

CHAPTER 169.

[Published March 31, 1871.]

AN ACT to amend chapter 155 of the general laws of 1868, entitled an act to codify the laws of this state, relating to common schools.

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

Sec. 42 amend-
ed.
Clerk to make
contract in
writing.

SECTION 1. Section forty-two of said chapter 155 is hereby amended so as to read as follows: "Section 42. The clerk shall contract with and hire duly qualified teachers for and in the name of the district, which contract shall be in writing, and shall have the consent of the director or treasurer, or both, indorsed thereon, and shall specify the wages per week, month or year, as agreed upon by the parties, and said contract so completed shall be filed in the office of the district clerk, with a copy of the certificate of the teacher so employed attached thereto, and a copy of such contract shall be furnished by the clerk to the teacher: *provided*, that a majority of the board may, by an order filed with the clerk, or a memorandum in the district record book, said order or memorandum being subscribed by them, fix the time when the several terms of the school, or any of said terms shall open; and if the clerk shall fail to hire a suitable teacher before the term so fixed, then the district board shall hire and contract with a qualified teacher; and a majority of the board shall constitute a quorum for the transaction of business."

Sec. 43 amend-
ed.

How report of
number of chil-
dren to be
made.

SECTION 2 Sub-section second of section 43 of said chapter 155 is hereby amended by adding thereto the following words: "also, the number of children attending school during any part of the year, between the ages of four and seven, seven and fifteen, and fifteen and twenty, respectively; and to this end he shall require and instruct the teachers to enter the ages of all children attending school in the register; he shall also ascertain and report the whole number of children between the several ages named, residing in the district on the last day of August, previous to making such report."

SECTION 3. Section 50 of said chapter 155 is hereby amended by adding thereto the following words: "In case a vacancy shall occur in a joint district, and shall not be filled by the district board, the clerk of the town in which the school house is situated shall fill said vacancy, but his appointment shall be indorsed by the clerks of the other town or towns embracing a part of said joint district."

Sec. 50 amend-
ed.
Vacancy—how
filled.

SECTION 4. Section 63 of said chapter 155, shall be amended so as to read as follows: "The town clerk shall assess said tax, or the due proportion thereof, upon the real and personal property liable thereto, placing the same in a separate column in the next assessment roll of his town, delivered to the town treasurer for collection. Whenever such certificate of the district clerk shall be received by him in time therefor although after the first Monday of November, and if for any reason such tax shall not be assessed in the next assessment roll after the tax is voted, it shall be assessed in that of the next succeeding year. The tax shall in all respects be collected or returned delinquent like other taxes, and when collected, the money shall be paid over to the district treasurer: *provided*, that if there shall be a deficiency in cash funds in the town treasury to pay all the charges thereon in one year, then the town treasurer shall set apart a sufficient amount of such funds to pay in full the amount of moneys levied and assessed for common school purposes, and returned taxes collected for any school district; *and provided, further*, that merchants and manufacturers' stock shall be liable to assessment for school tax, only in the school district where the same is situated."

Sec. 63 amend-
ed.
Tax—how as-
sessed.

SECTION 5. Section 64 of said chapter 155 is amended so as to read as follows: "Section 64. Any tax voted at a special meeting held at a time not specified in section 62 of this chapter shall be assessed by the district clerk and collected by the district treasurer in the manner hereinafter provided, unless the meeting which voted such tax shall determine that the same shall be collected by the town treasurer, in which case the district clerk shall include each tax in the statement which by section 62 of this chapter he is required to deliver to the town clerk, on or before the first Monday of November."

Sec. 64 amend-
ed.
Tax voted at
special meeting
—how assessed.

Sec. 85 amended.
Location of
school house
sites.

SECTION 6. Section 85 of said chapter 155 is hereby amended by adding thereto the following words: "All the provisions of this chapter and of all acts amendatory thereof in reference to the location and establishment of school house sites, shall apply to the location and establishment of any addition to a site already located: *provided*, that no site thus enlarged shall exceed one acre of land."

Sec. 103 amended.
Examination
for certificate of
second grade.

SECTION 7. Section 103 of said chapter 155 shall be amended so as to read as follows: "Section 103. Every applicant for a certificate of the second grade, shall be examined in all the branches required for a certificate of the third grade, and in addition thereto, in grammatical analysis, physiology, physical geography and elementary algebra, and if found qualified, shall entitle the holder to teach in any town in the county in which he is examined, and which shall be in force one year from the date thereof."

Approved March 25, 1871.