

1971 Senate Bill 434

Date published:  
December 23, 1971

CHAPTER 154, Laws of 1971

AN ACT to repeal 59.07 (40), 60.29 (34), 63.03 (1) (c), 65.07 (1) (h), 67.04 (1) (z) and (4) (b) and chapter 292, laws of 1965, section 11 (1) and (2); to renumber 38.36 to 38.46; to amend 16.58 (4) and (5), 17.03 (intro.), 17.13 (intro.), (1) and (3), 19.015, 20.292 (1) (b), (g), (h), (m) and (u), 25.01 (3), 25.06, 25.10, 35.84 (8) (c) (intro.), 36.17, 36.215 (1), 45.396, 45.51 (1), 53.32, 61.26 (2), 63.36 (2), 65.02 (1), 65.90 (1), 66.03 (1), 66.04 (2), 66.042 (5), 66.09 (1), 66.19 (1), 66.199, 66.29 (1) (b), 66.293 (3) (b), 67.04 (2) (b) and (6), 67.05 (5) (b), 67.07, 67.11 (1) (intro.), 68.01, 68.10, 68.11, 70.11 (2), 71.01 (3) (b), 74.03 (5) (d), (8) (f) and (9) (b) and (f), 74.031 (8) (d) and (11) (a), (b) and (f), 74.59, 74.73 (2), 77.54 (4), 103.06, 103.08, 118.01 (8), 118.15 (1) (b) and (c), 118.22 (1) (a) and (b), 118.23 (1), 121.15, 143.17 (1), 200.17 (4m), 210.03 (1) (b) and (3), 210.04 (1), (2), (3) and (7), 215.13 (26) (d), 219.05 (1), 221.29 (2) (b), 222.13 (1) (a), 272.18 (18), 274.26, 286.40 (1) (a), 289.155 (2), 294.04 (2), 893.19 (2), 893.20 (2) and 895.35; to repeal and recreate chapter 38, except 38.76 to 38.88, as renumbered; and to create 19.01 (4) (j), 60.49 (6m), 62.09 (9) (h), 118.19 (7) and 262.06 (4) (a) 4m of the statutes, relating to a recodification of the laws governing vocational, technical and adult education.

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

SECTION 1. 16.58 (4) and (5) of the statutes are amended to read:

16.58 (4) The department shall inquire into the system of accounting of public funds in use by towns, villages, cities, counties, school districts, boards of education, vocational, technical

and adult education districts and all other local public bodies, boards, commissions, departments or agencies; devise, prescribe and at the request of any town, village, city, county, school district, board of education, vocational, technical and adult education districts or other local public body, board, commission, department or agency, install a system of accounts which is as nearly uniform as practicable and when so installed the system shall be retained in use; and audit the books of the town, village, city, county, school district, board of education, vocational, technical and adult education districts or other local public body, board, commission, department or agency upon the request of the governing board, council, commission or body thereof, or upon its own motion. Nothing herein shall be construed to be exclusive and prevent a local governing body from employing an auditor of its own choice duly licensed under ch. 442.

(5) The department shall establish a scale of charges for system installations, audits, inspections and other services rendered by the department in connection with financial records or procedures of towns, villages, cities, counties, school districts, boards of education, vocational, technical and adult education districts and all other local public bodies, boards, commissions, departments or agencies. Upon the completion of such work the department shall transmit to the clerk of the town, village, city, county, school district, board of education, vocational, technical and adult education districts or other local public body, board, commission, department or agency a statement of such charges, except that charges for the installation of cost accounting systems for county highway departments shall be transmitted to the highway commission and paid from the appropriation made by s. 20.395 (2) (vt). Duplicates of such statements shall be filed in the offices of the state treasurer. Within 60 days after the receipt of the above statement of charges, the same shall be audited as other claims against towns, villages, cities, counties, school districts, boards of education, vocational, technical and adult education districts, other local public bodies, boards, commissions, departments or agencies and the highway commission are audited, and shall be paid into the state treasury and credited to the appropriation under s. 20.505 (1) (h). Past due accounts of towns, villages, cities, counties, school districts, boards of education, vocational, technical and adult education districts and all other local public bodies, boards, commissions, departments or agencies shall be certified on October 1 of each year and included in the next apportionment of state special charges to local units of government.

SECTION 2. 17.03 (intro.) of the statutes is amended to read:

17.03 (intro.) Any public office, including offices of counties, cities, villages, towns and school districts, ~~however organized,~~ and vocational, technical and adult education districts shall become or be deemed vacant upon the happening of any of the following events:

SECTION 3. 17.13 (intro.), (1) and (3) of the statutes are amended to read:

**17.13 (title) REMOVAL OF VILLAGE, TOWN, SCHOOL DISTRICT AND VOCATIONAL OFFICERS.** (intro.) Officers of towns, and of villages and school districts, ~~however organized,~~ and vocational, technical and adult education districts may be removed as follows:

(1) Any appointive village, town or school district and vocational, technical and adult education district officer, by the officer or body that appointed him, at pleasure. Removal of any such officer by a body shall be by a majority vote of all the members thereof.

(3) Any village, town or school district or vocational, technical and adult education district officer, elective or appointive, including those embraced within subs. (1) and (2), by the judge of the circuit court of the circuit wherein the village, town or school district or vocational, technical and adult education district is situated, in term time or vacation, for cause.

SECTION 4. 19.01 (4) (j) of the statutes is created to read:

19.01 (4) (j) With the secretary of a vocational, technical and adult education district: Of all members of the district board of such district.

SECTION 5. 19.015 of the statutes is amended to read:

19.015 Whenever the state or any county, town, city, village, or school district or vocational, technical and adult education district is entitled to recover any damages, money, penalty or forfeiture on any official bond, the attorney general, county chairman, town chairman, mayor, village president or school ~~director~~ board president or vocational, technical and adult education district board chairman, respectively, shall prosecute or cause to be prosecuted all necessary actions in the name of the state, or such municipality, against the officer giving such bond and his sureties for the recovery of such damages, money, penalty, or forfeiture.

SECTION 6. 20.292 (1) (b), (g), (h), (m) and (u) of the statutes are amended to read:

20.292 (1) (b) The amounts in the schedule for such scholarships as the board directs and as authorized by s. ~~38.13 (11) and (12) 38.04 (7)~~ (b) and funds to reimburse ~~local~~ district boards which have secured national defense student loans as provided by the national defense education act of 1958, P.L. 85-864, as amended. Annually on July 1, the board shall reimburse ~~local~~ district boards with sums equal to the amounts spent by the ~~local~~ district boards during the prior fiscal year for obtaining federal students loans under the national defense education act of 1958, P.L. 85-864, as amended.

(g) All moneys received from ~~local~~ vocational, technical and adult school education district boards for the preparation, publication and distribution of text material.

(h) All moneys received from gifts, grants, bequests and devises to be used in the execution of the vocational, technical and adult education program.

(m) Federal aid for vocational, technical and adult education. All moneys received as federal aids for vocational, technical and adult education programs for which the board is responsible, to be expended in conformity with the purposes and requirements of the several acts of congress under which such federal aid is granted.

(u) All moneys received from the allocation made under s. 20.395 (3) (w), to be distributed to ~~local schools of~~ vocational, technical and adult education districts for operating driver training programs under ss. ~~38.21 (1) (b) 38.28 (2) (a)~~ and 121.15. Of this amount such sums as are necessary shall be allotted to the board for the administration of the driver education program.

SECTION 7. 25.01 (3) of the statutes is amended to read:

25.01 (3) Any of said funds may be loaned to school districts or boards of education by whatever name designated, to be used for the operation and maintenance of schools, in erecting and remodeling

school buildings, teacherages, in the purchase of teacherages, teacherage sites, schoolhouse sites, bus garage sites, transportation vehicles, bus garages, school equipment, or school playgrounds, or in refunding their indebtedness, and for the purposes enumerated in s. 67.04 (6) or otherwise authorized by law; or to towns, villages, cities, counties, vocational, technical and adult education districts and boards of education and ~~local boards of vocational and adult education~~ of any city within the state, as provided in s. 67.04 (1) to (6) or otherwise authorized by law; and every such school district, town, village, city or county, vocational, technical and adult education district and board of education and ~~local board of vocational and adult education~~ may borrow of the board, from said funds or either of them, such sum of money, for such time and upon such conditions as may be agreed upon between the board and the borrower; subject to the limitations, restrictions and conditions hereinafter set forth. In this chapter any such school district, town, village, city or county, vocational, technical and adult education district or board of education or ~~local board of vocational and adult education~~, or all of them, may be designated by the word "municipality" or "municipalities".

SECTION 8. 25.06 of the statutes is amended to read:

25.06 If the application is approved by the board it shall cause certificates of indebtedness to be prepared in proper form and transmitted to the municipality submitting the same. Every such certificate shall be executed and signed for a school district by its president, for a town by its chairman, for a village by its president, for a city by its mayor, for a board of education by its president, for a vocational, technical and adult education district by its district board chairman and for a county by the chairman of its board, shall be countersigned by the clerk of the municipality or, in the case of a vocational, technical and adult education district, by the district board secretary executing the same, returned to the board, and deposited with the department of revenue, which shall certify that fact to the department of administration. The department of administration shall thereupon draw a warrant upon the state treasurer for the amount of the loan, payable to the treasurer of the municipality making the loan or as he directs. The certificate of indebtedness shall then be conclusive evidence of the validity of such indebtedness and that all the requirements of law concerning the application for the making and acceptance of such loan have been complied with.

SECTION 9. 25.10 of the statutes is amended to read:

25.10 No money obtained by any school district, school board, vocational, technical and adult education district, town, village, city or county by such loan shall be applied to or paid out for any purpose except that specified in the application therefor without the consent of the board.

SECTION 10. 35.84 (8) (c) (intro.) of the statutes is amended to read:

35.84 (8) (c) (intro.) Vocational, technical and adult education schools:

SECTION 11. 36.17 of the statutes is amended to read:

36.17 The board of regents may maintain a summer session and shall carry on educational extension and correspondence teaching and shall carry on university extension classwork in such communities as have 30 or more students and where the vocational, technical and adult education district board or other educational board ~~shall cooperate~~ cooperates by payment of the regular extension fees. When similar courses of instruction are given at the university and at

any other place of instruction in any city other than Madison, the rates of tuition per course charged to students at any such other place of instruction or for correspondence study shall be no higher than the rates of tuition charged for such courses at Madison.

