

sions of paragraphs (a) and (b) of subsection (1) of section 38.16.

SECTION 2. This act shall take effect upon passage and publication.

Approved May 28, 1941.

No. 269, S.]

[Published June 2, 1941.

CHAPTER 147.

AN ACT to amend 62.07 (3) and 66.03 (3) (b) of the statutes, relating to the time of taking effect and the right to possession and control of school buildings and school sites in territory annexed to cities, as applicable to cities of the first class.

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

SECTION 1. Subsection (3) of section 62.07 of the statutes is amended to read:

(62.07) (3) The ordinance authorized by paragraph (b) of subsection (1), and the final ordinance of acceptance authorized by paragraph (b) of subsection (2) of section 62.07, shall not operate to attach or detach the territory until 90 days after the passage thereof, or in case of referendum, 90 days after its approval * * *, nor shall the adoption of the ordinance authorized by said paragraph (b) require the board of school directors in any city of the first class to administer the schools in the territory detached or annexed to any city of the first class until July 1 following the date of the adoption of such ordinance. At that time a certificate signed by the city clerk of the city, village, or town * * * describing the territory attached or detached, the boundaries of the city, village, or town after such alteration, and naming the * * * cities, * * * villages, * * * or towns to which the detached territory was annexed, shall be filed in the office of the secretary of state. The validity of the proceedings shall not be collaterally attacked * * *, nor in any manner called in question in any such court unless the proceedings therefor be commenced before the expiration of either of the 90-day periods herein provided for.

SECTION 2. Paragraph (b) of subsection (3) of section

66.03 of the statutes is amended to read:

(66.03) (3) (b) The right to possession and control of school buildings and school sites shall pass to the municipality in which the same * * * are situated immediately upon the annexation or detachment of any school district territory to another municipality becoming effective * * *, *except that in cities of the first class the right to possession and control of such school buildings and school sites shall pass on July 1 following the adoption of the ordinance authorized by paragraph (b) of subsection (1) of section 62.07.* The municipality thus receiving possession and control of said school buildings and school sites shall be liable to the school district from which the same is annexed or detached for its share of the value of the use thereof, which shall be determined at the time of adjustment of assets and liabilities. The municipality annexing the territory shall provide school facilities for the children residing in the remainder of the school district pending the adjustment of assets and liabilities on payment of tuition based on the per capita cost of instruction.

SECTION 3. This act shall take effect upon passage and publication.

Approved May 28, 1941.

No. 270, S.]

[Published June 2, 1941.

CHAPTER 148.

AN ACT to amend 16.765 of the statutes, relating to the tenure and employment status of school board employes in cities of the first class.

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

Section 16.765 of the statutes is amended to read:

16.765 All officers and employes of the school board of any city of the first class with the * * * *exceptions hereinafter set forth*, shall be selected and have their tenure and employment status determined in accordance with the provisions of sections 16.45 to 16.76 and in accordance with the rules adopted thereunder and the charter ordinances applying to the board of city service commissioners of each such city * * *, *the said excep-*