

8. The term "soda water beverage" as used in this section means and includes all such beverages commonly known as soft drinks, as soda water, carbonated or uncarbonated or sweetened and flavored, and mineral and spring waters, carbonated or uncarbonated; and shall not include strong, spirituous, vinous, malt, ardent or intoxicating liquors.

9. Any person violating any of the provisions of this section or any rule or regulation promulgated by the dairy and food commissioner under authority of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars nor more than one hundred dollars or by imprisonment in the county jail not less than ten days nor more than thirty days, and the license issued to such person shall be revoked.

(20.59) (4) All license fees collected by the dairy and food commissioner under the provisions of section 1410b—10 of the statutes shall be paid within one week of receipt thereof into the general fund of the state treasury. All moneys so deposited are appropriated for the use of the dairy and food commissioner to carry into effect the provisions of section 1410b—10.

SECTION 2. This act shall take effect upon January 1, 1918.
Approved July 2, 1917.

No. 602, S.]

[Published July 5, 1917.

CHAPTER 563

AN ACT to repeal certain sections of the statutes referred to in the bill; and to create sections 490—1 to 490—33, inclusive, and to amend section 496c—2, subsections (1) and (2) and paragraph (b) of subsection (3) of section 20.27, relating to the establishment and maintenance of free high schools.

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

SECTION 1. Sections 490, 490a, 490b, 490g, 491, 491c, 492, 492a, 493, 493a, 494, 495, 495a, 495—1 to 495—20, 496a, 496c—1, 496j, 496k, 496L, 496m, 496n, 496o, 496p, 496p—1, 496p—2 and 515m are repealed.

SECTION 2. Thirty-three new sections are added to the statutes to read: Section 490—1. (1) With the advice and consent of the state superintendent any city or school district or two or more school districts may establish one or more free high schools to be known as district free high schools in the manner and with the privileges herein provided.

(2) The question of establishing such schools in a single district shall be submitted by the school district board to the legally qualified voters at any annual or special meeting or election upon written resolution therefor proposed for adoption.

(3) At least six days' notice of such proposal embodying the resolution shall be given by the district clerk by posting copies thereof in four or more public places in such school district, or by publishing such notice in any newspaper published in said district once each week for two successive weeks immediately prior to the time set for holding such meeting.

(4) The vote on such proposal shall be taken by ballot. The ballots shall be written or printed "for high school" and "against high school." If the resolution be adopted the clerk of the election shall submit notice of such action to the state superintendent for his approval. If such action meets the approval of the state superintendent he shall issue a certificate of establishment of a district free high school in said district.

Section 490—2. Whenever a petition, in writing, praying for the submission of the question of establishing a free high school in a single district and signed by at least one-tenth of the qualified voters residing in said district shall be filed with the school district board, it shall be the duty of the district clerk to submit a resolution for that purpose to the voters of such school district, as provided in section 490—1.

Section 490—3. In all school districts which now constitute district free high school districts or which shall hereafter become such high school districts, the district board shall be the free high school board and the officers shall be the officers of the free high school district.

Section 490—4. (1) In case two or more school districts propose to establish, jointly, a district free high school, action shall be taken by each district as in the case of the establishment of such school by a single district.

(2) Within six days after the election the school boards of the districts shall meet in joint session and canvass the returns and certify the results to the state superintendent and to the officers elected. If the resolution be adopted by each district and such action meets the approval of the state superintendent he shall issue a certificate of establishment of a joint free high school in such districts.

(3) All procedure subsequent to the issuance of the certificate of establishment of such district free high school shall be governed by the statutes relating to the organization and administration of union free high schools.

(4) The officers of a joint free high school district and their election and term of office shall be as directed in the case of a union free high school composed of an incorporated village and outside territory.

(5) Such joint district free high school shall be entitled to share in state aid as in the case of district free high schools.

