

## CHAPTER 20.

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**20.01 Legislative.** There is appropriated from the general fund to the legislature, annually, beginning July 1, 1913, such sum as may be necessary to carry out its functions. Of this there is allotted:

(1) **MEMBERS.** Compensation and mileage to each member of the legislature, as follows:

(a) \$100 per month, payable monthly.

(b) For each special or regular session, mileage at the rate of ten cents per mile for every mile traveled in going to and returning from the state capitol on the most usual route.

(c) Members of the legislature serving on any legislative or interim committee, the emergency board or on any other body all or a part of whose members are by law required to be members of the legislature shall be paid no additional compensation for such services but shall be reimbursed their actual and necessary expenses in attending any meeting

of such committee or other body held while the legislature is not in session or during a recess of the legislature of one month or more in duration.

(d) Members of the legislature elected, appointed, or employed in or to any other office or employment under the state government not incompatible with their membership in the legislature shall be paid only such part of the salary fixed for such office or employment as is in excess of the salary paid them as members of the legislature.

(e) The salary of any member who dies during his term of office shall be paid monthly to his estate or personal representative until his successor is elected and qualified.

(2) **SPEAKER.** (a) To the speaker of the assembly, for his services as speaker, \$25 per month, payable monthly, in addition to his compensation and mileage as a member.

(b) In addition to the appropriation made in paragraph (a), the sum of \$6 per day for each day the assembly is in session and the sum of \$6 per day for each day during the two weeks' period after sine die adjournment of the legislature for the services of a secretary appointed under paragraph (a) of subsection (2) of section 16.09.

(2m) **LIEUTENANT GOVERNOR.** To the lieutenant governor, as follows:

(a) For his services as president of the senate, \$5,000 per term, payable one-half at the beginning of the regular session, one-fourth at the end of such session, and one-fourth on the first of January following.

(b) In addition to the appropriation made in paragraph (a) for salary, the sum of \$6 per day for each day the senate is in session and the sum of \$6 per day for each day during the two weeks' period after sine die adjournment of the legislature, for the services of a secretary, who may be either male or female, appointed under paragraph (a) of subsection (2) of section 16.09 and for each regular session of the legislature not exceeding \$200 for office supplies and expenses.

(3) **CHIEF CLERKS.** To the chief clerk of the senate, and of the assembly, each, \$2,750 for the regular session, payable one-half at the beginning and one-half at the end of the regular session; \$12 per day for any special session, and \$50 for service at the opening of the succeeding regular session.

(4) **SERGEANTS AT ARMS.** To the sergeant at arms of the senate, and of the assembly, each \$2,000 for the regular session, payable one-half at the beginning and one-half at the end of the regular session and \$10 per day for any special session.

(5) **SENATE SUBORDINATE CLERKS.** To subordinate clerks of the senate, as follows:

(a) Ten legislative clerks, who shall assist the chief clerk in maintaining the official records of proceedings, index, revise and enroll bills, maintain mailing lists, and perform such other work as may be required, \$6 per day. Two of said clerks shall be assigned to the revising and enrolling of bills and shall have some knowledge of and experience in proof reading as evidenced by such test as the bureau of personnel may require.

(b) Twelve legislative stenographers, who shall be expert in stenography and type-writing, to perform general stenographic and clerical duties for members and committees as assigned by the chief clerk, \$6 per day.

(c) Three legislative typists, who shall be expert in the use of the typewriter, to engross bills and perform such other typing and clerical work as may be required by the chief clerk, \$5 per day.

(d) The chief clerk may designate one of the employes on his staff as assistant chief clerk who, while serving in such capacity, may receive an additional fifty cents per day.

(6) **ASSEMBLY SUBORDINATE CLERKS.** To subordinate clerks of the assembly, as follows:

(a) Twelve legislative clerks, who shall assist the chief clerk in maintaining the official records of proceedings of the assembly, index, revise and enroll bills, maintaining mailing lists, and perform such other work as may be required, \$6 per day. Two of said clerks shall be assigned to the revising and enrolling of bills and shall have some knowledge of and experience in proof reading as evidenced by such tests as the bureau of personnel may require.

(b) Fifteen legislative stenographers, who shall be expert in stenography and type-writing, to perform general stenographic and clerical duties for members and committees as assigned by the chief clerk, \$6 per day.

(c) Four legislative typists, who shall be expert in the use of the typewriter, to engross bills and perform such other typing and clerical work as may be required by the chief clerk, \$5 per day.

(d) One voting machine operator, who shall be expert in the operation of a photostat, electric relays and related electrical equipment, \$7 per day.

(e) One messenger to assist the voting machine operator, who shall have some knowledge of and experience in the operation of a photostat, electrical relays and related electrical equipment, \$4 per day.

(f) The chief clerk may designate one of the employes on his staff as assistant chief clerk who, while serving in such capacity, may receive an additional fifty cents per day.

(7) SENATE SUBORDINATES OF SERGEANT AT ARMS. To subordinates of the sergeant at arms of the senate, as follows:

(a) Seventeen legislative messengers, who shall assist the sergeant at arms in caring for and guarding the premises and property in and about the chambers and rooms used by and for the legislature, direct visitors and perform such other work as may be required \$3.50 per day, except that the compensation of such messengers who were working as such on June 15, 1943, shall be \$4.50 per day from the time of their first employment in the 1943 session of the legislature. The sergeant at arms may designate 3 of the above messengers to serve as policemen, night watchmen and gallery attendant, who, while serving in such capacity, may receive an additional \$1 per day and 2 night laborers who shall receive an additional 50 cents per day, except that such additional compensation of those who were serving in such capacity on June 15, 1943, shall be 50 cents per day from the time of their first employment in the 1943 session of the legislature. The proper certification officer shall as soon as possible after July 11, 1943 certify to the secretary of state the additional amount due the employes by virtue of this amendment whereupon the secretary of state shall draw his warrant for payment due such employes entitled thereto.

(b) Four legislative clerks, who shall have charge and custody of the printed matter incident to the activities of the legislature, or the post office maintained in the capitol for the convenience of the members, and perform such other duties as may be required by the sergeant at arms or the rules of the senate, \$6 per day.

(c) The sergeant at arms may designate one of the above clerks to serve as assistant sergeant at arms who, while serving in that capacity, may receive an additional fifty cents per day.

(8) ASSEMBLY SUBORDINATES OF SERGEANT AT ARMS. To subordinates of the sergeant at arms of the assembly, as follows:

(a) Twenty-five legislative messengers, who shall assist the sergeant at arms in caring for and guarding the premises and property in and about the chambers and rooms used by and for the legislature, direct visitors and perform such other work as may be required, \$3.50 per day, except that the compensation of such messengers who were working as such on June 15, 1943, shall be \$4.50 per day from the time of their first employment in the 1943 session of the legislature. The sergeant at arms may designate 5 of the above messengers to serve as policemen, night watchmen, gallery attendants and cloakroom attendant, 2 as night laborers and one as post-office messenger, each of whom while serving in that capacity, may receive an additional \$1 per day, except that such additional compensation of those who were serving in such capacity on June 15, 1943, shall be 50 cents per day from the time of their first employment in the 1943 session of the legislature. The proper certification officer shall as soon as possible after July 11, 1943 certify to the secretary of state the additional amount due the employes by virtue of this amendment whereupon the secretary of state shall draw his warrant for payments due such employes entitled thereto.

(b) Four legislative clerks who shall have charge and custody of the printed matter incident to the activities of the legislature, or the post office maintained in the capitol for the convenience of the members, and such other duties as may be required by the sergeant at arms or the rules of the assembly, \$6 per day.

(c) The sergeant at arms may designate one of the above clerks to serve as assistant sergeant at arms who, while serving in that capacity, may receive an additional fifty cents per day.

(9) CLERKS AFTER ADJOURNMENT. To clerks detailed for service after the close of the session, as provided in subsection (6) of section 13.14, not exceeding \$5 per day each, and not exceeding an aggregate of \$300 for the assembly and \$200 for the senate.

(10) CONTINGENT EXPENSES. For contingent expenses of the senate and assembly, each \$1,000, subject to the following conditions:

(a) Any such proposed expenditure for either house shall be reported to the house by its committee on contingent expenditures, together with a statement of the name of the person who is to receive the money and the purpose for which it is to be expended.

(b) Such expenditure shall not be made unless it is authorized by a yea and nay vote of such house, to be entered on its journal; nor for any other purpose than to enable the house authorizing such expense to discharge its lawful functions.

(c) Whenever such expenditure is authorized, the chairman of the committee on contingent expenditures shall certify to the secretary of state a copy of the statement prescribed in paragraph (a) and of so much of the journal as may be necessary to show affirmative action under paragraph (b).

(11) CHAPLAINS. To the officiating chaplains of the senate and assembly the sum of \$3 for each such day of service, to be paid on the certificates of the chief clerks of the senate and assembly, respectively, showing the amounts to which each such chaplain is entitled.

(13) **FUNERAL COMMITTEE.** To the members of the legislature appointed pursuant to section 13.055, their necessary and actual expenses, to be certified by them to the secretary of state. [1931 c. 33 s. 2; 1931 c. 67 s. 1; 1931 c. 260, 479; 1933 c. 51; 1935 c. 113; 1937 c. 18, 36, 276; 1943 c. 2, 442, 511, 547]

**Note:** Appropriation by emergency board under 20.74, Stats. 1935, may supplement contingent expenses incurred by either house of legislature under 20.01 (10). Clerks who were appointed under mistake of law and who rendered services for senate may be paid out of contingent fund without appointment being approved by bureau of personnel. 24 Atty. Gen. 308.

Since committee created by one branch of legislature cannot lawfully function beyond adjournment of legislature, such committee is then without authority to legally

employ reporter and such reporter cannot be validly paid for his services from legislative contingent fund created by (10). One senate cannot create charges against contingent fund of succeeding senate. 26 Atty. Gen. 225.

Hospital and medical expenses incurred by member of assembly in injury sustained upon his return to legislature is not proper expenditure to be made from contingent appropriation provided by 20.01 (10). 30 Atty. Gen. 396.

**20.02 Executive.** There is appropriated from the general fund to the governor:

(1) **EXECUTIVE OFFICE.** Annually, beginning July 1, 1943, \$43,000 for the execution of his functions. Of this there is allotted:

(a) To the governor an annual salary of \$10,000.

(c) To the lieutenant governor when acting as governor because of the temporary absence or temporary disability of the governor, additional compensation at the rate of \$5 per day; when acting as governor because of a vacancy in the office of governor created by the happening of any contingency specified in section 17.03, an annual salary of \$6,000 together with all the other rights, privileges and emoluments of the office of governor. The annual salary of \$6,000 paid in such instance shall be in lieu of all other compensation provided for the lieutenant governor.

(d) So much as may be necessary for expenses of the governor and other expenses in connection with any and all conferences of governors, as prescribed in section 14.24.

(2) **CONTINGENT EXPENSES, REWARDS.** Annually, beginning July 1, 1943, \$5,000 for contingent expenses, including maintenance expenses not otherwise provided for at the executive residence, to be expended on the order of the governor and at his discretion; but he shall render to the legislature at the commencement of each regular session a statement of all such expenditures. Of this there is allotted so much as may be necessary for the payment of rewards as provided in section 14.19.

(7) **REMOVAL OF COUNTY OFFICERS.** Annually, beginning July 1, 1941, \$200 to defray the expenses of investigations made under the provisions of subsections (4) and (5) of section 17.09.

(8) **STATE DEPARTMENT RESEARCH.** Annually, beginning July 1, 1943, \$20,000 for the execution of the functions under sections 15.15 to 15.18. Of this there is allotted:

(a) To the director a salary at an annual rate not exceeding \$5,000 as fixed by the governor.

(9) **STATE PARTICIPATION IN FEDERAL ACTS FOR ECONOMIC RECOVERY AND NATIONAL DEFENSE.** To the executive department, annually, beginning July 1, 1941, \$2,000 to enable the state to receive the benefits to which it may be entitled under any act of congress designed to promote economic recovery, which is accepted by the governor for the state pursuant to subsection (1) of section 101.34 and to enable the state to participate in national defense activities.

(10) **SELECTIVE SERVICE ADMINISTRATION.** (a) Annually, beginning July 1, 1943, \$1,000 for meeting necessary expenses in connection with the administration of the selective service system in Wisconsin.

(b) For the fiscal year ending June 30, 1943, \$750 for meeting necessary expenses in connection with the administration of the selective service system in this state and for the payment of such expenses or the reimbursement to any person having made any payment for such expenses prior to June 17, 1943. [1931 c. 33 s. 2; 1931 c. 67 s. 2, 3, 4; 1933 c. 50; 1933 c. 140 s. 4; 1933 c. 401, 446, 476; 1935 c. 182, 390, 535; 1937 c. 6 s. 16; 1937 c. 181 s. 2, 4; 1939 c. 30, 142, 514; 1941 c. 49 s. 1; 1943 c. 53, 132, 291, 547]

**20.03 Wisconsin national guard.** There is appropriated from the general fund to the adjutant general:

(1) **GENERAL APPROPRIATION.** On July 1, 1943, \$252,250 and annually, beginning July 1, 1944, \$190,250 for payment of the expenses of the Wisconsin national guard and the temporary military force known as the Wisconsin state guard and the performance of the several duties of the adjutant general. Of this there is allotted:

(a) To the adjutant general, an annual salary of \$5,000.

(b) To the quartermaster general, on his personal receipt, and filing proper vouchers therefor within sixty days thereafter, not to exceed \$1,000 at any one time, for the payment of labor at Camp Williams.

(e) To each unit of the Wisconsin national guard, a sum not to exceed \$25 per month for the payment of expenses incurred in taking care of equipment and supplies.

(d) To each unit of the Wisconsin national guard, including the naval militia, a sum sufficient for the rental and maintenance of armories, sites and quarters used by such unit.

(e) To defray the expenses of the states participating in the annual national rifle competition between the national guards of the several states and the army and navy of the United States, not to exceed \$1,500 per annum, to be expended on the approval of the governor.

(f) To the light horse squadron armory association of Milwaukee, Wisconsin, \$2,000 annually, for maintenance of the buildings and grounds of said association so long as the same are used by the state for military purposes; subject to the condition that the state of Wisconsin shall have the right at all times to use the said buildings and grounds for the quartering of its troops in case of riot, insurrection, or concentration of troops, in which case said property shall be under the control of the governor.

(g) Subject to the approval of the governor, such sums as may be needed for the maintenance, care, enlargement and improvement of Camp Williams.

(2) PUBLIC EMERGENCIES. Such sums as may be necessary to defray all expenditures of the Wisconsin national guard when called into service to meet emergencies in case of war, riot or great public calamity.

(3) REPAIR AND MAINTENANCE OF ARMORIES. Annually, beginning July 1, 1941, \$2,800 for the repair and maintenance of state-owned armories.

(6) REVOLVING APPROPRIATIONS. There are appropriated from the general fund to the adjutant general for the purchase of new military property, and for land and improvements at Camp Williams:

(a) All moneys received on account of lost military property as provided in section 21.56 and all moneys received from the United States on account of military property and supplies purchased with funds raised by private subscriptions for the use of the Wisconsin national guard in the service of the United States during the war against Germany.

(b) All moneys received from the sale of armories.

(7) GRAND ARMY HOME FOR VETERANS. For the Grand Army Home for Veterans:

(a) Annually, beginning July 1, 1943, \$225,000 for operation, and in addition thereto all moneys received for or on account of the Grand Army Home for Veterans, except moneys received from the federal government or in the operation of a canteen. Of this amount not to exceed \$40 may be expended for the burial of each deceased member who shall be buried in the cemetery of said home.

(ab) Annually, beginning July 1, 1943, a sum sufficient to cover the cost of coal and other solid fuel purchased pursuant to section 15.23 (4), including freight and hauling charges thereon.

(ac) Annually, beginning July 1, 1941, \$3,100 to cover the cost of insurance.

(b) Annually, beginning July 1, 1943, \$20,000 as nonlapsible appropriation for property repairs and maintenance.

(c) Annually, beginning July 1, 1939, \$9,500 for permanent property and improvements, except the purchase of land.

(d) All moneys received from sales made at the canteen conducted at this home, to be used for the operation of said canteen.

(e) On July 1, 1943, \$500,000 as a nonlapsible appropriation to be allocated for the following: \$200,000 to construct a new boiler house and purchase new boilers and equipment; \$300,000 to construct the first unit of a modern hospital.

(f) Annually, beginning July 1, 1943, for a period of 10 years, all moneys received by the state from the federal government as aid for veterans of any war or military expedition of the United States who have been admitted to and are cared for at the Grand Army Home for Veterans, as a nonlapsible appropriation, to be used by the board of managers of the Grand Army Home for Veterans exclusively for the erection of a modern building or buildings or adequate housing facilities and equipment at said home to replace the present inadequate and dangerous housing accommodations.

(9) RECORD OF VETERANS' GRAVES. Annually, beginning July 1, 1943, \$3,750 to carry out the provisions of section 45.215. [1931 c. 67 s. 5, 6; 1933 c. 140 s. 4; 1935 c. 535; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 22; 1941 c. 49 s. 2, 3; 1943 c. 130, 132, 409]

**20.031 State council of defense.** There is appropriated from the general fund to the state council of defense \$25,000 for the fiscal year ending June 30, 1943, and annually beginning July 1, 1943, \$50,000 for the execution of its functions under chapter 22. [1943 c. 9]

**20.035 Soldiers' rehabilitation.** There is appropriated to the adjutant general, annually, on July 1, the income and such part of the principal of the soldiers' rehabilitation fund as may in the judgment of the soldiers' rehabilitation board and the governor

be necessary for the hospitalization of soldiers, as provided in section 45.27 (2a), and payment of such bonuses as may be provided for in section 45.27 (7), and for soldiers' educational bonus benefits under section 37.25. [1931 c. 67 s. 6; 1933 c. 368; 1933 c. 442 s. 2, 3; 1939 c. 142 s. 1; 1943 c. 202]

**20.036 Veterans recognition board.** There is appropriated from the post-war rehabilitation trust fund to the veterans recognition board a sum sufficient for the execution of its functions under section 45.35. All moneys received from the federal government as reimbursement pursuant to section 45.35 (9) shall be paid into and credited to the post-war rehabilitation trust fund. [1943 c. 443; 1943 c. 553 s. 2]

**Note:** The "Post-War Rehabilitation Trust Fund" was created by ch. 74, Laws 1943, as subsection (3) of sec. 1, ch. 505, Laws 1935. That subsection reads as follows: "The entire proceeds of the tax imposed by this section [emergency surtax, sec. 1, ch. 505, Laws 1935], applicable to income of 1942 or corresponding fiscal year and collections made after the effective date of this subsection [April 22, 1943] applicable to any prior year, shall be transferred to a separate fund in the state treasury known as the 'Post-War Rehabilitation Trust Fund' which shall

be used exclusively for medical, educational and economic rehabilitation of returning Wisconsin veterans of World War II. The state department of taxation shall certify to the secretary of state on July 1, 1943, and every 3 months thereafter, the net collections of said tax applicable to income of 1942 or corresponding fiscal year and net collections made after the effective date of this subsection applicable to any prior year and thereupon the secretary of state shall transfer the amount so certified from the general fund to post-war rehabilitation trust fund."

**20.04 Secretary of state.** There is appropriated from the general fund to the secretary of state:

(1) GENERAL ADMINISTRATION. Annually, beginning July 1, 1943, \$107,000 for the execution of his functions. Of this there is allotted:

(a) To the secretary of state an annual salary of \$5,000.

(b) To the assistant secretary of state an annual salary of \$4,000.

(4) ELECTION MANUAL. On July 1, 1941, \$1,500 for carrying out the provisions of section 6.81.

(5) ELECTION NOTICES, BLANKS AND SUPPLIES. On July 1, 1943, \$3,500, and on July 1, 1944, \$4,500 for the printing and distribution of election notices, blanks and supplies.

(6) OFFICE EQUIPMENT. On July 1, 1943, \$2,000, and on July 1, 1944, \$2,000 for the purchase of office and filing equipment for the office of the secretary of state. [1931 c. 67 s. 7; 1933 c. 140 s. 4; 1935 c. 532; 1935 c. 535 s. 2, 3; 1937 c. 181 s. 4; 1939 c. 142, 410, 535; 1941 c. 49 s. 4, 5; 1943 c. 132]

**20.05 State treasurer.** There is appropriated from the general fund to the state treasurer:

(1) GENERAL ADMINISTRATION. Annually, beginning July 1, 1943, \$48,750 for the execution of his functions. Of this there is allotted:

(a) To the state treasurer an annual salary of \$5,000.

(b) To the assistant state treasurer an annual salary of \$4,000.

(2) FEES FROM SERVICE TO ANNUITY AND INVESTMENT BOARD. Annually, all amounts paid into the general fund for services rendered by the state treasurer to the state annuity and investment board pursuant to subsection (16) of section 14.42. All such amounts shall be added to and become a part of the appropriation made in subsection (1) of this section to the state treasurer for general administration purposes.

(5) FERMENTED MALT BEVERAGE TAX. On July 1, 1941, \$34,000 and annually, beginning July 1, 1942, \$36,000 for the collection of the emergency occupational taxes on malt beverages and light wines imposed in chapter 139, and for the performance of all duties of the state treasurer under said chapter.

(6) TAX ON INTOXICATING LIQUORS. On July 1, 1941, \$230,000 and annually, beginning July 1, 1942, \$240,000 for the collection of the occupational tax on intoxicating liquors imposed in chapter 139 and the performance of all duties imposed in connection therewith.

(7) DUTIES AS TO INTOXICATING LIQUORS. Annually, beginning July 1, 1941, \$1,500 to enable him to carry out the duties imposed upon him by chapter 176.

(8) EXPENSE OF MAKING INVESTMENTS. Such sums as may be necessary for payment of the cost of postage, insurance and other expenses incident to the purchase or sale of bonds purchased for the general fund under section 14.67.

(10) TAX REFUNDS. A sum sufficient to carry out the provisions of subsection (18) of section 76.54.

(11) TAX ON TOBACCO PRODUCTS. Annually, beginning July 1, 1943, \$60,000 for the collection of the occupational tax on tobacco products imposed in section 139.50 and for the performance of his duties in connection therewith. [1931 c. 67 s. 8, 12; 1931 c. 364 s. 2; 1933 c. 140 s. 4; 1933 c. 361 s. 3; Spl. S. 1933 c. 3, 13; 1935 c. 37, 213, 356; 43.08 (2); 1937 c. 181 s. 2, 4, 5; 1937 c. 424; 1939 c. 142, 443; 1941 c. 49 s. 6, 7; 1941 c. 187; 1943 c. 132, 337, 504]

20.051 [*Repealed by 1931 c. 67 s. 9*]

20.051 **Motor vehicle department.** There is appropriated from the general fund to the motor vehicle department:

(1) Annually, beginning July 1, 1943, \$763,500 for the performance of its duties under chapters 85, 110 and 194.

(2) As a revolving appropriation, sums received under subsection (5) of section 14.68, to be used for the refund of overpayments of motor vehicle license fees.

(3) As a revolving appropriation \$15 of each license fee paid to the department under the provisions of section 129.11 and deposited in the state treasury, together with the amount as found by the emergency board, that is unexpended of the appropriation made by the provisions of subsection (6) of section 20.51 as created by chapter 370, laws of 1939, to be used for the administration of its duties imposed by said section 129.11. All of such appropriation unused on June thirtieth of each year shall revert to the general fund.

(4) (a) Annually, beginning July 1, 1941, \$25,000, for the execution of its functions under sections 85.08 and 85.09.

(b) On July 1, 1941, and on July 1 every fourth year thereafter, \$85,000 for the execution of its functions under sections 85.08 and 85.09. [*1939 c. 410, 486; 1941 c. 49 s. 8; 1943 c. 132*]

20.055 **State deposit fund.** (1) All moneys paid into the state deposit fund under the provisions of section 34.08 are appropriated to the board of deposits, to carry out the purposes of the creation of said fund and to be used as provided in said section 34.08. Of this there is allotted to the executive secretary an annual salary of not to exceed \$4,000 as fixed by the board of deposits.