SECTION 12. 36.215 (1) of the statutes is amended to read:

36.215 (1) The board of regents may do or cause to be done experimental work in agriculture at such points within the state as ~~may in its judgment be it deems~~ advisable; ~~and carry on, under~~ Under the supervision of the dean of the college of agriculture, ~~the board of regents may carry on~~ demonstrations and such other extension work as ~~they deem it deems~~ advisable for the improvement of agricultural knowledge, and conduct extension schools and courses ~~which may be held in conjunction with the county schools of agriculture and domestic economy,~~ and provide for the compensation and traveling expenses of instructors whose functions shall be to assist in the improvement of agricultural education and the dissemination of agricultural knowledge.

SECTION 13. 38.36 to 38.46 of the statutes are renumbered 38.76 to 38.88.

SECTION 14. Chapter 38 of the statutes, except 38.76 to 38.88, as renumbered, is repealed and recreated to read:

CHAPTER 38.  
VOCATIONAL, TECHNICAL AND ADULT EDUCATION;  
COUNTY TEACHERS COLLEGES.

**38.01 DEFINITIONS.** In this chapter:

(1) "Board" means the board of vocational, technical and adult education.

(2) "District" means a vocational, technical and adult education district established under this chapter.

(3) "District board" means the district board in charge of the vocational, technical and adult education schools of a district.

(4) "School district" means a school district operating high school grades.

(5) "School board" means the school board in charge of the public schools of a school district.

(6) "School year" means the time commencing with July 1 and ending with the next succeeding June 30.

(7) "Associate degree program" means a 2-year, post-high school program in an area designated and approved by the board for which the course requirements are established by the board.

(8) "Collegiate transfer program" means a state-wide, full-time program, determined by the coordinating council for higher education and designated and approved by the board, in which the credits earned may be transferable to a 4-year institution of higher education.

(9) "Vocational diploma program" means a one- or 2-year, full-time program in an area designated and approved by the board for which the course requirements are established by the board.

(10) "Vocational-adult program" means a part-time vocationally oriented program established by a district board which has not been approved by the board.

**38.02 ESTABLISHMENT.** There is established under this chapter a system of vocational, technical and adult education to foster and maintain instruction in courses approved by the board in part-time and full-time day or evening classes. Every person at least the age specified in s. 118.15 (1) (b) who can profit thereby is eligible to receive instruction under this chapter and rules established by the board.

**38.04 BOARD OF VOCATIONAL, TECHNICAL AND ADULT EDUCATION; POWERS AND DUTIES. (1) GENERAL.** The board shall determine the organization, plans, scope and development of vocational, technical and adult education. For state aid, credit determination and other purposes, the board shall establish criteria for the establishment of district schools and shall classify and name the district schools.

(2) **DIRECTOR.** The board shall appoint a director, outside the classified service, to serve at its pleasure.

(3) **STAFF.** The board shall appoint such staff as is necessary under the classified service.

(4) **TEACHER AND COURSE REQUIREMENTS.** (a) Except as provided in par. (c), the qualifications of teachers and the courses of study offered in district schools shall be approved by the board.

(b) The board may authorize district boards to grant associate degrees to those students who successfully complete associate degree programs.

(c) The coordinating council for higher education shall determine the collegiate transfer programs, and the qualifications of teaching personnel therefor, to be offered in district schools. Except in cities having a population of 150,000 or more, no liberal arts collegiate transfer program may be offered in a district school located in any city, village or town where there is an existing public institution of higher education.

(5) **COOPERATE WITH FEDERAL GOVERNMENT.** The board shall cooperate with the federal government in carrying out any federal act pertaining to vocational, technical and adult education.

(6) **GIFTS AND GRANTS.** The board may accept gifts, grants, bequests and devises to be used in the execution of its functions.

(7) **SCHOLARSHIP PROGRAMS.** (a) Indian scholarships. The board may grant scholarships to Indians in financial need for attendance at those district schools designated by the board. The board shall establish rules governing the scholarship program, but no scholarship may exceed \$25 per week.

(b) Associate degree and collegiate transfer scholarships. The board may grant scholarships to residents of this state who maintained a satisfactory academic record at a high school or institution of higher education, are in financial need, possess qualifications for leadership and are enrolled in associate degree and collegiate transfer programs at a district school. The amount of the scholarship shall be based on the financial need of the recipient as determined by the district school he attends in accordance with procedures established by the higher educational aids board, but no scholarship may exceed an amount equal to 67% of the financial need of the recipient.

(c) Vocational diploma programs. The board may grant scholarships to residents of this state who are enrolled in voca-

tional diploma programs approved by the board. The amount of the scholarship shall be based on the financial need of the recipient as determined by the district school he attends in accordance with procedures established by the higher educational aids board, but no scholarship may exceed an amount equal to 67% of the financial need of the recipient.

(8) **PART-TIME INSTRUCTION IN AGRICULTURE.** The board may cooperate with any school organized under this chapter or ch. 115 or 120 in offering part-time instruction in agriculture for persons at least the age specified in s. 118.15 (1) (b). The governing body of such school may provide for such part-time instruction and may appropriate funds for such purpose. The authorities entitled by law to receive and disburse funds for schools furnishing instruction under this subsection may receive and use for such purpose federal funds appropriated by the board and all donations.

(9) **TRAINING PROGRAM FOR FIREMEN.** In order to promote safety to life and property, the board may establish and supervise a training program in fire prevention and protection. The training program shall be available to members of volunteer and paid fire departments maintained by public and private agencies, including industrial plants. The council on fire prevention training programs shall advise the board on the establishment and maintenance of the program.

**38.06 DISTRICT BOUNDARIES; ALTERATION OF BOUNDARIES.**

(1) Each district shall include one or more counties, municipalities or school districts in any contiguous combination.

(2) (a) Upon order of the board, the boundaries of a district may be altered. Changes in boundary lines shall take effect on the July 1 next succeeding the date of such approval.

(b) The governing body of a county, municipality or school district may file a petition with the board 1) requesting that its territory be detached from the district in which it lies and attached to a district to which such territory is contiguous, or 2) if portions of its territory lie in more than one district, requesting that all such portions be placed within one of such districts. Immediately upon receipt of the petition, the board shall notify each district board affected of the receipt of the petition and the boundary alterations requested therein. Such district boards shall forthwith notify the board of their recommendations on the petition. Within 90 days of the receipt of the petition, the board shall notify the governing body filing the petition and the district boards affected of its approval or disapproval of the proposed detachment and attachment of the territory. In making its determination under this paragraph, the board shall consider the master plan for vocational, technical and adult education districts prepared by the board and the coordinating council for higher education under s. 41.155 (1), 1967 stats.

(c) If school district boundaries are changed in accordance with Title XIV, the board may act to change district boundaries to coincide with school district boundaries without holding a public hearing.

**38.08 COMPOSITION AND ORGANIZATION OF DISTRICT BOARD.**

(1) (a) A district board shall administer the district and shall be composed of 7 members who are residents of the district, including 2 employers who have power to employ and discharge, 2 employes who do not have power to employ or discharge, 2 additional members and a school district administrator of a school district which lies within the district. The school district administrator shall be appointed by the other 6 members.

(b) District board members shall take office on July 1 and shall serve 6-year terms, except that the school district administrator shall serve a 2-year term.

(2) Members of a district board shall serve until their successors are appointed and qualified. A vacancy shall be filled for the unexpired term by a majority vote of the remaining members of the district board.

(3) The district board shall hold its annual organizational meeting on the 2nd Monday in July at which it shall elect from among its members a chairman, vice chairman, secretary and treasurer.

(4) District board members shall receive their actual and necessary expenses incurred in the performance of their duties.

(5) Where a function is assigned to the clerk of a governmental unit and a district is one of such governmental units, the function shall be performed by the district board secretary.

**38.10 APPOINTMENT OF DISTRICT BOARD MEMBERS.** (1) District board members shall be appointed by an appointment committee constituted as follows:

(a) If the petition for creation of a district was filed by the governing bodies of school districts or municipalities, the school board presidents of school districts having territory within the district shall constitute the appointment committee.

(b) If the petition for creation of a district was filed by the governing bodies of counties or any combination of school districts, counties and municipalities, the county board chairmen of counties having territory within the district shall constitute the appointment committee.

(c) If the board created a district, the heads of the governing bodies designated by the board shall constitute the appointment committee. The designation shall be made in accordance with par. (a) or (b) depending upon which governmental units comprise the district.

(2) (a) The district board secretary shall fix a date, to be no later than May 15, and a time and place in the district for a meeting of the appointment committee and, at least 3 weeks prior thereto, shall send written notice of the time and place of such meeting to each member of the appointment committee, to each governing body having a member on the appointment committee and to the board. The appointment committee shall appoint district board members at the meeting.

(b) The appointment committee member from the appropriate governmental unit specified under sub. (1) (a), (b) or (c) having the largest population in the district shall act as chairman of the appointment committee.

(c) At the meeting and prior to the appointment of district board members, the appointment committee shall formulate a plan of representation for the membership of the district board. Such plan shall take into consideration the population distribution within the district.

(d) Within 5 days of the appointment of district board members, the chairman of the appointment committee shall send written notice of the appointments and lengths of terms to the board, to the members appointed to the district board and to the district board secretary.



(e) If the appointment committee cannot reach agreement on the representation plan and district board membership within 30 days after their first meeting, the board shall formulate the plan of representation and appoint the district board members in accordance with the plan.

**38.12 DISTRICT BOARD DUTIES. (1) CONTROL OF DISTRICT SCHOOLS.** Except as otherwise provided by statute, the district board shall have exclusive control of the district schools established by it and of property acquired for the use of such schools.

(2) **DISTRICT FUNDS AND TREASURER.** (a) The district board shall deposit all moneys received by it with the district board treasurer who shall be accountable for such funds. All expenditures shall be approved by the district board. Disbursement of such funds shall be made in accordance with s. 66.042 (6).

(b) Within 15 days after his election, the district board treasurer shall execute and either file a bond executed by 2 qualified sureties approved by the district board or file a surety company bond in an amount determined by the district board, but at least equal to 5% of the annual district budget. If the district board so determines, the district board treasurer within 15 days thereafter shall file additional personal or surety bonds in such greater amounts as the district board requires. The district board treasurer may purchase surety company bonds with district funds.

(3) **DISTRICT DIRECTOR AND OTHER EMPLOYEES.** (a) The district board shall employ and fix the compensation of:

1. A district director who shall have general supervision and management of the development and work of the district schools.