Section 490—5. (1) In any city having a system of school organization according to the provisions of a general or special charter, a resolution proposing the establishment of a district free high school may be acted upon by the board of education. If such resolution be adopted the secretary of the board shall notify the state superintendent of such action. If such action meets the approval of the state superintendent he shall issue a certificate of establishment of a district free high school in such city.

(2) In all cities having a system of school organization according to the provisions of a general or special charter which now maintain one or more district free high schools, or which shall hereafter establish one or more district free high schools, the board of education shall be the high school board and the city treasurer shall be ex officio the treasurer of the high school district, unless the city charter provides otherwise.

Section 490—6. (1) Any school district containing within its boundaries a city in which a high school is maintained and which expends annually in the maintenance of its schools, a sum exceeding four thousand dollars, may, upon determining so to do by the vote of the electors present at any annual school meeting, have a district board, comprising seven members, which shall be known as a school board of the city comprising in whole or in part such district, three of whom shall be respectively the director, treasurer and clerk, who shall each discharge the separate duties now imposed upon such officers by law, and shall be elected and hold office for the term now provided by law, and no two of whom shall be residents of the same ward in such city until each ward therein shall have at least one member on such board. Where such school district and city are identical in territory the members of the district board shall be chosen one from each ward of such city in the order in which the wards are numbered until the full number is chosen; and in case such city has fewer than seven wards an additional member or members shall be chosen from the district at large.

(2) The number of members of any school board shall

not be increased as provided in subsection (1) unless a notice in writing of the proposal for such increase, signed by at least twenty-five electors of the school district, shall be filed with the clerk of said district at least ten days prior to the annual meeting; and the clerk shall include in the notice of such meeting the substance of such proposal.

(3) Removal by a member of such board from the ward from which he was chosen shall create a vacancy.

(4) All directors, clerks and treasurers in office prior to the establishment of said board shall continue in their respective offices during the full term for which they were elected. The remaining four members of said district board shall be elected as school district officers are elected, at the annual school meeting at which such high school district is established; two thereof to be elected for the period of one year and the remaining two for the period of two years and until their successors have been elected or appointed. At every succeeding school meeting in such district there shall be elected, in addition to a director, clerk or treasurer, as the case may be, two of such additional members of such board, who shall hold their office for two years and until their successors are elected or appointed.

(5) Any vacancies in said board shall be filled as in the case of vacancies in district boards, the members filling such vacancies to hold until the next annual district meeting.

(6) Such school boards shall exercise all the powers and discharge all the duties imposed upon the district board existing prior to the establishment of such board. The regular meetings of said board shall be held, and special meetings thereof may be called upon request of any three members of such board to the clerk, who shall thereupon, at least twenty-four hours before such special meeting is held, give written notice thereof to the remaining members of the board.

Section 490—7. With the advice and consent of the state superintendent a free high school, to be known as a union free high school, may be established and maintained in any town, or in any tract of contiguous territory having an area of not less than thirty-six nor more than seventy-two square miles and bounded by town, school district, section or half section lines or by lines bounding in part an existing free high school district, or in cases where impassable streams, lakes or swamps render it impracticable to follow such boundary lines, such natural boundaries may be substituted.

Section 490—8. (1) In case the tract of territory to be

embraced within such district is entirely included in one town and does not include within its boundaries an incorporated village, the town board of that town shall submit the question of establishing such union free high school to the voters of such tract, whenever a notice is filed with the town chairman praying for the submission of such question. Such petition shall describe the boundaries of the proposed district and shall be signed by at least one-tenth of the qualified voters resident therein. The chairman shall, within ten days after the receipt of the petition, notify the town clerk, and the clerk shall at once cause ten days' notice of such election to be given by posting six copies thereof in at least six different public places in such tracts, or by publishing such notice in any newspaper published therein once each week for two successive weeks immediately prior to the time set for holding the election. The election shall be conducted and the vote canvassed as in the case of town meetings.