(2) There is appropriated from each state fund, from time to time, such sums as may be necessary for payment into the state deposit fund of amounts required to be paid upon the deposits of each of said funds, and the secretary of state shall draw his warrant and the state treasurer shall pay such amounts into the state deposit fund not later than the twenty-fifth day of January, April, July, and October of each year. There is appropriated from the general fund, from time to time, such sums as may be necessary for payment into the state deposit fund of amounts required to be paid upon public moneys deposited by the state treasurer where such moneys are subject to state, federal or trust restrictions which prevent the use of such moneys or the interest therefrom for payments required by chapter 34, and the secretary of state shall draw his warrant and the state treasurer shall pay such amounts into the state deposit fund not later than the twenty-fifth day of January, April, July and October of each year; and there is also appropriated from the general fund such sums as may be necessary for payment into the state deposit fund of amounts required to be paid on funds subject to such restrictions for the period beginning July 1, 1934, to June 30, 1935, and the secretary of state shall forthwith draw his warrant and the state treasurer shall pay such amounts into the state deposit fund. [*Spl. S. 1931 c. 1 s. 2; 1933 c. 435 s. 2; 1935 c. 348*]

20.056 **State inspection bureau.** There is appropriated from the general fund to state treasurer for the use of the state inspection bureau:

(2) Annually, beginning July 1, 1943, the fees received pursuant to section 168.12; but any balance of this appropriation at the end of any fiscal year, after the payment of outstanding bills chargeable to such fiscal year, shall revert to the general fund.

(3) Out of the appropriations made in subsection (2) there is allotted:

(a) To the state supervisor of inspectors, an annual salary of \$4,000.

(b) To the inspectors of the state inspection bureau, such salaries as may be fixed by the state supervisor of inspectors, with the approval of the state treasurer, within the salary ranges fixed pursuant to the state civil service law. [*1933 c. 461 s. 3; 1937 c. 181 s. 4; 1939 c. 142, 410; 1943 c. 132*]

20.06 **Refunds.** There are appropriated from the proper respective funds, from time to time, such sums as may be necessary, for refunding or paying over moneys paid into the state treasury as follows:

(1) Moneys paid into any fund of the treasury as a deposit or advance payment; and if such moneys have been credited to an appropriation, such appropriation shall, at the time of making such refunds, be charged therewith.

(2) Moneys paid into the state treasury in error; but no such refund shall be made except upon the written approval of the governor, secretary of state, state treasurer, and attorney-general.

(3) Taxes collected and paid into the state treasury in excess of lawful taxation, when claims therefor have been established as provided in sections 71.23, 71.27, 72.08 and 74.73 of the statutes.

(4) The proportionate parts of taxes paid into the state treasury and due to municipalities as provided in sections 76.28 and 76.29.

(5) Any balances remaining at the end of any calendar year, of any deposits in the state treasury made by insurers in anticipation of fees, as provided in section 209.02 of the statutes.

(6) Any moneys escheated to the state as provided in subsection (2) of section 318.01, whenever claims therefor have been established as provided in sections 311.17 and 318.03.

(7) Such sums as may be necessary for repayment of moneys paid to the state on purchases of public or escheated lands, as provided in sections 24.11, 24.33, 24.34, 24.35 and 26.04.

(9) Principal and interest on void sales of public lands and on sales for which the certificates or patents have been annulled, to be paid as provided in sections 24.34 and 24.35.

(10) Such sums as may be necessary for repayment of moneys paid into the general fund under the provisions of subsection (2) of section 46.07 and section 46.10, such payments to be made upon the certification of the state department of public welfare, notwithstanding the provisions of subsection (2) of section 20.06.

(11) Such sums as may be necessary for repayment of moneys paid into the general fund under the provisions of section 50.053 (2) and section 50.11, such payments to be made upon the certification of the state board of health, notwithstanding the provisions of section 20.06 (2). [1931 c. 67 s. 10, 11; 1937 c. 181 s. 5; 1941 c. 49 s. 9, 10; 1943 c. 326]

**Note:** Money paid as fine into state treasury after new trial has been granted is paid in error under (2) and may be refunded. 21 Atty. Gen. 364.

Motor vehicle hauling permit fee collected by public service commission under erroneous construction of law may be refunded under (2). 21 Atty. Gen. 432.

Concerning refunds under (2) of tax paid under 194.48, see note to 14.68, citing 28 Atty. Gen. 296.

License fees required of applicants for embalmers' and funeral directors' licenses under 156.04 (2) and 156.05 (3) are not deposits or advance payments in meaning of 20.06 (1) so as to be refundable if applicant fails to appear for examination. 29 Atty. Gen. 271.

Motor vehicle taxes may be refunded under (2). Prior opinions holding that taxes may not be refunded under provisions of this subsection are overruled. 29 Atty. Gen. 329.

**20.07 General state appropriations.** There is appropriated from the general fund, annually, to be paid as herein provided:

(1) **PAYMENT OF CERTIFICATES OF INDEBTEDNESS; INVESTMENT IN WAR BONDS.** On March 28, 1943, an amount sufficient to retire in full the outstanding certificates of indebtedness, with accrued and unpaid interest thereon, owing from the general fund to the school fund and the normal school fund, the principal sum of such certificates amounting in the aggregate to \$20,000 in favor of the normal school fund and \$1,163,700 in favor of the school fund. The commissioners of public lands shall invest the total amount so paid, as near as may be, in United States war bonds and shall hold said bonds until their maturity.

(2) **FOREST CROP LANDS.** (a) On July 1, 1943, and annually thereafter, \$190,000 to carry out the provisions of chapter 77, excluding section 77.14.

(b) Annually, beginning July 1, 1933, such sums as may be necessary to pay allotments of severance tax to towns and villages under section 77.07.

(c) Pursuant to section 77.14, annually, beginning July 1, 1943, \$5,000 for payment of administrative expenses necessary to carry out the provisions of chapter 77.

(3) **COMPENSATION CLAIMS OF STATE EMPLOYEES.** Annually, beginning July 1, 1943, \$30,000 for compensation of persons injured while in the state service, as provided in sections 102.01 to 102.34, and for compensation to inmates of state institutions injured in the performance of work in such institutions, except persons injured in prison industries, as provided in section 56.21 (2), to cover primary compensation and medical benefits awarded by the industrial commission in excess of \$200 in any individual case. Primary compensation and medical benefits of \$200 or less, as well as all increased compensation payable under the provisions of sections 102.57 and 102.60, shall be paid from the appropriation covering the salary or maintenance of the person injured, provided such appropriation has not been exhausted; otherwise compensation shall be paid from the general fund.

(4) **LITIGATION CHARGES AND JUDGMENTS.** Such sums as may be necessary to pay all fees, costs, disbursements, expenses, and judgments chargeable against the state as provided in sections 59.31, 285.04, 286.43, 326.23 subsection (2), and chapter 582, Laws of 1911.

(5) **DISTRIBUTION OF LIQUOR TAX.** Semiannually on July first and January first, all revenues derived during the preceding six months from the occupational tax on intoxicating liquors imposed in section 139.26 less the costs of collection appropriated to the state treasurer in subsection (6) of section 20.05, to be paid to the cities, towns and villages in accordance with the provisions of section 139.28. Certification of the amounts due to the several cities, towns and villages shall be made by the state treasurer.

(6) **REIMBURSEMENT CLAIMS OF COUNTIES CONTAINING STATE INSTITUTIONS.** Annually, beginning July 1, 1941, \$150 to pay all valid claims made by county clerks of counties containing certain state institutions as provided in subsection (16) of section 14.30.



(10) DISTRIBUTION OF NATIONAL FOREST INCOME. All sums of money heretofore received or which may hereafter be received from the United States government for allotment to counties containing national forest lands and designated for the benefit of public schools and public roads in such counties, shall be distributed in proportion to the national forest acreage in each as certified by the United States Forest Service. Such distribution shall be made annually within sixty days after receipt of the money from the federal government.

(11) PAY TAXES ON STATE LANDS. Annually, beginning July 1, 1941, \$500 for the administration of section 74.57.

(15) FRANCHISE TAX ON MUSIC BROKERS. Annually, beginning July 1, 1937, fifty per cent of the moneys collected under section 177.01 for the preceding calendar year, to the several towns, villages and cities for their general use, such allotment to be in the ratio that the population of each bears to the total population of the state according to the last federal census.

(16) SUPPLEMENTAL APPROPRIATION; BONUS PAYMENTS. There is appropriated from the general fund to the various boards, departments, commissions or institutions of the state a sum sufficient for the fiscal year ending June 30, 1943, and annually, beginning July 1, 1943, a sum sufficient, to be used to supplement the appropriation of any such board, department, commission or institution, except appropriations in which the receipts are appropriated or reappropriated for the payment of the additional monthly bonus to employes as provided in section 14.71 (1n). [1931 c. 67 s. 12; 1931 c. 455 s. 1; 1933 c. 140 s. 3; 1933 c. 327 s. 1, 3; 1933 c. 402 s. 2; Spl. S. 1933 c. 3; 1935 c. 400, 465, 508; 1937 c. 119; 1937 c. 181 s. 4; 1937 c. 247, 413; 1939 c. 142, 534; 1941 c. 49 s. 11, 12, 13; 1943 c. 21, 25, 132, 169, 533]

**Note:** Payment of voucher based on award of industrial commission which is by (3) required to be paid out of certain fund does not require approval of departmental head although expenditure is made out of funds otherwise belonging to his department. Audit of secretary of state alone is required. 22 Atty. Gen. 1044.

For application of 20.07 (3) to payments to injured state employes whose salaries are

paid out of federal funds under 20.573, see 28 Atty. Gen. 608.

20.07 (10), with reference to apportionment of 25 per cent forest revenue received from federal government, requires same apportionment as is required by sec. 500, Title 18 USCA, namely, apportionment with respect to each forest. Prior error in apportionment may be corrected in next or subsequent apportionments. 31 Atty. Gen. 322.

**20.075 Salary deductions deposited with state treasurer.** All sums deposited in the state treasury on account of deductions from salaries of state officers and employes in accordance with section 14.71 (7), are appropriated from the respective funds in which deposited to the respective departments or other agencies of state government on whose account they were deposited, for payment to the person entitled to receive them, or for necessary adjustments to correct errors. [1943 c. 454]

**20.08 Attorney-general.** There is appropriated from the general fund to the attorney-general:

(1) GENERAL APPROPRIATION. Annually, beginning July 1, 1939, \$95,000, for the execution of his functions. Of this there is allotted:

(a) To the attorney-general an annual salary of \$5,000.

(b) To the deputy attorney-general an annual salary of \$4,800.

(1a) LEGAL EXPENSES. Annually, beginning July 1, 1943, \$18,000 for the payment of expenses incurred by the attorney-general, his deputy or assistants, in the prosecution or defense of any action or proceeding in which the state may be a party or may have an interest, for any abstract of title, clerk of court's fees, sheriff's fees, or any other expense actually necessary to the prosecution or defense of such cases; unless such cost or expenses are charged to some other appropriation.

(2) SPECIAL COUNSEL. Annually, beginning July 1, 1943, \$5,000 to cover the compensation and expenses of special counsel appointed as provided in section 14.13.

(3) SERVICES TO ANNUITY BOARD. Annually, all amounts paid into the general fund for legal and other services rendered by the attorney-general to the state annuity and investment board pursuant to subsection (5n) of section 14.53. All such amounts shall be added to and become a part of the appropriation made in subsection (1) to the attorney-general for general administration purposes. [1931 c. 67 s. 13; 1933 c. 140 s. 4; 1933 c. 470 s. 4; 1935 c. 535 s. 1, 2; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 14; 1943 c. 132]

**20.09 Department of taxation.** There is appropriated from the general fund to the state department of taxation:

(1) GENERAL ADMINISTRATION. Annually, beginning July 1, 1943, \$115,000 for general administration and for the general functions of said department in the general property tax field.

(2) REASSESSMENTS AND REVIEWS. Annually, such sums as may be necessary to defray the expenses of executing the functions of reassessments and review of assessment proceedings as provided in sections 70.64 and 70.75 to 70.85, inclusive, of the statutes.

(3) MUNICIPAL ACCOUNTING. On July 1, 1929, \$25,000 as a revolving fund and from time to time, sums equal to the charges accruing to the state under the provisions of subsections (6) and (14) of section 73.03 to execute its functions, relating to municipal accounting, as prescribed by said subsections.

(4) INCOME TAX ADMINISTRATION. Annually, beginning July 1, 1943, \$350,000 to be used exclusively for the salaries and necessary expenses of administering the state income tax law as provided in chapter 71. All court commissioners' fees, clerks' fees, and sheriffs' fees shall be credited to this appropriation, it being the intent to return to this appropriation all cost items referred to in section 71.36.

(5) ADMINISTRATION OF SECTION 76.48. Annually not to exceed \$1,700 to defray the expenses of executing its functions under section 76.48.

(5m) COLLECTION OF GASOLINE TAX. Annually, beginning July 1, 1943, \$85,000 to pay the expense of administering the tax on motor vehicle fuels imposed by chapter 78. All moneys received by the department of taxation under chapter 78 shall be paid within one week after receipt into the general fund.

(5n) PREMIUMS ON MOTOR FUEL TAX BONDS. Annually, beginning July 1, 1943, \$15,000 for payment of premiums on bonds furnished under section 78.03 (6) and (7).

(6) ADMINISTRATION OF SECTION 73.03 (14) (d). On July 1, 1943, \$2,000 as a non-lapsible appropriation for the administration of section 73.03 (14) (d). [1931 c. 67 s. 14, 14a, 15; 1933 c. 140 s. 2, 5; 1933 c. 367 s. 2; 1933 c. 469 s. 1; 1933 c. 470 s. 1; 1935 c. 545; 1937 c. 181 s. 2, 4; S<sup>pl.</sup> S. 1937 c. 12; 1939 c. 132, 142, 412, 535, 43.08 (2); 1941 c. 49 s. 15, 16; 1943 c. 132, 337, 432]

**20.095 Board of tax appeals.** (1) There is appropriated from the general fund to the board of tax appeals, annually, beginning July 1, 1943, \$23,000 for the execution of its functions.

(3) All moneys received by the board from the sale of transcripts of testimony and proceedings before it shall be paid into the state treasury within one week after receipt, and are appropriated therefrom to the board for the execution of its functions. [1939 c. 412; 1941 c. 49 s. 17, 18; 1943 c. 132]

**20.10 Director of purchases.** There is appropriated from the general fund to the director of purchases:

(1) Annually, beginning July 1, 1943, \$43,200 for the execution of functions of the bureau of purchases. Of this there is allotted:

(a) To the director of purchases an annual salary not to exceed \$5,000 as fixed by the governor.

(2) On July 1, 1917, \$20,000, to be used as a revolving appropriation for the purchase of a general stock of all necessary office supplies, telegraph and telephone service, postage and postal service, express, freight and drayage service, paper, except paper required by law to be furnished by the director of purchases, and all other materials, supplies, services and expense of a consumable nature which in the judgment of the requisitioning officers are required by the various offices in performing the powers, duties, functions and obligations imposed upon them by law. Whenever such materials, supplies, services, or expense, charged to this appropriation, are furnished to the various offices the cost thereof shall be charged over to the proper appropriations for such offices and credited back to this appropriation; and whenever any such materials or supplies, charged to this appropriation are sold as provided in section 15.30, the proceeds thereof shall be paid into the general fund and credited back to this appropriation.

(3) On July 1, 1921, \$40,000, to be used as a revolving appropriation for printing, binding and for the purchase of all paper, cuts, illustrations and other items required in the public printing and for the purchase of such stationery as the director of purchases is required to order; and whenever so furnished to the several state offices or officers or other body, as prescribed by law, the cost thereof shall be charged monthly to the proper appropriation for said offices or officers, or other body, respectively, and the sums so charged shall be credited to this appropriation. If there be no appropriation properly chargeable therewith, then the cost thereof shall be charged to the appropriation made by subsection (3) of this section.

(4) Annually, beginning July 1, 1943, \$100 for all public printing, which includes paper, plates and electrotypes, stationery, binding, and all other printing expenses, prescribed by law to be furnished to any state office or officer, or other body, and for which there is no other appropriation properly chargeable therewith.

(6) Annually, beginning July 1, 1941, \$2,500 to carry out the provisions of subsections (16), (16a) and (16b) of section 35.84.

(7) On July 1, 1925, \$5,000 to be used as a revolving appropriation for the execution and functions prescribed by subsection (4) of section 15.37. All moneys received by the director of purchases from the sale of such law pamphlets and election supplies shall

be paid within one week into the general fund, and are reappropriated for the purposes named in said section.

(8) On July 1, 1943, for the biennium ending June 30, 1945, \$26,500 for printing and distributing the Wisconsin Blue Book.

(9) On July 1, 1943, for the biennium ending June 30, 1945, \$28,000 for printing and distributing the Wisconsin Statutes and Wisconsin Town Laws and Wisconsin Annotations as prescribed by law. [1931 c. 45 s. 1; 1931 c. 67 s. 16, 17; 1931 c. 408; 1933 c. 140 s. 2, 4; 1937 c. 181 s. 4; 1935 c. 229; 1939 c. 142, 462; 1941 c. 49 s. 19, 20; 1943 c. 132]

**Note:** Appropriation to director of purchases provided by (4) is chargeable with expense of printing inheritance tax blanks specified in 72.18 (7). 19 Atty. Gen. 138. Expense of printing annual report of Wis-

consin cranberry growers association may not be paid out of appropriation for public printing contained in 20.10 (4). 30 Atty. Gen. 171.

20.11 [See 1929 c. 469 s. 2]

20.12 **Bureau of engineering.** There is appropriated from the general fund to the bureau of engineering in the executive department:

(1) Annually, beginning July 1, 1943, \$230,000 for the general administration expenses of the bureau of engineering and the operation of the several buildings and properties, except the state office building, for whose operation the bureau of engineering is responsible under the statutes. Of this there is allotted:

(a) To the state chief engineer an annual salary not to exceed \$5,000 as fixed by the governor.

(b) To the state architect an annual salary not to exceed \$5,000 as fixed by the governor.

(2) On July 1, 1927, \$2,000, to be used as a revolving appropriation, to cover the cost of salaries and other expenses incurred by the department, and which are by law chargeable to other appropriations; and whenever a statement of such salaries and other expenses, charged to this appropriation, are furnished to the various offices, the cost thereof shall be charged over to the proper appropriations for such offices, and credited back to this appropriation.

(3) Annually, beginning July 1, 1943, \$54,000 as a nonlapsible appropriation for property repairs and maintenance of the several buildings and properties, except the state office building, for whose repair and maintenance the bureau of engineering is responsible under the statutes. Whenever materials or services normally charged to this appropriation, are furnished on requisition to the various state departments, when such materials or services so furnished are not a responsibility of the bureau of engineering under the statutes, the cost thereof shall be charged over to the proper appropriations to such state department and credited back to this appropriation.

(4) Annually, beginning July 1, 1943, \$2,000 for permanent property and improvements in connection with the buildings and properties under the jurisdiction of the bureau of engineering.

(5) On July 1, 1939, as a nonlapsible appropriation, \$151,000 for the purchase and installation of new boilers, stokers and accessories at the capitol power plant, including changes in the building, pumps, heaters and other equipment, and piping and steam service from the capitol power plant to the capitol building and the state office building.

(6) On July 1, 1939, \$8,000, to be used as a revolving appropriation for the purchase of all necessary supplies and for providing all necessary services including maintenance for the state office building. The cost of materials, supplies, services or other expenses charged to this appropriation shall be charged monthly to the appropriation made by section 6, chapter 223, laws of 1939, and shall be credited to this appropriation.

(9) On June 26, 1941, \$10,000, as a nonlapsible appropriation, for the purpose of locating and mapping the dredged holes in the bed of Shawano lake in Shawano county and filling with earth any of said holes that are dangerous to the public in the use of the lake for bathing or navigation.

(12) On July 1, 1925, \$4,000, to be used as a revolving appropriation for the repair of machinery at the capitol power plant shop. [1931 c. 67 s. 18 to 20; 1933 c. 140 s. 4; 1933 c. 470 s. 1; 1937 c. 181 s. 4; 1939 c. 142, 535; 1941 c. 49 s. 21; 1941 c. 280; 1943 c. 132]

**Note:** As to constitutionality of (9), see note to sec. 10, art. VIII, Const., citing 30 Atty. Gen. 343.

20.121 [Not printed; 1931 c. 67 s. 21]

20.125 [Repealed by 1929 c. 468 s. 1]

20.126 [Repealed by 1929 c. 129 s. 1]

20.127 [Repealed by 1933 c. 140 s. 1]

20.13 **Portage levee.** There is appropriated from the drainage fund annually, beginning July 1, 1943, to the Portage levee commissioners \$5,000 for maintaining, repairing, strengthening, adding to and supervising the system of levees on the Wisconsin river

in the counties of Columbia and Sauk, in the vicinity of Portage. There having been heretofore paid into the general fund from the proceeds of the swamp and overflowed lands a sum of money in excess of the amount herein appropriated, the state treasurer is directed to transfer to the drainage fund from the general fund on July 1 of each year, \$5,000. [1931 c. 67 s. 22; 1933 c. 140 s. 4; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 22; 1943 c. 132]

**20.14 Free library commission.** There is appropriated from the general fund to the free library commission:

(1) **GENERAL APPROPRIATION.** Annually, beginning July 1, 1943, \$42,000 for the execution of its functions, other than those for which special appropriations are made in subsections (2) and (3). The members of the commission shall receive no compensation, but shall be paid their actual and necessary traveling expenses incurred in the discharge of their official duties. Of this there is allotted:

(a) To the secretary an annual salary of not to exceed \$5,000 as fixed by the commission.

(2) **PURCHASE OF BOOKS.** Annually, beginning July 1, 1943, \$7,500 for the purchase of books and traveling cases and for other necessary apparatus and furnishings not supplied at the expense of the bureau of purchases.

(3) **LEGISLATIVE REFERENCE LIBRARY.** On July 1, 1941, and on July 1, of each odd-numbered year thereafter, \$27,500, and on July 1, 1942, and on July 1, of each even-numbered year thereafter, \$40,000 for the execution of the functions of the legislative reference library. Of this there is allotted:

(a) To the chief of the legislative reference library an annual salary of not to exceed \$6,000 as fixed by the commission.

(4) **COPY FOR BLUE BOOK.** Annually, beginning July 1, 1941, \$1,500 for materials, help, and other necessary expenses in connection with the preparation of copy for the Wisconsin Blue Book pursuant to section 35.24. [1931 c. 67 s. 23; 1933 c. 140 s. 2, 4; 1935 c. 535 s. 1, 2; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 23, 24; 1943 c. 132]

**20.145 Public library certification board.** All fees received by the public library certification board under the provisions of section 43.165 shall be paid, within one month after receipt, into the general fund, and are appropriated therefrom to said board for the purpose of carrying out the provisions of said section. [1931 c. 67 s. 24]

**20.15 Memorial institutions.** There is appropriated from the general fund:

(1) **MEMORIAL HALL.** To the custodian of Memorial Hall, annually, beginning July 1, 1941, \$2,000 for the execution of the functions prescribed by sections 45.01 to 45.04. Of this there is allotted to the custodian an annual salary of \$1,500.

(2) **ANNUAL G.A.R. ENCAMPMENT.** To the Wisconsin Department of the Grand Army of the Republic, annually, beginning July 1, 1939, \$1,000, for necessary expenses of its annual encampment, to be expended upon the certification by the commander.

(3) **SPANISH WAR VETERANS.** To the Wisconsin Department of the Spanish War Veterans' Association, annually, beginning July 1, 1939, \$1,000, for necessary expenses of its annual encampment, to be expended upon the certification by the commander.

(4) **VETERANS OF FOREIGN WARS.** To the Wisconsin Department of the association known as the Veterans of Foreign Wars, annually, beginning July 1, 1939, \$1,000 for necessary expenses of its annual encampment, to be expended upon the certification by the commander.

(5) **AMERICAN LEGION.** To the Wisconsin Department of the American Legion, annually, beginning July 1, 1939, \$1,000, for necessary expenses of its annual encampment, to be expended upon the certification by the commander of the legion post which conducts such encampment.

(6) **VETERANS OF THE WORLD WAR.** To the Wisconsin Department of the Disabled American Veterans of the World War, annually, beginning July 1, 1939, \$1,000 for necessary expenses of its annual encampment, to be expended upon the certification by the commander.

(7) **ARMY AND NAVY UNION OF THE UNITED STATES.** To the Wisconsin Department of the Army and Navy Union of the United States, annually, beginning July 1, 1937, \$500 for necessary expenses of its annual encampment to be expended upon certification of its state commander.