2. Such supervisors, coordinators, teachers and technical advisors and experts as are necessary.

3. Such clerical assistants, custodians and other employes as are necessary.

(b) Employes under par. (a) 1 and 2 shall meet the requirements established by the board and, where applicable, the qualifications determined under s. 38.04 (4) (c).

(c) The district board shall retire the district director and each teacher in a district school at the end of the school year in which such person attains the age of 70 years.

(4) **PUBLICATION OF PROCEEDINGS.** The proceedings of the district board meetings shall be published within 45 days after the meeting as a class 1 notice, under ch. 985, in a newspaper published in the district. If no newspaper is published in the district, the proceedings may be publicized as the district board directs. The publication of the proceedings shall include a statement of each receipt and expenditure exceeding \$100 except salaries, which may be listed in the aggregate.

**38.14 DISTRICT BOARD POWERS. (1) LEGAL PROCEEDINGS.** The district board may sue and be sued in the name of the district and may prosecute or defend all suits brought by or against the district.

(2) **BUILDINGS AND EQUIPMENT.** (a) For the use of the district schools, the district board may:

1. Purchase or lease materials, supplies and equipment.

2. Purchase or lease suitable land and buildings and rent to others any portion of such land and buildings not needed for school purposes.

3. Construct, enlarge and improve buildings. Existing school buildings and equipment shall be used as far as practicable.

(b) If there is a county teachers college in the district which is no longer in operation, the district board shall utilize the existing buildings and equipment of the college to the extent possible.

(c) All conveyances, leases and contracts under this subsection shall be in the name of the district.

(3) CONTRACTS FOR INSTRUCTIONAL SERVICES. The district board may contract with public educational institutions and other district boards for instructional services.

(4) GIFTS AND GRANTS. The district board may accept gifts, grants, bequests and devises to be used in the execution of its functions.

(5) ADVISORY COMMITTEES. The district board may establish advisory committees representing every occupation in the district. Each advisory committee shall consist of equal numbers of employers and employes selected by the district board from recommendations submitted by representative organizations and associations of each occupation. The district board and the district director may request the advice and assistance of these advisory committees in selecting, purchasing and installing equipment, in preparing course materials, in developing instructional methods and vocational guidance programs and for such other purposes as the district board desires.

(6) TRANSPORTATION. The district board may provide transportation for students within the district, but no state aid may be paid for this service.

(7) SALE OF ARTICLES. The district board may sell at market value articles manufactured in district schools. The proceeds from such sales shall be paid to the district treasurer.

**38.16 DISTRICT TAX LEVY.** (1) Annually on or before October 1, the district board may levy a tax, not exceeding 2 mills on the full value of the taxable property of the district, for the purpose of making capital improvements, acquiring equipment and operating and maintaining the schools of the district, except that the 2-mill limitation is not applicable to taxes levied for the purpose of paying principal and interest on valid bonds or notes now or hereafter outstanding as provided in s. 67.035. The district board secretary shall file with the clerk of each city, village and town, any part of which is located in the district, a certified statement showing the amount of the levy and the proportionate amount of the tax to be spread upon the tax rolls for collection in each city, village and town. Such proportion shall be ascertained on the basis of the ratio of full value of the taxable property of that part of the city, village or town located in the district to the full value of all taxable property in the district, as certified to the district board secretary by the department of revenue. Upon receipt of the certified statement from the district board secretary, the clerk of each city, village and town shall spread the amounts thereof upon the tax rolls for collection. When the taxes are collected, such amounts shall be paid by the treasurer of each city, village and town to the district board treasurer.

(2) The district board may borrow money and levy taxes to be used for the purchase or construction of buildings and for additions, enlargements and improvements to buildings and for the acquisition of sites and equipment. In financing activities under this subsection, the district may issue its bonds or promissory notes under ch. 67 to pay the cost thereof.

**38.18 CONTRACTS AND BIDDING.** All contracts made by a district board for public construction in a district, the estimated cost of which exceeds \$1,000, shall be let by the district board to the lowest responsible bidder in accordance with s. 62.15 (1) to (11) and (14). For purposes of this section, the district board shall possess the powers conferred by s. 62.15 on the board of public works and the common council. All contracts made under this section shall be made in the name of the district and shall be executed by the district board chairman and district board secretary.

**38.20 ADJUSTMENT OF ASSETS AND LIABILITIES.** (1) Except as provided in sub. (2), upon the creation of a district the property, assets, claims, contracts, obligations, rights, duties and liabilities relating and pertaining to the existing vocational and adult education schools in the territory included in the district shall become the property, assets, claims, contracts, obligations, rights, duties and liabilities of the district.

(2) (a) Upon the creation of a district the property, assets, claims, contracts, obligations, rights, duties and liabilities relating and pertaining to the existing vocational and adult education school operated in a city or village located in the territory included in the district shall remain the property, assets, claims, contracts, obligations, rights, duties and liabilities of such city or village, unless the governing body of such city or village transfers the whole or any portion thereof to the district under an agreement between such city or village and the district as to the use, obligation and ownership thereof.

(b) The purchase price of such property, except as otherwise agreed upon under par. (a), shall be the fair market value as determined by an independent appraiser selected jointly by the governing body of the city or village and the district board, less any outstanding obligations against the property which shall be assumed by the district.

(c) In financing the purchase of property transferred to the district under this subsection, the district may issue its bonds or promissory notes under ch. 67 to pay the cost thereof including assumption of outstanding obligations.

(d) The city or village shall deposit the proceeds of the sale of vocational and adult education school property in the sinking fund, if any, created for payment of existing vocational and adult education school obligations. The indebtedness of such city or village shall, for purposes of computing its legal debt limit, be deemed reduced by the amount of such deposit. The city or village may invest these sinking fund moneys under s. 66.04 (2) or 67.11 (2) and (3). Bonds and notes issued by districts for purposes of this subsection shall not be subject to referendum. The purchase agreement shall include an irrevocable clause providing that the district shall pay annually to the city or village a sum of money equal to the amount in which the interest received by the city or village upon investments authorized hereunder is less than the amount of interest paid by the city or village on the bonds of the city or village for vocational and adult education school purposes.

(e) The district purchasing property under this subsection may, with approval of the city council or village board involved, pay the purchase price by issuing and delivering directly to the

city or village the general obligation promissory notes or the notes of the district under s. 67.12 (12), except that no referendum may be held and the 10-year limitation on such notes shall be inapplicable to such notes issued under this paragraph. Such notes shall mature and be payable at such times, in such amounts and at such rate of interest as will amortize and pay when due the principal and interest on the outstanding obligations of the city or village for vocational and adult education school purposes. All such notes, upon execution and delivery to the city or village, shall in all respects be held and considered as an authorized investment under s. 66.04 (2) or 67.11 (2) and (3) of the sinking fund created for payment of the city or village obligations issued for vocational and adult education school purposes and shall be offset against city or village indebtedness in computing legal debt limit to the same extent as other authorized investments of the sinking fund and such notes may be sold and hypothecated. If the offset against city or village indebtedness under this paragraph is determined to be invalid in any respect, such city or village immediately may require the district issuing the promissory notes to such city or village to comply with pars. (c) and (d) to the extent necessary to cure such invalidity.

**38.22 ADMISSION REQUIREMENTS.** (1) Every person who is at least the age specified in s. 118.15 (1) (b) is eligible to attend the schools of a district if he is:

- (a) A resident of the district.
- (b) A nonresident of the district who is employed in the district.
- (c) A nonresident of the district who desires to take specific courses which are offered in the schools of such district but not offered in the schools of the district in which he resides, and if the district board of attendance approves his enrollment.

(d) A nonresident of this state, and if the district board of attendance approves his enrollment.

(2) Within 30 days of the enrollment of a student in a school of another district, the district board of attendance shall send written notice of his enrollment to the district board of the district in which he resides and state whether he is enrolled in a collegiate transfer program.

(3) Nonresident students shall be subject to the same rules and regulations as resident students.

**38.24 FEES AND TUITION.** (1) **PROGRAM FEES.** Annually, the board shall establish uniform fees, based on 20% of the state-wide average instructional costs of liberal arts collegiate transfer programs in district schools, which district boards shall charge residents of this state enrolled in such programs. If a district does not contain within its boundaries another public institution of higher education, a resident of that district who is enrolled in a collegiate transfer program in that district shall not be charged a fee under this subsection.

(2) **TUITION CHARGES.** For students who are nonresidents of the district, the district board shall establish tuition charges based on moneys collected under s. 38.16 for the current school year divided by a figure representing the full-time student equivalency of the district for that school year. Full-time student equivalency shall be determined in accordance with procedures established by the board. Unless liability for his tuition charge exists or is assumed under sub. (4), a nonresident student is liable for the tuition charge under this subsection.

(3) **REVIEW PROCEDURES.** (a) The director shall review fees and tuition charges under this section and if they are accurate he shall approve them. No fee or tuition may be charged until approved under this paragraph.

(b) The board shall establish fee and tuition refund policies.

(c) The board shall establish procedures to determine the residence of students attending district schools. In the case of any disagreement as to the residence of any student, the board shall make the final determination.

(4) **LIABILITY OF DISTRICT OF RESIDENCE.** (a) The district board of the student's district of residence is liable for the fee and tuition charge by the district of attendance for a nonresident student who is a resident of this state, but is not liable for the following:

1. Any student for whom the district board of attendance fails to file notice under s. 38.22 (2).

2. Any student who enrolls in a collegiate transfer program, if there is located within the district of residence a public institution of higher education.

3. Unless the district board of residence consents, any student 21 years of age or over. For purposes of this subdivision, a student shall be considered 21 years of age, if he attains the age of 21 prior to the beginning of the semester or lesser time period for which enrolled in a district school.

(b) In the case of any disagreement between district boards under this subsection, the board shall make the final determination.

(5) **CLAIM FOR FEE AND TUITION.** Annually on or before August 1, the district board secretary shall send a verified statement to the district board secretary of each district which is liable for a fee or tuition charge under this section. For each student, the statement shall set forth his name, age and place of residence, date of enrollment in a district school and the instructional program of the student and the amounts due therefor under subs. (1) and (2). The statement shall be filed as a claim against the district board of the student's district of residence and allowed as other claims are allowed.

**38.26 COURSE FEES.** The district board may charge students for the cost of materials consumed by them in their courses. In lieu of such charge, the district board may charge a fixed sum to be paid by each student in each course which shall be sufficient to cover, as nearly as possible, the cost of the material to be consumed in each course.