(2) In case the said tract lies in two or more towns and contains no incorporated village such petition may be presented to the chairman of any one of the town boards in such towns, and said chairmen shall, within five days after the receipt of said petition, notify the other town chairman or chairmen, as the case may be, of the receipt of such petition and shall set a date for a meeting of all the chairmen of the towns involved for the purpose of fixing a time and place for holding such union free high school election. Thereupon, the said chairmen shall meet on said day and fix the time and place for holding such election; but if any chairman is unable to attend he shall delegate some other supervisor of his board to act in his place. The election shall be noticed and conducted for the entire tract of territory which is to be proposed to be included in the union free high school district; and shall be held by the town board of the town in which the election is held in the manner provided in subsection (1).

(3) In case the tract proposed for the union free high school district contains an incorporated village, the petition may be presented to any town chairman, as provided in subsection (2), or to the president of the village. Thereupon, the official to whom the petition is presented shall notify each chairman and the village president of the receipt of such petition and shall set a day for a meeting of said officers for the purpose of fixing the date for holding the union free high school election. The election for the village shall be held in the vil-

lage on the same day that the election for the territory lying outside is held. The election for the territory lying outside the village may be held in the village or at any other convenient place agreed upon which shall be designated in the notice of election. The election for the village shall be noticed and conducted and the votes canvassed in the manner provided for village elections; and the election for the territory lying outside the village shall be noticed and conducted and the votes canvassed in the manner provided for town elections. If the outlying territory comprises parts of two or more towns the supervisors at their first meeting shall designate the town in which such election shall be held and the officers of said town shall notice, control and direct such election.

(4) In all cases the votes shall be by ballot, and the ballots shall be written or printed "for union free high school" and "against union free high school". The proposal shall not be deemed adopted unless a majority of the electors residing in the territory outside of the village and a majority of the electors residing in the village shall vote for the union free high school.

(5) The result of the election shall be certified at once by the election officers to the clerk of each town and village concerned; and if the proposal be adopted the result shall also be certified to the state superintendent by the respective clerks within six days after the election. If such action meets the approval of the state superintendent he shall issue a certificate of establishment of a union free high school in said tract of territory.

Section 490—9. If an existing free high school district is included in the tract proposed for a union free high school district the establishment of the union free high school district, as provided in section 490—8 and of a union free high school as herein provided, shall annul the organization of any such existing free high school district.

Section 490—10. (1) The officers of a union free high school district shall be a director, a treasurer and a clerk who shall have the same authority and be charged with the same duties and liabilities respectively as the officers of other free high school districts. The term of each shall be three years, beginning with the annual union free high school district meeting to be held the third Monday in March, and each officer shall continue in office until his successor shall have been chosen; provided, that at the same election at which the proposal of

establishing the district is submitted the clerk shall be chosen for one year; the treasurer for two years and the director for three years, but a separate ballot box shall be provided for the election of such officers.

(2) All elections shall be by ballot and a plurality of the votes cast shall elect. In case an incorporated village is included in the proposed district the officers of election for the outside territory shall meet at once after the polls are closed, in the office of the village clerk and all votes for the outside territory and the village shall be counted as a joint vote.

(3) Any person present at a meeting at which he shall be elected as an officer shall be deemed to be notified thereof. Any person elected and not present shall be notified of his election by the clerk of said election within five days thereafter. Unless the person so elected and notified shall, within ten days after his election, file with the clerk a written refusal to accept the office he shall be deemed to have accepted the same.

(4) The time until the first annual meeting shall be counted as the first year in determining the term of office. Thereafter officers shall be elected annually in place of those whose terms expire at the annual meeting of such union free high school district.

(5) Any vacancy in the district board may be filled by the board within ten days after the vacancy occurs, and if not so filled, the town or village clerk of the town or village in which the union free high schoolhouse is situated shall fill such vacancy by appointment. Any person, upon being notified of his appointment, shall be deemed to accept the same unless within five days thereafter he shall file with the clerk or director a written refusal to serve and shall continue in office until the next annual election, when the electors shall fill such vacancy for the unexpired term.

