

No. 825, S.]

[Published August 20, 1951.

CHAPTER 735.

AN ACT to repeal, amend, repeal and recreate and revise various provisions of the statutes, for the purpose of correcting errors, correcting references to statutes and boards, clarifying language, reconciling conflicts and repelling unintended repeals.

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

SECTION 1. If Bill 560-S, 1951 session, is enacted, 14.53 (5m) and (5n), as amended by chapter 511 (560-S), laws of 1951, are repealed; and 14.53 (5m) of the statutes, as amended by chapter 319, laws of 1951, is amended to read:

14.53 (5m) It shall be the duty of the attorney-general to furnish all legal services required by the state * * * of Wisconsin investment board, the highway commission, the conservation commission, and the department of veterans' affairs, together with such other services, including stenographic and investigational, as are necessarily connected with such legal work. The attorney-general shall at the end of each fiscal year render to the respective departments herein enumerated a statement of the total cost of such legal and other services including travel expenses and legal expenses enumerated in * * * section 20.08 (1a). Upon receipt of such statement, the respective department head shall certify the amount thereof to the department of budget and accounts to be paid into the general fund of the state treasury out of his proper appropriation.

SECTION 2. If Bill 560-S, 1951 session, is enacted, 20.729 (1) of the statutes, as created by chapter 551 (181-S), laws of 1951, is amended by substituting "state retirement system administration board" for "state annuity and investment board".

SECTION 3. If Bill 560-S, 1951 session, is enacted, 34.03 (1) (g) of the statutes, as repealed and recreated by chapter 511 (560-S), laws of 1951, is amended to read:

34.03 (1) (g) To employ such persons as shall be necessary to administer and carry out the purposes of this chapter. All expenses of administration and reinsurance shall be paid out of the state deposit fund *subject to the provisions of section 20.724 (1)*.

SECTION 4. The amendments made to 40.34 (1) (introductory paragraph) of the statutes by chapters 513 (732-S) and . . . (588-A), laws of 1951, both stand. The purpose of this enactment is to repel any implication that the later act repealed the earlier one.

SECTION 5. If Bills 82-S and 560-S, 1951 session, are enacted, 42.49 (3b) (a) and (d) of the statutes, as created by chapter 633 (82-S), laws of 1951, are amended to read:

42.49 (3b) (a) Any member claiming teaching experience under this subsection shall make written application and certify to the *state retirement system administration* board such information as said board may require concerning such experience and no such teaching experience shall be allowed unless approved by the * * * board.

(d) No years of teaching experience claimed under this subsection shall be approved unless the member shall certify and furnish such proof as the * * * board may require that the member is not otherwise entitled to the payment of any benefits on account of such teaching experience except the return of the member's contribution either with or without interest.

SECTION 6. If Bill 560-S, 1951 session, is enacted, 42.49 (4) of the statutes, as repealed and recreated by chapter 553 (77-S), laws of 1951, is amended by substituting "state retirement system administration board" for "retirement board" and for "state annuity and investment board".

SECTION 7. 66.902 (3) (n) of the statutes, as created by chapter 475 (237-S), laws of 1951, is amended by substituting "(1)" for "(2)" in the reference to "66.904 (2) (a) 1."

SECTION 8. If Bills 142-S and 392-A (1951 session) are both enacted, 66.906 (4) (a) of the statutes, as amended by said acts, is repealed and recreated to read:

66.906 (4) (a) Notwithstanding the fact that any annuity is payable for life, if any annuitant receiving a retirement annuity enters the service of any municipality, the annuity payable to such annuitant at that time shall be terminated as of the end of the month prior to the date upon which such person entered such service, except that no annuity shall be terminated when the total earnings of the annuitant in all such service shall not exceed \$1,000 in any calendar year. Such annuitant shall not be treated as a participating employe until his earnings exceed \$1,000 in any calendar year.

SECTION 9. The title to Chapter 161 of the statutes is revised to read:

CHAPTER 161.
NARCOTICS.

SECTION 10. 161.25 of the statutes is revised to read:

161.25 Sections 161.01 to 161.25 are the Uniform Narcotic Drug Act.

SECTION 11. 327.29 of the statutes, as amended by chapter 457 (257-S), laws of 1951, is repealed; and 327.29, as repealed and recreated by chapter 284, laws of 1951, is amended to read:

327.29 (1) If any business, institution, member of a profession or calling, or any department or agency of government (*except state government*), in the regular course of business or activity has kept or recorded any memorandum, writing, entry, print, representation or combination thereof, of any act, transaction, occurrence or event, and in the regular course of business has caused any or all of the same to be recorded, copied or reproduced by any photographic, photostatic, microfilm, micro-card, miniature photographic, or other process which accurately reproduces or forms a durable medium for so reproducing the original, the original may be destroyed in the regular course of business, provided the provisions of sections 44.08, 44.09, 59.716 and 59.717 have been met, unless held in a custodial or fiduciary capacity or unless its preservation is required by law. Such reproduction, when satisfactorily identified, is as admissible in evidence as the original itself in any judicial or administrative proceeding whether the original is in existence or not and an enlargement or facsimile of such reproduction is likewise admissible in evidence if the original reproduction is in existence and available for inspection under direction of court. The introduction of a reproduced record, enlargement or facsimile, does not preclude admission of the original.

(2) This section shall be so interpreted and construed as to effectuate its general purpose of making uniform the law of those states which enact it.

Approved August 3, 1951.