(8) **RAINBOW DIVISION VETERANS OF APPLETON.** To the Wisconsin Chapter of Rainbow Division Veterans of Appleton, Wisconsin, annually, beginning July 1, 1941, \$250 for the purpose of defraying a portion of the annual convention expenses, to be paid on August 1 of each fiscal year to the then acting secretary and treasurer of the Wisconsin Chapter of Rainbow Division Veterans. [1931 c. 67 s. 25, 25a, 26; 1933 c. 140 s. 4; 1937 c. 123, 181 s. 4; 1939 c. 142; 1941 c. 49 s. 25, 26]

**20.155** [Repealed by 1931 c. 67 s. 27]

**20.156 Camp Minnewawa.** There is appropriated from the soldiers' rehabilitation fund to the soldiers' rehabilitation board an additional sum not to exceed \$50,000 for the purpose of establishing at Camp Minnewawa a restoration camp for the temporary care of convalescing, sick, and disabled veterans of the world war and their dependents. [1931 c. 342]

**20.16 Historical and cultural societies.** There is appropriated from the general fund to the state historical society:

(1) (a) Annually, beginning July 1, 1943, \$53,660 to carry into effect the powers, duties and functions of said society.

(b) Annually, beginning July 1, 1943, \$3,500 as a nonlapsible appropriation for property repairs and maintenance.

(c) Annually, beginning July 1, 1943, \$8,000 for the purchase of library books, furniture and furnishings and for other permanent property and improvements.

(d) Annually, beginning July 1, 1941, \$3,000 for the purchase of stacks and shelving for the library, for the purchase of materials for, and the cost of mending and repairing library books, and for binding books, magazines and periodicals.

(g) All fines collected by said society shall be paid within one week after receipt into the general fund and are appropriated therefrom to the state historical society as an additional appropriation to carry out its powers, duties and functions.

(2) On July 1, 1941, \$1,000, on July 1, 1943, \$100, and on July 1, 1944, \$100 as a nonlapsible appropriation for printing and other necessary expenses to carry out the work of the Wisconsin academy of sciences, arts and letters; but no part of this appropriation shall be paid out of the state treasury until necessary to pay actual claims duly audited by the secretary of state. [1931 c. 67 s. 28; 1933 c. 140 s. 2, 4; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 27, 28; 1943 c. 132]

**20.17 Department of public welfare.** There is appropriated from the general fund to the state department of public welfare:

(1) **GENERAL ADMINISTRATION.** (a) Annually, beginning July 1, 1943, \$450,000 for general expenditures incurred in the execution of the functions of said department including the administration of pensions and relief.

(aa) Of the appropriation made in paragraph (a), there is allotted such sum as may be sufficient to maintain a petty cash fund of \$100 for the payment of petty cash items, without first submitting them to the secretary of state for audit and approval, to be expended and accounted for in so far as applicable as provided by section 20.175 (3).

(ab) Annually all amounts paid into the general fund for accounting services rendered by the state department of public welfare to the state superintendent of public instruction in connection with the Wisconsin school for the deaf and the Wisconsin school for the blind, and to the state board of health in connection with the Wisconsin state tuberculosis sanatorium and the state tuberculosis camp. The annual charge for accounting services to each department herein mentioned shall not exceed \$900. All such amounts shall be added to and become a part of the appropriation made in paragraph (a) of subsection (1) of this section to the department of public welfare for general expenditures.

(c) Annually, beginning July 1, 1939, \$35,000 for collections and deportations, and in addition thereto fifteen per centum of the receipts collected under the provisions of subsection (12) of section 46.10, and from time to time such additional sums as may be approved by the emergency board from the collections made for the cost of maintenance of persons committed as public charges to state and county institutions except as to tuberculosis patients provided for in chapter 50 and subsection (2) of section 58.06 from such persons or from persons legally responsible for the cost of such maintenance, but in no year shall the total amount appropriated exceed the receipts from such collections.

(cc) Annually, beginning July 1, 1935, all moneys received from the federal government as aid toward meeting a part of the costs of state, county, and local child welfare services, to be expended as specified in the plans prepared pursuant to section 48.32 and approved by the United States Children's Bureau.

(e) Annually, all moneys received as aid or assistance from the federal government or any of its agencies to be expended for the purposes specified in the agreement with the state department of public welfare and such federal agency.

(2) **OPERATION OF INSTITUTIONS.** Annually, beginning July 1, 1943, \$3,000,000 for the operation of the state institutions under its management and direction.

(3) **MAINTENANCE OF INSTITUTIONS.** Annually, beginning July 1, 1943, \$185,000 as a nonlapsible appropriation for property repairs and maintenance of the state institutions under its management and direction.

(4) **MISCELLANEOUS CAPITAL AT INSTITUTIONS.** Annually, beginning July 1, 1941, \$65,000 for miscellaneous permanent property and improvements for the state institutions under its management and direction.

(6) PREVENTION OF PROCREATION. Annually, beginning July 1, 1941, \$1,500 for mental and physical examination of inmates, and prevention of procreation, as provided in section 46.12.

(7) COAL. Annually, beginning July 1, 1943, a sum sufficient to cover the cost of coal and other solid fuel purchased pursuant to section 15.28 (4) for the several state institutions under its management and direction, and the freight charges and local hauling charges thereon. Expenditures for coal and other solid fuel hereunder shall be made as provided in section 15.84 but shall appear as an operating cost of the respective institutions at which such fuel is used.

(7a) INSURANCE. Annually, beginning July 1, 1943, \$51,654 to cover the cost of insurance.

(8) FEDERAL AID; MEMORIAL HOSPITAL. (a) All moneys received by the state from the United States as federal aid for the treatment of the mental diseases of persons who served in the armed forces of the United States during the war against Germany and her allies, to be allotted to such institutions in the state as said department shall deem proper, in conformity with the agreement under which such money is received.

(b) All moneys received for the board and treatment of persons who served in the armed forces of the United States during the war against Germany and her allies, and who are suffering with mental diseases, and who have been admitted as patients at the Wisconsin memorial hospital, or from the sale of supplies and merchandise on account of such persons, for the operation of the Wisconsin memorial hospital.

(9) ABSCONDING PROBATIONERS' FUNDS. On July 1, 1933, \$2,000, and all moneys in the hands of the department of public welfare, or coming into its possession, belonging to absconding probationers as provided in section 57.075, as a revolving fund to be used for the purposes of such section.

(11) BINDER TWINE PLANT. For the binder twine plant at the state prison, from time to time, sums equal in amount to the moneys derived from the sale of the manufactured products of said plant and paid into the general fund, to be used as a revolving appropriation for operation, purchase of raw materials, carrying, handling and marketing the products of said plant; but whenever said revolving appropriation exceeds \$600,000 such excess shall revert to the general fund.

(12) PRISON INDUSTRIES. For prison industries as provided in section 56.01:

(a) On July 1, 1919, \$15,000, and from time to time, sums equal in amount to the moneys derived from the sale of products of the industries of the state prison other than the binder twine plant, and paid into the general fund, to be used as a revolving appropriation to carry on such industries at the state prison, and for the construction and equipment of buildings, for permanent property and improvements but whenever said unincumbered revolving appropriation balance is in excess of \$75,000 on July first of any year, beginning with July 1, 1940 such excess shall revert to the general fund. No expenditures shall be made from this appropriation for the construction and equipment of buildings or for permanent property and improvements, except upon written application of the state department of public welfare, setting forth the need, and upon the certification of the emergency board that such moneys are needed, and that no other appropriation is available for that purpose. For the fiscal year beginning July 1, 1939 there is allotted from this appropriation upon the approval of the emergency board \$150,000 for the construction of a new hospital at the state prison, and \$125,000 for the remodeling of the south cell wing at the state prison. When said allotments have been approved by the emergency board all funds so allotted and approved shall remain available until said projects have been completed.

(b) On July 1, 1917, two-fifths of the unexpended balance of the appropriation heretofore made by subsection (11) of section 20.17 and, from time to time, sums equal in amount to the moneys derived from the sale of the products of the industries at the state reformatory, and paid into the general fund, to be used as a revolving appropriation to carry on such industries at the state reformatory.

(15) WITNESS FEES OF PRISONERS. All moneys received in reimbursement of expenses incurred in taking inmates of state institutions into court pursuant to section 292.45 to be added to the appropriation for operation of the institution incurring such expense.

(16) COMPENSATION FOR IMPRISONMENT OF INNOCENT PERSONS. For compensation to prisoners who have served terms of imprisonment upon conviction for an offense or crime against the state of which they are innocent, as provided in section 285.05, such sums as may be necessary to pay the awards of the department created by said section, when certified to the secretary of state by said department.

(17) BENEVOLENT FUND INCOME. Annually, beginning July 1, 1931, the income of the benevolent fund created by section 25.31 to be expended as provided in said section on certification of the state department of public welfare upon the recommendation of the superintendent of the Wisconsin industrial school for girls.

(18) REVOLVING APPROPRIATION. For the Wisconsin workshop for the blind, on July 1, 1925, \$10,000, together with any materials then in stock, pursuant to the provisions of this subsection, to be invested in materials, payment of artisans, and for expenses incident to manufacture of different articles; and whenever any such materials, or the articles manufactured therefrom, are sold, the proceeds thereof shall be paid into the general fund within one week of receipt, and credited back to this appropriation. The state agency for the adult blind shall deposit its cash balance in the general fund and the sum so deposited and all amounts hereafter received from the sale of materials or articles manufactured pursuant to sections 47.05 to 47.06 shall be credited to this appropriation and be reappropriated to the Wisconsin workshop for the blind to be used for the purpose of carrying out the provisions of sections 47.05 and 47.06.

(20) SILICA DUST ELIMINATION. On July 1, 1935, \$8,000 for the installation of adequate dust elimination apparatus in the granite finishing plant at the state reformatory at Green Bay.

(21) SILICOSIS PREVENTION. On July 1, 1935, \$50,000 to construct a new building at the state reformatory at Green Bay to house the granite finishing plant, the project to be utilized in an experimental way with a view of developing adequate apparatus for the removal of silica dust from the breathing zone of workers in the granite industry. Such experimental project shall be carried on under the joint control of the department of public welfare and the industrial commission.

(23) OREGON SCHOOL FOR GIRLS. On July 1, 1939, \$250,000 to complete the construction and equipment of buildings for the industrial school for girls at Oregon.

(25) WISCONSIN STATE REFORMATORY, SALE OF LAND. The proceeds of the sale of a portion of the property of the Wisconsin state reformatory under the provisions of subsection (8) of section 46.06 for the acquisition of new land for said institution or other capital expenditures, or both.

(26) RELIEF. On July 1, 1943, \$304,000, and on July 1, 1944, \$304,000 for emergency relief. Of this there is allotted:

(a) \$250,000 annually for distribution to counties and local units of government as direct aid for poor relief.

(b) \$54,000 annually for the maintenance and operation of transient camps.

The sums appropriated in this subsection shall not become available until released by the emergency board. They shall be made available by the emergency board at such times and in such amounts as the board may determine to be necessary to adequately provide for the purposes for which they are appropriated, with due regard for the whole amount available for such purposes. If the provision relating to release by the emergency board is invalid, the appropriation in this subsection shall not be invalidated but shall be considered to be made without any condition as to time or manner of release.

(27) FEDERAL RELIEF FUNDS. All moneys made available to the state and accepted by the legislature or governor pursuant to section 101.33 are, as such moneys become available for unemployment or other emergency relief or for public works (other than highway construction) to be undertaken to relieve unemployment, to be distributed and expended as required by the several acts of congress making such funds available and the rules and regulations issued thereunder by the federal authorities in whom the administration of these acts shall be vested. No part of such funds shall be used for administration except as may be specifically provided in such acts of congress or as authorized and approved by the governor.

(28) OLD-AGE ASSISTANCE, AID TO DEPENDENT CHILDREN AND BLIND PENSIONS. Annually, beginning July 1, 1941, 20 per cent of all moneys received from the federal government for the administration of old-age assistance, aid to dependent children, and blind pensions, to be expended for the performance of the duties of the state department of public welfare in connection with these forms of public assistance.

(29) TRANSIENT CAMPS REVOLVING FUND. All moneys received from counties, clients or other sources for care, board, treatment of camp residents, as well as all moneys from sale of live stock, farm products, handicraft products or any other source to be used as a revolving appropriation for operation, maintenance and permanent property improvements of the transient camps. [1931 c. 67 s. 29 to 34; 1931 c. 416 s. 2; 1933 c. 140 s. 2, 5; 1935 c. 9, 47, 309, 336, 488, 535, 549, 555; 43.08 (2); 1937 c. 181 s. 4; 1937 c. 370; 1939 c. 65, 142, 233, 260, 417, 505; 1939 c. 515 s. 1; 1939 c. 530, 535; 1941 c. 49 s. 29 to 32, 68, 70, 314; 1943 c. 132, 336, 379]

**Note:** Board of control may authorize use of check writer by superintendent of workshop for blind in drawing checks for institutional bills of less than \$75 but board is without power to waive any claim that state may have against bank which honors check so signed without authority. 28 Atty. Gen. 190.

20.175 [Renumbered section 20.17 (32) (a) by 1923 c. 438 s. 5]

20.175 Revolving appropriations for state institutions. There is appropriated from the general fund to the departments named herein sums as follows:

(1) FARM OPERATIONS. All balances to the credit of the department of public welfare, state board of health and state superintendent of public instruction at the close of business on June 30, 1941, under subsection (13) of section 20.17, statutes of 1939, and all moneys received by said departments from the sale of live stock and farm products and from premiums on exhibits at fairs, to be used as a revolving appropriation for operation, maintenance, and permanent property and improvements of the respective institutional farms and for incidental expenses connected with exhibits at fairs.

(2) OCCUPATIONAL THERAPY. All balances to the credit of the department of public welfare, state board of health and state superintendent of public instruction at the close of business on June 30, 1941 under subsection (14) of section 20.17, statutes of 1939, and all moneys received by said departments under subsection (10) of section 46.03, to be used as a revolving appropriation for the purchase of the necessary materials and supplies for occupational therapy.

(3) CONTINGENT FUND. Out of the appropriations for the operation of the several institutions under the jurisdiction of the department of public welfare, state board of health and state superintendent of public instruction there is allotted to each institution, subject to the approval of the emergency board, such sums as may be necessary to be used as a contingent fund for the payment of institutional bills of less than \$75, except that no part of the contingent fund shall be used for the payment of the salary or wages of an employe. The amount allotted to each institution shall be deposited in a separate account to be known as the "contingent fund" in a public depository to be designated by the respective departments. Payment of institutional bills of less than \$75 shall be made by check drawn by the superintendent against such account, except as herein otherwise provided, without the necessity of being first submitted to the department and to the secretary of state for approval and audit. From time to time the superintendent shall file claim for reimbursement on a sworn voucher which shall be accompanied by the bills for payment of which reimbursement is claimed. Bills paid by check need not be receipted by the payee, but the number of the check shall be placed on the bill. Bills may be paid by cash if approved by the superintendent and receipted by the payee. After approval of such claim by the department and audit by the secretary of state, the contingent fund shall be reimbursed the total amount lawfully paid therefrom. If the superintendent shall pay any bill which is subsequently disapproved either by the department or the secretary of state as unlawful and unauthorized, he shall, within 10 days after notification by the department, personally make good such unlawful or unauthorized payment. All moneys received in reimbursement for payments made from the contingent fund shall be deposited to the credit of said account and are added to this appropriation. Each respective department, with the approval of the secretary of state, shall make written rules and regulations for carrying out the purposes of this subsection. Each department shall require the superintendent of each institution to execute and file a surety bond in such sum as the emergency board may require, guaranteeing the faithful discharge of his duties and obligations under this section, the premium to be paid out of the proper appropriation for each of said departments. Any check now outstanding or which is hereafter drawn against the contingent fund of an institution which is not paid within 2 years of the date of its drawing because of inability to locate the drawee or his failure to submit same for payment, after the bank has been requested to stop payment, shall be treated as a cancelled check and added to the checking account balance. A check for the amount so added shall be drawn in favor of the state treasurer and deposited in the general fund as a nonappropriated receipt. If the person entitled to a check so cancelled presents a satisfactory claim therefor to the department, said department shall direct the secretary of state to draw a warrant in payment of such claim which the secretary of state shall do and charge to a sum sufficient appropriation for the repayment of cancelled checks. In those institutions in which the financial and business affairs are under the jurisdiction of a steward, business manager or other financial officer, the "contingent fund" is to be under said officer's jurisdiction and all of the above provisions applying to the superintendent shall apply to said financial officer.

(4) CANCELLED CHECKS REPAID. A sum sufficient to repay cancelled checks under subsection (3) of this section.

(5) TRUST FUNDS. All balances to the credit of the department of public welfare, state board of health and state superintendent of public instruction at the close of business on June 30, 1941 under subsection (3) of section 46.03, statutes of 1939, and all moneys received by said departments under said provision, to be used as a revolving appropriation in accordance with the respective trusts. [1941 c. 49 s. 29, 33]

**Note:** Money in possession of stewards of state institutions managed by department of public welfare pursuant to 20.175 (3), and money collected by such institutions but not yet remitted may be insured against burglary or theft, but such insurance must be obtained from state insurance fund, purchase from private insurance companies being forbidden by 210.01. 31 Atty. Gen. 215.



**20.176 Wisconsin association of the deaf; service bureau.** There is appropriated from the general fund to the Wisconsin association of the deaf, annually, beginning July 1, 1939, \$2,500 for the establishment of a service bureau, to be expended upon the certification by the treasurer of the Wisconsin association of the deaf. [1939 c. 535]

**20.18 State charitable aids.** There is appropriated from the general fund, payable upon certification of the proper state department:

(1) **DEPENDENT CHILDREN.** On July 1, 1943, \$1,660,000 and annually, beginning July 1, 1944, \$1,630,000 for state aid for dependent children and in addition thereto all moneys received from the federal government for this purpose, to be expended according to the provisions of sections 48.33 and 48.331.

(2) **COUNTY INSTITUTIONS.** For state aid and maintenance of inmates in county institutions:

(a) From time to time such sums as may be necessary, to be credited and charged on taxes, as provided in sections 46.10, 51.08, 51.12, 51.26, 51.27, 51.28, and 58.06 of the statutes.

(b) Annually, beginning July 1, 1931, such sums as may be necessary, for any compensation to the trustees of any hospital for mental diseases in any county having a population of 250,000 chargeable against the state as provided in subsection (2) of section 51.23 and section 51.24 of the statutes.

(3) **TUBERCULOSIS SANATORIA.** Annually, beginning July 1, 1941, such sums as may be necessary for state aid to tuberculosis sanatoria to be expended as provided in section 50.07 and subsection (2) of section 58.06.

(4) **BLIND AND DEAF AID.** For state and federal aid to the blind and to the blind and deaf, on July 1, 1943, \$182,000, and annually, beginning July 1, 1944, \$193,000, and in addition thereto all moneys received from the federal government for aid to the blind, to be expended according to the provisions of section 47.08.

(5) **OLD-AGE PENSIONS, STATE AID.** On July 1, 1943, \$4,800,000, and on July 1, 1944, and annually thereafter, \$4,875,000, and in addition thereto all moneys received from the federal government to match expenditures of the state and its political subdivisions for state and federal aid for old-age assistance, to be allotted according to the provisions of section 49.38.

(6) **AID FOR ADMINISTRATION.** For aid to the counties in the administration of old-age assistance, aid to dependent children, and blind pensions, annually, beginning January 1, 1939, eighty per cent of all moneys received from the federal government for the administration of these forms of public assistance, to be allotted as provided by subsection (3) of section 49.51.

(7) **REIMBURSEMENT OF COUNTIES.** The amounts certified by the counties as paid by them for aid to dependent children, aid to the blind and deaf and old-age assistance for the last quarter of each fiscal year shall be claims respectively against the appropriations made by subsections (1), (4) and (5) of section 20.18 for the same fiscal year.

(8) **EXCESS FUNDS; TRANSFER.** Whenever it shall become apparent in any fiscal year that the appropriations made by subsections (1), (4) or (5) of section 20.18 will exceed the amount needed to pay the state's full share of aid as determined under sections 48.33, 48.331, 47.08 and 49.38, respectively, such excess shall be transferred, upon order of the state department of public welfare, by the secretary of state, from the original appropriation and used to supplement any of the other appropriations made by said subsections for the same fiscal year that shall be insufficient to meet the state's full share as determined under said sections 48.33, 48.331, 47.08 and 49.38.

(9) **ALLOTMENT TO COUNTIES.** Annually, beginning July 1, 1943, \$150,000 for allotment to counties upon certification of the state department of public welfare as provided in section 49.505. The sums appropriated in this subsection shall not become available until released by the emergency board. They shall be made available by the emergency board at such times and in such amounts as the board may determine to be necessary to adequately provide for the purposes for which they are appropriated, with due regard for the whole amount available for such purposes. If the provision relating to release by the emergency board is invalid, the appropriation in this subsection shall not be invalidated but shall be considered to be made without any condition as to time or manner of release. [1931 c. 67 s. 35; 1933 c. 140 s. 4; 1935 c. 555; 1937 c. 181 s. 4, 5; 1939 c. 142; 1941 c. 49 s. 35; 1943 c. 132, 189, 268]

**Note:** Compensation to counties for privately-owned sanatoriums is to be from appropriations set out by (3). 22 Atty. Gen. 720.

**20.19 Commissioners of public lands.** There is appropriated from the general fund to the commissioners of public lands:

(1) **GENERAL ADMINISTRATION.** Annually, beginning July 1, 1941, \$7,500 for the execution of their functions.

(2) SURVEY AND INVENTORY OF LANDS. Annually, beginning July 1, 1943, \$7,000 for an inventory and survey of all lands under their jurisdiction.

(3) APPRAISAL OF LANDS. On May 1, 1943, \$17,000 for the appraisal of all lands under their jurisdiction. Persons employed to complete such appraisal and survey shall not be subject to chapter 16 and shall be appointed by the commissioners of public lands. [1931 c. 67 s. 35; 1933 c. 140 s. 4; 1935 c. 555; 1937 c. 181 s. 4, 5; 1939 c. 142; 1941 c. 49 s. 35; 1943 c. 132, 389]

20.191 [Renumbered section 20.19 by 1931 c. 67 s. 35]

20.193 [Repealed by 1921 c. 517 s. 9]

20.195 [Renumbered section 20.06 (9) by 1931 c. 67 s. 11]

20.20 State conservation commission. All moneys in the conservation fund are appropriated to the state conservation commission for the execution of its functions, to be allotted for administration and operation, property repairs and maintenance, and permanent property and improvements, including the purchase of land, as the commission may determine, subject to the following allotments and such others as may be made from time to time by law:

(4) Moneys in the conservation fund accruing to the state of Wisconsin from license fees paid by hunters shall not be diverted for any other purpose than the administration of the division of fish and game of the conservation department.

(5) Such sums as may be necessary for compensation of emergency fire wardens, as provided in section 26.14. All moneys received by the state treasurer, pursuant to the provisions of section 26.14 of the statutes, shall be paid immediately into the conservation fund.

(6) All moneys received by the conservation commission from the sale of wood, timber, rocks, stone, earth or other products from state park lands, according to the provisions of subsection (2) paragraph (d) of section 27.01 shall be paid within one week after receipt into the conservation fund and are appropriated to the state conservation commission for carrying out the provisions of said subsection.

(6c) The balance in the revolving appropriations in subsections (6c) and (9a) of section 20.20, statutes of 1929, and all moneys received from services established in state parks, to be used for establishing and furnishing such services.

(8) (a) All moneys received from the United States for fire prevention and control, forest planting and other forestry activities, to be devoted to the purposes for which these moneys are received.

(b) All moneys received from the United States for wild life-restoration projects and for other purposes, and as provided in subsection (13) of section 29.174, shall be devoted to the purposes for which these moneys are received.

(9) \$150,000 transferred from the general fund to the conservation fund, and in addition thereto all moneys received from the sale of rough fish and paid into the conservation fund, to be used for carrying on rough fishing operations. The conservation commission in co-operation with the state relief agency may set up rough fish removal projects. The commission may provide funds for the leasing of such privately-owned equipment as may be necessary under such projects, either with or without supervision, or it may enter into such contracts for rough fish removal on a bounty basis as it may deem advisable, using relief labor as far as possible. The conservation commission from time to time shall transfer from this appropriation to the general fund such moneys as are not deemed necessary to carry on rough fishing operations until \$150,000 has been repaid to the general fund.

(11) All moneys collected by the conservation commission or its authorized agents for voluntary sportsmen's licenses pursuant to section 29.147 shall be paid within ten days after receipt to the state treasurer who shall deposit all fees so collected for sportsmen's licenses into the conservation fund, and all moneys collected for any such license over and above the sum of \$3 shall constitute a fund to be known as the "Public Hunting and Fishing Fund"; and all moneys so deposited in such "Public Hunting and Fishing Fund" are appropriated to the conservation commission for the purpose of acquiring lands for game refuges and public fishing and hunting grounds. Any unexpended balance in such fund at the close of any fiscal year is reappropriated to said "Public Hunting and Fishing Fund" for said purposes.

