

No. 494, S.]

[Published June 15, 1915.]

CHAPTER 242.

AN ACT to repeal chapter 53 of the laws of 1881, section 694a of the statutes of 1898, chapter 217 of the laws of 1901, chapters 376 and 596 of the laws of 1907, sections 694a, and 747a, and subsections 1 and 3 of section 764a of Wisconsin statutes; and to amend sections 694 and 764 of Wisconsin statutes, relating to the compensation of county officers.

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

SECTION 1. Chapter 53 of the laws of 1881, section 694a of the statutes of 1898, chapter 217 of the laws of 1901, chapters 376 and 596 of the laws of 1907, sections 694a and 747a, and subsections 1 and 3 of section 764a of Wisconsin statutes are repealed.

SECTION 2. Section 694 of the statutes is amended to read: Section 694. (1) The county board at * * * *its* annual meeting shall fix the amount of *annual* salary which shall be received by every county officer, including county judge, who is to be elected in the county during the ensuing year, and * * * *will be* entitled to receive a salary payable out of the county treasury. * * * The salary so fixed shall not be increased or diminished during * * * *the officer's* term. * * * *The salary of undersheriff and of register in probate, if not otherwise fixed by law, shall be fixed by the county board at the same time. Annual salaries shall be paid in equal installments at the end of each month. The salaries so fixed and paid shall be in lieu of all fees, per diem and compensation for official services rendered by such officers except the compensation of the sheriff for keeping and maintaining prisoners in the county jail, except expenses actually and necessarily incurred in the performance of official duty by the sheriff of any county having a population of three hundred thousand or more, and except compensation for work done by the clerk of the circuit court or his deputies for the government of the United States or for Congress.*

(2) * * * Salaries * * * *otherwise* established by law shall be and remain the salaries of such officers until the * * * board shall fix the * * * *same* in accordance with this section, and when such amounts are once so fixed they shall be and remain the salaries of such officers until changed by the * * * board.

(3) * * * *The county * * * board of any * * * newly created county may at any regular meeting during the term of office of officers * * * appointed for such county, fix * * * their * * * annual salary. * * **

(4) * * * (a) *The county board * * * may, at any time, change the compensation of * * * any county officer from * * * fees collected and retained by him to a salary, and may fix the annual salary of such officer. * * * If such change be made after election or appointment of the officer, the board and such officer shall stipulate in writing the amount of compensation which shall be received and accepted annually by * * * him for the remainder of the term for which he was elected as equivalent to the fee, or fees and salary to which he was * * * theretofore entitled. * * * The county board of any county in which such change has been made may, at any time, change the compensation of any such officer from a salary to fees collected or to part salary and part fees collected; but no change of compensation shall be made during the term for which any such officer was elected or appointed except as provided in this subsection. Such * * * compensation shall be paid at the end of each month.*

(b) *The board may at any time fix or change the number of deputies, clerks and assistants that may be appointed by any county officer, and fix or change the annual salary of each such appointee. In counties having a population of three hundred thousand or more, one deputy sheriff, to be mutually agreed upon by the sheriff and the district attorney, shall be assigned to the office of the district attorney, provided, that nothing in this section shall be interpreted as repealing or superseding any provisions in section 723.*

* * *

(5) *Every county officer whose compensation has been changed as provided in subsection (4) shall collect, receive and pay over daily or at such intervals as may be prescribed by the county board, to the county treasurer all fees, per diem and other emoluments which otherwise he might collect, receive and retain. He shall keep accurate books of account in which he shall enter from day to day, the items of his official service the fees therefor, and the name of the particular transaction, proceeding or action in which the same was rendered. He shall give such receipts for money received in his office and shall file such duplicates of the same with the county clerk and county treasurer or adopt such methods for paying such money to the county as the county board shall direct. Every county officer*

and the sureties on his official bond shall be responsible for the faithful performance by his deputies, clerks and other assistants of all his duties, and responsible for all their acts or defaults and his official bond shall so provide.

* * *

(6) *The office of register of deeds shall be a salaried office in every county having a population of three hundred thousand or more according to the last United States census, and the incumbent thereof shall receive a salary to be fixed by the board of supervisors of such county.*

(7) *No county judge shall receive or be allowed to draw any salary, unless he shall first take and subscribe an oath before an officer entitled to administer oaths, that no cause or matter in his court remains undecided that has been submitted for decision for the period of ninety days, exclusive of the time that he shall have been actually disabled by sickness, which affidavit shall be presented to and filed with the county clerk of such county.*

SECTION 3. The introductory clause of section 764 of the statutes is amended to read: (764). (1) *Except as otherwise provided by law every register of deeds shall receive the following fees, to wit:*

SECTION 4. Section 764 of the statutes is amended by adding thereto as subsection (2) thereof the matter now constituting subsection 2 of section 764a and the introductory clause of said subsection 2 is amended to read: (Section 764). (2) * * * *The register of deeds in every county having a population of three hundred thousand or more shall receive, * * * collect and pay over to the county treasurer the following fees, to wit:*

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

Approved June 11, 1915.

No. 504, S.]

[Published June 15, 1915.

CHAPTER 243.

AN ACT to create section 1542g and to amend section 1542f of the statutes, relating to maternity hospitals and homes for infants.

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

SECTION 1. Section 1542f of the statutes is amended to read: Section 1542f. Any person found guilty of violating any of the