Section 490—11. (1) The annual union free high school district meeting for the election of officers and the transaction of other business shall be held on the third Monday in March unless that be a legal holiday in which case it shall be held the next day.

(2) The election of district officers shall be held in some convenient room in the union free high school building, if there be such building, and if not, then in some other convenient room determined upon by the board and specified in the notice. If the notice does not so specify the election shall be held in the building in which the last annual meeting was held.

(3) The election of officers shall be by ballot and a suitable ballot box shall be provided. The polls shall be opened at one o'clock in the afternoon of the day fixed by law for holding annual union free high school district meetings, and shall be closed at seven o'clock of the same day. The time of opening and closing the polls, as well as the place of holding the election, shall be specified in the notice of such election or meeting, but the failure so to do shall not vitiate any such election.

(4) Immediately after the polls are closed and the ballots counted the electors shall organize for the purpose of conducting the regular and usual business other than the election of officers, necessary for carrying on and maintaining the union free high school. As soon as the meeting is regularly organized the result of the election of officers shall be declared.

(5) The officers to conduct the election shall consist of the union free high school district clerk and two other persons selected by the district board. If an incorporated village is comprised in the district one officer shall be selected from the village and one from the territory lying outside of the village and included within the union free high school district. The inspectors and clerks of election shall make and keep a list of all electors, male and female, voting at the election.

(6) The compensation to be paid to the inspectors and clerks of any annual or special meeting shall be fixed by the district board but shall not exceed two dollars for each inspector; and shall be paid from the district treasury.

Section 490—12. The district clerk shall give at least six days' previous notice of the annual meetings by posting notice thereof in six or more public places in the district, one of which shall be fixed to the outer door of the union free high school building if there be one in the district; and he shall give like notice for any adjourned meeting if the adjournment be for more than one month. The failure to give due notice of annual meetings shall not affect the validity of the meeting, unless it shall appear that such failure was wilful or fraudulent.

Section 490—13. It shall be the duty of the union free high school district board to meet on the Saturday immediately preceding the annual meeting, carefully examine the accounts of the treasurer and make up a full itemized report showing all receipts and expenditures since the last annual meeting, the amount in the hands of the treasurer or the amount of the deficit, if any, for which the district is liable, the amount necessary to be raised by taxes for the support of the school for

the ensuing year, and the amount required to pay the interest or principal of any debt due or to become due during the year. Such report shall be submitted in writing at the annual meeting and recorded by the clerk at length with the action thereon in the proceedings of the meeting.

Section 490—14. Special meetings shall be called by the clerk, or in his absence by the director or treasurer, on the written request of twenty voters of the district. Notices specifying particularly the business to be transacted shall be posted in the manner prescribed for calling the annual meeting. In addition to such posting the notice shall be published once each week for two successive weeks immediately prior to the time set for holding such meeting, in any newspaper published in the union free high school district. If no newspaper is published in the high school district the publication may be in one newspaper published at the county seat of the county containing the high school district, or if the district lies partially within two or more counties then in one newspaper at the county seat of each county containing part of such district. The electors, when lawfully assembled at a special meeting, shall have the power to transact the same business as at an annual meeting, except the election of officers; but no more than one such special meeting to consider the same subject shall be held in the district in the same school year.

Section 490—15. The incorporation of a part of the territory of a union free high school district organized under the provisions of this act as a village or city shall not affect the organization of such union free high school district.

Section 490—16. The electors of any union free high school district and the electors of any common school district included within the union free high school district are empowered to authorize and direct their respective school boards or boards of education to enter into an agreement for the erection and maintenance, jointly, of a school building for housing the high school and the common school or schools.