(14) Annually, beginning July 1, 1939, all of the proceeds of the tax which is levied in subsection (2) of section 70.58, and all moneys paid into the state treasury as the counties' share of compensation of emergency fire wardens pursuant to section 26.14 of the statutes to be used for acquiring, preserving and developing the forests of the state, including the acquisition of lands owned by counties by virtue of any tax deed and of other lands suitable for state forests, and for the development of lands so acquired and the conduct of forestry thereon, including the growing and planting of trees; for forest and marsh fire prevention and control; for compensation of emergency fire wardens; for

maintenance, permanent property and forestry improvements; for other forestry purposes authorized by law and for the payment of aid for county forest reserves as authorized in subsection (5) of section 59.98 of the statutes. Of this there is allotted:

(a) \$150,000 annually to be used to acquire and develop state forest lands within areas approved by the conservation commission and the governor and located within the region composed of Manitowoc, Calumet, Winnebago, Sheboygan, Fond du Lac, Ozaukee, Washington, Dodge, Milwaukee, Waukesha, Jefferson, Racine, Kenosha, Walworth, Rock and Outagamie counties.

(b) Annually on March 15, \$180,000 to be used for the payment of aid for county forest reserves as authorized in subsection (5) of section 59.98 of the statutes.

(c) \$300,000 as a reserve for forestry purposes. This allotment in whole or in part may be transferred and credited to the appropriation made by the introductory paragraph of this subsection upon certification of the conservation commission to the secretary of state. Upon the collection and payment into the conservation fund of the tax for forestry purposes levied in section 70.58 (2), the secretary of state shall transfer from the appropriation made by the introductory paragraph of this subsection to the allotment made by this paragraph an amount sufficient to restore this allotment to \$300,000.

(19) \$12,000 in each year in which there is an open season for deer, for the purpose of carrying out the provisions of section 29.596 and section 29.597. Any unexpended balance at the close of any fiscal year shall revert to the conservation fund and may be used by the conservation commission for any of the purposes specified in section 20.20.

(26) All moneys in the reforestation fund provided for in section 25.30 are appropriated to the state conservation commission for forest purposes, as defined in chapter 28.

(27) All moneys collected by the conservation commission or its authorized agents from the sale of raccoon tags as provided in section 29.415 shall be paid within 10 days after receipt to the state treasurer who shall deposit all fees so collected into the conservation fund, and all moneys collected for such tags shall constitute a fund to be known as the "Raccoon Propagation Fund"; and all moneys so deposited in such raccoon propagation fund are appropriated to the conservation commission to be used exclusively for the purpose of maintaining and propagating raccoon at the state game farm for distribution and planting of raccoon within the state. Any unexpended balance in such fund at the close of any fiscal year is reappropriated to said raccoon propagation fund. [1931 c. 67 s. 36 to 38; 1931 c. 224; 1931 c. 428 s. 2; 1931 c. 462; 1933 c. 140 s. 4; 1935 c. 288, 539; 1937 c. 164, 181 s. 2; 1937 c. 332; 1939 c. 142, 234, 535; 1941 c. 49 s. 36; 1943 c. 266, 474, 507]

**Note:** Conservation commission, with approval of governor, may purchase forest land within region designated by 20.20 (14) (a), notwithstanding that no map indicating pro-

posed purchases has been prepared and notwithstanding that purchase might lie without boundaries of any map which might have been prepared. 31 Atty. Gen. 337.

**20.203 Public service and conservation commissions; patrolling outlying waters.** All moneys collected for or on behalf of the state of Wisconsin for the lease or sale of materials removed from the beds of the outlying waters or for any other thing under the provisions of subsection (6) of section 31.02 shall within 10 days after receipt be paid to the state treasurer for deposit in the general fund, and all such moneys are appropriated from the general fund to the state conservation commission and the public service commission, as a revolving fund, to be used by either of said commissions, as they may agree, for the administration of the provisions of subsection (5) of section 31.02, for patrolling the outlying waters of the state for the purpose of enforcing the conditions provided in contracts made pursuant to subsection (6) of section 31.02 for removing materials from outlying waters, and for enforcing all laws relating to conservation in such outlying waters. [1941 c. 219]

**20.205 Advertising Wisconsin.** There is appropriated from the general fund to the state conservation commission:

(3) On July 1, 1943, \$30,000 and annually, beginning July 1, 1944, \$45,000 for the execution of its functions under section 23.09 (7) (1). [1931 c. 67 s. 40; 1931 c. 455 s. 1; 1933 c. 140 s. 2, 4; 1933 c. 326; 1935 c. 507, 526, 535; 1937 c. 181 s. 4; 1937 c. 332; 1939 c. 142; 1941 c. 49 s. 37; 1943 c. 132, 474]

20.206 [Repealed by 1931 c. 391 s. 3]

20.207 [Renumbered section 25.30 by 1931 c. 67 s. 42]

**20.208 Conservation warden pension fund.** All moneys credited to the conservation warden pension fund by virtue of the provisions of section 23.14 are appropriated to the board of trustees of the conservation warden pension fund for carrying into effect the provisions of said section. [1935 c. 227]

20.209 [Repealed by 1931 c. 67 s. 43]

**20.21 State superintendent.** There is appropriated from the general fund to the state superintendent:

(1) Annually, beginning July 1, 1943, \$120,000 for the execution of his functions. Of this there is allotted:

(a) To the state superintendent an annual salary of \$5,000.

(1ab) Annually, beginning July 1, 1943, \$11,000 for the administration of the crippled children's division.

(1ac) Annually, beginning July 1, 1943, \$2,250 for aid to counties for transportation of crippled children to and from the Wisconsin orthopedic hospital for children or any other hospital, such aid to be distributed as provided in section 142.05 (3).

(2) Annually, beginning July 1, 1941, \$2,250 for conducting a state teachers' and a state young people's reading circle organized by the Wisconsin Teachers' Association.

(7) Annually, beginning July 1, 1943, \$2,500 to prepare and distribute the materials as provided in section 40.22 (13) (a), and \$500 to prepare and distribute the materials as provided in section 40.22 (13) (b).

(8) Annually, beginning July 1, 1939, a sum sufficient to enable payments to be made to school districts as provided in subsection (6) of section 40.47.

(9a) Annually, beginning July 1, 1943, \$250,000 for the operation of the state institutions under his management and direction.

(9b) Annually, beginning July 1, 1943, \$20,000 as a nonlapsible appropriation for property repairs and maintenance of the state institutions under his management and direction.

(9c) Annually, beginning July 1, 1943, \$10,000 for miscellaneous permanent property and improvements for the state institutions under his management and direction.

(9d) Annually, beginning July 1, 1943, a sum sufficient to cover the cost of coal and other solid fuel purchased pursuant to section 15.28 (4) for the several state institutions under his management and direction, and the freight charges and local hauling charges thereon. Expenditures for coal and other solid fuel hereunder shall be made as provided in section 15.84 but shall appear as an operating cost of the respective institutions at which such fuel is used.

(9e) Annually, beginning July 1, 1941, \$3,500 to cover the cost of insurance.

(10) All moneys received by the state since January 1, 1943, from the United States pursuant to any act of Congress or pursuant to federal authority for educational purposes over which the state superintendent has jurisdiction shall be paid within one week after receipt into the general fund and are appropriated therefrom to the state superintendent for the purposes for which the money was received. [1931 c. 67 s. 44; 1933 c. 55; 1933 c. 140 s. 2, 4; 1935 c. 361; 1937 c. 146, 181 s. 2, 4, 5; 1939 c. 142, 230, 238; 1941 c. 49 s. 38 to 40; 1943 c. 3, 132, 410]

20.22 [Repealed by 1925 c. 188 s. 1]

20.23 [Renumbered section 20.21 by 1931 c. 67 s. 44]

20.24 [Renumbered sections 25.21, 25.22 and 25.23 by 1931 c. 67 s. 45 to 47]

20.245 [Partly repealed by 1931 c. 4 s. 1; 1931 c. 67 s. 48; balance renumbered section 40.87 by 1931 c. 67 s. 49]

20.246 [Repealed by 1931 c. 67 s. 48]

**20.25 Public school aids.** There is appropriated annually from the general fund to the several counties, towns, cities and villages of the state for the support of elementary public schools, upon the certification of the state superintendent:

(1) Annually, beginning July 1, 1943, \$260,000, for the salaries and expenses of supervising teachers as provided in section 39.14 (6) and (7).

(2) Annually, beginning July 1, 1943, \$350,000 for transportation and tuition of pupils as provided in section 40.34.

(3) Annually, beginning July 1, 1943, \$5,000,000 for the payment of the aids for the support of the elementary public schools provided for in section 40.87.

(4) Whenever it shall become apparent in any fiscal year that any of the appropriations made by subsections (2) and (3) hereof shall exceed the actual expenditures or the full share of state educational aids thereunder, such excess shall be transferred upon order of the state superintendent and the secretary of state from the original appropriation and be used to supplement any of the other appropriations made by subsections (2) and (3) hereof for the same fiscal year. [1931 c. 4 s. 2; 1931 c. 67 s. 50; 1931 c. 416 s. 2; 1933 c. 140 s. 3; 1935 c. 535; 1937 c. 181 s. 3; 1939 c. 142; 1941 c. 49 s. 41, 175; 1943 c. 132, 448]

20.251 [Renumbered section 71.26 by 1931 c. 67 s. 51]

20.255 [Repealed by 1931 c. 416 s. 1]

**20.26 Aid to graded and junior high schools.** There is appropriated from the general fund, upon the certification of the state superintendent:

(2) ANNUAL STATE AID. Annually, beginning July 1, 1939, \$125,000 for state aid to state graded and junior high schools, to be distributed as provided in subsection (1) of section 40.39. [1931 c. 67 s. 53; 1933 c. 140 s. 2, 3; 1937 c. 181 s. 3; 1939 c. 142]

**Note:** State aid may not be given for equipping old building. 21 Atty. Gen. 680.

**20.27 State aid to high schools.** There is appropriated from the general fund to school districts and cities maintaining free high schools and to school districts maintaining union and consolidated free high schools, payable upon certification of the state superintendent, annually, beginning July 1, 1943, \$3,500,000 to be paid out of the normal income tax as provided in section 71.19 and in addition the gross proceeds of the taxes received under section 70.59. In no event shall the amount payable hereunder exceed the actual cost of the operation and maintenance of the school as determined by the state superintendent. [1931 c. 67 s. 54, 57; 1933 c. 140 s. 3; 1935 c. 535 s. 1; 1937 c. 181 s. 2, 3; 1939 c. 142; 1943 c. 525]

**20.28** [Repealed by 1937 c. 309]

**20.29** [Renumbered section 20.27 by 1931 c. 67 s. 54, 57]

**20.30** [Renumbered sections 14.53 (5m), (5n) and 25.28 by 1931 c. 67 s. 58, 59]

**20.31 Aids for county educational activities.** There is appropriated from the general fund, payable upon certification of the state superintendent:

(2) COUNTY NORMAL SCHOOLS. On July 1, 1943, \$285,000 and annually, beginning July 1, 1944, \$230,000 for county normals and joint county normal schools, organized, equipped and maintained pursuant to sections 41.36 to 41.46, to be distributed as provided in section 41.44.

(3) COUNTY SCHOOLS OF AGRICULTURE AND DOMESTIC SCIENCE. Annually, beginning July 1, 1943, \$8,000 for state aid to county schools and joint county schools of agriculture and domestic economy organized, equipped and maintained pursuant to sections 41.47 to 41.60, to be distributed as provided in section 41.57. [1931 c. 67 s. 60 to 65; 1933 c. 140 s. 1, 3; 1933 c. 212 s. 1; 1937 c. 181 s. 3; 1939 c. 142; 1941 c. 211; 1943 c. 132]

**20.32 Day schools for handicapped children.** There is appropriated from the general fund:

(1) Annually, beginning July 1, 1943, as state aid for schools and classes established and maintained pursuant to section 41.01, \$150,000 for day schools or classes for the instruction of deaf children or children with defective speech, or for the instruction of blind children, to be distributed as provided in section 41.03.

(2) Annually, beginning July 1, 1939, \$125,000 for schools or classes for otherwise physically disabled children, established and maintained pursuant to section 41.01, to be distributed as provided in section 41.03.

(3) Annually, beginning July 1, 1943, \$65,000 as state aid for schools and classes established and maintained pursuant to section 41.01, for special classes for the instruction of mentally defective children, to be distributed as provided in section 41.03. [1931 c. 67 s. 66; 1933 c. 140 s. 3; 1937 c. 181 s. 3, 5; 1939 c. 142; 1943 c. 132]

**20.33 State board of vocational and adult education.** There is appropriated from the general fund to the state board of vocational and adult education to carry into effect the provisions of sections 41.13 to 41.20 and 41.71:

(1) Annually, beginning July 1, 1941, \$23,500 for the administrative expenses of the board. Of this there is allotted:

(a) To each appointed member of the board, an honorarium of \$100 per year and actual and necessary traveling expenses.

(b) Such sums as may be necessary for office supplies.

(c) To the director of vocational and adult education an annual salary not to exceed \$5,000 as fixed by the board.

(2) On July 1, 1943, \$255,000 and annually beginning July 1, 1944, \$420,000 for state aid for schools of vocational and adult education, established and maintained pursuant to section 41.15, and any school once granted such state aid shall be entitled thereto as long as the character of its work meets with the approval of the state board of vocational and adult education, to be distributed as provided in section 41.21 (1).

(3) Annually, beginning July 1, 1941, \$5,000 for such scholarships as the state board of vocational and adult education may direct.

(4) Annually, beginning July 1, 1943, \$80,000 as state aid for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and for the purpose of carrying out the provisions of section 41.71. Of this there is allotted:

(a) Annually, \$25,000 for administering the provisions of section 41.71.

(5) Annually, beginning July 1, 1941, \$29,500 for the preparation of teachers, supervisors and directors of agricultural subjects, and teachers of trade, industrial, home economics and vocational and adult education school subjects, provided that in case any allotment be made to the state university or to any normal school or any other wholly state-controlled educational institutions, the appropriation for the operation of such

school or institutions for the year in which such allotment was made shall be reduced to an amount equal to the amount of such allotment.

(6) On July 1, 1927, \$2,000 for the preparation, publication and distribution of text material for the schools of vocational and adult education, to be paid for by the local boards to which this material is furnished; and all moneys received from such local board for this purpose shall be paid within one week after receipt into the general fund and are appropriated therefrom to the state board of vocational and adult education as a revolving appropriation for the payment of expenses incurred in the above mentioned lines of work, and added to this appropriation.

(7) Annually, beginning July 1, 1939, \$25,000 to be expended by the state board of vocational and adult education as state aid for maintaining part-time instruction in agriculture as provided in section 41.60.

(8) Any moneys received by the state from the United States as federal aid for vocational or adult education shall be paid, within one week after receipt, into the general fund, and are appropriated therefrom to the state board of vocational and adult education, to be expended in such manner as said state board shall deem proper. Such funds, however, shall be expended only in conformity with the purposes and requirements of the several acts of congress under which such federal aid is paid to this state. In case any allotment be made to any normal school, institution, university, or other school or institution of the state from said fund, the appropriation for operation for such school or institution for the year in which such allotment was made, shall be reduced by an amount equal to the amount of such allotment.

(9) Any moneys received by the state from the United States under the provisions of an act of congress entitled "An act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment," approved June 2, 1920, shall be paid within one week after receipt into the general fund, and are appropriated therefrom to the state board of vocational and adult education for the purpose of carrying out the provisions of section 41.71 of the statutes.

(10) Annually, beginning July 1, 1943, \$25,000, and in addition such federal moneys as may be made available, for the purpose of carrying out the provisions of section 41.71 (12). Of this there is allotted:

(a) Annually, \$7,500 for administering the provisions of section 41.71 (12). [1931 c. 67 s. 68 to 71; 1933 c. 140 s. 2, 4; 1935 c. 496, 535; 1937 c. 181 s. 3, 4; 1937 c. 349; 1939 c. 142; 1941 c. 49 s. 42; 1941 c. 104; 1943 c. 132, 561]

20.325 [Renumbered sections 20.33 sub. (7) and 41.21 sub. (2) by 1931 c. 67 s. 71, 72]

20.337 [Renumbered section 20.33 sub. (8) by 1931 c. 67 s. 71]

20.338 [Renumbered section 20.33 sub. (9) by 1931 c. 67 s. 71]

**20.34 Stout institute.** There is appropriated from the general fund to the board of trustees of the Stout institute, for Stout institute:

(1) Annually, beginning July 1, 1943, \$200,000 for operation.

(1a) All moneys received since July 1, 1942 from the federal government whether directly or indirectly through the agencies of state or local government in payment of charges for extra janitor, watchman and engineer services, heat and light and other services in connection with vocational training for war production workers shall be deposited within one week of receipt into the general fund and are appropriated to the board of trustees of Stout institute for operating expenses.

(2) Annually, beginning July 1, 1943, \$7,500 as a nonlapsible appropriation for property repairs and maintenance.

(3) Annually, beginning July 1, 1943, \$6,000 for permanent property and improvements, except the purchase of land.

(3a) Annually, beginning July 1, 1943, a sum sufficient to cover the cost of coal and other solid fuel, including freight and hauling charges thereon, purchased for said institute pursuant to section 15.28 (4), expenditures hereunder to be made as provided in section 15.84.

(3b) Annually, beginning July 1, 1943, \$2,300 to cover the cost of insurance.

(4) All moneys collected or received by each and every person for or on account of the dormitories, dining halls and laundry at the Stout institute, shall be paid within one week of receipt into the general fund, and are appropriated to be used as a revolving appropriation for operation and maintenance of and the purchase of necessary equipment for said dormitories, dining halls and laundry.

(5) All fees collected from students at Stout institute for supplies and materials needed for individual and class use in the work of the institute, and for library fees, and all money received from the sale of products made by students from such supplies and materials in shops and laboratories, shall be paid within one week of receipt into the general fund and are appropriated to the board of trustees of Stout institute to be used

as a revolving appropriation for the purchase of other similar supplies and materials and books.

(6) (a) On June 19, 1943, a sum sufficient to set up revolving funds for administering educational courses for war service under the direction of the United States. Money from the appropriation made by this paragraph shall not become available until released by the emergency board. The money shall be made available by the emergency board at such times and in such amounts as the board may determine to be necessary to adequately provide for the purposes for which it is appropriated. If the provision relating to release by the emergency board is invalid, the appropriation made by this paragraph shall not be invalidated but shall be considered to be made without any condition as to time or manner of release.

(b) All moneys received by the state from the United States in payment of services under paragraph (a) shall be paid, within one week after receipt, into the general fund and are appropriated therefrom to the board of trustees of Stout institute for the purpose of carrying on the war services as requested by the United States. [1931 c. 67 s. 73 to 75; 1933 c. 140 s. 4; 1935 c. 535; 1937 c. 181 s. 2, 4; 1939 c. 142; 1941 c. 49 s. 43, 44; 1943 c. 123, 132, 164]

**20.35 Wisconsin institute of technology.** There is appropriated from the general fund to the Wisconsin institute of technology board of regents for the Wisconsin institute of technology:

(1) Annually, beginning July 1, 1943, \$35,000 for operation.

(2) Annually, beginning July 1, 1943, \$4,450 as a nonlapsible appropriation for property repairs and maintenance.

(3) Annually, beginning July 1, 1943, \$2,450 for furniture and furnishings, educational apparatus, library and reference books, and other permanent property and improvements, except for the purchase of land.

(4) Annually, beginning July 1, 1943, a sum sufficient to cover the cost of coal and other solid fuel and including freight and hauling charges thereon, purchased for said school, expenditures hereunder to be made as provided in section 15.84.

(5) Annually, beginning July 1, 1943, \$275 to cover the cost of insurance. [1931 c. 67 s. 77; 1933 c. 140 s. 4; 1935 c. 535; 1937 c. 181 s. 4; 1939 c. 142, 456; 1941 c. 49 s. 45, 46; 1943 c. 132]

**20.36** [Partly renumbered sections 20.13, 25.235, 25.24 subs. (1) to (3), 25.25; balance repealed by 1931 c. 4 s. 1; 1931 c. 67 s. 22, 78 to 81]

**20.37** [Repealed by 1931 c. 4 s. 1; 1931 c. 67 s. 81]

**20.38 State teachers' colleges.** There is appropriated from the general fund to the board of normal school regents:

(1) BOARD OF NORMAL REGENTS. For the board of normal regents, annually, beginning July 1, 1943, \$24,650 for the execution of the functions of said board. Of this there is allotted:

(a) To each member of said board such compensation as may be fixed by the board for rendering any specific service under the direction of the board; but they shall receive no compensation for time spent in going to, attending, or returning from the meeting of the board.

(c) Annually, beginning July 1, 1917, an amount sufficient to cover the cost of the annual audit as provided in subsection (7) of section 15.04.

(d) To the secretary an annual salary of not to exceed \$5,000 as fixed by the board of regents.

(2) OPERATION. (a) Annually, beginning July 1, 1941, \$1,397,500 for teachers' salaries at the several state teachers' colleges. Of this there is allotted \$15,000 annually for summer school salaries. Any portion of this appropriation not needed for teachers' salaries may be transferred in whole or in part to the appropriation made by paragraph (b) of subsection (2) of section 20.38 at the discretion of the emergency board.

(b) Annually July 1, 1943, \$400,000 for operation other than teachers' salaries, of the several state teachers' colleges.

(3) COAL. Annually, beginning July 1, 1943, a sum sufficient to cover the cost of coal and other solid fuel purchased pursuant to section 15.28 (4) for the several state teachers' colleges, including freight charges and local hauling charges thereon. Expenditures for coal or other solid fuel hereunder shall be made as provided in section 15.84, but shall appear as an operating cost of the teachers' college at which used. This appropriation shall be reimbursed from the proper revolving appropriation for the cost of all fuel furnished to dormitories and dining halls, including freight charges and local hauling charges thereon.

(3a) INSURANCE. Annually, beginning July 1, 1941, \$12,100 to cover the cost of insurance.

(4) **MAINTENANCE.** Annually, beginning July 1, 1943, \$75,000 as a nonlapsible appropriation for property repairs and maintenance at the several state teachers' colleges.

(5) **MISCELLANEOUS CAPITAL.** Annually, beginning July 1, 1941, \$70,000 for permanent property and improvements, other than the purchase of land at the several state teachers' colleges.

(7) **GIFTS AND SUBVENTIONS.** As a revolving appropriation, all gifts, grants, bequests and devises from individuals, partnerships, associations, or corporations and all subventions from the United States, for or in behalf of the state teachers' colleges or any department thereof or any purpose connected therewith, to carry out the purposes of such gifts, grants, bequests, devises and subventions in accordance with the conditions under which made.

(9) **PLATTEVILLE, SHOP BUILDING.** On April 1, 1941, \$17,000 to apply toward the construction and equipment of a shop building at the state teachers' college at Platteville. This appropriation is not available until the federal government through the national youth administration has made available not less than \$33,000 to complete and equip such building. This appropriation is made contingent upon such building being the sole property and under the control of the state of Wisconsin, subject to the national youth administration sharing equally with such teachers' college in the use of the building. Equipment for the building shall remain the sole property of the state or federal government, respectively, which furnished it, provided that the state shall have the use of such equipment that is furnished by the federal government.

(10) **WAR SERVICE COURSES.** (a) On April 9, 1943, a sum sufficient to set up revolving funds for administering educational courses for war service under the direction of the United States. Money from the appropriation made by this paragraph shall not become available until released by the emergency board. The money shall be made available by the emergency board at such times and in such amounts as the board may determine to be necessary to adequately provide for the purposes for which it is appropriated, with due regard for the whole amount available for such purposes. If the provision relating to release by the emergency board is invalid, the appropriation made by this paragraph shall not be invalidated but shall be considered to be made without any condition as to time or manner of release.

(b) All moneys received by the state from the United States in payment of services under paragraph (a) shall be paid, within one week after receipt, into the general fund and are appropriated therefrom to the board of regents of normal schools for the purpose of carrying on the war services as requested by the United States.

(12) **REVOLVING APPROPRIATION FOR DIVERSE ACTIVITIES.** (a) As revolving appropriations, all money received for or on account of any dormitory, dining hall, cafeteria, stationery stand or model farm to be used for the operation, maintenance and purchase of necessary equipment for such activities.