**38.28 STATE AID.** (1) Annually at the time and on forms prescribed by the director, the district board secretary shall report to the board the cost of maintaining the schools of the district; the character of the work done; the number, names and qualifications of the teachers employed; the number of full-time students enrolled; and such other information as the board requires.

(2) The state aid to be paid to district boards shall be determined as follows:

(a) Annually, the board shall determine the state-wide operational cost per full-time equivalent student in collegiate transfer, associate degree and vocational diploma programs. The board

shall furnish each district board with definitions of state-wide operational costs per full-time equivalent student and shall establish procedures for determining operational cost per full-time equivalent student. In computing its operational cost, a district board may include administrative costs attributable to such programs in an amount not exceeding 11% of its total instructional costs.

(b) The state-wide operational cost shall be multiplied by 33% to determine the aid per full-time equivalent student in collegiate transfer, associate degree and vocational diploma programs. One-half of the aid so determined shall be the aid per full-time equivalent student in vocational-adult programs. Such per-pupil aid for each program shall be multiplied by the number of full-time equivalent students enrolled in that program in the district to determine the state aid payable to the district board under this paragraph.

(c) The board shall pay 25 cents for each student period of 50 minutes or more of actual attendance for instruction in driver training courses approved by the board. The board may provide aids under this paragraph on the basis of a minimum of 10 students per class period of actual instruction regardless of the number of students actually enrolled and attending.

(d) The board may withhold or suspend in whole or in part payment of state aid under this subsection to any district board whose academic program or faculty does not meet minimum standards set by the board.

(3) If the appropriation for state aid under s. 20.292 (1) (d) in any one year is insufficient to pay the full amount under sub. (2), state aid payments shall be prorated among the districts entitled thereto.

(4) (a) Annually on or before July 1, the governing body of a school maintaining part-time instruction in agriculture in accordance with s. 38.04 (8) shall report to the board, in such form as the board requires, the cost of maintaining such part-time instruction, the character of the work done, the number and names of teachers employed, the length of time such instruction was maintained and such other facts as the board requires.

(b) If the board is satisfied that instruction under par. (a) was maintained during the preceding year in accordance with law and in conformity with the state plan accepted by the U.S. office of education, the board shall certify to the department of administration in favor of each governing body an amount equal to one-third of the amount expended by each for salaries of qualified and approved teachers.

(5) State aid shall not be paid to a district for any year, unless every teacher, administrator, principal and supervisor employed by the district during that year is under a contract providing for leave of absence by reason of sickness of such person, without deduction from salary, for not less than 5 days per year and for accumulation of unused sick leave from year to year to a total of not less than 30 days. No allowance may be paid for such absences from teaching or other educational services rendered in evening school by any person employed at least 30 hours per week in day school. This subsection does not apply to a person employed by the district board for less than 30 hours per week.

**38.30 SPECIAL AID FOR VETERANS.** (1) (a) District boards may receive payments from the U.S. veterans administration for tuition to cover the cost of training for resident and nonresident students who are enrolled in district schools and are veterans eligible for benefits under federal law.

(b) District boards may receive payments from the department of health and social services under s. 55.01 to cover the cost of training for resident and nonresident students who are enrolled in district schools and are veterans ineligible for benefits under par. (a).

(c) District boards shall not receive payments under this subsection which, together with other receipts for the same purpose exclusive of the funds provided under s. 38.16, would exceed the full cost of training provided such veterans.

(d) The amounts received for nonresidents under this subsection shall not be less than the amounts specified in s. 38.24 (2) but may exceed such amounts.

(2) Upon the authorization of a school board or district board, the board may enter into contracts with the U.S. veterans administration for training in vocational agriculture to be provided by such school board or district board to veterans eligible for benefits under federal law. The board shall receive from the U.S. veterans administration payments granted to cover the cost of administration by the board and, to be paid to the school board or district board, payments granted to cover the cost of such training.

SECTION 16. 45.396 of the statutes is amended to read:

45.396 Any veteran upon the completion of any correspondence courses or part-time classroom study from the university of Wisconsin, ~~the university of Wisconsin extension division, from any state university or its extension division, or from any other institution~~ of higher education located in Wisconsin which was accredited by the north central association of colleges and secondary schools on January 1, 1969, or from any ~~school of vocational, technical and adult education as established under s. 38.15~~ school receiving aids from the board of vocational, technical and adult education, taken upon authorization of the department of veterans affairs, may be reimbursed in whole or in part for the cost of such courses, including necessary textbooks, by the department upon presentation to the department of a certificate from the school indicating that he has completed the courses and stating the cost of such courses and necessary textbooks. Benefits granted under this section shall be paid out of the appropriation under s. 20.485 (2) (um).

SECTION 17. 45.51 (1) of the statutes is amended to read:

45.51 (1) The governing body of any county, town, city, village ~~or~~ a school district or vocational, technical and adult education district may grant a leave of absence to any employe or officer who is inducted or who enlists in the U.S. armed forces for a period of military service of not more than 4 years unless such employe is involuntarily retained for a longer period. No salary or compensation of such employe or officer shall be paid, nor claim therefor exist during such leave of absence.

SECTION 18. 53.32 of the statutes is amended to read:

53.32 No jail, lockup or temporary place of confinement shall be erected within 300 feet of any public, private ~~or~~ parochial school or school of vocational, technical and adult education school building or building used regularly or principally for school purposes, except that the distance from a ~~school of vocational, technical and adult education school~~ school may be reduced to 150 feet if the jail proper and the entrance thereto are shielded from the view from the school property. Such distances shall be measured via the shortest distance along the street or highway.

SECTION 19. 59.07 (40) of the statutes is repealed.

SECTION 20. 60.29 (34) of the statutes is repealed.

SECTION 21. 60.49 (6m) of the statutes is created to read:

60.49 (6m) (a) To pay to the treasurer of the vocational, technical and adult education district, on demand, all taxes raised under s. 38.16 (1) in each such district and collected by him, and the amount of all such taxes returned to the county treasurer of his county as delinquent, whenever the same are paid to him by the county treasurer or whenever he receives credit from the county treasurer for such delinquent tax or any part thereof on account of any demand or claim due from such town to such county.

(b) To make partial apportionment of levies by vocational, technical and adult education districts out of any funds available in the town treasury prior to the tax apportionment provided by s. 74.03 (5), upon the filing of a written request by the vocational, technical and adult education district board.

SECTION 22. 61.26 (2) of the statutes is amended to read:

61.26 (2) The village treasurer shall be required to perform those duties as conferred upon town treasurers in s. 60.49 (6) and (6m).

SECTION 23. 62.09 (9) (h) of the statutes is created to read:

62.09 (9) (h) He shall make partial apportionment, not exceeding 90%, of levies by vocational, technical and adult education districts out of funds available from such levies and in the city treasury prior to the tax apportionment provided by s. 74.03 (5) upon the filing of a written request by the vocational, technical and adult education district board stating that such advances are needed to continue operating.

SECTION 24. 63.03 (1) (c) of the statutes is repealed.

SECTION 25. 63.36 (2) of the statutes is amended to read:

63.36 (2) Persons in the service of the city shall not be compensated for acting as examiners if they are public officers or if their service as examiners is rendered during their paid working schedule. ~~But, but the board is hereby authorized to may compensate employes of a school board or board of vocational education the board of school directors for serving as city service examiners beyond their regular working hours and beyond their regular duties as such employes.~~

SECTION 26. 65.02 (1) of the statutes is amended to read:

65.02 (1) ~~The term In this chapter "department" or "departments" , as used in this chapter, shall include means any department, board, commission or other body under the control of the common council which expends city funds or incurs obligations for the city, and unless otherwise expressed shall refer refers to the head of such department. Any department, board, commission or other body operating under ch. 38 or 119 shall transmit its completed budget to the common council on or before the second regular meeting of the common council in October of each year on forms furnished by the comptroller and the same shall be published with the budget summary and budget as provided in s. 65.04 (2) and s. 65.05 (7).~~

SECTION 27. 65.07 (1) (h) of the statutes is repealed.

SECTION 28. 65.90 (1) of the statutes is amended to read:



65.90 (1) Each county other than counties having a population of 300,000 or more, each city excepting cities of the first 1st class, village, town, school district, ~~vocational, technical and adult education district~~ and all other public bodies that have the power to levy or certify a general property tax or budget shall annually, prior to the determination of the sum to be financed in whole or in part by a general property tax, funds on hand or estimated revenues from any source, formulate a budget and hold public hearings thereon.

SECTION 29. 66.03 (1) of the statutes is amended to read:

66.03 (1) In this section "municipality" includes school district, ~~vocational, technical and adult education district~~, town, village and city.

SECTION 30. 66.04 (2) of the statutes is amended to read:

66.04 (2) Any county, city, village, town, school district, drainage district, ~~vocational, technical and adult education district~~, or other governing board as defined by s. 34.01 (4) may invest any of its funds, not immediately needed, in time deposits in any bank, savings bank or trust company which is authorized to transact business in ~~Wisconsin this state~~, such time deposits maturing in not more than one year, or in bonds or securities issued or guaranteed as to principal and interest of the ~~United States U.S.~~ government, or of a commission, board or other instrumentality of the ~~United States U.S.~~ government, or bonds or securities of any county, city, drainage district, ~~vocational, technical and adult education district~~, village, town or school district of this state, or in the case of a town, city or village in any bonds or securities issued under the authority of such municipality, whether the same create a general municipality liability or a liability of the property owners of such municipality for special improvements made therein, and may sell or hypothecate the same. Cemetery perpetual care funds, pension funds under s. 62.13 (9) or (10), or endowment funds including gifts where the principal is to be kept intact may also be invested under ch. 320.