Section 490—17. (1) The procedure for the alteration of the boundaries of a union free high school district shall be as follows: a petition in writing, signed by at least one-tenth of the voters of the union free high school district, desiring and asking for said alteration, shall be presented to the chairman of the town, president of the village, or mayor of the city in which the union high school building is situated. The officer to whom the petition is presented shall fix a time for a meeting

of the town board or boards, or of the town board or boards and the village trustees or city council, as the case may be, which time shall not be less than ten nor more than twenty days from the time the petition was received. He shall cause written notice fixing the time and place of the meeting to be presented to each supervisor, trustee or city councilman at least five days prior to the day set for the meeting. Such meeting shall be held at the union high school building unless some other convenient place shall be designated in the notice.

(2) The town board or boards or said board or boards and the trustees or common council, as the case may be, shall jointly consider the alteration of the union free high school district as described in the petition, and shall grant or refuse the same as the majority of those present and voting shall decide. Such action shall be subject to appeal to the state superintendent.

(3) In case the town chairman, mayor or village president to whom any application shall have been presented, shall neglect or refuse to fix the time and place for or to give notice of the meeting, as provided in this section, or in case the town board or boards, village board, or common council of any town, village or city in which the whole or any part of such district shall be located, shall neglect or refuse to be present at such meeting, or shall refuse or neglect to hear a vote upon the application before them, the application shall be deemed denied and an appeal to the state superintendent may be had as in other cases of denial.

(4) Nothing in this section shall authorize the reduction of the area of any union free high school district to less than thirty-six square miles. Neither shall anything in this section authorize the inclusion of any new territory without the consent of a majority of the electors residing therein, such majority to be determined by an election held upon petition signed by at least one-tenth of the legal voters resident in the territory to be annexed, according to the provisions of this act relating to the election for the establishment of a union high school in territory lying in one or in two or more towns and not including an incorporated village.

Section 490—18. No free high school shall be established unless at least twenty-five persons of school age, residents of the proposed free high school district, give evidence, through examination or otherwise, satisfactory to the state superintendent, that they are prepared to begin a high school course.

Section 490—19. Any election for the establishment of

a free high school shall be void unless such free high school is organized within two years from the date of the election.

Section 490—20. (1) All taxes for the purposes of free high school districts shall, except as herein otherwise provided, be levied and collected as in the case of single or joint common school districts of the state; and all such moneys raised and received for the purpose of maintaining such free high school shall be paid out only on orders drawn and countersigned in the manner prescribed for making payments in common school districts.

(2) The clerk of the free high school board shall certify all taxes levied for free high school purposes to the town, city or village clerk. If any free high school district is joint, consisting of the whole or parts of different municipalities, it shall be the duty of the clerk of the free high school board to certify to the clerk of each such municipality the proportionate amount to be raised by each; such apportionment to be determined according to the total valuation of all the taxable property as equalized by the boards of review, a statement of which shall, as soon as the establishment is complete, be sent by the respective clerks to the clerk of the free high school district.

(3) The free high school district taxes so apportioned shall be entered on the next tax roll of the various municipalities and collected and returned as other taxes and paid to the high school district treasurer. Delinquent taxes shall be returned to the county treasurer as in other cases.

Section 490—21. If the electors of any free high school district at the annual or at a subsequent special district meeting held prior to the third Monday of November following, shall not vote a tax sufficient to maintain said free high school for the term of at least nine months during the current year, the free high school board must, on or before the Wednesday next following said third Monday of November, determine the sum necessary to be raised to so maintain such free high school and to furnish additional necessary equipment, and the clerk shall forthwith certify to the proper town, city or village clerks the amount so fixed. Upon receipt of this certificate the town, village or city clerks shall assess the same as other taxes are assessed.

Section 490—22. Whenever any town free high school district, comprising two towns and a city, shall have been established and if after such establishment any school district,

a part only of which lies in such joint town free high school district, shall establish and maintain a district free high school, that part of such district free high school district lying in the joint town free high school district shall be exempt from taxation for high school purposes in the joint town free high school district.