(b) The board of normal regents may establish at any or all state teachers' colleges a contingent fund not to exceed \$500 out of the balances in cafeteria and dining hall revolving funds to be used for the payment of cash in advance and which are incident to the operation of such cafeterias and dining halls.

(13) **RECEIPTS, PART-TIME STUDENTS.** The receipts from part-time students attending evening and off-campus classes only at any state teachers' college shall be paid into the state treasury and 50 per cent of such receipts are reappropriated to the state teachers' college for the payment of the incidental and other expenses incident to the holding of such classes. [1931 c. 4 s. 3; 1931 c. 67 s. 82; 1933 c. 140 s. 2, 4, 5; 1933 c. 470 s. 5; 1935 c. 533, 535 s. 1, 2, 3; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 47 to 49; 1941 c. 224; 1943 c. 35, 132, 169, 490]

**20.39** [Partly renumbered sections 25.26, 25.29, 36.065; balance repealed by 1931 c. 4 s. 1; 1931 c. 67 s. 82a to 85]

**20.40** [Repealed by 1931 c. 4 s. 1; 1931 c. 67 s. 85]

**20.40 Water regulatory board.** There is appropriated from the general fund to the water regulatory board annually, beginning July 1, 1943, \$9,000 to carry out the provisions of section 31.36. [1937 c. 379; 1939 c. 142; 1941 c. 49 s. 50; 1943 c. 132]

**20.41 University regents.** There is appropriated from the general fund to the board of regents of the university:

(1) **UNIVERSITY.** For the several colleges, departments, and schools of the university, at Madison:

(a) *General operation.* Annually, beginning July 1, 1941, \$2,522,500. Of this there is allotted:

1. A sum sufficient to pay the actual and necessary expenses incurred by members of the board of regents in going to, attending, or returning from meetings of the board, or in



the performance of any duty in pursuance of any direction of the board, but such members shall receive no compensation for services.

2. To the secretary of the board of regents an annual salary of not to exceed \$5,000 as fixed by the board of regents.

(ab) *Coal*. Annually, beginning July 1, 1943, a sum sufficient to cover the cost of coal and other solid fuel purchased pursuant to section 15.28 (4) and freight charges thereon, expenditures hereunder to be made as provided in section 15.84.

(ac) *Insurance*. Annually, beginning July 1, 1943, \$30,000 to cover the cost of insurance.

(c) *Maintenance*. Annually, beginning July 1, 1943, \$200,000 as a nonlapsible appropriation for property repairs and maintenance.

(d) *Miscellaneous capital*. Annually, beginning July 1, 1943, \$150,000 for the purchase of educational and laboratory apparatus, furniture and furnishings, machinery and equipment, tools, live stock, for improvements to buildings and grounds, and other similar permanent property and improvements.

(e) *Laboratory, gymnasium, thesis, military supplies and deposits*. All moneys received by each and every person as fees, tuition, thesis deposits and as deposits or payment for breakage, consumption, use and wear of canoe lockers, laboratory and gymnasium equipment, apparatus, laundry and supplies, and for military suits, and all other moneys unless otherwise specifically appropriated, shall be paid within one week after receipt into the general fund, and are appropriated therefrom as a revolving appropriation for the purchase, care, use and repairs of such lockers, equipment, apparatus, laundry, supplies and suits, or other university purposes as determined by the board of regents of the university, except for new construction special, or the purchase of land. Forfeited or lapsed deposits may be transferred by the regents to other appropriations made by section 20.41. Any and all moneys remaining in the appropriation made by paragraph (a) of subsection (1) of section 20.41 on June 30, 1939, and any and all moneys remaining in the appropriation made by paragraph (h) of subsection (1) of section 20.41 on June 30, 1941, are hereby transferred to this appropriation, and made available as a revolving appropriation for any purpose determined by the board of regents, except for new construction special, or the purchase of land.

(i) *Lectures and entertainments*. All moneys collected or received by each and every person for, or on account of, the school of music, in payment for lectures, recitals, concerts, and entertainments given by special arrangement by persons not on the regular staff of the university in any of its departments, colleges or activities, shall be paid within one week after receipt into the general fund, and are appropriated therefrom as a revolving appropriation for payment of necessary expenses incurred in furnishing such lectures, recitals, concerts, and entertainments; but no part thereof shall be used for the payment, in whole or in part, of the salary or compensation of any person regularly employed in any department, college, or activity of the university.

(k) *Student loans*. All gifts received to carry out the purposes and all money received as payments of principal and interest on loans made under section 36.185 to be used as a revolving appropriation to make loans authorized by section 36.185 of the statutes.

(l) *Store division*. On July 1, 1917, \$5,000, and in addition thereto, all stock on hand in the store division of the university, to be used as a revolving appropriation for the operation of the university store division, and to permit co-operation between the store division and any board, commission, or department of the state, or federal government, co-operating with the university, and to be available for the purchase of additional stores including merchandise, labor and materials.

(m) *Revolving fund*. All moneys transferred by the regents from other appropriations made by section 20.41 to be used as a revolving appropriation for the operation of the university service departments, and to permit co-operation between the service departments and any board, commission, or department of the state, or federal government, co-operating with the university, and to be available for the purchase of materials and the payment of wages. The regents are authorized to transfer moneys from or to any other university revolving fund to or from the revolving fund authorized by this section, the provisions for repayment in subsection (18) of section 20.41 to the contrary notwithstanding.

(q) *Short course agricultural students' dormitory*. On July 1, 1941, \$200,000 for the construction and equipment of a short course agricultural students' dormitory.

(t) *School of library science*. Annually, beginning July 1, 1939, \$15,000 for establishing and maintaining the school of library science.

(2) UNIVERSITY EXTENSION. For educational extension and correspondence teaching:

(a) *Operation*. Annually, beginning July 1, 1943, \$275,000 for operation.

(ab) *Revolving appropriation*. All moneys received as university extension fees,

laboratory fees, including fees for correspondence study instruction, class instruction, lecture instruction, medical extension, visual instruction materials, musical and dramatic materials, extension texts and bulletins, traveling instructors, and extension teachers serving local continuation schools and other organizations, and for duplicating service rendered by the extension division to be used as a revolving appropriation for operation, maintenance and miscellaneous capital, and replacement of laboratory equipment.

(b) *Equipment and supplies.* Annually, beginning July 1, 1943, \$4,000 for the purchase of books, educational apparatus, furniture and furnishings, and other necessary equipment, and for improvement to buildings and grounds at Milwaukee.

(c) *Special lectures, concerts and entertainments.* All moneys collected or received by each and every person for or on account of the university extension division in payment for lectures, concerts, and entertainments given by special arrangement, by persons not on the regular staff of the university in any of its departments, colleges, or activities, shall be paid within one week after receipt into the general fund, and are appropriated therefrom as a revolving appropriation for the payment of necessary expense incurred in furnishing such lectures, concerts, and entertainments; but no part thereof shall be used for the payment, in whole or in part, of the salary or compensation of any person regularly employed in any department, college, or activity of the university.

(ca) *Veterans' extension courses.* Annually, beginning July 1, 1943, \$2,250 to pay tuition charges for extension courses or classes for World War I veterans under section 37.32.

(f) *Repairs and maintenance in Milwaukee.* Annually, beginning July 1, 1941, \$3,000 for repairs and maintenance of buildings and grounds at Milwaukee.

(3) AGRICULTURAL EXTENSION. For agricultural extension work:

(a) *Agricultural extension; county agents; and soils laboratory.* Annually, beginning July 1, 1943, \$150,000 for county agricultural representatives as provided in section 59.87, and agricultural extension as provided in section 36.215; and for the conduct of the soils laboratory, pursuant to section 36.20.

(d) *Agricultural experiment stations.* Annually, beginning July 1, 1939, \$38,000, for operation, property repairs and maintenance, live stock, equipment, construction of necessary buildings and permanent improvements, except the purchase of land, for and at the several branch agricultural experiment stations.

(e) *Farm safety program.* Annually, beginning July 1, 1943, \$10,000 for the development of a comprehensive state-wide program on farm safety in co-operation with farm organizations, co-operative associations, 4-H clubs, departments of vocational agriculture, federal agricultural agencies, the agricultural press, newspapers, and other agencies, groups and individuals interested in the promotion of farm safety and the reduction of farm accidents.

(k) *Receipts from sales and agricultural development.* All moneys received in the agricultural service by each and every person for or on account of the sale of dairy, live stock and farm products, and on account of dairy tests, rent of silo forms, deposits on account of drainage projects, certification of potato seed, and for similar lines of agricultural work, shall be paid within one week after receipt into the general fund, and are appropriated therefrom for the payment of expenses incurred in the above mentioned lines of work.

(m) *Fur research for fox and mink.* Annually, beginning July 1, 1943, \$10,000 for fur research for fox and mink.

(p) *Tobacco industry.* Annually, beginning July 1, 1939, \$10,000 for experimental work, necessary equipment, and general expenses incurred in investigating the cultural methods employed in the tobacco industry and diseases affecting the tobacco plant, and for the general improvement and advancement of the tobacco industry of the state.

(r) *Protection of truck crops.* Annually, beginning July 1, 1941, \$10,000 for experimental work, necessary equipment, and general expenses incurred in investigating methods of control and extermination of insects and plant diseases affecting onions, cabbage, sugar beets and other truck crops, and for experimental work and general expenses incurred in the improvement of the quality and production of strawberries.

(s) *Apples, extermination of insects affecting.* Annually, beginning July 1, 1939, \$1,900 for experimental work, necessary equipment and general expenses incurred in investigating methods of control and extermination of insects affecting apples.

(t) *Potato research and control.* Annually, beginning July 1, 1941, \$18,000 for potato research and control.

(u) *Conserving wild life.* Annually, beginning July 1, 1939, \$9,500 for research and education to provide better methods of cropping and conserving wild life.

(v) *Cattle trichomoniasis.* On July 1, 1943, \$15,000 and on July 1, 1944, \$15,000 for research on cattle trichomoniasis and other cattle reproductive diseases.

(4) BROADCASTING STATION WHA. Annually, beginning July 1, 1941, \$47,640 for

operation, maintenance, and permanent property and improvements, other than the purchase of land, for broadcasting station WHA.

(5) **STUDENT FACILITIES.** For student facilities:

(a) *Residence halls.* All moneys received by each and every person, for or on account of residence halls at the university, including the sale of supplies used by students, shall be paid within one week after receipt into the general fund, and are appropriated therefrom for operation, maintenance and capital expenditures of such residence halls.

(c) *Athletic council.* All moneys received by each and every person for or on account of the athletic council or any similar organization of the university shall be paid within one week after receipt into the general fund, and are appropriated therefrom for the purposes of such athletic council, or other similar organization of the university, respectively, for carrying out its powers, duties and functions.

(d) *Memorial Union.* All moneys received by each and every person for or on account of the Memorial Union shall be paid within one week after receipt into the general fund, and are appropriated therefrom as a revolving appropriation for operation, maintenance, and capital expenditures of the Memorial Union.

(e) *Dramatic and theatrical activities.* All moneys collected or received on and after September 1, 1929, by each and every person for or on account of dramatic or theatrical activities and entertainments of the department of speech shall be paid within one week after receipt into the general fund, and are appropriated therefrom for the operation, maintenance and capital expenditures of such activities and entertainments.

(6) **CAMP RANDALL MEMORIAL PARK.** On July 1, 1943, \$1,200 for improvements in Camp Randall Memorial Park and annually, beginning July 1, 1943, \$600 for repairs and maintenance of said park which shall be under the supervision and control of the regents.

(8) **UNIVERSITY PRESS APPROPRIATION.** All moneys collected or received by each and every person for or on account of the board of regents in connection with the publication and the sale of books, periodicals, manuscripts, and publications of the university press, including receipts from the sale of copies of the University of Wisconsin Studies now on hand, as a revolving appropriation to be used for the operation, maintenance, and miscellaneous capital expenditures of the university press.

(9) **SCIENTIFIC INVESTIGATION.** Annually, beginning July 1, 1943, \$35,000 to encourage scientific investigation and productive scholarship as provided in section 36.062.

(10) **HOSPITALS.** (a) *Revolving appropriations.* As a revolving appropriation, all moneys collected or received by each and every person for or on account of the Wisconsin general hospital, the Wisconsin orthopedic hospital for children, and the university clinic as clinic, dispensary, infirmary, or hospital fees, to be used for operating expenses in connection with the Wisconsin general hospital and the Wisconsin orthopedic hospital for children.

(11) **REVOLVING FUND, DORMITORIES, ETC.** (a) *Revolving fund surplus.* Any moneys in any university revolving fund which the regents shall determine to be surplus not required for the succeeding fiscal year is hereby appropriated to the regents for the construction or acquisition of dormitories, commons, field house or other buildings, or for other permanent improvements, or for the purchase of land, or for the equipment of such buildings, or for investment in bonds or securities, as provided in subsections (6) and (7) of section 36.06, as the regents may determine, anything in paragraph (k) of subsection (3) to the contrary notwithstanding; provided, that the approval of the governor shall be necessary for the purchase of land under this section.

(12) **PSYCHIATRIC INSTITUTE.** Annually, beginning July 1, 1943, \$60,000 for the operation, maintenance and permanent property and improvements of the psychiatric institute.

(14) **HYGIENIC LABORATORY.** Annually, beginning July 1, 1939, \$45,600 for operation, maintenance, and permanent property for the hygienic laboratory.

(15) **GIFTS AND DONATIONS.** All moneys received from gifts, grants, bequests, and devises, and all subventions from the federal government, to carry out the purposes for which made and received.

(17) **STATE GEOLOGIST.** Annually, beginning July 1, 1943, \$15,000 for the execution of the functions of the state geologist.

(18) **EMERGENCY TRANSFERS.** Any moneys in the appropriations to the board of regents of the university for operation may be temporarily transferred to any revolving fund authorized by law, or from one revolving fund to another, provided that any moneys so transferred shall be repaid to the appropriation from which taken before the close of the fiscal year in which the transfer was made.

(19) **CASH FUND.** The board of regents of the university may use the \$20,000 of the balances in university revolving funds heretofore appropriated as a contingent fund for the payment of such miscellaneous expenses as must be met by the payment of cash in advance.

(25) **CANCER RESEARCH.** Annually, beginning July 1, 1943, \$15,000 for the study of and research into the causes, prevention and cure of cancer, and for the purchase of necessary apparatus and supplies for the purpose of carrying on such study and research.

(26) **EXTENSION COURSES FOR THOSE IN MILITARY SERVICE.** On the effective date of this subsection a sum sufficient:

(a) To carry out the provisions of subsection (1) of section 36.175.

(b) To refund tuition and instruction fees as provided in subsection (2) of section 36.175.

(27) **TRANSFER OF UNUSED SPECIFIC APPROPRIATIONS.** Whenever it shall become apparent in any fiscal year that any specific appropriation in this section other than for special capital will exceed the amount needed for the purposes for which such appropriation is made, such excess shall be transferred, upon the approval of the emergency board, by the secretary of state, from the original appropriation and used to supplement any other specific appropriation in this section for the same fiscal year that may be insufficient for the purposes for which it was made. [1931 c. 4 s. 3; 1931 c. 67 s. 86 to 89, 173; 1931 c. 416 s. 2; 1933 c. 140 s. 2, 4, 5; 1933 c. 470 s. 6; 1935 c. 494, 535; 1937 c. 181 s. 4, 5; 1937 c. 296; 1939 c. 120, 142, 197, 328, 408, 418, 472; 1941 c. 29, 34, 49 s. 51 to 53; 1941 c. 172, 252; 1943 c. 36, 132, 336, 410, 538]

**20.415 University regents.** There is appropriated from the general fund to the board of regents of the university:

(1) On July 1, 1943, \$95,000 and on July 1, 1944, \$95,000 to be used in the discretion of the board of regents for any of the purposes for which expenditures are authorized by any of the specific appropriations made in section 20.41 or to carry out any of the functions and powers of the board authorized by chapter 36.

(2) On July 1, 1943, \$10,000 and on July 1, 1944, \$10,000 for experimental work, necessary equipment, and general expenses incurred in investigating methods of control and extermination of insect and plant diseases affecting field and truck crops grown in Wisconsin for canning purposes and for the improvement of the canning industry.

(3) On July 1, 1943, \$225,000 and on July 1, 1944, \$225,000 to be allocated, upon the approval of the emergency board, to the appropriations made in section 20.41 in such amounts and at such times as may be necessary for continuing emergency salary increases in effect in the fiscal year 1942-43, and for other expenses and adjustments in university operations made necessary by the national emergency. The emergency board shall approve such allocations as may be necessary to continue such increases and to provide for such expenses and adjustments. If the provision relating to allocation, with the approval of the emergency board, is invalid, the appropriation in this subsection shall not be invalidated but shall be considered to be made without any condition as to time or manner of allocation, releases or transfer. [1937 c. 181 s. 5; 1939 c. 142; 1941 c. 49 s. 54; 1943 c. 132]

**20.42** [Repealed by 1931 c. 67 s. 90]

**20.42 Acceptance of federal funds to supply farm labor.** The legislature hereby accepts the provisions of a joint resolution of Congress, approved . . . , 1943, (H. J. Res. 96) entitled "making an appropriation to assist in providing a supply and distribution of farm labor for the calendar year 1943" and accepts the grant of all moneys and all benefits which may accrue under said joint resolution. The board of regents of the university of Wisconsin is authorized and directed to co-operate with the proper federal authorities in the administration of said act and in carrying out all agreements made thereunder. All funds made available to this state under said resolution shall, upon receipt thereof, be paid into the general fund and are appropriated therefrom to the board of regents to be expended in accordance with the terms of the grants. [1943 c. 310]

**20.421** [Repealed by 1931 c. 67 s. 90]

**20.43 State board of health.** There is appropriated from the general fund to the state board of health and vital statistics:

(1) **GENERAL ADMINISTRATION.** Annually, beginning July 1, 1943, \$172,500 for administration and the execution of its functions for which no specific appropriation is made. Of this there is allotted:

(a) To each member of the board other than the secretary, compensation, to be certified by the president and secretary of the board, at the rate of \$10 per day when actually and necessarily engaged in the performance of his official duties; but not to exceed \$600 in any year to any such member.

(b) To the secretary an annual salary not to exceed \$6,000 as fixed by the board.

(2) **FEDERAL AID FOR PUBLIC HEALTH.** All moneys received by this state as federal aid for public health services, to be expended for the purposes specified in the acts of congress pursuant to which such federal aid is given and in accordance with plans prepared by the board of health and approved by (a) the United States Children's Bureau and (b) the United States Public Health Service. Any federal funds matched by state

funds and remaining available to the state at the end of each quarter shall be transferred on certificate of the secretary of the state board of health to the appropriation made by paragraph (b) of subsection (13) of section 20.43.

(3) **APPROPRIATION FROM RECEIPTS, NONLAPSIBLE.** All moneys received by the state board of health under the provisions of chapters 145, 146, 149, 156, 158, 159 and 160 shall be paid into the state treasury and ninety-five per cent thereof is hereby appropriated therefrom as a nonlapsible appropriation to said board to carry out the provisions of said chapters. Of the net receipts herein appropriated there is allotted to the board a sum sufficient for administrative overhead charges, but not in excess of seven per cent of the total net receipts.

(4) **BUREAU OF VITAL STATISTICS.** (a) On August 20, 1943, \$25,000 in addition to other moneys appropriated for the execution of its functions under chapter 69.

(b) All fees and receipts collected under chapter 69 and section 245.20 by any state official or employe shall be paid within one week of receipt thereof into the state treasury and are appropriated therefrom for the execution of its functions under chapter 69.

(4m) **COPIES OF RECORDS.** All fees and receipts of moneys collected under section 140.05 (12) by any state official or employe shall be paid within one week into the state treasury and are appropriated therefrom for the execution of its functions thereunder.

(5a) **OPERATION OF INSTITUTIONS.** Annually, beginning July 1, 1943, \$235,000 for the operation of the state institutions under its management and direction.

(5b) **MAINTENANCE OF INSTITUTIONS.** Annually, beginning July 1, 1943, as a non-lapsible appropriation \$17,500 for property repairs and maintenance of the state institutions under its management and direction.

(5c) **MISCELLANEOUS CAPITAL AT INSTITUTIONS.** Annually, beginning July 1, 1941, \$5,000 for miscellaneous permanent property and improvements for the state institutions under its management and direction.

(5d) **COAL.** Annually, beginning July 1, 1943, a sum sufficient to cover the cost of coal and other solid fuel purchased pursuant to section 15.28 (4) for the several state institutions under its management and direction, and the freight charges and local hauling charges thereon. Expenditures for coal and other solid fuel hereunder shall be made as provided in section 15.84 but shall appear as an operating cost of the respective institutions at which such fuel is used.

(5e) **INSURANCE.** Annually, beginning July 1, 1943, \$3,550 to cover the cost of insurance.

(8) **REGULATION OF BARBERS.** All moneys received by the state board of health under the provisions of chapter 158 shall be paid into the state treasury and ninety-five per cent thereof is hereby appropriated therefrom as a nonlapsible appropriation to said board to carry out the provisions of said chapter. Of the net receipts herein appropriated there is allotted to the board a sum sufficient for administrative overhead charges, but not in excess of seven per cent of the total net receipts. Of the net sum so appropriated there is allotted to each member of the committee of examiners of barbers a per diem not exceeding \$10 per calendar day for the actual number of days for which he is engaged in the performance of his duties, and in addition thereto his actual and necessary expenses.

(13) **BUREAU OF MATERNAL AND CHILD HEALTH.** (a) Annually, beginning July 1, 1941, \$40,000 for the operation of a bureau of maternal and child health and public health nursing for the promotion of the hygiene of maternity and childhood, and supervision of public health nurses in the state.

(b) All moneys transferred from subsection (2) to this subsection shall be used as a nonlapsing appropriation for carrying out the provisions of subsection (1) and paragraph (a) of subsection (13) of section 20.43.

(21) **ADMINISTRATION OF WELL DRILLERS LAW.** All moneys received by the state board of health under sections 162.01 to 162.06. Ninety per cent of such moneys, including any unexpended balance at the end of any fiscal year, are allotted for the registration and regulation of well drillers, the inspection of wells, testing of water for pollution, and otherwise administering the provisions of said sections and the performing of such duties as may be deemed necessary to protect the public health against hazards and dangers of polluted ground water. [1931 c. 67 s. 91; 1933 c. 140 s. 2, 4; 1933 c. 459; 1935 c. 434, 467, 535, 538, 553, 556; 1937 c. 6 s. 15; 1937 c. 181 s. 2, 4; 1937 c. 312; 1939 c. 142, 423; 1941 c. 49 s. 55 to 56; 1941 c. 312; 1943 c. 86, 132, 288, 563, 565]

**Note:** Federal aid for child welfare, public health nursing, promotion of welfare and hygiene of maternity and infancy may be received under 20.43 (2), Stats. 1935, without reducing state appropriation provided by (13). 25 Atty. Gen. 297.

**20.434 Aids for county nurses.** There is appropriated annually, beginning July 1, 1941, from the general fund to the several counties, upon certification of the secretary of the state board of health, \$67,000 for the payment of aids to counties employing county nurses as provided in section 141.065. [1935 c. 556; 1941 c. 49 s. 57]

**20.435 Board of examiners in basic sciences.** All moneys collected or received by each and every person in behalf of the state board of examiners in the basic sciences under sections 147.01 to 147.12, inclusive, shall be paid within one week after receipt into the general fund, and are appropriated therefrom for the administration of said sections. [1931 c. 67 s. 92]

**20.437 Chiropractic.** All moneys collected or received by each and every person in behalf of the state board of examiners in chiropractic under section 147.23 shall be paid within one week after receipt into the general fund, and are appropriated therefrom for the administration of said section. [1931 c. 67 s. 92]

**20.44 Board of medical examiners.** There is appropriated from the general fund to the state board of medical examiners:

(1) For the execution of its functions, including the performance of its duties under sections 147.13 (6) and 147.175, all moneys received by it and paid into the general fund. Of this there is allotted:

(a) To each member of the board such compensation as it shall determine, not exceeding \$10 for each day actually spent in attending to the business of the board.

(b) To the secretary of the board a salary, to be fixed by it, not exceeding \$1,800 per annum. [1931 c. 67 s. 92, 93; 1933 c. 140 s. 1, 4; 1941 c. 49 s. 58; 1943 c. 132, 155]

**20.45 Board of dental examiners.** All moneys collected or received by each and every person for or in behalf of the state board of dental examiners shall be paid within one week after receipt into the general fund, and are appropriated therefrom for the execution of the functions of the board. Of this there is allotted:

(1) To each member of the board compensation at the rate of \$10 per day for each day actually engaged in the performance of the duties of the office.