SECTION 31. 66.042 (5) of the statutes is amended to read:

66.042 (5) In cities of the first 1st class, municipal disbursements of public moneys shall be by order, check or order check. Checks shall be signed by the treasurer and countersigned by the comptroller. Orders shall be signed by the mayor and clerk and countersigned by the comptroller, as provided in the charter of such city. Disbursements of school moneys shall be ~~in the manner as provided by s. 119.50. Disbursements of vocational school moneys shall be in the manner provided by s. 38.16 (5), except that such orders or checks shall be signed by a person authorized by the board of vocational and adult education and countersigned by the city comptroller.~~

SECTION 32. 66.09 (1) of the statutes is amended to read:

66.09 (1) When a final judgment for the payment of money shall be recovered against a town, village, city, county, school district, ~~vocational, technical and adult education district~~, town sanitary district or community centre, or against any officer thereof, in any action by or against him in his name of office, when the same should be paid by such municipality, the judgment creditor, or his assignee or attorney, may file with the clerk thereof a certified transcript of such judgment or of the docket thereof, together with his affidavit of payments made, if any, and the amount due thereon and that the judgment has not been appealed from or removed to another court, or if so appealed from or removed has been

affirmed; and thereupon the amount so due, with costs and interest to the time when the money will be available for its payment, shall be added to the next tax levy, and shall, when received, be paid to satisfy such judgment. If the judgment shall be appealed from after filing the transcript with the clerk, and before the tax is collected, the money shall not be collected on that levy. If the clerk ~~shall fail~~ fails to include the proper amount in the first tax levy, he shall include it or such portion as ~~shall be~~ is required to complete it in the next levy.

SECTION 33. 66.19 (1) of the statutes is amended to read:

66.19 (1) Any city or village may proceed under s. 61.34 (1), 62.11 (5) or 66.01 to establish a civil service system of selection, tenure and status, and ~~said~~ the system may be made applicable to all municipal personnel except the chief executive and members of the governing body, members of boards and commissions including election officials, the teaching staff of the ~~board of education and the board of vocational and adult education city school district~~, employees subject to s. 62.13, members of the judiciary and supervisors. In the case of veterans there shall be no restrictions as to age and ~~except that~~, other conditions being equal, a preference shall be given in favor of veterans of any of the wars of the United States. ~~"Preference is defined to mean"~~ "means" that whenever an honorably discharged veteran competes in any examination he shall be accorded 5 points, and if such veteran has a disability which is directly or indirectly traceable to war service, he shall be accorded another 5 points, in addition to earned ratings therein, except such preference shall not be granted to any veteran competing in any such examination who has not attained at least a passing grade. Such system may also include uniform provisions in respect to attendance, leave regulations, compensation and payrolls for all personnel included thereunder. The governing body of any city or village adopting a civil service system under ~~the provisions hereof~~ this section may exempt therefrom the librarians and assistants subject to s. 43.12.

SECTION 34. 66.199 of the statutes is amended to read:

66.199 Whenever the governing body of any city or village by ordinance adopts a salary schedule for some or all employes and officers of such city and village, other than those subject to ~~ss. 38.15 and s. 120.49~~ and members of the city council or village board, such may include an automatic adjustment for some or all of such personnel in conformity with fluctuations upwards and downwards in the cost of living, notwithstanding ss. 61.32, 62.09 (6) and 62.13 (7), except that s. 62.13 (7) shall be applicable if such automatic adjustment reduces basic salaries in effect January 1, 1940.

SECTION 35. 66.29 (1) (b) of the statutes is amended to read:

66.29 (1) (b) ~~The term "municipality"~~ Municipality ~~shall mean and include~~ means the state and any town, city, village, school district, board of school directors, sewer district, drainage district, vocational, technical and adult education district or any other public or quasi public corporation, officer, board or other public body charged with the duty of receiving bids for and awarding any public contracts.

SECTION 36. 66.293 (3) (b) of the statutes is amended to read:

66.293 (3) (b) In this subsection, "municipality" means any city, town, village or county, vocational, technical and adult education district, common school district, union high school district, unified school district, county-city hospital established under s.

66.47, sewerage commission organized under s. 144.07 (4), metropolitan sewerage district organized under s. 66.209 or any other unit of government, or any agency or instrumentality of 2 or more units of government in this state.

SECTION 37. 67.04 (1) (z) of the statutes is repealed.

SECTION 38. 67.04 (2) (b) of the statutes is amended to read:

67.04 (2) (b) For the purchase or erection of new school buildings, or additions to old buildings or to purchase school sites, school transportation vehicles or school equipment for the purpose of providing for the educational requirements of the city including territory attached to such city for school purposes; to acquire sites and erect or enlarge buildings thereon, and to equip such new or old buildings; for parental or schools ~~of vocational and adult education, or for use by the local board of vocational and adult education;~~ and to do renovating, remodeling and repairing of existing buildings.

SECTION 39. 67.04 (4) (b) of the statutes is repealed.

SECTION 40. 67.04 (6) of the statutes is amended to read:

67.04 (6) By any vocational, technical and adult education district, common school district, union high school district, unified school district, whether any such district is joint or otherwise, or by any board of education, by whatever name designated, which is especially authorized to issue bonds, or by any city authorized to issue bonds for school purposes because of inclusion in a city school district whether the city school district is joint or otherwise: to purchase, erect or improve school buildings, teacherages or bus garages, to acquire schoolhouse, teacherage or bus garage sites or school playgrounds, to acquire sites and erect or enlarge buildings thereon for ~~schools of vocational~~ technical and adult education district schools or for use by the ~~local board of vocational, technical and adult education district board~~ and to equip such buildings with heat, light, ventilation or other necessary apparatus; to purchase school transportation vehicles; to refund indebtedness heretofore contracted; to construct at schools without the limits of cities and villages safety zones and necessary connecting ways or roads to the public highway required by s. 118.09; but no issue of bonds for purchasing a schoolhouse site, a teacherage site, or a school playground, or for purchasing or erecting a teacherage, or for purchasing school transportation vehicles, shall exceed \$25,000, except in counties containing a population of 150,000 or more, where the limit of indebtedness that may be incurred for the acquisition of a schoolhouse site or addition thereto, is any sum not in excess of an amount certified by the governing body of the town, village or city in which the site is situated as reasonable and necessary for that purpose; and provided that any school district whose territory consists of a city of the 4th class or of a city of the 4th class and a part or the whole of any adjoining town or towns may borrow and issue bonds therefor up to 10% as to any such school district offering no less than grades 1 to 12 and which is at the time of incurring the indebtedness eligible for the highest level of school aids, and as to any other such school district up to 5%, and as to vocational, technical and adult education districts up to 2%, of the value of its taxable property as equalized for state purposes for the purpose of purchasing schoolhouse sites and the construction and equipment of schoolhouses. Any such school district or city including within its boundaries territory of a former school district may issue bonds to refund the unpaid principal amount of promissory notes issued by such former school district to the extent that such notes have been assigned to it under s. 66.03. Such bonds may be issued without an election and shall

bear interest at a rate or rates not exceeding that borne by the notes refunded.

SECTION 41. 67.05 (5) (b) of the statutes is amended to read:

67.05 (5) (b) No city or village shall issue any bonds for any purposes other than for waterworks, lighting works, gas works, bridges, street improvements, street improvement funding, hospitals, airports, harbor improvements, river improvements, breakwaters and protection piers, sewerage, garbage disposal, rubbish or refuse disposal, any combination of sewage, garbage or refuse or rubbish disposal, parks and public grounds, swimming pools and band shells thereon, veterans housing projects, street railway property, or paying the municipality's portion of the cost of abolishing grade crossings, for the construction of police facilities and combined fire and police safety buildings, for the purchase of sites for engine houses, for fire engines and other equipment of the fire department, for construction of engine houses, and for pumps, watermains, reservoirs and all other reasonable facilities for fire protection apparatus or equipment for fire protection, school purposes or ~~vocational school purposes~~, for libraries, for buildings for the housing of machinery and equipment, for the purposes set forth in s. 67.04 (2) (zo), for providing financial assistance to blight elimination, slum clearance, redevelopment and urban renewal programs and projects under ss. 66.43, 66.431 and 66.435, university of Wisconsin extension centers or state university branch ~~campus~~ campuses, or for refunding any of the bonds issued for any of the aforesaid purposes, or for bonds issued to refund securities originally issued pursuant to s. 66.066, until the proposition for their issue for the special purpose thereof has been submitted to the electors of such city or village and adopted by a majority voting thereon. Whenever the common council of any city or the village board of any village declares its purpose to raise money by issuing bonds for any purpose other than those above specified, it shall direct by resolution, which shall be recorded at length in the record of its proceedings, the clerk to call a special election for the purpose of submitting the question of bonding the city or village to the electors thereof. Such elections shall be noticed, conducted, canvassed and the result declared as provided in this subsection, except that the notice of such special election and the ballot used thereat need not embody a copy of the resolution, but shall contain a statement of the purpose and the amount of the bonds proposed to be issued.

SECTION 42. 67.07 of the statutes is amended to read:

67.07 The principal of every sum borrowed and secured by an issue of municipal bonds may be made payable at one time in a single payment or at several times in 2 or more instalments; but every instalment, whether of principal or interest, shall be made payable not later than the termination of the 20 years immediately following the date of the bonds, if issued by a county, town, city or village, board of park commissioners, vocational, technical and adult education district or by any school district referred to in s. 67.04 (6), and not later than the termination of the 15 years immediately following February 1 next ensuing such date, if issued by any other municipality, except that when the bonds are issued in the acquisition of lands by a county having a population of 150,000 or over, for public, municipal purposes or for the permanent improvement thereof, all instalments of principal and interest shall be made payable within a period not exceeding 50 years from the time when the bonds become a municipal obligation. The terms of the bonds, when issued, shall comply with the initial resolution. A place without the state may be designated by the municipality for such payments.

SECTION 43. 67.11 (1) (intro.) of the statutes is amended to read:

67.11 (1) (intro.) Every county, town, city, village, ~~or school district~~ or ~~school district~~ or ~~vocational, technical and adult education district~~ indebted on account of outstanding municipal bonds shall immediately after the issue of such bonds establish in their treasury a fund separate and distinct from every other fund, designated as the sinking fund for the particular bond issue, describing it, upon which the indebtedness arose, and shall maintain such fund until such indebtedness is fully paid or otherwise extinguished, ~~provided that~~ but any money in said fund may be used to pay any amount of principal and interest becoming due and payable on said issue in any year. The sources of said fund shall be:

SECTION 44. 68.01 of the statutes is amended to read:

68.01 The clerk of each town and city, and of each village which collects its taxes independently of the town, and the town clerk of each town in which any village is situated, the taxes for which village are collected by the town treasurer, shall annually, at the time he is required by law to deliver the tax roll to the town, city or village treasurer, make out and transmit to the county clerk, on blanks furnished by the department of revenue, a statement showing the assessed valuation of all property within his town, city or village, and separately the amount of all taxes levied therein by said town, city or village, including school district, vocational, technical and adult education district, highway, street and sidewalk taxes for the current year, and the total amount of all special assessments made, assessed or levied during the year irrespective of the manner or time of collection and the purposes for which the same were levied; also a complete and detailed statement of the bonded and other indebtedness of his town, city or village, and of the accrued interest, if any, remaining unpaid, and the purposes for which said indebtedness was incurred.