Section 490—23. The free high schools shall be free to all pupils resident in the district. Every principal of such school shall, in addition to his qualification as teacher of a common school, be a graduate of some university, college or normal school, hold a state certificate or pass an examination in the studies required to be taught in any such school; provided the state certificates authorized by law and the certificates authorized by section 496a shall qualify their holders both as principal and as teachers of common schools; and each principal and assistant teacher in a free high school shall be eligible to teach only on approval of his certificate by the state superintendent; and the free high school board or boards of education having charge of such schools shall determine, with the advice and consent of such superintendent, the course of study and minimum standard of qualification for admission to the same.

Section 490—24. The free high school board shall conduct the affairs of the free high school district on the same general plan provided for a common school district, and possess, with respect to such free high school district all the powers and be charged with all the duties conferred and imposed by these statutes on the district officers and district board of a common school district. It shall provide adequate teaching force and necessary equipment, such as seats, desks, apparatus, library books and general supplies. The treasurer shall give a like bond to be approved and filed in a similar manner. The free high school district clerk shall make a report of the high school similar to that required by section 462, omitting the first subdivision. The board may grade such school and establish the branches of study to be taught therein, under the advice and approval of the state superintendent. Every forfeiture and punishment for neglect or violation of duty by a common school district officer shall apply to a free high school district officer for like neglect or violation. The report of free high schools in cities not under a county superintendent shall be included in the reports from such cities to the state superintendent.

Section 490—25. (1) Except as specially provided other-

wise, the annual school district meeting shall be the annual meeting of the high school district for the transaction of business relating to the high school, and special high school district meetings may be held as in the case of common school districts.

(2) Every resident elector of the free high school district shall be entitled to vote at any annual or special meeting; provided such elector has resided therein for at least thirty days preceding such meeting.

(3) At the election held for the purpose of establishing a free high school district the electors may vote to provide a sum of money sufficient for the support and maintenance of the high school for the next succeeding year, and may also authorize the board to lease suitable rooms and provide necessary equipment for the use of the high school.

(4) No tax, or loan, or debt shall be voted at a special meeting unless three-fourths of the legal voters shall have been notified, either personally or by a written notice left at their place of residence, stating the time, place and object of the meeting, and specifying the amount proposed to be voted at least six days before the time appointed therefor, exclusive of the day on which the meeting is to be held.

Section 490—26. The inhabitants of any free high school district, qualified by law to vote at a free high school district meeting when assembled at the first and each annual meeting in their high school district or at any adjournment thereof, shall have power:

(1) To appoint a chairman for the time being, and in the absence of the clerk, appoint some person to act in his stead. The person so appointed shall certify the proceedings of such meeting to the free high school district clerk, who shall enter the same in the records of the free high school district and file and preserve the certificate of such temporary clerk.

(2) To adjourn from time to time as occasion may require.

(3) To vote such tax as the meeting shall deem sufficient to purchase or lease a suitable site for the free high school; to build, hire or purchase a schoolhouse; to keep in repair and furnish the same with necessary furniture, ventilating and heating apparatus, and to provide for the equipment and maintenance of the free high school.

(4) To authorize and direct the sale of any free high school-house site, or other property belonging to the free high school district when the same shall no longer be needed for use in the district.

(5) To impose such tax as may be necessary to discharge any debts or liabilities of the free high school district lawfully incurred.

(6) To authorize the free high school district board to borrow money as provided in the statutes.

(7) To authorize the free high school district board to purchase textbooks for use in such free high school, to be loaned or furnished to the pupils under such conditions as may be prescribed by the electors or by regulation of the board.

(8) To determine the length of time a free high school shall be taught in such free high school district during the ensuing year, which time shall not be less than nine months.

(9) At the annual meeting only, to vote a tax to compensate the clerk, the treasurer and the director, which in free high school districts supporting graded and high schools, shall be such sums as may be voted; and in union free high school districts and joint free high school districts, not more than twenty-five dollars, nor less than five dollars to each of the above officers.

