reside * * * tuition *as provided in section 40.535* for the number of weeks that each such pupil was enrolled in the said first-class state graded school for the purpose of taking the ninth or tenth or the ninth and tenth grade work as offered in such schools.

(2) (a) The school board or board of education in any incorporated city maintaining a graded system of schools of at least twelve grades, but no free high school, the four upper grades of which contain substantially the same amount and character of work as adopted and offered in free high schools established according to the provisions of section 40.43, shall admit to the privileges of the four upper grades or high school department of such graded system of schools, whenever the facilities in the four upper grades or high school department will permit, nonresident pupils, whose parents or guardians live in a school district not maintaining a free high school or one equivalent thereto, and who have completed the course of study offered in the home school district which must have been at least equivalent to the course of study provided for the common schools of Wisconsin, and who hold certificates or diplomas to that effect signed by the county superintendent of schools of the county in which the parents or guardians reside. In such cases the school board or board of education of such city school district shall be entitled, and is hereby authorized and directed, to collect from the town or village in which the parents or guardians of such persons reside * * * tuition *as provided in section 40.535*, which shall entitle such persons to all the privileges accorded to the resident pupils of such school district and which shall be in full for all charges for the schooling of such persons. In case any such city school district shall not comply with the provisions of this section it shall be deprived of its right to share in the apportionment of the sevenths mill tax for the year in which the provisions of this section were violated.

(40.53) (3) Whenever persons not residing in any free high school district and having completed the course of study in the

school district in which they reside, or one equivalent thereto, as herein provided, enter any free high school in Wisconsin, or any free high school in another state, which is nearer to the home of such persons than any free high school in this state, offering a course of study equivalent to the course of study in free high schools in Wisconsin, the free high school board of that district shall be entitled and is hereby authorized to charge a tuition fee for such pupils * * * *according to the provisions of section 40.535.*

SECTION 2. A new subsection is added to section 40.53 and a new section is added to the statutes to read: (40.53) (9) The provisions of this section shall apply to district, joint or union free high schools.

40.535 (1) The school board or board of education of any city maintaining a graded system of schools of at least twelve grades, but no free high school, the four upper grades of which contain substantially the same amount of work as adopted and offered in free high schools established under section 40.43, the board of any district maintaining a free high school, and the board of any state graded school offering an approved course of instruction in the ninth or in the ninth and tenth grades shall be entitled to charge nonresident pupils as tuition an amount to be determined by or agreed upon by one of the methods provided in subsection (2).

(2) Such tuition shall be determined by dividing the total salaries paid the teachers and principals and the high school cost of textbooks, supplies used in high school instruction, manual training and domestic science by the total enrollment for the year, but not to exceed the sum of three dollars per pupil per week, nor to be less than two dollars per pupil per week.

(3) The clerk or secretary of any school board or board of education making the sworn statement concerning tuitions as required by sections 40.42 and 40.53, shall when requested so to do by the town, city or village to whom such statement is sent, furnish a sworn statement in detail of the salaries paid teachers and principals and the total enrollment for the year.

SECTION 3. This act shall take effect upon July 1, 1927.

Approved August 10, 1927.