

all candidates for mayor at the last preceding general election, protesting against the passage of such ordinance, be presented to the council such ordinance shall thereupon be suspended; and it shall be the duty of the council to reconsider such ordinance, and if the same is not entirely repealed the council shall submit the ordinance to the voters of the city either at a general election or at a special election to be called for that purpose; and such ordinance shall not go into effect or become operative unless a majority of the qualified voters who vote on the same shall vote in favor thereof.

2. This section shall not be construed to change the existing laws as to the granting of franchises for public utilities or as to the issuing of municipal bonds.

Section 925m—317. The board of education shall continue to be elected or appointed as provided by law, and any city work done under the direction of commissions appointed by the state shall continue to be done in the manner prescribed by law prior to the passage of these sections.

Section 925m—318. Any city which shall have operated for six or more years under the provisions of these sections may abandon such reorganization and adopt the provisions of the general law of the state then applicable to cities of its class by proceeding in the manner prescribed for effecting reorganization under the provisions of these sections, and such change shall in no way affect the property, right, or liabilities of any nature of such city, but shall merely extend to such change in its form of government.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved June 15, 1909.

No. 539, S.]

[Published June 18, 1909.

CHAPTER 449.

AN ACT to create subsection 5 of section 1947o of the statutes, relating to the issue of participating and non-participating policies.

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

SECTION 1. There is added to section 1947o of the statutes a new subsection to read: 5. This section shall not apply to any company which keeps and transacts its participating and non-participating business in separate departments, and keeps separate accounts and maintains a complete separation between

the two departments; and which shows a surplus in each department after deducting any funds accumulated for the payment of dividends under section 1952f, and which shall file with the commissioner of insurance an agreement for the benefit of all policy holders now or hereafter residing in the State of Wisconsin, that, in consideration of being permitted to issue non-participating insurance in this state, no part of the funds accumulated or belonging to the participating department shall ever be transferred to the non-participating department, except such as the existing charter of the company or its policies require.

SECTION 2. This act shall take effect and be in force from and after its passage and publication. •

Approved June 15, 1909.

No. 542, S.]

[Published June 18, 1909.

CHAPTER 450.

AN ACT to amend section 1797m—107 of the statutes, relating to an appropriation for the purpose of carrying out the provisions of the public utility law.

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

SECTION 1. Section 1797m—107 of the statutes is amended to read: Section 1797m—107. A sum sufficient to carry out the provisions of this act is appropriated out of any money in the state treasury not otherwise appropriated.

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Approved June 15, 1909.

No. 570, S.]

[Published June 18, 1909.

CHAPTER 451.

AN ACT to amend subsection 10 of section 2637 of the statutes, relating to the service of summons on corporations.

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

SECTION 1. Subsection 10 of section 2637 of the statutes is amended to read: 10. If against any other corporation organized under the laws of this state, to the president, or other such chief officer, vice-president, secretary, cashier, treasurer, director, or managing agent.

Provided however, that whenever any such corporation does not have any officer or agent within this state upon whom legal