(2) To the secretary of the board an annual salary, to be fixed by the board. [1931 c. 67 s. 92]

**20.46 Board of pharmacy.** All moneys collected or received by each and every person for or in behalf of the state board of pharmacy shall be paid within one week after receipt into the general fund, and are appropriated therefrom for the execution of the functions of the board. Of this there is allotted:

(1) To each member of the board compensation at the rate of \$5 per day for each day actually engaged in the performance of the duties of the office.

(2) To the secretary of the board such compensation or salary as shall be fixed by the board; and if the secretary is a member of the board, such compensation or salary shall be in lieu of his per diem.

(3) \$1,500, to the state pharmaceutical association. [1931 c. 67 s. 92]

**20.47 Board of optometry.** All moneys collected or received by each and every person for or on behalf of the state board of examiners in optometry, shall be paid, within one week after receipt, into the general fund and are appropriated therefrom for the execution of its functions. Of this there is allotted:

(1) To each member of the board, as compensation, \$8 for each day actually spent in performing the duties of said office, and his actual and necessary expenses.

(2) To the secretary of the board such additional compensation as may be determined by the board. [1931 c. 67 s. 92]

**20.475 Board of examiners in watchmaking.** Annually, beginning July 1, 1939, there is appropriated from the general fund to the board of examiners in watchmaking as a nonlapsible appropriation ninety per cent of all moneys received pursuant to the provisions of chapter 125 of the statutes to carry out its functions under the provisions of said chapter. The balance remaining on June 30, 1939, in the appropriation made by section 20.475 of the statutes of 1937 shall not lapse but shall continue and be added to this appropriation. Of this there is allotted:

(1) To each member of the board, as compensation, \$10 for each day actually spent to perform the duties of said office and his actual and necessary expenses.

(2) To the secretary of the board, such additional compensation as may be determined by the board, not to exceed \$1,000 per annum. [1937 c. 91; 1939 c. 142]

**20.48 State athletic commission.** There is appropriated from the general fund to the state athletic commission annually, beginning July 1, 1943, \$7,000 for the execution of its functions. Of this there is allotted:

(1) To each member of the commission compensation of \$5 for each day actually spent in the performance of his official duties, not exceeding an aggregate of \$3,000 annually for all of the members.

(2) To the secretary of the commission a salary fixed by the commission, not exceeding \$2,800. [1931 c. 67 s. 93a; 1933 c. 140 s. 4; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 59; 1943 c. 132]

**20.49 State highway commission.** There is appropriated from the general fund to the state highway commission on the allotment dates specified in this section the aggregate

amount not previously allotted of the surplus of the motor vehicle registration fees, operator's license fees and motor vehicle fuel taxes, after deducting the actual costs of administration paid from the appropriation made by section 20.09 (5m) and (5n) and section 20.051 (1) and (4) (a) and (b), provided that the taxes on motor vehicle fuel used or sold in June may with the consent of the emergency board be included in the allotments on July 1. The amount appropriated herein to the commission shall be apportioned and distributed by the commission as follows:

(1) ADMINISTRATION EXPENSE. Annually, beginning July 1, 1926, \$100,000, for the execution of its functions. Of this there is allotted:

(a) To each appointive member of the commission an annual salary of \$6,500.

(b) to the state highway engineer an annual salary of not to exceed \$6,000 as fixed by the commission.

(1m) STATE PLANNING BOARD. Annually, beginning July 1, 1937, \$50,000 to carry out the functions of the state planning board.

(1n) TOPOGRAPHIC MAP. Annually, beginning July 1, 1937, \$15,000 for the preparation of a topographical map of the state of Wisconsin. No part of this appropriation shall become available unless an equivalent amount is made available by the federal government for expenditure in this state for such purpose.

(2) ALLOWANCE TO MUNICIPALITIES EQUAL TO AUTO TAXES. (a) On December 15, 1937, and annually thereafter, to each town, village, and city, a privilege highway tax in an amount as herein set forth in lieu of the general property tax heretofore assessed on motor vehicles. Each town, village and city shall receive an amount equal to twenty per cent of the net registration fees derived from motor vehicles customarily kept in such town, village or city in the fiscal year ended the previous thirtieth day of June, but in no case less than the approximate amount collected by said municipalities from the property tax on motor vehicles levied in the year 1930 as computed under chapter 22 of the laws of 1931.

(b) From the first allotment received by each city of the first class under paragraph (a) of this subsection, the city treasurer shall set aside for the respective city school funds established by law, amounts approximately the same as the amounts provided for such school funds from the collection of the property tax on motor vehicles in such city levied in the year preceding the year in which this paragraph takes effect. The amount of such tax so collected shall be arrived at in the manner provided in subsection (1) of section 85.045 and shall be computed by the city comptroller who shall certify his computation to the city treasurer. From each subsequent allotment received by each such city annually thereafter, the city treasurer shall annually set aside for each such school fund an amount which bears the same proportion to the amount set aside for such fund in the previous year as the total allotment received bears to the total allotment received in the previous year, but in no case shall the amount set aside for any such fund be less than the amount set aside from the first allotment received under paragraph (a) of this subsection.

(3) ROAD MARKING. On October 1, 1935, and annually thereafter, for marking and signing the state trunk highway system, \$100,000.

(4) COUNTY AND STATE TRUNKS. On July 1, 1943, and annually thereafter, the sum required to meet the provisions of sections 83.10 and 84.03 (3) as follows:

(a) To meet the provisions of section 83.10, \$3,500,000 plus a sum equal to \$65 per mile of county trunk highways.

(b) To meet the provisions of section 84.03 (3), \$8,000,000 plus the additional sum required to meet the minimum allotments as provided in paragraph (c) thereof.

(5) BRIDGES. On July 1, 1933, \$250,000, on July 1, 1934, \$250,000 and on July 1, 1935 and annually thereafter, not to exceed \$900,000 to pay the state's portion of the cost of bridges under sections 84.11 and 84.12.

(5a) CONNECTING ROAD. On July 1, 1941, and annually thereafter, \$25,000 for improving highways forming the most convenient connection between the university, state teachers' colleges, state charitable or penal institutions, and the state trunk highway system, or to construct roadways under or over state trunk highways that pass through the grounds of the university, state teachers' colleges, or any state charitable or penal institution, or to construct and maintain all drives and roadways on the grounds of the university, state teachers' colleges, or any state charitable or penal institution. All work under this subsection shall be determined jointly with the board of regents of the university, the board of normal school regents, and the state department of public welfare. Any balance in this appropriation on June 30, 1941 shall be available for the purposes herein stated.

(6) STATE PARK ROADS. Annually on July 1, \$200,000 for the construction and maintenance of roads, including fire roads, in the state parks and state forests and other public lands as defined in chapter 24, and for highways or fire roads leading from the most convenient state trunk highways to such lands. All work done under this subsec-

tion shall be determined with the state conservation commission for state park and forest lands, and with the land commission for other classes of public lands and the county board of the county wherein the lands affected are situated. All work shall be done by or under the authority or with the approval of the state highway commission. Outside the limits of the said park, state forest and public land areas, not more than 2 direct connections to the most convenient state trunk highway may be built or maintained under the provisions of this subsection. The expenditure of funds under this subsection shall not affect the eligibility of any highway for aids or the expenditure of other funds thereon.

(6a) LANDSCAPING AND ROADSIDE PARKS. On July 1, 1941, and annually thereafter, the sum of \$20,000 to be expended by the highway commission for landscaping right of ways, developing and maintaining roadside park areas, and for the purchase of land when necessary for such purposes, pursuant to the provisions of subsection (9a) of section 84.03.

(7) SURVEY FOR MATERIALS. On October 1, 1933, \$10,000, on July 1, 1934, \$10,000, and on July 1, 1935, and annually thereafter, \$15,000 for the purpose of making surveys of local road materials available for the construction and maintenance of the highways. All work done under this subsection shall be done by the state geologist, on plans approved by and in such places as shall be directed by the highway commission.

(7a) HIGHWAY LABORATORY. On August 1, 1937, not to exceed \$175,000 to be expended by the highway commission for the purchase or lease of a suitable site for and the constructing and equipping of a highway laboratory and sign shop.

(7b) RAILROAD GRADE CROSSING IMPROVEMENTS. Annually, beginning July 1, 1935, \$100,000 to pay the state's share of the apportionable cost of railroad grade crossing improvements on the state trunk highway system, which shall be expended on projects where the state's share of the apportionable cost exceeds \$15,000 in such order and in such places as the commission shall from time to time determine will best meet the highway requirements of the people of the state, and may be used for improvements either independent of or in conjunction with any other funds that may have been or may be available for the improvement of the state trunk highway system in any county. The apportionable cost is defined as that amount which may be decided upon by the highway commission, the public service commission and the railway company as representing the financial interest of the railway company and of the public in the elimination of the crossing hazard.

(7m) TRUNK HIGHWAY MAPS. (a) On July 1, 1917, \$3,000 to be used as a revolving appropriation, for the making and publishing of a map of the state of Wisconsin showing thereon the trunk highway system, as provided by subsection (5) of section 84.02; all moneys received by each and every person for or on behalf of the director of purchases from the sale of such maps, shall be paid within one week after receipt into the general fund, and are appropriated therefrom and added to the appropriation.

(b) On July 1, 1929, and annually thereafter, \$7,500 for the purchase of highway maps as provided in subsection (13a) of section 35.84 of the statutes and for free distribution to the public.

(8) STREET IMPROVEMENT; SNOW REMOVAL. Annually, on March 10, to the towns, villages and cities of the state, for the improvement of public roads and streets within their respective limits which are open and used for travel, and which are not state or county trunk highways or connecting streets, the following sums: Each town and village shall receive for each mile of such road or street, the sum of \$65; each city with a population not more than 10,000 by the last federal census shall receive for each mile of such road or street, the sum of \$130; each city with a population more than 10,000 and not more than 36,000 shall receive for each mile of such road or street, the sum of \$260; each city with a population more than 36,000 and not more than 150,000 shall receive for each mile of such road or street, the sum of \$390; and each city with a population more than 150,000 shall receive for each mile of such road or street, the sum of \$520. The amounts allotted to cities, towns and villages under this subsection shall be paid into their respective treasuries. The above sums allotted for each such mile may be used for snow clearance, ice prevention, and dust alleviation purposes. The amounts allotted to the towns and villages shall be expended by the town and village officers, subject to the supervision and approval of the county highway committee, but the town and village boards may authorize the work to be done by the county. If the work is done by the county, the amount allotted for towns and villages shall be paid into the county treasury. A report of the work done shall be made each year by the town or village board, if the town or village does the work, and by the county highway commissioner if the work is done by the county. Copies shall be filed with the clerk of the town or village, the county clerk and the highway commission. The board of every town and village, and the council of every city, shall file with the commission and with the county clerk, a correct plat of their respective towns, villages and cities showing the mileage of roads and streets open and used for travel. In computing the mileage, the lengths included in road and street



intersections shall not be included more than once. One-half of the mileage of roads or streets on boundary lines shall be considered as lying in each town, village or city.

(9) STATE FUND FOR CONSTRUCTION AND MAINTENANCE. (a) Annually, on July 1, to carry out the purposes of sections 84.03 (9), 84.10, 86.24, and 20.49 (9) (b), the amount remaining unallotted at the close of the fiscal year after the amounts appropriated under subsections (1) to (8) have been set aside.

(b) In any year in which the total appropriated to the state highway commission by the introductory paragraph of this section is not sufficient for all of the purposes for which it is to be apportioned and distributed as provided in subsections (1) to (8), the amount of such insufficiency shall be transferred from any accumulated balance available under paragraph (a) and be used to make up such insufficiency in any of the subsections (1) to (8).

(10) PAYMENTS, BALANCES. Payments from the appropriations made by subsections (1), (1n), (2), (3), (4), (5), (5a), (6), (6a), (7), (7a), (7b), (7m), (8), (9) and (13) hereof, and section 20.495, shall be made only on the order of the state highway commission from which order the secretary of state shall draw his warrant in favor of the payee and charge the same to the proper appropriation. At the end of any quarter of the fiscal year, the appropriations under subsections (4) and (9) may be anticipated, by the highway commission, and used for the purposes of the respective subsections, to such extent as shall, in their judgment, approved by the governor, be justified by the receipts during that fiscal year. Any balance remaining at the end of the fiscal year for which the appropriation is made shall go forward and be available for the same purpose in succeeding years.

(13) RECEIPTS FROM ENGINEERING WORK, REVOLVING FUND. After payment into the general fund, all receipts from the performance of engineering work, on request of town, village, or county boards or county highway committees, or in connection with any work to be done under any appropriation under this section, to be used for the same purpose. Any excess of receipts above the amount required for the performance of such engineering work shall be credited to the appropriation for highway maintenance and construction.

(54) MATCHING FEDERAL AID AND OTHER FUNDS. All or part of any allotment made by subsections (2) to (9) of this section is hereby authorized to be used to match or supplement federal aid or other funds now or hereafter made available by any act of congress or by any county, city, village or town for the purposes set forth in the respective subsections (2) to (9) of this section, provided the commission and any municipality, or other commission or official given any control over the disposition of any such allotment provided by subsections (2) to (9) of this section shall deem advisable, and provided further that every part of every allotment made by any subsection of this section shall be expended only for the purpose or purposes for which the allotment is made. It is declared to be the intent of this subsection to permit, where state funds are as herein provided made available for such purposes, the matching or supplementing of federal aid funds in accordance with the purposes of any act of congress relating to federal highway aid, including without limitation because of designation the elimination of hazards to life at railroad grade crossings, the construction, reconstruction and improvement of secondary or feeder roads and any other highway purpose within the purview of any such act of congress. [1931 c. 22 s. 1, 2, 3; 1931 c. 67 s. 94, 94a, 94b; 1931 c. 362; 1931 c. 391 s. 4; 1931 c. 422 s. 3; 1931 c. 445; 1933 c. 140 s. 2, 4; 1933 c. 387; 1933 c. 461 s. 1; 1933 c. 494 s. 3; 1935 c. 164, 253; 1937 c. 181 s. 4; 1937 c. 199, 286, 303, 385, 393, 397; 1939 c. 42, 142, 410; 1941 c. 17, 49 s. 60; 1941 c. 117; 1941 c. 187, 317, 333; 1943 c. 132, 148, 334, 337, 364, 491, 551]

**Note:** The revenues from motor vehicle registration fees, operators' license fees, and motor vehicle fuel taxes, levied under 78.02, 85.01 and 85.08 merely paid into the general fund of the state treasury under 14.68 (1), 20.05 (4) and 25.20, and not required by statute to be segregated into any separate or special fund, do not constitute "trust funds" and the appropriation of moneys under 20.49, Stats. 1939, from the general fund to the state highway commission in the aggregate amount not previously allotted of the surplus of such revenues does not create a "trust fund" but such revenues belong to the general fund and may lawfully be used to carry on the ordinary and essential functions of the state government, and such use does not constitute a "diversion" of highway funds. *Friedrich v. Zimmerman*, 238 W 148, 298 NW 760.

Under (8), town may authorize its road improvement for year to be done by county and direct that its allotment for next year under above statute be turned over to coun-

ty in payment for such work done by county. 26 Atty. Gen. 522.

County highway committee may not set uniform wage scale to be paid by all towns and villages in expending funds allotted under (8). 27 Atty. Gen. 366.

Allotment under (8) should not be made to city for roads over property owned by city outside its corporate limits, but to town in which property is located. 27 Atty. Gen. 408.

Appropriations under (2) (a) are to be expended by various municipalities in construction, improvement and repair of highways. 27 Atty. Gen. 527.

Term "improvement" as used in (8), relating to allotment of gas tax, motor vehicle registration fees and operators' license fees, includes grading, surfacing and straightening of curves on highways which are open and used for travel, but does not include purchase of right of way or any construction work on highways which have not been opened and used for travel. 28 Atty. Gen. 160.

**20.491 State trunk highway trust fund.** (1) The balance remaining on June 30, 1943, allotted to counties under section 84.03 (3) and (4), and annually on July 1 of each year, all moneys available to meet the provisions of section 84.03 (3) and (4), as allotted to counties, shall be placed in a separate nonlapsible trust fund to be designated "State Trunk Highway Fund," which shall be to the credit of the several counties for the exclusive purpose of insuring retirement of county bonds and payment of all other expenditures authorized under section 84.03 (3) and (4).

(2) Whenever any costs are incurred, part or all of which are properly chargeable to the state trunk highway fund, the state highway commission may direct the payment thereof from funds available under section 20.49 (9), and in such case the commission shall periodically, or upon the completion of particular improvements, determine the amounts of such payments chargeable to the state trunk highway fund and issue transfer vouchers; and the secretary of state shall credit the appropriation from which the payments were made and charge the state trunk highway fund with the amounts as directed in such transfer vouchers.

(3) The same authority shall exist to invest money of the state trunk highway fund in war bonds as exists in connection with the investment of money from the general fund in war bonds and any war bonds in the general fund may be transferred to the state trunk highway fund on June 30, 1943, and on July 1 of each year in lieu of the cash transfers provided for in subsection (1). [*1943 c. 364, 491*]

**20.495** [*Repealed by 1929 c. 528 s. 1*]

**20.495 Appropriations of federal aid and other special funds.** (1) **FEDERAL AID.** There is appropriated from the general fund to the state highway commission on the respective dates when such allotments may be received in the state treasury all allotments of federal highway aid funds made to this state under any act of congress relating to federal highway aid, including, without limitation because of designation, the act approved July 11, 1916, thirty-ninth United States Statutes at Large, commencing page three hundred and fifty-five, the act approved November 9, 1921, forty-second United States Statutes at Large, commencing page two hundred and twelve, the act approved June 16, 1936, forty-ninth United States Statutes at Large, commencing page fifteen hundred and nineteen, and all acts of congress now or hereafter amendatory of or supplementary to any such acts. Such amounts shall be expended by the commission in connection with the appropriation provided in section 20.49 where applicable and in accordance with the requirements of and regulations made under and pursuant to any applicable act of congress. The provisions of section 20.75 of the statutes shall not apply to that part of any debt or liability now or hereafter contracted or created on any highway project in anticipation of payment thereof out of federal aid funds pursuant to any applicable act of congress.

(2) **SPECIAL FUNDS.** There is appropriated to the state highway commission from the general fund, or any other state fund in which the same may be, all funds or moneys which are paid into the state treasury directly or through the commission by any county, city, village, town or other source as a contribution or payment toward or in connection with the construction, reconstruction or improvement of any highway, including, without limitation because of enumeration, streets, bridges, roadways, secondary or feeder roads or other roads. All such funds or moneys shall be expended by the commission in accordance with the purposes for which such moneys were paid in and may, where applicable, be used as state funds to match or supplement federal aid on projects for such purposes. [*1937 c. 393*]

**20.50 Deep waterways commission.** There is appropriated from the general fund to the Wisconsin deep waterways commission on July 1, 1943, \$1,750 and on July 1, 1944, \$1,750 for the execution of its functions under chapter 377, laws of 1919. The members of said commission shall receive no compensation, but shall be reimbursed their actual and necessary expenses. [*1931 c. 67 s. 96; 1933 c. 140 s. 4; 1935 c. 535; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 61; 1943 c. 132*]

**20.505 Committee on water pollution.** All moneys received by the committee on water pollution under the provisions of subsection (3) of section 144.53 shall be paid into the state treasury and are appropriated therefrom as a nonlapsible appropriation to said committee for the execution of its functions under sections 144.51 to 144.57. [*1937 c. 130*]

**20.507 Flood disaster committee; Spring Valley flood.** There is appropriated from the general fund to the flood disaster committee on July 1, 1943, as a nonlapsible appropriation, \$50,000 to provide relief for victims of the flood of September 17, 1942 in and near the village of Spring Valley, and for the execution of the functions of said committee, under section 87.20. [*1943 c. 467*]

**20.51 Public service commission.** There is appropriated from the general fund to the public service commission:

(1) Annually, beginning July 1, 1941, \$115,000 to cover all expenditures and obligations incurred for the administration of any of its functions in addition to sums collected under sections 196.85 and 184.10 (2). Of this there is allotted to each member of said commission an annual salary of \$6,500.

(4) As a revolving appropriation, all moneys collected by the commission under section 196.85 or 196.855 or subsection (2) of section 184.10 to be used for the performance of all duties of the commission for which no special appropriation is made.

(5) Annually, beginning July 1, 1943, \$80,000 to be used for carrying out its functions under the provisions of chapter 194 and section 76.54. [1931 c. 4 s. 1, 2; 1931 c. 67 s. 97; 1931 c. 183 s. 2, 3; 1931 c. 454 s. 2; Spl. S. 1931 c. 5; 1933 c. 140 s. 2, 4; 1933 c. 158 s. 2; 1933 c. 438 s. 2; 1933 c. 488 s. 2; 1933 c. 494 s. 11b; 1935 c. 535; 1937 c. 181 s. 4, 5; 1939 c. 68, 142, 370, 410, 486; 1941 c. 49 s. 62; 1943 c. 132, 551]

**20.511** [Repealed by 1931 c. 4 s. 1; renumbered section 20.51 by 1931 c. 67 s. 97]

**20.513** [Repealed by 1939 c. 142, 236]

**20.514** [Repealed by 1939 c. 15]

**20.52 Grain and warehouse commission.** All moneys collected or received by each and every person for or in behalf of the grain and warehouse commission shall be paid within one week of receipt into the general fund, and are appropriated therefrom to said commission for the execution of its functions; but any balance in excess of \$60,000 standing to the credit of said commission on July first of any year shall revert to the general fund. Of this there is allotted to each member of said commission an annual salary of \$3,600. [1931 c. 67 s. 98]

**20.53 Banking commission.** There is appropriated from the general fund to the state banking department:

(1) Annually, beginning July 1, 1943, \$32,000 and in addition thereto all fees and all other moneys received by any person for or in behalf of the state banking department for the execution of the functions of the department. Of this there is allotted:

(a) To the members of the banking commission, an annual salary of \$5,000 for each member.

(b) To the examiners and other employes of the department such salary as may be fixed by the commission with the approval of the banking review board.

(c) \$5,000 for the execution of its functions under chapter 186. [1931 c. 67 s. 99; 1931 c. 450 s. 2; Spl. S. 1931 c. 10 s. 3; Spl. S. 1931 c. 15 s. 2; 1933 c. 7 s. 1, 3; 1933 c. 140 s. 4; 1933 c. 323; 1933 c. 362 s. 1; 1933 c. 374 s. 3; 1935 c. 484, 491, 515, 535; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 63; 1943 c. 132]

**20.535** [Repealed by 1941 c. 49 s. 64]

**20.54 Board of accountancy.** All moneys received by the Wisconsin state board of accountancy under chapter 135 shall be paid within one week after receipt into the general fund, and are appropriated therefrom for the execution of the functions of said board. Of this there is allotted:

(1) To each member of the board an amount not exceeding \$10 per day for time actually expended in the performance of his official duties; and in addition thereto his actual and necessary expenses incurred in the performance of such duties. [1931 c. 67 s. 100; 1935 c. 481]

**20.55 Commissioner of insurance.** There is appropriated from the general fund to the commissioner of insurance:

(1) **GENERAL ADMINISTRATION.** Annually, beginning July 1, 1943, \$95,000 for the execution of his functions as commissioner of insurance and as ex officio state fire marshal and for the performance of his duties under chapter 205. Of this there is allotted:

(a) To the commissioner of insurance an annual salary of \$6,500.

(b) To the commissioner of insurance, such sum as may be required for his actual and necessary expenses incurred in representing this state at the annual meeting of the national convention of insurance commissioners.

(c) Such sums as may be necessary for witness fees, and fees and mileage to officers, as provided in sections 200.21 and 200.24.

(3) **EXAMINATION OF COMPANIES.** On July 1, 1941, \$1,500 to be used as a revolving appropriation for examination of insurance companies, fraternal benefit societies, associations, pension funds or any organization required to be examined by the commissioner of insurance as provided by law. All moneys collected from such insurance companies, fraternal benefit societies, associations, pension funds or any organization required to be examined by the commissioner of insurance as charges for examinations shall be paid within one week after receipt into the general fund and are appropriated therefrom for the purpose of such examinations.

(6) INVESTIGATION OF FIRES. Annually, the residue of such sums as may accrue from dues paid into the general fund for any fire department not entitled thereto as provided by subsection (5) of section 201.59, after deducting the amount to be paid to the industrial commission as provided by subsection (2) of section 20.57.