SECTION 45. 68.10 of the statutes is amended to read:

68.10 Each county, city, village, town, vocational, technical and adult education district and school district clerk shall, whenever required by the secretary of state, furnish to him a full and complete statement showing the bonded and all other indebtedness of his respective county, city, village, town, vocational, technical and adult education district or school district, the purposes for which the same was incurred and all accrued interest, if any, remaining unpaid.

SECTION 46. 68.11 of the statutes is amended to read:

68.11 Every clerk of any town, city, village or school district, every vocational, technical and adult education district board secretary and every assessor who ~~shall fail~~ fails or ~~neglects~~ neglects to perform any duty required of him by ~~any of the provisions of~~ this chapter shall, for every such neglect or failure, forfeit not less than ~~twenty~~ \$20 nor more than ~~fifty dollars~~ \$50, and it ~~shall be~~ is the duty of the county clerk to cause every such forfeiture to be prosecuted for. Every county clerk and register of deeds who ~~shall fail~~ fails or ~~neglects~~ neglects to perform any duty required of him by this chapter shall, for every such neglect or failure, forfeit not less than ~~twenty five~~ \$25 nor more than ~~one hundred dollars~~ \$100; and it ~~shall be~~ is the duty of the department with which such returns are required to be filed to cause every such forfeiture to be prosecuted for.

SECTION 47. 70.11 (2) of the statutes is amended to read:

70.11 (2) Property owned by any county, city, village, town, school district, vocational, technical and adult education district, metropolitan sewerage district, municipal water district created under s. 198.22 or town sanitary district; lands belonging to cities of any other state used for public parks; land tax-deeded to any county or city before May 2; but any residence located upon property owned by the county for park purposes which is rented out by the county for a nonpark purpose shall not be exempt from taxation. Except as to land acquired under s. 59.965 (5) (d) this exemption shall not apply to land conveyed after August 17, 1961, to any such governmental unit or for its benefit while the grantor or others for his benefit are permitted to occupy the land or part thereof in consideration for the conveyance.

SECTION 48. 71.01 (3) (b) of the statutes is amended to read:

71.01 (3) (b) Income received by the United States, the state and all counties, cities, villages, school districts, vocational, technical and adult education districts or other political units of this state.

SECTION 49. 74.03 (5) (d), (8) (f) and (9) (b) and (f) of the statutes are amended to read:

74.03 (5) (d) Out of the remaining general property taxes collected he shall first set aside and pay over to the county treasurer the full amount due on state trust fund loans of every character levied on the property in such town, city or village, unless the governing body thereof ~~shall have~~ has extended such loans pursuant to s. ~~74.03 sub. (5a)~~. ~~He shall next set aside and pay over to the county treasurer the full amounts levied on the property of such town, city or village for high school tuition, high school transportation (or board and lodging in lieu thereof) and vocational and adult school tuition in the order named.~~ The town, city or village treasurer shall then pay to each school district treasurer vocational, technical and adult education district treasurer such proportions of the school levy of such district as the balance of the general property taxes collected in such town, city or village bears to the total general property tax levy therein for all purposes included in the tax roll, exclusive of levies for state trust fund loans, ~~high school tuition, high school transportation and vocational and adult school tuition.~~ In cities operating schools pursuant to subch. II of ch. 120 he shall retain such proportion levied for school purposes. He shall pay to the county treasurer a like proportion of the state taxes, state special charges, county school tax, other county taxes and county special charges, and shall retain a similar proportion for the town, city or village. The county treasurer shall remit such state trust fund loans, state taxes and state special charges to the state treasurer as provided in s. 74.26, and likewise remit such county school moneys as provided by law, and shall retain for the use of the metropolitan sewerage district an amount equal to the taxes levied pursuant to s. 59.96 (7), and credit the same to the proper metropolitan sewerage area accounts on or before March 20.

(8) (f) Out of the remaining proceeds of the general taxes and special assessments collected for each town, city or village, the county treasurer shall first set aside and pay to the state treasurer the balance due on state trust fund loans. ~~He shall next set aside and pay to the proper treasurers any balances due on levies for high school tuition, high school transportation and vocational and adult school tuition in the order named.~~ The county treasurer shall then pay to each town, city or village treasurer such proportions of the balances due on levies for school purposes, for vocational, technical and adult education districts and for town, city or village purposes (including special assessments not returned in trust) as the balance of the general taxes and special

assessments collected in such town, city or village bears to the total balance then due on all general levies and special assessments, except those referred to in pars. (b), (c) and (d). In cities operating schools pursuant to subch. II of ch. 120 the city treasurer shall retain such proportion levied for school purposes, and elsewhere the town, city or village treasurer shall pay such proportion to the school treasurers. The county treasurer shall retain like proportions of the balances due on state taxes, state special charges, county school tax, other county taxes and county special charges. The county treasurer shall remit the proportions retained on state taxes and state special charges to the state treasurer as provided in s. 74.26, and likewise remit the amount retained for county school taxes as provided by law.

(9) (b) He shall first set aside and pay to the proper treasurers any balances due on state trust fund loans ; ~~high school tuition, high school transportation and vocational and adult school tuition levies in the order named.~~

(f) He shall next pay to the treasurer of each town, city or village the balance due on school levies and vocational, technical and adult education district levies and the balance due on town, city or village taxes and special assessments other than those referred to in par. (h). Out of the moneys so received the town, city or village treasurer shall first set aside and pay over to each vocational, technical and adult education district treasurer and school district treasurer the balance due on vocational, technical and adult education district levies and on school district levies, except that in cities operating schools pursuant to subch. II of ch. 120 the city treasurer shall retain such balance.

SECTION 50. 74.031 (8) (d) and (11) (a), (b) and (f) of the statutes are amended to read:

74.031 (8) (d) Out of the remaining general property taxes collected he shall first set aside and pay over to the county treasurer the full amount due on state trust fund loans of every character levied on the property in such city, village or town. ~~He shall next set aside and pay over to the county treasurer the full amounts levied on the property of such city, village or town for high school tuition, high school transportation (or board and lodging in lieu thereof) and vocational and adult school tuition in the order named.~~ The city, village or town treasurer shall then pay to each school district treasurer and vocational, technical and adult education district treasurer such proportions of the school levy of such district as the balance of the general property taxes collected in such city, village or town bears to the total general property tax levy therein for all purposes included in the tax roll, exclusive of levies for state trust fund loans ; ~~high school tuition, high school transportation~~ and metropolitan sewerage district taxes. In cities operating schools pursuant to subch. II of ch. 120 he shall retain such proportion levied for school purposes. He shall pay to the county treasurer a like proportion of the state taxes, state special charges, county school tax, other county taxes and county special charges and shall retain a similar proportion for the city, village or town. The county treasurer shall remit such state fund loans, state taxes and state special charges to the state treasurer as provided in s. 74.26 and likewise remit such county school moneys on March 22 and August 20 as provided by law.

(11) (a) The county treasurer shall on the ~~twentieth~~ 20th day of each month make payments to the treasurer of the state and of each city, village or town out of the proceeds of the delinquent taxes and special assessments of such city, village or town, other than those referred to in ~~paragraph~~ par. (h), collected by him up to and including the last day of the preceding month which have not been included in a previous settlement, until the state and each

city, village, town, vocational, technical and adult education district or school district ~~shall have~~ has received in full their levies for that year on the property of such city, village or town. Such payments shall be made by the county treasurer out of the taxes collected for each particular city, village or town in the order of preference set forth in ~~paragraphs~~ pars. (b) to (g).

(b) He shall first set aside and pay to the proper treasurers any balances due on state trust fund loans, ~~high school tuition, high school transportation and vocational and adult school tuition levies in the order named.~~

(f) He shall next pay to the treasurer of each city, village or town the balance due on school levies and vocational, technical and adult education district levies and the balance due on city, village or town taxes and special assessments other than those referred to in par. (h). Out of the moneys so received the city, village or town treasurer shall first set aside and pay over to each vocational, technical and adult education district and school district the balance due on vocational, technical and adult education district levies and on school district levies, except that in cities operating schools pursuant to subch. II of ch. 120 the city treasurer shall retain such balance.

SECTION 51. 74.59 of the statutes is amended to read:

74.59 The provisions of this chapter relative to towns and town treasurers shall apply to cities and villages and the treasurers thereof when the same are applicable, unless otherwise provided. When any territory ~~shall be~~ is detached from any county, town, city, village or school district or vocational, technical and adult education district, it shall in no manner invalidate or interfere with the collection of taxes in such territory, but they shall be collected and returns made as if the territory was not detached therefrom.

SECTION 52. 74.73 (2) of the statutes is amended to read:

74.73 (2) If any town, city or village has paid such claim or any judgment recovered thereon after having paid over to the county treasurer the state, county and metropolitan sewerage area debt retirement tax levied and collected as part of such unlawful tax, or has paid any necessary expenses in defense of such action, the town, city or village shall be credited by the county treasurer, on the settlement with the proper treasurer for the taxes of the ensuing year, the whole amount of such state, county and metropolitan sewerage area debt retirement tax so paid into the county treasury and the county's, state's and metropolitan sewerage area debt retirement tax proportionate share of the taxable costs, interest and expenses of suit, unless such claim or judgment is the result of an error or defect, other than an error or defect of law, caused by the town, city or village or official thereof. The county treasurer shall also be allowed by the state treasurer the amount of state tax so illegally collected and the state's proportionate share of such taxable costs, interest and expenses of suit and shall be paid in his settlement with the state treasurer next after the payment of such claim or the collection of such judgment. If any part of such unlawful tax was paid over to any school district or vocational, technical and adult education district before the payment of such claim or judgment, ~~such~~ the town shall charge the same to such district with the proportionate share of the taxable costs, interest and expenses of suit, and the town clerk shall add the same to the taxes of ~~the school such~~ district in the next annual tax.

SECTION 53. 77.54 (4) of the statutes is amended to read:



77.54 (4) Gross receipts from the sale of tangible personal property, and the storage, use or other consumption in this state of tangible personal property which is the subject of any such sale, by any elementary school or ~~secondary school~~ or vocational, technical and adult education school, exempted as such from payment of income tax under ch. 71, whether public or private.