Section 490—27. The state superintendent shall prepare a course or courses of study suitable to be pursued in free high schools, publish the same and furnish the same upon application. He shall exercise such personal supervision and make such personal inspection of the work of such schools as they seem to require and the other duties of his office may warrant; he shall examine or cause to be examined all teachers of free high schools, required by law to pass such examinations to qualify them for teaching in high schools, and grant certificates to such as pass examinations satisfactorily, which certificate shall be in such form and for such time as he may prescribe, and shall authorize the holder to teach in such special place or places, or in the whole state, as the qualifications of the candidate may warrant. Said superintendent shall furnish suitable blanks for annual and special reports for all such schools which shall require returns as to the number, age and sex of all pupils enrolled, the number in each class or in the course of study, the number pursuing English branches only, the number completing the course of study each year, and such other statistics as may be deemed necessary.

Section 490—28. The school board of any school district maintaining a free high school or a union free high school and not containing a city in which a city superintendent is employed, may contract with a qualified teacher who shall have at least one year's experience as a principal of a high school to

act as principal of such high school for a term of not more than three years.

Section 490—29. (1) Any free high school district may be dissolved, or one of two or more free high schools maintained by any free high school district, may be discontinued by the same course of procedure required to establish such free high school district in the territory comprised in the district at the time such dissolution or discontinuance is proposed, except that the approval of the state superintendent shall not be necessary for such dissolution or discontinuance; but no election for such dissolution shall be held within four years after the date when such free high school district was organized.

(2) Ballots at such election shall be written or printed “for dissolution” and “against dissolution” or “for discontinuance” and “against discontinuance”, as the case may be.

Section 490—30. After the dissolution of any free high school district the property of such dissolved district shall be disposed of and the assets and debts shall be apportioned and distributed subject to and in the manner provided by section 424 of the statutes, so far as the same may be applicable.

Section 490—31. The free high school board of any free high school district, organized under the laws of this state, shall admit to the high school under its control, whenever the facilities for seating and instruction will warrant, any person of school age prepared to enter such school, who may reside in any town or incorporated village but not within any free high school district, and who shall have completed the course of study in the school district in which he resides, or one equivalent thereto. Persons so admitted shall be entitled to the same privileges and be subject to the same rules and regulations as pupils of the school who are residents of the free high school district.

Section 490—32. (1) Whenever persons not residing in any free high school district and having completed the course of study in the school district in which they reside, or one equivalent thereto, as herein provided, enter any free high school in Wisconsin, or any free high school in another state, which is nearer to the home of such persons than any free high school in this state, offering a course of study equivalent to the course of study in free high schools in Wisconsin, the free high school board of that district shall be entitled and is hereby authorized to charge a tuition fee for such pupils not exceeding one dollar per week.

(2) On or before the first day of July in each year the sec-

retary of the free high school board shall make a sworn statement to the clerk of the city, town or village from which any person may have been admitted to said free high school, setting forth the residence, name, age and date of entrance to such school, and the number of months' attendance during the preceding school year, of each person so admitted from such city, town or village. Such statement shall further show the amount of tuition which, under the provisions of this section, the district is entitled to receive for each person reported as having been a member of the school from such city, town or village and the aggregate sum for tuition for all such persons. Said statement shall be filed as a claim against the town, city or village where such person resides, and shall be allowed as other claims are allowed.

(3) A certificate or common school diploma issued by or under the direction of the county or district superintendent of schools, setting forth that the holder thereof has completed the course of study in the school district in which he resides, or one equivalent thereof, which course shall be at least equivalent to the course of study provided by the state superintendent for the common schools of the state, or a duly certified copy thereof, shall be evidence of the completion of the course of study, as provided in this section. Such certificate or diploma, or a certified copy thereof, shall be filed with the secretary of the free high school district upon admission of the holder to the free high school. All diplomas, certificates or certified copies thereof so filed shall be attached to the sworn statement of such secretary when making claim for tuition to the town in which such person resides, as hereinbefore provided.