(7) STATE FIRE ASSOCIATIONS' SCHOOLS AND DEMONSTRATIONS. Annually, beginning July 1, 1939, \$1,350 to be divided equally between the volunteer state firemen associations of the state which state associations are hereby limited to a maximum of the presently existing number of nine throughout the state, provided that the appropriation to any one such association shall not exceed \$150 each year; such appropriation shall be made only upon the association's compliance with the provisions of this subsection and to be used by them to conduct fire schools and to demonstrate methods of preventing and extinguishing fires. The secretary of any such association desiring such aid shall on and after July first of each year make a report to the commissioner, signed by the president, treasurer and secretary of such association, setting forth in detail the receipts and disbursements of the association for the preceding fiscal year in such form and detail together with such other information as the commissioner may require. On receipt of such reports, if the commissioner is satisfied that the business of such association has been efficiently conducted during the preceding fiscal year and in the interest of fire prevention and extinguishment and for the purpose for which such association was organized and if the final statement shows that all receipts together with the state aid have been accounted for and disbursed for the proper and necessary purposes of such association and in accordance with the laws of this state, then the insurance commissioner shall file a certificate with the secretary of state and he shall draw his warrant and the state treasurer shall pay to the treasurer of such association the sum made available by the appropriation provided by this subsection. Any association using such moneys for any other purpose than authorized by this subsection shall be indebted to and shall reimburse the state in the amount so unlawfully used. [1931 c. 67 s. 101 to 104; 1933 c. 140 s. 2, 4; 1933 c. 353 s. 3; 1935 c. 535; 1937 c. 88; 1937 c. 181 s. 4; 1939 c. 142, 364; 1941 c. 49 s. 65, 66; 1943 c. 132, 551]

20.555 [Repealed by 1933 c. 140 s. 2; 1933 c. 353 s. 1]

20.56 Aids for fire protection. There is appropriated from the general fund as state aids for fire protection:

(2) FIRE DEPARTMENT DUES. Annually, on July first, such sums as may accrue, on account of dues to fire departments, by virtue of sections 200.17 and 201.59, to be collected and paid over to the cities, villages and towns entitled thereto, as provided in said sections. [1931 c. 67 s. 106 to 108; 1933 c. 140 s. 2]

20.565 Board of examiners of architects and civil engineers. All moneys collected or received by each and every person for or in behalf of the board of examiners of architects and civil engineers shall be paid within one month of receipt into the general fund of the state treasury. All moneys so deposited are appropriated for said board to carry into effect the provisions of section 101.31 of the statutes. As the annual expenses of the board will vary, any moneys paid in and appropriated to the use of the board but not used in any year shall be carried over to the credit of the board the following year. Such moneys carried over shall only be used to carry into effect the provisions of section 101.31 of the statutes. [1931 c. 67 s. 109; 1931 c. 486 s. 2]

20.57 Industrial commission. There is appropriated from the general fund to the industrial commission:

(1) GENERAL ADMINISTRATION. Annually, beginning July 1, 1943, \$400,000 for the execution of its functions. Of this there is allotted:

(a) To each member of the commission an annual salary of \$6,500.

(2) FIRE INSPECTIONS. Annually, such sums as may be necessary to reimburse the industrial commission for expenses incurred in making inspections as provided by sections 101.29 and 201.59. Such sums shall be paid by the commissioner of insurance upon certification of the industrial commission from the dues paid into the general fund for any fire department not entitled thereto as provided by subsection (5) of section 201.59.

(5) EMPLOYMENT OFFICES. Annually, beginning July 1, 1943, \$38,500 for employment offices.

(6) UNEMPLOYMENT ADMINISTRATION FUNDS. The moneys allotted for public employment offices under this section shall be transferred and duly credited to the unemployment administration fund under section 20.573.

(7) WAGE COLLECTION. All costs and attorney's fees recovered under subsection (14) of section 101.10 and section 103.39 in collecting wage claims for employes, to be used in the discharge of its duties under these sections.

(9) STREET TRADE ADMINISTRATION. Annually, beginning July 1, 1941, \$8,500 for the administration of sections 103.21 to 103.31. [1931 c. 67 s. 12, 103, 110; Spl. S. 1931 c. 20 s. 4; 1933 c. 140 s. 2, 4; 1933 c. 186 s. 5; 1933 c. 194, 360; 1933 c. 473 s. 2; 1935 c. 344,

535; 1937 c. 88, 95; 1937 c. 181 s. 4; 1937 c. 401; 1939 c. 142; 1941 c. 49 s. 67, 68; 1941 c. 89; 1943 c. 132]

20.571 [Renumbered section 20.57 by 1931 c. 67 s. 110]

20.572 [Repealed; and (2) rn. 20.17 (28) by 1941 c. 49 s. 69, 70]

20.573 **Unemployment administration fund.** (1) All federal moneys paid to the industrial commission or the state for the Wisconsin state employment service pursuant to section 101.37 or for the administration of unemployment compensation under chapter 108, and any moneys paid to the industrial commission and deposited by it with the state treasurer pursuant to section 108.20, and all moneys duly transferred to the unemployment administration fund pursuant to section 20.57, are appropriated to the industrial commission for the performance of the functions of the commission under chapter 108, and for its conduct of public employment offices consistently with section 101.37, and for its other efforts to regularize employment; to pay the compensation and expenses of appeal boards and of advisory committees; and to pay allowances stimulating education during unemployment. Any balance remaining in this fund at the close of any fiscal year shall not lapse but shall remain available for the purposes herein specified.

(2) All vouchers covering expenditures under chapter 108, if duly drawn and approved in accordance with the provisions of the Wisconsin statutes applicable to the disbursement of state funds, shall be paid from the administration fund by the state treasurer, without regard to the sources from which this fund is derived. The treasurer of the unemployment reserve fund, however, shall maintain a separate record of all moneys received for the administration fund as interest on delinquent payments under chapter 108, and of all moneys (other than the contributions paid by certain "exempted" employers for January 1936) received for the administration fund as contributions for months ending prior to February 1936, namely the month in which federal grants were first authorized for the administration of chapter 108, and of all expenditures made from said moneys. He shall charge against said moneys such expenditures and transfers heretofore made by the industrial commission as the commission may by resolution decide were not properly and validly chargeable against federal grants (or other funds) received for the administration fund in or after February 1936. Said moneys shall not be expended or available for expenditure in any manner which would permit their substitution for (or a corresponding reduction in) federal funds which would in the absence of said moneys be available to finance expenditures for the administration of chapter 108. But nothing in this section shall prevent said moneys from being used as a revolving fund, to cover expenditures (necessary and proper under chapter 108) for which federal funds have been duly requested but not yet received, subject to the charging of such expenditures against such funds when received. The industrial commission may also, by resolution duly entered in its minutes, authorize to be charged against said moneys any expenditures which it deems proper and desirable under chapter 108, provided the commission in such resolution finds that no other funds are available or can properly be used to finance such expenditures.

(3) So much of the moneys specified in subsection (2) as the industrial commission may from time to time direct shall be invested in United States bonds, and the interest received thereon and the proceeds therefrom shall be included in said moneys. [*Spl. S. 1931 c. 20 s. 2; 1937 c. 95 s. 4; 1939 c. 186; 1943 c. 181*]

**Note:** For discussion of what items are and how they are to be handled, see 28 Atty. Gen. 608 and 29 Atty. Gen. 57.

20.575 **Real estate brokers' board.** There is appropriated from the general fund to the Wisconsin real estate brokers' board:

(2) Annually, beginning July 1, 1933, for the execution of its functions, all moneys received by the board under the provisions of chapter 136 of the statutes. Of this there is allotted to each member of the board a per diem of \$10 for each day actually devoted to the performance of the duties of said board. Whenever said unincumbered revolving appropriation balance is in excess of \$15,000 on July first of any year beginning with July 1, 1940, such excess shall revert to the general fund. [*1931 c. 67 s. 111; 1933 c. 140 s. 2, 4; 1933 c. 470 s. 7a; 1939 c. 535*]

20.576 [Repealed by 1931 c. 67 s. 112]

20.58 [Repealed by 1933 c. 461 s. 1]

20.58 **Wisconsin employment relations board; salaries.** There is hereby appropriated from the general fund to Wisconsin employment relations board annually, beginning July 1, 1943, \$30,000 for the administration of chapter 111. There is hereby allotted to each member of Wisconsin employment relations board out of any sums appropriated for the administration of chapter 111 an annual salary of \$5,000. [*1937 c. 51, 173; 1939 c. 57; 1941 c. 49 s. 71; 1943 c. 132*]

20.59 [Repealed by 1931 c. 67 s. 115]

20.59 [Repealed by 1939 c. 142, 144]

20.595 [*Repealed by 1925 c. 24*]

20.595 **Department of securities.** There is appropriated from the general fund to the department of securities:

(1) As a revolving appropriation all moneys collected by such department as filing fees or expenses under section 189.29 or any other provision of chapter 189 to be used for the performance of all duties of said department for which no special appropriation is made and for the administration of chapter 189 in addition to funds otherwise appropriated for the administration of that chapter.

(2) Annually, beginning July 1, 1943, \$15,000 for the execution of its functions. This appropriation is in addition to the appropriation provided in subsection (1). [*1939 c. 68, 442; 1941 c. 49 s. 72; 1941 c. 327; 1943 c. 132*]

20.60 **Department of agriculture.** There is appropriated from the general fund to the state department of agriculture:

(1) **ADMINISTRATION.** Annually, beginning July 1, 1943, \$300,000 for administration of said department, and all of its bureaus, branches and divisions. Of this there is allotted:

(a) To each member of the state board of agriculture the compensation and expenses provided by subsection (3) of section 93.02.

(b) To the director an annual salary as provided by paragraph (b) of subsection (8) of section 93.02.

(2) **BOVINE TUBERCULOSIS DISEASE ERADICATION ADMINISTRATION.** Annually, beginning July 1, 1941, \$55,000 for the purpose of administering the eradication of bovine tuberculosis, Bang's disease, and Johne's disease under the provisions of chapter 95.

(2a) **BOVINE TUBERCULOSIS, INDEMNITIES.** Annually, beginning July 1, 1941, \$173,000 for the payment of bovine tuberculosis, Bang's disease, and Johne's disease indemnities on animals condemned and slaughtered under the provisions of chapter 95.

(3) **BANG'S DISEASE ERADICATION ADMINISTRATION.** On July 1, 1943, \$60,000 and on July 1, 1944, \$60,000 for the purpose of administering the eradication of Bang's disease under the provisions of chapter 95.

(3a) **BANG'S DISEASE, INDEMNITY.** On July 1, 1943, \$225,000 and on July 1, 1944, \$225,000 for the payment of Bang's disease indemnity on animals condemned and slaughtered under the provisions of chapter 95.

(3b) **BANG'S DISEASE VACCINE REVOLVING.** On July 1, 1943, \$5,000 to be used as a revolving appropriation for the manufacture or purchase of and for the sale at cost of Bang's disease vaccine to the accredited veterinarians of the state for the eradication of such disease. The proceeds from the sale of such vaccine shall be deposited in the general fund within one week after receipt and are appropriated therefrom to carry out the provisions of this subsection.

(4) **RADIO STATION WLBL.** Annually, beginning July 1, 1943, \$15,750 for operation, maintenance, and permanent property and improvements, other than the purchase of land, for radio station WLBL.

(6) **STATE FAIR.** For the operation and conduct of the state fair, the state fair park and exhibits and fairs thereon:

(b) *Receipts reappropriated for state fair.* All receipts received for or on account of the operation of the state fair, the concessions or the rent or lease of the state fair park, or buildings thereon, except as provided by paragraph (g) of this subsection, shall be deposited immediately in the general fund and reappropriated therefrom to the state department of agriculture for operation and maintenance of the state fair, the state fair park and exhibits and fairs thereon, and for permanent property and improvements at the state fair park, except the purchase of land.

(e) *Repairs and maintenance.* Annually, beginning July 1, 1939, \$19,000 for property repairs and maintenance.

(g) *Agency agreements.* All moneys received under agency agreements, under which the state department of agriculture assume no official liability, to be accounted for in detail, as agency transactions and to be paid to the persons entitled thereto.

(l) *State fair receipts, prompt audit.* All moneys collected or received by each and every person for or on account of the operation of the state fair shall be paid immediately into the general fund, except as provided in paragraphs (g) and (j) of this subsection. The state treasurer and secretary of state shall be in attendance at the state fair each year, then and there to receive such moneys and to audit and pay expenditures duly certified by the state department of agriculture as having been necessarily incurred in the operation of the state fair.

(m) *Revolving fund for special events.* Of the receipts from the operation of the state fair park, not to exceed \$5,000 may be deposited as a revolving fund in a bank approved by the state treasurer for such transactions on a cash basis as may be necessary in promoting the receipts from said park.

(7) LAND ECONOMIC SURVEY. Annually, beginning July 1, 1943, \$12,000 for all necessary expenses incurred in the conduct of a land economic survey, the preparation of maps, and the binding and distribution of reports.

(8) BEE DISEASE ERADICATION. Annually, beginning July 1, 1943, \$15,000 for bee disease eradication against American foul brood of honey bees.

(11) ADMINISTRATION OF DOG LICENSE LAW. As a revolving appropriation all moneys received for or on account of dog license fees under the provisions of section 174.09 to carry into effect the provisions of sections 174.05 to 174.12.

(12) IMPROVEMENT OF QUALITY OF WISCONSIN DAIRY PRODUCTS. On July 1, 1943, \$70,000 and on July 1, 1944, \$70,000 to improve the quality of Wisconsin dairy products through inspection and grading of such products and the development of an effective quality program.

(14) DUTIES OF COLLECTORS. Annually, compensation to each collector under chapter 129, equal to 10 per cent of the license moneys actually collected by him and paid into the state treasury.

(18) LICENSE FEES FROM PRODUCE WHOLESALERS. All moneys collected under section 100.01 shall be paid within one week of receipt thereof into the general fund of the state treasury and are appropriated therefrom for the execution of said section 100.01.

(22) PROMOTING USE OF DAIRY PRODUCTS. Annually, beginning July 1, 1943, \$50,000 to advertise Wisconsin and its dairy products by conducting campaigns of education throughout the United States. Such campaigns shall include the distribution of educational and advertising material concerning Wisconsin and its dairy products.

(23) ADMINISTRATION OF CHAPTER 95. All moneys collected under sections 95.08 and 95.09 shall be paid within one week of receipt thereof into the general fund of the state treasury and are appropriated therefrom to the state department of agriculture for the following purposes:

(a) Two-thirds thereof shall be used to enforce the stallion registration law as set forth in said chapter 95. To carry out such enforcement, such department may within the limits of this appropriation employ such fully qualified agents as may be necessary.

(b) The remaining one-third thereof shall be used for the examination and registration of each pedigree, for the issuance of a certificate of registration, for the transfer of certificates, for the issuance of duplicate certificates and for other duties pertaining to registration, as set forth in chapter 95.

(24) GRADING OF SWISS CHEESE. Annually, beginning June 1, 1939, \$10,000 for the execution of the provisions of section 100.04.

(25) LIMBURGER CHEESEMAKERS' LICENSES. All money received by said department under section 97.035, as a nonlapsible appropriation for the execution of said section.

(26) RURAL ELECTRIFICATION. Annually, beginning July 1, 1943, \$5,000 for the execution of its duties and functions under section 94.90.

(27) ADMINISTRATION OF SECTION 175.12. All moneys collected under section 175.12 shall be paid within one week of receipt thereof into the general fund of the state treasury and are appropriated therefrom for the execution of said section 175.12.

(28) VOLUNTARY INSPECTIONS. All moneys received for or on account of inspecting potatoes, vegetables, fruit, hay or other farm products voluntarily submitted to the department of agriculture for inspection shall be deposited in the general fund and are reappropriated therefrom to the department of agriculture as a nonlapsible appropriation to be used for carrying out its functions in and about the making of such inspections.

(29) DAIRY PLANTS, COUNTER FREEZERS AND DAIRY PRODUCTS, LICENSES. All moneys collected under sections 97.04, 97.05 and 100.05 as a nonlapsible appropriation for the execution and administration of said sections and section 100.06.

(30) CANNERIES. All moneys collected under section 97.06 as a nonlapsible appropriation for the execution and administration of said section.

(32) INSPECTION OF APIARIES. There is appropriated to the state department of agriculture for the inspection and regulation of apiaries the receipts under section 70.423.

(33) EXAMINATION AND AUDIT OF PAYMENTS FOR MILK. All money received under section 100.07 as a nonlapsible appropriation for the execution of functions pursuant to the provisions of said section. [1931 c. 67 s. 116; 1931 c. 96, 155, 383; Spl. S. 1931 c. 3 s. 2; 1933 c. 140 s. 1, 2, 4, 5; 1933 c. 296, 391; 1935 c. 320, 323, 518, 535, 550 s. 392; 1935 c. 551; 1937 c. 181 s. 4; 1937 c. 369, 371; Spl. S. 1937 c. 9; 1939 c. 85, 142, 183, 217, 321; 1939 c. 413 s. 2, 4; 1939 c. 415, 447, 450, 471, 494, 514; 43.08 (2); 1941 c. 17, 34, 49 s. 73 to 76, 79; 1941 c. 172, 210, 325; 1943 c. 132, 335]

Note: State fair division has power to contract for rain insurance to cover expenses of state fair. 25 Atty. Gen. 477.

20.605 [Repealed by 1931 c. 67 s. 117]

20.605 State soil conservation committee. Annually, beginning July 1, 1943, there is appropriated from the general fund to the state soil conservation committee \$15,000

for the administration of its functions. [1937 c. 341; 1939 c. 142, 323, 517 s. 3; 1941 c. 49 s. 77; 1943 c. 132]

**20.61 Agricultural societies.** There is appropriated from the general fund to the state department of agriculture to be disbursed as follows:

(1) **AGRICULTURAL EXPERIMENT ASSOCIATION.** Annually, beginning July 1, 1939, \$4,000 to the Wisconsin agricultural experiment association as provided in section 94.80.

(2) **STATE HORTICULTURAL SOCIETY.** Annually, beginning July 1, 1939, \$7,000 to the Wisconsin state horticultural society, for the execution of its functions as provided in section 94.80.

(4) **POTATO GROWERS' ASSOCIATION.** Annually, beginning July 1, 1939, \$2,500 to the Wisconsin potato growers' association, for the promotion of the potato growing interests of the state as provided in section 94.80.

(5) **STATE DAIRYMEN'S ASSOCIATION.** Annually, beginning July 1, 1939, \$6,000 to the Wisconsin state dairymen's association, for printing and otherwise carrying on its work as provided in section 94.80.

(6) **FOREIGN TYPE CHEESEMAKERS' ASSOCIATION.** Annually, beginning July 1, 1939, \$1,000 to the foreign type cheesemakers' association, for printing and otherwise carrying on its work as provided in section 94.80.

(7) **CHEESEMAKERS' ASSOCIATION.** Annually, beginning July 1, 1939, \$600 to the Wisconsin cheesemakers' association, for printing and otherwise carrying on its work as provided in section 94.80.

(8) **CENTRAL WISCONSIN CHEESEMAKERS', BUTTERMILKERS' AND DAIRYMEN'S ADVANCEMENT ASSOCIATION.** Annually, beginning July 1, 1939, \$500 to the central Wisconsin cheesemakers', buttermilkers' and dairymen's advancement association, for printing and otherwise carrying on its work as provided in section 94.80.

(9) **LIVE STOCK BREEDERS' ASSOCIATION.** Annually, beginning July 1, 1941, \$10,000 to the Wisconsin live stock breeders' association, for the execution of its functions as provided in sections 95.15 and 94.80.

(11) **AGRICULTURAL SOCIETIES.** Annually, beginning July 1, 1939, \$160,000 for state aid to counties and agricultural societies, associations or boards, and to incorporate dairy or live stock associations, as provided in section 94.08. If the total amounts certified in any year by the state department of agriculture as due to the several counties and agricultural societies under section 94.08 shall exceed the amount herein appropriated, the secretary of state shall equitably prorate this appropriation.

(12) **WISCONSIN HORSE BREEDERS' ASSOCIATION.** Annually, beginning July 1, 1939, \$2,000 to the Wisconsin horse breeders' association for the execution of its functions as provided in section 94.80.

(13) **CO-OPERATIVE POULTRY IMPROVEMENT ASSOCIATION.** Annually, beginning July 1, 1939, \$2,500 to the Wisconsin co-operative poultry improvement association for the execution of its functions as provided in section 94.80. [1931 c. 67 s. 118 to 123; 1933 c. 140 s. 4; 1935 c. 535, 550 s. 393; 1935 c. 551; 1937 c. 181 s. 4; 1939 c. 142; 1939 c. 515 s. 2; 1939 c. 535; 1941 c. 78]

20.612 [Renumbered 20.60 (32) by 1941 c. 49 s. 79]

20.615 [See 1929 c. 496 s. 1, 2]

**20.615 State planning board.** There is appropriated to the state planning board to carry out its functions under chapter 114, on April 1, 1943, \$5,000, on July 1, 1943, \$25,000 and on July 1, 1944, \$25,000. [1937 c. 381; 1943 c. 269]

**20.62 Supreme court.** There is appropriated from the general fund to the supreme court, annually, beginning July 1, 1913, such sum as may be necessary to carry into effect its functions. Of this appropriation there is allotted:

(1) **SALARIES OF JUSTICES.** To each justice of said court an annual salary of \$10,000. The chief justice shall receive an additional salary of \$500 per annum.

(2) **REPORTER.** (a) Annually, \$11,000 for the salary of the reporter of the supreme court, the assistant reporter, and such additional help employed by the reporter as the court shall deem advisable.

(b) Such sum as may be necessary to defray the cost of printing and distributing the decisions of said court.

(3) **CLERK.** To the clerk of the supreme court such per diem and fees as may be payable from the state treasury pursuant to section 251.22, over and above his other fees therein mentioned.

(4) **MARSHAL AND MESSENGER.** To the marshal and the messenger of said court such compensation as may be specified by the court; to the crier \$2 for each day's actual attendance; and to the janitors such compensation as the trustees of the state library shall fix.

(5) **SECRETARY.** To the secretary of each justice such compensation as the justice appointing him shall fix but not to exceed \$175 per month.



(8) **COUNSEL FOR BAR COMMISSIONERS.** To the counsel for the board of state bar commissioners such compensation, not exceeding \$4,000 in any one year, as may be fixed by the chief justice.

(9) **REVISION OF COURT PROCEDURE.** Annually, beginning July 1, 1929, such sum as may be necessary to pay expenses incurred pursuant to section 251.18. [1931 c. 67 s. 124 to 126; 1933 c. 140 s. 4; 1937 c. 181 s. 4; 1939 c. 142; 1943 c. 132]

**20.63 State library.** There is appropriated from the general fund to the board of trustees of the state library:

(1) Annually, beginning July 1, 1941, \$10,500 to carry into effect its functions relative to the state library. Of this there is allotted:

(a) To the librarian of the state library, the assistant librarian, clerks, expert assistants, and other employes of the state library such compensation as shall be fixed by said board of trustees.

(b) To the librarian of the state library his necessary traveling expenses actually incurred in attending the annual conference of the American Association of Law Libraries.

(2) Annually, beginning July 1, 1941, \$6,000 for the purchase of such law books, books of reference, and works on political science and statistics, and for binding books, for the state library and the justices of the supreme court, as the said board shall think reasonably necessary or desirable. Expenditures from this appropriation shall be certified to the secretary of state by the state librarian.

(4) Such sums as may be necessary under section 43.015 relating to the adjustment of differences with the publishers of the Wisconsin reports. [1931 c. 67 s. 127; 1933 c. 140 s. 2, 4; 1937 c. 181 s. 4, 5; 1939 c. 142; 1941 c. 49 s. 80]

**20.64 Revisor of statutes.** There is appropriated from the general fund to the revisor of statutes:

(1) Annually, beginning July 1, 1943, \$14,000 to carry into effect his functions. Of this there is allotted:

(a) To the revisor of statutes an annual salary of \$5,000, and his actual and necessary traveling expenses incurred in the discharge of his official duties.

(b) To the assistants, clerks, stenographers and other employes of the revisor such compensation as shall be fixed by him with the approval of the board of trustees of the state library, and their actual and necessary traveling expenses incurred in the discharge of their official duties.