SECTION 54. 103.06 of the statutes is amended to read:

103.06 No person ~~firm or corporation~~ shall employ an illiterate minor over 17 years of age in any city, village or town in which a public evening school or school of vocational technical and adult education is maintained, unless such minor is a regular attendant at the public evening school or school of vocational technical and adult education. An illiterate minor within the meaning of this section is a minor who cannot read at sight and write legibly simple sentences in the English language. Attendance of 4 hours per week at the public evening school or school of vocational technical and adult education shall be deemed regular attendance within the meaning of this section.

SECTION 55. 103.08 of the statutes is amended to read:

103.08 Any minor required by ~~section s.~~ 103.06 to attend an evening school or school of vocational technical and adult education shall furnish to his employer each week during its session a record showing that he is a regular attendant at the evening school or school of vocational technical and adult education. The employer shall file all records of attendance in his office and no minor, subject to ~~sections ss.~~ 103.06 to 103.11 ~~inclusive~~, shall be employed unless the records of attendance or absence for valid cause during the previous week ~~be are~~ on file.

SECTION 56. 118.01 (8) of the statutes is amended to read:

118.01 (8) Every high school ~~and school of vocational, technical and adult education~~ shall provide instruction in cooperative marketing and consumers' ~~co-operatives~~ cooperatives and conservation of natural resources.

SECTION 56m. 118.15 (1) (b) and (c) of the statutes are amended to read:

118.15 (1) (b) Unless the child has a legal excuse or has graduated from high school, any person having under his control a child who is between the ages of 7 and 18 years and who resides within a school district which also contains within its boundaries a vocational, technical and adult education school designated by the board of vocational, technical and adult education as a school with a day class program, shall cause such child to attend school regularly during the full period and hours, religious holidays excepted, that the public or private school in which such child should be enrolled is in session until the end of the school term, quarter or semester of the school year in which he becomes 18 years of age. A child is eligible to attend a vocational, technical and adult education school under s. 38.22 (1), in lieu of high school, upon attaining the age of 16 years.

(c) If his parent or legal custodian and the school board of his district so determine, any child who is 16 years of age or over shall attend, in lieu of high school or on a part-time basis as determined by the parent or legal custodian, a vocational, technical and adult education school. Where such a determination is made, the district board of the vocational, technical and adult education district in which the child resides must admit the child and must enter into the contract specified in sub. (2). Every district board must offer day class programs satisfactory to meet the requirements of

this paragraph and sub. (2) as a condition to the receipt of any state aid.

SECTION 57. 118.19 (7) of the statutes is created to read:

118.19 (7) No certificate or license to teach industrial arts subjects may be issued unless the applicant has had 3 years of practical experience beyond apprenticeship or 4 years of institutional training in such subjects. For purposes of salary schedules and promotion, any person teaching an industrial arts subject on January 1, 1936, who had 5 years of practical or teaching experience in such subject shall be deemed to have the equivalent of a bachelor's degree.

SECTION 58. 118.22 (1) (a) and (b) of the statutes are amended to read:

118.22 (1) (a) "Teacher" means any person who holds a teacher's certificate or license issued by the state superintendent or a classification status under the board of vocational, technical and adult education and whose legal employment requires such certificate, license or classification status, but does not include part-time teachers, ~~teachers employed by any local board of vocational, technical and adult education in a city of the 1st class~~ or teachers employed by any board of school directors in a city of the 1st class.

(b) "Board" means a school board, ~~district board of a vocational, technical and adult education district board,~~ board of control of a cooperative educational service agency or county handicapped children's education board, but does not include any ~~local board of vocational, technical and adult education in a city of the 1st class~~ or any board of school directors in a city of the 1st class.

SECTION 59. 118.23 (1) of the statutes is amended to read:

118.23 (1) In this section "teacher" means any person who holds a teacher's certificate or license and whose legal employment requires such certificate or license, who is employed full time and meets the minimum requirements prescribed by the governing body employing such person and who is employed by a school board, board of trustees or governing body of any school operating under this title ~~or ch. 38~~ and lying entirely and exclusively in a county having a population of 500,000 or more. "Teacher" does not include any superintendent or assistant superintendent; any teacher having civil service status under ss. 63.01 to 63.17; any teacher in a public school ~~or vocational, technical and adult education school~~ in a city of the 1st class; or any person who is employed by a school board during time of war as a substitute for a teacher on leave while on full-time duty in the U.S. armed forces or any reserve or auxiliary thereof and who is notified in writing at the time of employment that the position is of a temporary nature. This section does not apply to any teacher after the close of the school year during which the teacher has attained the age of 65 years, nor to any subsequent employment of such teacher.

SECTION 60. 121.15 of the statutes is amended to read:

121.15 To promote a uniformly effective driver education program among high school and vocational, technical and adult education school pupils, each school district operating high school grades and each ~~school of~~ vocational, technical and adult education district shall receive \$30 for each pupil of high school age who successfully completes a course in driver education approved by the department, but in no case may the state aid exceed the actual cost of instruction. If the appropriation under s. 20.255 (1) (v) is inadequate in

any year to provide \$30 per pupil, the state aid shall be prorated after the appropriation for administration is deducted. Such state aid shall be paid at the same time as the state aid under ss. 121.08 to 121.13 is paid.

SECTION 61. 143.17 (1) of the statutes is amended to read:

143.17 (1) The provisions of sub. (2), relating to periodic physical examinations, shall apply to the county teachers colleges and ~~schools of vocational~~ technical and adult education schools; and to the university of Wisconsin and the state universities, except that their classified civil service personnel shall not be required to submit to general physical examinations but shall submit to chest X-ray or tuberculin tests as required in sub. (2).

SECTION 62. 200.17 (4m) of the statutes is amended to read:

200.17 (4m) The aggregate payment of fire department dues by the commissioner to cities, villages and towns, maintaining fire departments manned wholly or partly by volunteer firemen, shall be reduced by an amount equal to ~~one-half one-half~~ of the amount appropriated annually for fire training programs under ~~ss. s. 20.292 (1) (c) and 38.14~~. The amount paid to each such city, village and town shall be reduced on a proportionate basis. Such amounts shall be retained in the general fund for the purposes of the appropriations made under s. 20.292 (1) (c).

SECTION 63. 210.03 (1) (b) and (3) of the statutes are amended to read:

210.03 (1) (b) If in case of any loss or damage of any property owned by any county, city, village, town, vocational, technical, and adult education district or school district or library board, insured in the state insurance fund, there ~~shall arise~~ arises any difference of opinion between the local authorities and the commissioner of insurance as to the amount of the loss or damage incurred, such loss or damage, upon the demand of the local authorities shall be determined by appraisement, the local authorities and the commissioner of insurance each selecting a competent and disinterested appraiser and notifying the other of the appraiser selected within 20 days of such demand. The appraisers shall first select a competent and disinterested umpire; and if they do not agree upon such umpire within 15 days, then on request of the local authorities or the commissioner, such umpire shall be selected by a judge of a court of record in the county in which the property covered is located. The appraisers shall then appraise the loss and damage stating separately actual cash value and loss or damage to each item; and failing to agree, shall submit their differences only, to the umpire. An award in writing, so itemized, of any 2 when filed with the commissioner ~~of insurance~~ shall determine the amount of actual cash value and loss or damage. Each appraiser shall be paid by the party selecting him and other expenses of appraisal and umpire shall be paid by the parties equally.

(3) Any loss under a policy held by a county, city, village, town, school district, vocational, technical and adult education district or library board in the "state insurance fund" shall be adjusted by the commissioner ~~of insurance~~ within a reasonable time and upon being determined, he shall certify such amount of loss to the department of administration, which shall thereupon issue a warrant therefor on the "state insurance fund" payable to the treasurer of the county, city, village, town, school district, vocational, technical and adult education district or library board entitled to such damages, and if at the time of any such loss there is not in the "state insurance fund" an amount equal to such loss, the department of administration shall notwithstanding this fact, draw a warrant payable from the general fund, and the state treas-

urer shall promptly pay such warrant ~~out of any moneys in his hands as above provided~~, and the commissioner shall thereafter order such reimbursement of the general fund from the "state insurance fund" as he deems proper, on which order the department of administration shall issue warrants for such transfer.

SECTION 64. 210.04 (1), (2), (3) and (7) of the statutes are amended to read:

210.04 (1) No vocational, technical and adult education district board, county, town or village board or common council, and no officer or agent of any vocational, technical and adult education district, county, city, town or village having charge of any property of any county, city, town or village, and no city council, village, town, school or library board having charge of any property of a school district, or property of a library board shall contract for or pay out any money or funds for insurance, against fire or any other loss or damage from any cause to property, or in the use of or income from property, (excepting public liability and property damage insurance; aircraft insurance; loss by explosion, rupture or bursting of steam boilers, steam pipes, steam turbines, steam engines, flywheels owned, operated or controlled by the insured or located in buildings owned or controlled by the insured; insurance against loss to ~~live stock~~ livestock due to disease or accident but including fire and extended coverage insurance on ~~live stock~~ live stock; insurance on accounts, bills, currency, deeds, evidences of debt, money or securities;) on and after a vote of such board or council to insure under this section, except as ~~may be~~ is certified by the commissioner of ~~insurance~~ to be necessary and except the insurance on such personal property as the governing board may by resolution ~~determine~~ determines to insure in insurance companies licensed to transact business in this state. A certified copy of each such resolution shall be filed with the commissioner of ~~insurance~~. Policies may be extended to include property for which the said board or council is legally liable.

(2) After such decision by ~~such the~~ board or council, the clerk thereof shall report to the commissioner of ~~insurance~~ each policy of insurance which shall then be in force upon any property of the vocational, technical and adult education district, county, city, village, town or school district whether under the control of such board or council or any other board, officer or agent, stating the property covered by such policy, the date of the issue and the expiration thereof, the amount and rate of insurance and premium thereon.