Section 490—33. (1) The village clerk shall enter upon the tax roll of the village for the ensuing year such sums as may be due for tuition on account of residents of the village who have attended such free high school or schools, and the amount so entered shall be collected when and as other taxes are collected and shall be paid, when so collected, to the treasurer of the free high school district or districts where such persons have attended the free high school or schools.

(2) The clerk of any town not having within its territory a free high school district shall enter upon the tax roll of the town for the ensuing year such sums as may be due for tuition on account of the residents of the town who have attended such free high school or schools, and the amounts so entered shall be collected when and as other taxes are collected, and shall be

paid when so collected to the treasurer of the free high school district where such persons have attended the free high school or schools.

(3) The clerk of any town or city, a portion of which constitutes or forms a part of a free high school district shall enter upon the tax roll for that part of the town or city not within a free high school district such sums as may be due for tuition on account of residents of that portion of the town or city that have attended such free high school or schools, and the amounts so entered shall be collected when and as other taxes are collected, and shall be paid, when so collected, to the treasurer of the free high school district where such persons have attended the free high school.

SECTION 3. Section 496c—2, subsections (1) and (2) and paragraph (b) of subsection (3) of section 20.27 of the statutes are amended to read: Section 496c—2. It shall be the duty of the school board of every * * * union free high school in the state, to publish, or cause to be published, or posted in five prominent places, during the week preceding the annual meeting, a summarized financial report of receipts and disbursements for the preceding year for such district, and the recommendations for the following year, in a newspaper published within the town, city or village where such school is located; said report not to exceed five folios, and in case there is no newspaper published within such town, city or village, then such report shall be published in any newspaper having a general circulation in such town, city or village, and published within the county where such school is located.

(20.27) (1) Annually, on October first, not exceeding one hundred thousand dollars, for state aid to school districts which shall have established and maintained * * * *one or more* district free high schools as provided by law.

(20.27) (2) Annually, on October first, not exceeding seventy-five thousand dollars, for state aid for union free high schools and for * * * *consolidated free high schools*; but if the aggregate claims against this appropriation in any year are less than the whole appropriation the remainder thereof for that year is appropriated and added to the appropriation for that year made by subsection (1).

(20.27) (3) (b) Thereupon, on or before the first day of October, the state superintendent shall, subject to the provisions of paragraph (c), fix and certify to the secretary of state the amounts accruing to each such district, as follows: for each dis-

strict free high school which shall have been maintained for not less than eight months in such school year, one-half of the amount expended for instruction in such school over and above the amount required by law to be expended for common school purposes, but not to exceed five hundred dollars to any district free high school in any one year; for each free high school mentioned in subsection (2) one-half the amount expended for instruction in such school, but not exceeding nine hundred dollars to any such school having a principal and one assistant, not exceeding twelve hundred dollars to any such school having a principal and two assistants, and not exceeding fifteen hundred dollars to any such school having a principal and three or more assistants; *but no state aid shall be apportioned to any free high school after it has been in operation for four years unless the average daily attendance for the year is at least fifteen pupils.*

SECTION 4. On and after July 1st, 1917, all free high schools heretofore established and maintained according to the provisions of the statutes for organization and maintenance of town free high schools, shall be known and designated as union free high schools, and shall thereafter be conducted and maintained according to the provisions of the statutes governing the organization and maintenance of union free high schools. The town free high school board in office July 1st, 1917, shall thereafter constitute the union free high school board, and the members thereof shall continue in office for the term for which they were elected, except that the limit of the term of each member shall be the third Monday of March, at the time of the union high school district meeting, when their successors shall be elected according to the provisions of the union free high school law.

SECTION 5. This act shall take effect upon passage and publication.

Approved July 2, 1917.

No. 207, A.]

[Published July 7, 1917.]

CHAPTER 564

AN ACT to amend subsection (2) of section 35.31 and subsection (13) of section 35.84 of the statutes, relating to the printing and distribution of railroad maps.

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

SECTION 1. Subsection (2) of section 35.31 is amended to read: (35.31) (2) The railroad commission shall • • •