(3) Annually, beginning July 1, 1943, \$200 to the national conference of commissioners on uniform state laws. [1931 c. 67 s. 128; 1933 c. 140 s. 2, 4; 1935 c. 535; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 82, 83; 1943 c. 132]

**20.65 State bar commissioners.** There is appropriated from the general fund to the state bar commissioners: Annually, beginning July 1, 1941, \$3,000 to carry into effect their functions, including the conduct of investigations, and in addition thereto all moneys received under the provisions of subsection (6) of section 256.28. Of this there is allotted to each member of the board compensation, to be fixed by the supreme court, not exceeding \$10 per day, for time necessarily devoted to the discharge of his duties, and in addition thereto his actual and necessary expenses. [1931 c. 67 s. 130; 1933 c. 140 s. 4; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 84]

**20.66 Circuit judges and reporters.** There are appropriated from the general fund, annually, such sums as may be necessary, for salaries and expenses of the judges and reporters of the circuit courts, upon vouchers duly verified and certified by said judges, respectively, and filed with the secretary of state, as follows:

(1) **SALARIES OF JUDGES.** To each judge of a circuit court, during terms of office commencing before the first day of July, 1927, \$6,500, and, during terms of office commencing after the first day of July, 1927, \$8,000. No additional salary shall be paid to any judge of a circuit court except as provided in sections 252.07 and 252.071, and in no event shall the total salary paid to any circuit judge exceed the maximum salary paid to any justice of the supreme court. Each circuit judge shall also be reimbursed for necessary expenses incurred in the discharge of judicial duty outside his own county and in attending meetings of the board of circuit judges.

(2) **REPORTERS.** To each reporter appointed pursuant to section 252.18, compensation at the rate of \$300 per month, and to one of the official reporters of the court in which the statutes require actions against state officers and state commissions to be tried, additional compensation at the rate of \$75 per month. In addition thereto each reporter attending a term of court or attending by the direction of the court the trial of a compulsory reference, outside the county in which he resides, or attending the sessions of court presided over in other circuits by the judge appointing him, at the request of such judge, shall be reimbursed his necessary traveling expenses and hotel bills.

(3) **ASSISTANT REPORTERS.** Assistant reporters, appointed pursuant to section 252.18,

shall be paid nothing out of any public treasury except for services performed in a county forming a part only of a circuit when two judges are holding court therein at the same time; and for such services each assistant reporter shall be compensated out of this appropriation at the rate of ten dollars per day. For other services he shall be compensated by the reporter. [1931 c. 67 s. 131; 1933 c. 140 s. 4; 1937 c. 331]

20.67 [Repealed by 1933 c. 140 s. 2]

20.67 **Commission on interstate co-operation.** There is appropriated from the general fund to the commission on interstate co-operation, annually, beginning July 1, 1941, \$2,000 for the execution of its functions under section 14.75. [1937 c. 273; 1939 c. 142; 1941 c. 49 s. 85]

20.675 [Repealed by 1933 c. 140 s. 2]

20.68 [Renumbered section 20.07 by 1931 c. 67 s. 12; repealed by 1931 c. 67 s. 134]

20.69 [Repealed by 1933 c. 140 s. 2]

20.70 **Presidential electors.** There is appropriated from the general fund on July 1, 1916, and every fourth year thereafter, such sums as may be necessary for the execution of the functions of the presidential electors. Of this there is allotted to each presidential elector in this state who shall attend and cast his vote for president and vice president, \$2.50 for each day's attendance and ten cents for every mile he shall travel in going to and returning from the place where the electors shall meet, on the most usual route. [1931 c. 67 s. 135]

20.71 **Bureau of personnel.** There is appropriated from the general fund to the bureau of personnel, annually, beginning July 1, 1943, \$68,000 together with such sums as may be received pursuant to section 16.055 for the execution of its functions. Of this there is allotted to the director an annual salary not to exceed \$5,000 as fixed by the governor. [1931 c. 67 s. 136; 1933 c. 140 s. 4; 1937 c. 181 s. 4; 1939 c. 142, 263; 1941 c. 49 s. 86; 1943 c. 132, 510]

20.712 [Repealed by 1929 c. 465 s. 1]

20.712 [Repealed by 1939 c. 12]

20.713 [Repealed by 1929 c. 465 s. 1]

20.72 **Director of budget.** (1) There is appropriated from the general fund to the director of the budget, annually, beginning July 1, 1941, \$19,500 for the execution of the functions of the state budget bureau and for the performance by the budget director and his staff of such travel as he may deem necessary. Of this there is allotted to the director of the budget an annual salary of not to exceed \$6,000 as fixed by the governor.

(2) The cost of all examinations and audits made by the state budget bureau pursuant to subsections (7) and (8) of section 15.04 shall be charged to the proper appropriation of the department whose accounts are audited. The proceeds of such audits shall be deposited within one week of receipt in the general fund and be reappropriated to the use of the department. [1931 c. 67 s. 137; 1933 c. 140 s. 4; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 87; 1943 c. 132]

20.725 **Annuity and investment board.** There is appropriated to the annuity and investment board:

(1) Annually, on July first, from the earnings of the funds of the state retirement system to the state annuity and investment board \$50,000 for the execution of its functions under sections 25.15 to 25.17. At the end of each fiscal year, the state retirement system shall be reimbursed, from the income of the several funds under the control of the state annuity and investment board, the amounts actually expended under this appropriation for the cost of making the investments and for the supervision of the loans and securities of such funds.

(2) There is also appropriated to the state annuity and investment board and added to the appropriation made in subsection (1), all sums paid to the said board from other funds for services rendered pursuant to subsections (4) and (5) of section 25.17.

(3) Annually, beginning July 1, 1929, not to exceed \$35,000 from the interest earnings of the funds of the state retirement system are appropriated to the state annuity and investment board for the administration of sections 42.20 to 42.54, exclusive of expenditures incurred in connection with the investment, and management of these funds, which shall be paid from the appropriations made in subsection (1).

(4) All moneys in the retirement deposit fund, the annuity reserve fund, and the contingent fund of the state retirement system, to be used for the purpose of carrying into effect the provisions of sections 42.20 to 42.54. [1931 c. 67 s. 138 to 140]

20.726 **Annuity and investment board; state employes retirement fund.** There is appropriated to the annuity and investment board:

(1) Annually, beginning July 1, 1943, from the respective funds from which employes' salaries are paid, such sums as may be necessary to pay the state's contribution to the state employes' retirement system under sections 42.60 to 42.70, pursuant to certifi-

cation by the annuity and investment board as provided in section 42.69 (3). The appropriation from each such fund shall be the amount required to pay state pensions under sections 42.60 to 42.70 to employes whose salaries were normally paid from such fund. This appropriation shall be credited to the annuity reserve fund for the payment of pensions therefrom to state employes under said sections. All moneys in the annuity reserve fund and employes' savings fund, which together shall constitute a fund in the state treasury to be known as the "State Employes' Retirement Fund", shall be used for the purpose of carrying into effect the provisions of sections 42.60 to 42.70. Separate accounts of the members' deposits shall be kept for each member of the state retirement system.

(2) From the general fund, on July 1, 1943, \$10,000 and on July 1, 1944, \$10,000; and annually, beginning July 1, 1945, from the interest earnings of the state employes' retirement fund, \$10,000 for the administration of sections 42.60 to 42.70 exclusive of expenditures incurred in the investment of the moneys belonging to said fund which shall be paid as provided in section 42.69 (2). [1943 c. 176]

20.73 [Repealed by 1931 c. 67 s. 141]

20.73 [Repealed by 1939 c. 142]

20.74 **Supplemental appropriations.** There is appropriated from the general fund to the emergency board:

(1) Annually, beginning July 1, 1939, \$750,000 to be used to supplement appropriations which shall prove insufficient because of unforeseen emergencies, or to supplement appropriations which shall prove insufficient to accomplish the purposes for which made, or for allotment to any board, department, commission or institution to which a federal project has been granted, for the payment of actual and necessary expenses of members other than the governor in attending meetings of the board, and for cost of postage, office supplies, telegrams, telephone, and other miscellaneous expense not to exceed \$250. Allotments from this appropriation shall be made as the emergency board may deem advisable; provided, that the governor may allot sums not in excess of \$1,000 to any department when necessary, without a meeting of the board. Not to exceed \$250,000, annually, may be allotted by the emergency board to any state activity to which a federal project has been granted. All allotments made by the emergency board or by the governor in an emergency shall be certified to the secretary of state, and expenditures therefrom shall be shown in the state budget report as an additional cost of the department, board, commission, or institutions or activities to which such allotments were made.

(4) On July 1, 1937, \$100,000, and on July 1, 1938, \$100,000, as a special state aid to elementary and high schools which are in such financial distress they cannot continue. This appropriation shall be distributed as aid to such schools at such times, in such amounts and under such conditions as the emergency board may determine. This appropriation shall continue to be available until used.

(6) On March 1, 1943, as a nonlapsible appropriation, \$200,000 as a special state aid to elementary and high schools which are in such financial distress that they cannot continue. This appropriation shall be distributed as aid to such schools at such times, in such amounts, and under such conditions as the board may determine to be necessary to adequately provide for the purposes for which this appropriation is made, with due regard for the whole amount available for such purposes. The necessary travel expenses of any person delegated by the board to investigate the needs of any such schools may be paid from this appropriation. [1931 c. 67 s. 143; 1933 c. 140 s. 4; 1935 c. 535; 1937 c. 181 s. 4; 1937 c. 309 s. 1; 1939 c. 142; 1939 c. 515 s. 3; 1939 c. 535; 1941 c. 4, 49 s. 88, 89; 1943 c. 32]

**Note:** Sections 8 and 9, chapter 181, Laws 1937, were an unconstitutional attempt to delegate legislative power. State ex rel. Zimmerman v. Dammann, 229 W 570, 283 NW 52.

Emergency board may supplement appropriation to state athletic commission under 20.48, which appropriates sum of \$7,000 or such lesser sum as commission may receive from its activities. 31 Atty. Gen. 67.

20.745 [Repealed by 1935 c. 535 s. 1]

20.745 [Repealed by 1939 c. 142]

20.746 **Reduction of appropriations by emergency board.** (1) As an emergency measure necessitated by decreased state revenues and to prevent the necessity for a state tax on general property, the emergency board is authorized to reduce any appropriation made to any board, commission, bureau, department, the university or to any other state agency or activity for the fiscal years ending June 30, 1944, and June 30, 1945, by such amount as it deems feasible, not exceeding 25 per cent of the appropriations for these years made or continued by this legislature in its regular session of 1943, except appropriations made by section 20.07 (2) (a) and sections 20.18, 20.25, 20.27, 20.434 and 20.49 or any other moneys distributed to any county, city, village, township or school district. Appropriations of receipts and of a sum sufficient shall for the purposes of this section be regarded as equivalent to the amounts expended thereunder in the fiscal year which

ended June 30, 1943. It is the intent of this section that all functions of said departments shall be continued in an efficient manner, but because of the uncertainties of the existing situation it is necessary that no public funds be expended or obligations incurred unless there shall be adequate revenues to meet the expenditures therefor. For such reasons the emergency board shall, if it deems it necessary, make such reductions of such appropriations as in its judgment will secure sound financial operations of the government for said departments and at the same time interfere least with their services and activities.

(2) No reduction in any such appropriation shall be made under authority of this section until after an opportunity to be heard is given, in writing or through publication in the official state paper, to the department, board, commission, bureau or university to whom such appropriation is made. Any reduction in appropriations determined upon shall be communicated to the department, board, commission, bureau or university affected, to the secretary of state and to the director of the budget. Therefore the director of the budget shall not release and the secretary of state shall not draw his warrant in payment of any amount exceeding the reduced appropriations. [1935 c. 535; 1937 c. 181 s. 4; 1939 c. 142; 1941 c. 49 s. 90; 1943 c. 132]

**Note:** The fact that the appropriation of the Wisconsin board of dental examiners is derived entirely from licensing members of the dental profession does not render the appropriation immune from reduction by the emergency board, pursuant to this section. 28 Atty. Gen. 384.

20.747 [Repealed by 1939 c. 142]

20.748 [Repealed by 1939 c. 142]

**20.749 Federal aid for crippled children.** (1) There is appropriated from the general fund to the crippled children division of the bureau for handicapped children, state department of public instruction, annually, beginning July 1, 1939, all amounts received from the United States as federal aid for services for crippled children to carry out the purposes for which said aid is granted. Any funds received in repayment for expenditures made under this subsection for appliances, X-rays, emergency hospitalization, emergency medical care or transportation to or from a hospital, for crippled children under orthopedic care, which had been authorized by the bureau of handicapped children, pending other arrangements for final payments, shall be credited to the appropriation made under this subsection.

(2) Any federal funds matched by state funds remaining available to the state at the end of each quarter under subsection (1) of section 20.749 shall be transferred on certificate of the director of the bureau for handicapped children, state department of public instruction, to the appropriation under this subsection. All moneys transferred from subsection (1) shall be used as a nonlapsing appropriation for carrying out the provisions of subsection (4m) of section 41.01. Any private funds granted the crippled children division of the bureau for handicapped children, state department of public instruction, for services for crippled children shall be credited to the appropriation provided by this subsection. [1935 c. 555; 1937 c. 128 s. 3, 4; 1937 c. 181 s. 4; 1939 c. 142]

**20.75 Forestalling appropriations.** It shall be unlawful for any state officer, department, board, commission, committee, institution or other body, or any officer or employe thereof, to contract or create, either directly or indirectly, any debt or liability against the state or for or on account of any state officer, department, board, commission, committee, institution or other body, for any purpose whatever, without authority of law therefor, or prior to an appropriation of money by the state to pay the same, or in excess of an appropriation of money by the state to pay the same. It shall also be unlawful for any of the above mentioned persons or bodies to authorize, direct or approve the diversion, use or expenditure, directly or indirectly, of any funds, money or property belonging to, or appropriated or set aside by law for a specific use, to or for any other purpose or object than that for which the same has been or may be so set apart. Nothing herein contained shall be construed to prevent the employment of the inmates or ordinary laborers at any institution to aid in the prosecution of work for which appropriations have been made. Any person who shall offend against or violate any of the provisions of this section shall be punished by a fine of not less than \$200 nor more than \$1,000 or by imprisonment in the county jail not less than one month nor more than six months or by both such fine and imprisonment. [1931 c. 67 s. 144]

**20.76 Transfer of appropriation charges.** (1) Whenever for economy or convenience, any materials or services are purchased, or expense is incurred by any state officer, department, board, commission, committee, institution or other body and the same is properly apportionable and chargeable to more than one appropriation, but such proportionate amounts are not determinable at that time, such officer or body is authorized to direct payment of the same out of an appropriation, to the officer or body, chargeable with some part of such materials, services or expense.

(2) In any such case the officer or body making the purchase or incurring the expense shall be held and required to determine as soon as practicable, the amounts chargeable to the several appropriations and shall issue transfer vouchers setting forth in each the reason therefor and the secretary of state shall credit the appropriation from which payment was originally made and shall debit the appropriation directed to be charged by the transfer voucher in the amount named therein.

(3) Such charges and subsequent transfers shall not be construed as subjecting any person to the penalty provided in section 20.75, but in case the appropriation first charged is not fully reimbursed by such transfers, the penalty provided in the above-named section shall be held to apply as in other cases. [1931 c. 67 s. 144; 1933 c. 140 s. 1]

**20.77 Construction of appropriation statutes.** In the construction of appropriation clauses, the following rules shall be observed unless such construction would be inconsistent with the manifest intent of the legislature; that is to say:

(1) Appropriations in the following language, or substantially similar language, shall be construed to be annual, continuing appropriations, and balances shall be available as provided in subsection (8):

There is annually appropriated, beginning (day of month and year) . . . . dollars, payable from any moneys in the . . . . fund not otherwise appropriated, for (department) for (purpose or object).

There is annually appropriated . . . . dollars, payable from any moneys in the . . . . fund not otherwise appropriated, for (department, purpose or object).

There is annually appropriated, such sums as may be necessary, from the state treasury, for (department, purpose or object).

(2) Appropriations in the following language or in substantially similar language, shall be construed to be noncontinuing, lapsible appropriations and balances unexpended at the close of the appropriation period or interval shall revert to the fund from which appropriated:

There is appropriated for the fiscal year . . . ., the sum of . . . . dollars, payable from any moneys in the . . . . fund not otherwise appropriated, for (department) for (purpose or object).

(3) Before the close of any fiscal year any moneys allotted from any appropriation for administration or operation, or for repairs and maintenance, and not needed for the payment of outstanding claims, shall be available generally for the purposes of the appropriation from which the allotment is made or may be transferred to other activities within the department, if approved by the director of the budget and the governor, of which transfer the secretary of state shall be notified. Any unexpended balance of moneys allotted from any appropriation for permanent property and improvements, shall be available for no other purpose than that specified in such allotment. Any appropriation in the following or substantially similar language: "There is appropriated on July 1, . . . ., . . . . dollars to (department) for (purpose or object)," where applied to an appropriation for land and for permanent property and improvements, shall be available until the attainment of the object or the completion of the work. No appropriation for operation or for repairs and maintenance shall be used for permanent property and improvements.

(4) In case more than one appropriation is made by law to or for any state officer, department, board, commission or other body, or for any purpose, such appropriations shall, unless otherwise specifically provided, be construed as supplementary to and not in exclusion of any other appropriation to or for the same officer or body or for the same purpose.

(5) Where any appropriation is repealed or any balance of an appropriation is caused to revert, any indebtedness incurred under the authority of such appropriation or balance prior to the time as of which such repeal or reversion of balance is to take effect, shall be paid from the appropriation or balance thus repealed or reverted as the case may be unless otherwise specifically provided by law.

(6) No appropriation shall be available for payment of any indebtedness incurred prior to the time as of which such appropriation is to take effect or for any other purpose than that for which it is made unless otherwise specifically provided by law.

(7) In any case where a nonlapsible, or a continuing, nonlapsible appropriation, is amended, either as to amount or purpose, the balance shall go forward as if the same had not been amended, and shall be available for the purposes, and subject to the conditions or limitations set out in the appropriation as amended, unless otherwise specifically provided by law.

(8) All appropriations or balances of appropriations remaining unexpended and unincumbered at the end of the fiscal year for which they are made, shall revert to the fund from which appropriated, but this shall not apply to revolving appropriations, except revolving appropriations which are added to and included with appropriations for opera-

tion, nor to highway appropriations, appropriations from the conservation fund, appropriations of moneys received from the federal government, or appropriations for the purchase of land and for permanent property and improvements, except as provided in subsection (10) of this section, nor shall it affect section 20.52. Appropriations for the purchase of land and for permanent property and improvements, except as provided in subsection (10) of this section, shall continue to be available until the attainment of the object or the completion of the work for which such appropriations were made, and except as otherwise provided by law all balances remaining shall revert to the fund from which appropriated.

(9) All appropriations to any department, expenditures from which, under any provision of the statutes, may be made only with the approval of the governor or the director of the budget, shall be construed to be conditional appropriations, which shall become available only as contemplated expenditures therefrom are approved by these officers, in the manner required by law.

(10) The unincumbered balances in the appropriations made by paragraph (c) of subsection (7) of section 20.03, subsection (6) of section 20.04, subsection (4) of section 20.12, subsection (2) of section 20.14, paragraphs (c) and (d) of subsection (1) of section 20.16, subsection (4) of section 20.17, subsection (3) of section 20.34, subsection (3) of section 20.35, subsection (5) of section 20.38, paragraph (d) of subsection (1) and paragraph (b) of subsection (2) of section 20.41 and subsections (2) and (3) of section 20.63 of the statutes shall lapse at the end of the fiscal year for which made beginning with the fiscal year ending June 30, 1937. [1931 c. 67 s. 144, 145; 1937 c. 181 s. 4, 5]

**Note:** Under (5), any indebtedness incurred under appropriation which reverts to general fund, where such indebtedness is incurred prior to time such fund reverts, is to be paid from appropriation or balance thereof which reverts unless otherwise specifically provided by law. 27 Atty. Gen. 800.

**20.78 Conditions precedent of subsidies.** All appropriations made by law from state revenues for any department, board, commission, or institution of the state, or for the state historical society, are made on the express conditions that such department, board, commission, institution, or society pays all moneys received by it into the state treasury within one week of receipt, and conforms with the provisions of sections 14.31, 14.32 and 20.77 of the statutes, both as to appropriations of its own receipts, and as to appropriations made by the state from state revenues. Upon failure to comply with the above conditions, the secretary of state shall refuse to draw his warrant, and the state treasurer shall refuse to pay any moneys appropriated to any such department, board, commission, institution, or society, from state revenues, until compliance is made with said conditions; and upon failure or refusal to so comply, after due notice received from the secretary of state, any appropriation made by law from state revenues to such department, board, commission, institution, society shall permanently revert to the fund from which appropriated. [1931 c. 67 s. 114; 1935 c. 535]

**Note:** Co-operative agreement between department of agriculture and markets and United States department of agriculture for grading cheese, providing that fees collected therefor shall be deposited in trustee bank and disbursed therefrom in payment of expense upon order of contracting parties, is contrary to this section. 26 Atty. Gen. 618.

**20.785 Receipts reappropriated.** All moneys paid into the state treasury by the state historical society, which are paid into the state treasury pursuant to section 20.78, are reappropriated therefrom for the use of the state historical society, so paying its receipts into the state treasury. [1931 c. 67 s. 144; 1933 c. 140 s. 4; 1935 c. 535]

**20.79 Coal purchased in one fiscal year and consumed in next.** Whenever coal is purchased for any institution of the state, and the same is received and paid for during the fiscal year prior to the time when the same is to be consumed, the department, board or commission under whose authority said coal was ordered, may certify to the secretary of state the facts in relation to said matter, and thereupon the purchase price of said coal and cost of handling same, or so much thereof as may remain unconsumed at the beginning of the succeeding fiscal year, may be charged to the appropriation for operation of such institution, for the fiscal year during which said coal is to be consumed. [1931 c. 67 s. 144]

**20.80 Receipts from gifts and other outside sources, how audited.** All moneys received by any state institution or the state historical society as income on the principal of funds received by such institutions, or society as gifts, legacies, and devises and from membership fees and sale of publications and duplicates shall be expended under the direction of the proper authorities and the audit of the secretary of state shall be for the sole purpose of ascertaining that such expenditures are lawfully made and authorized by the proper authorities of such institution or society. [1931 c. 67 s. 144; 1935 c. 535]

**20.81 Attorneys' fees, allowance, charged to operation or administration.** No department, board, commission, institution or officer of the state shall employ any attorney,

or attorneys, until such employment has been approved by the governor; and the compensation of such attorney or attorneys so employed shall be charged to the appropriation for operation or administration of such department, board, commission, institution, or officer. [1931 c. 67 s. 144]

**20.82 Summer sessions.** For all fiscal purposes the entire summer session of any state educational institution shall be considered as occurring in the fiscal year in which the major part thereof occurs, and all expenditures therefor shall be charged to the appropriation for such fiscal year; provided, that all bills for printing incurred prior to the beginning of such fiscal year may be paid out of current funds and be replaced at the beginning of such fiscal year. [1931 c. 67 s. 146]

**20.83 Executive control of construction work.** All appropriations made by law for the construction of new buildings or additions to existing buildings shall be expended only in accordance with the following conditions:

(1) Except as expressly provided otherwise, all construction shall be in the order of the greatest need therefor, as determined by the officer or board to whom the appropriation is made.

(2) No plan or plans shall be finally adopted, and no contract or contracts entered into, for the construction of any building until such plans and contracts, with complete estimates of the total cost thereof, shall have been submitted to and in writing approved by the governor, who shall withhold such approval until he shall have satisfied himself, by a personal examination or by such other means as he may in his discretion adopt, that such building is required for the purpose proposed, and that it can and will be erected and fully completed according to such plan or contracts for the sum proposed for the same out of the appropriation made for such purpose. [1931 c. 67 s. 147]

**20.84 Land purchase, governor's approval.** No land shall be purchased and no contract or contracts entered into for the purchase of any land by any department, board or commission until the complete estimates of the total cost thereof shall have been submitted to and approved in writing by the governor, who shall withhold such approval until he shall satisfy himself by a personal investigation or by such other means as he may in his discretion adopt, that such land is required for the purpose proposed, and can be purchased for the sum proposed out of the appropriations made therefor for such purpose. [1931 c. 67 s. 148]

**20.85 Conditional appropriations.** No part of any appropriation which is made conditional upon approval by the emergency board shall be effective and available until approval in writing signed by the governor and at least one other member of the emergency board has been filed in the office of the secretary of state. [1931 c. 67 s. 149]

**20.90 Municipal retirement board.** (1) All moneys in the Wisconsin municipal retirement fund are appropriated to the board of trustees which administers said fund, for the execution of its functions including, without excluding because of enumeration, payment of expenses of operation, administration and investment and the payment of all kinds of annuities, death benefits and separation benefits provided for in section 66.90. [1943 c. 553 s. 2a]