(3) After such decision by ~~such the~~ board or council, the insurance on all property of any such vocational, technical and adult education district, county, city, town, village, school district or library board shall be provided for, and adjustment of losses made by the commissioner of ~~insurance~~, in the manner as provided by ss. 210.02 and 210.03 for the insurance of property of the state, except that the premium shall be certified by the commissioner to the clerk of the vocational, technical and adult education district, town, village, city, county, school district or library board. Upon receipt of such certification of premium due, the amount of the premium so certified shall on or before 60 days from the date of such certification or on or before 60 days from effective date of policy or indorsement, whichever is the later, be paid into the state treasury for the benefit of the "state insurance fund", in default of which the same shall become a special charge against such vocational, technical and adult education district, town, village, city, county or school district, and be included in the next apportionment or certification of state taxes and charged and collected as other special charges are collected, with interest at the rate of 5 ~~per cent~~ % per annum from the above specified date. In case of instalment method of payment or deferring of payment as

prescribed in s. 74.26, interest shall be computed from effective date of policy or indorsement or date of certification, whichever is the later, to March 22 of year following certification as a state special charge. If any board or council ~~shall so order~~ so orders, the amount of insurance upon the whole or any part of the property under its control shall be fixed at such per cent or sum less than the ~~90 per cent~~ % specified in s. 210.02 as ~~may be~~ is fixed by such board or council and insurance may be written on an annual or term basis at the option of ~~said the~~ board or council. All policies now in force in the "state insurance fund" may be continued as if written subsequent to August 14, 1947.

(7) Any vocational, technical and adult education district, county, city, village, town, school district or library board may terminate its insurance in the "state insurance fund" by a majority vote of its board or council, and upon certifying such action to the commissioner of ~~insurance~~, the insurance remaining in force in that fund shall terminate upon expiration of the policy contract except that ~~said the board or council may order the insurance canceled on a date other than the expiration date of said insurance.~~ In case of removal or sale of property, said the board or council may request the commissioner of insurance to cancel the insurance on said property without terminating its entire insurance in the "state insurance fund".

SECTION 65. 215.13 (26) (d) of the statutes is amended to read:

215.13 (26) (d) Bonds, notes or other evidences of indebtedness which are a general obligation of any city, town, village, county, vocational, technical and adult education district or school district in this state;

SECTION 66. 219.05 (1) of the statutes is amended to read:

219.05 (1) The investment by any title insurance company, stock fire insurance company, stock marine insurance company, stock fire and marine insurance company, stock casualty insurance company, stock life insurance company, domestic mutual casualty insurance company, mutual life insurance company, mutual fire insurance company, credit unions; or the investment of funds of any state insurance fund, state sinking fund, state school fund, firemen's relief and pension fund, police pension fund, or other pension fund; or the investment by any savings and loan association; or by any federal savings and loan association; or by any administrative department, board, commissioner or officer of the state, authorized by law to make investments of funds in the custody or under the control of such department, board, commission or officer; or by any guardian, trustee or other fiduciary; or by any school district, vocational, technical and adult education district, drainage district, village, city, county or town, in savings accounts in savings and loan associations doing business in ~~Wisconsin~~ this state in an amount not exceeding the maximum insurance coverage of their accounts by the federal savings and loan insurance corporation as fixed by an act of congress; or in savings accounts in any other institution within or without the state, to the extent to which such accounts now are, or may hereafter be, insured by the federal savings and loan insurance corporation, under acts of congress of the United States now in effect or which may hereafter be enacted is lawful.

SECTION 67. 221.29 (2) (b) of the statutes is amended to read:

221.29 (2) (b) Where such liabilities are in the form of bonds, notes or other evidences of indebtedness which are a general obligation of any city, town, village, county, vocational, technical

and adult education district or school district in this state the total liability of any such municipality shall at no time exceed 50 ~~per cent~~ % of the capital and surplus of such bank. The total amount of temporary borrowings of any such municipality maturing within one year from date of issue shall not exceed 60 ~~per cent~~ % of the capital and surplus of such bank. Temporary borrowings and longer term Wisconsin general obligation borrowings of a single municipal corporation may be considered separately in arriving at the limitations provided in this subsection.

SECTION 68. 222.13 (1) (a) of the statutes is amended to read:

222.13 (1) (a) In obligations of the United States and obligations guaranteed by the United States and may further employ not exceeding one-half of its deposits in the purchase of the bonds of the states of the United States or of the authorized bonds of any incorporated city, village, town, county, school district → vocational, technical and adult education district or of the direct obligation bonds of other municipalities in the aforesaid states of the United States. The investment in obligations of any single state, city, village, town, county, school district → vocational, technical and adult education district or other municipality of the same class and issue shall not exceed 50% of the guaranty fund and undivided profits.

SECTION 69. 262.06 (4) (a) 4m of the statutes is created to read:

262.06 (4) (a) 4m. If against a vocational, technical and adult education district, the district board chairman or secretary thereof;

SECTION 70. 272.18 (18) of the statutes is amended to read:

272.18 (18) All private property shall be exempt from seizure and sale upon any execution or other process issued to enforce any judgment or decree of any court which ~~shall have~~ has been rendered against any county, town, city, village → vocational, technical and adult education district or school district in this state.

SECTION 71. 274.26 of the statutes is amended to read:

274.26 When the state, or any state officer, or state board, in a purely official capacity, or any town, county, school district → vocational, technical and adult education district or municipal corporation within the state shall take an appeal, service of the notice of appeal shall perfect the appeal and stay the execution or performance of the judgment or order appealed from, and no undertaking need be given. But the appellate court or tribunal may, on motion, require security to be given in such form and manner as it ~~shall prescribe~~ prescribes as a condition of the further prosecution of the appeal.

SECTION 72. 286.40 (1) (a) of the statutes is amended to read:

286.40 (1) (a) For the payment of taxes and debts due the United States, the state of Wisconsin and any county, city, town, school district → vocational, technical and adult education district or village therein.

SECTION 73. 289.155 (2) of the statutes is amended to read:

289.155 (2) In this section, "municipality" includes city, village, county, town, school district → vocational, technical and adult education district and any quasi municipal corporation. When

the state or any municipality is indebted to any contractor, the owner of a judgment against him may attach the debt by filing a certified copy of his judgment in the manner and subject to the conditions and limitations provided ~~by~~ of this section. If the debt is owed by the state upon a contract for public improvements, the certified copy shall be filed with the officer, board, department or commission having jurisdiction over the work. Otherwise, the copy shall be filed with the department of administration. If the debt is owed by a municipality, the copy shall be filed with the municipal clerk or corresponding officer. The judgment creditor shall promptly notify the judgment debtor of the filing, within the time and as provided by s. 267.07 for service upon the defendant.

SECTION 74. 294.04 (2) of the statutes is amended to read:

294.04 (2) Such action may be brought in the name of the state by a private person on his own complaint when the ~~attorney general~~ attorney general refuses to act or when the office usurped pertains to a county, town, city, village ~~or~~ or school district ~~or vocational, technical and adult education district.~~

SECTION 75. 893.19 (2) of the statutes is amended to read:

893.19 (2) An action upon any bond, coupon, interest warrant or other contract for the payment of money, whether sealed or otherwise, made or issued by any town, county, city, village ~~or~~ or school district ~~or vocational, technical and adult education district~~ in this state.

SECTION 76. 893.20 (2) of the statutes is amended to read:

893.20 (2) An action by the state or any of its departments or agencies or by any county, town, village, city, school district vocational, technical and adult education district or other municipal unit to recover any sum of money by reason of the breach of an official bond or the breach of a bond of any nature ~~whatsoever~~, whether required by law or not, given by a public officer or any agent or employe of a governmental unit; such period to commence running when such governmental unit receives knowledge of the fact that a default has occurred in some of the conditions of such bond and that it was damaged because thereof.

SECTION 77. 895.35 of the statutes is amended to read:

**895.35 (title) EXPENSES IN ACTIONS AGAINST MUNICIPAL AND OTHER OFFICERS.** Whenever in any city, town, village, school district vocational, technical and adult education district or county charges of any kind are filed or an action is brought against any officer thereof in his official capacity, or to subject any such officer, ~~who whether or not he~~ is being compensated on a salary basis, to a personal liability growing out of the performance of official duties, and such charges or such action is discontinued or dismissed or such matter is determined favorably to such officer, or such officer is reinstated, or in case such officer, without fault on his part, is subjected to a personal liability as aforesaid, such city, town, village, school district vocational, technical and adult education district or county may pay all reasonable expenses which such officer necessarily expended by reason thereof. Such expenses may likewise be paid, even though decided adversely to such officer, where it appears from the certificate of the trial judge that the action involved the constitutionality of a statute, not theretofore construed, relating to the performance of the official duties of said officer.

SECTION 78. Chapter 292, laws of 1965, section 11 (1) and (2) are repealed.

**SECTION 79. CORRECTIONS OF NAMES.** (1) Wherever the term "state superintendent" appears in sections 38.80, 38.84 (2) and 38.86 (1) and (1m) of the statutes, as renumbered, the term "state superintendent of public instruction" is substituted.

(2) Wherever the term "vocational school" appears in sections 145.03 (1), 159.08 (10) and 343.60 (1) and (2) of the statutes, the term "vocational, technical and adult education school" is substituted.

(3) Wherever the term "vocational schools" appears in sections 158.03 (1), 159.03 (4) and 343.06 (3) of the statutes, the term "vocational, technical and adult education schools" is substituted.

(4) Wherever the term "vocational and adult education school" appears in section 158.09 (1) (e) of the statutes, the term "vocational, technical and adult education school" is substituted.

**SECTION 80. CROSS REFERENCE CHANGES.** In the sections listed in column A below, the cross references to the sections in column B are changed to the cross references shown in column C:

A	B	C
Statutes sections	Old cross references	New cross references
15.371 (intro.)	38.39, 38.42 (2), 38.44	38.76 to 38.88
20.255 (2) (e)	38.36 to 38.46	38.76 to 38.88
20.255 (2) (e)	38.44	38.86
20.292 (1) (bm)	38.13 (10)	38.04 (7) (a)
20.292 (1) (c)	38.14	38.04 (9)
20.292 (1) (d)	38.21 and 38.60	38.04 (8) and 38.28
38.84 (2), as renumbered	38.43	38.85
38.88, as renumbered	38.45	38.87
67.05 (6m) (intro.) and (a)	38.155	38.16 (2)
119.04	38.175	118.19 (7)

**SECTION 81. TERMS OF PRESENT MEMBERS PRESERVED.** This act shall not affect present terms of members of vocational, technical and adult education district boards, but the first appointments after the effective date of this act of successors to present members shall be made so that the terms of one employer, one employe and one additional member shall expire on July 1, 1975, and the terms of one employer, one employe and one additional member shall expire on July 1, 1978. Thereafter, appointments shall be made for terms prescribed in chapter 38 of the statutes.

**SECTION 82. EFFECTIVE DATE.** This act shall take effect on July 1, 1972.

---