

event of such consolidation the consolidated corporation, by whatever name it may assume or be known, shall be a continuation of the entity of each and all of the corporations so consolidated for all purposes whatsoever, including holding and performing any and all trusts and fiduciary relations of whatsoever nature of which the corporations so consolidating, or either or any of them, was fiduciary at the time of such consolidation, and also including its appointment in any fiduciary capacity by any court or otherwise, and the holding, accepting and performing of any and all trusts and fiduciary relations whatsoever as to or for which either or any one of the corporations so consolidating may have been appointed, nominated or designated by any will or conveyance or otherwise, whether or not such trust or fiduciary relation shall have come into being or taken effect at the time of such consolidation.

SECTION 2. This act shall take effect upon passage and publication.

Approved June 20, 1919.

No. 181, S.]

[Published June 23, 1919.

CHAPTER 383.

AN ACT to amend subdivision (c) of subsection 1 and subsections 2 and 3 of section 959—53, section 959—54, subsections 1, 3 and 4 of section 959—55, subsections 1 and 2 of section 959—55a, subsections 1, 2, 6 and 8 of section 959—55b, and sections 959—57 and 959—58; to create subsection 3 of section 959—56; and to repeal subsection 3 of section 959—55b of the statutes, relative to the licensing of plumbers, and providing a penalty.

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

SECTION 1. Subdivision (c) of subsection 1 and subsections 2 and 3 of section 959—53, section 959—54, subsections 1, 3 and 4 of section 959—55, subsections 1 and 2 of section 959—55a, subsections 1, 2, 6 and 8 of section 959—55b and sections 959—57 and 959—58 of the statutes are amended to read: (Section 959—53) (1) (c) * * * *A plumber's apprentice is hereby defined to be any person other than a journeyman or master plumber who, as his principal occupation, is engaged in learning and assisting in the installation of plumbing and drainage.*

(Section 959—53) 2. In any city or village of this state, * * * *having either systems of waterworks or sewerage, no*

person, *firm or corporation*, shall engage in or work at the business of a master plumber or journeyman plumber, * * * unless licensed so to do by the state board of health in the manner herein provided.

3. The state board of health is hereby authorized and empowered to grant and issue licenses and permits to *master plumbers and journeymen plumbers* * * * as hereinafter provided for.

Section 959—54. 1. Any person desiring to engage in or work at the business of a journeyman plumber or master plumber, *not heretofore licensed*, in any city or village of this state having either systems of waterworks or sewerage, shall apply to the state board of health for a license and be by said board examined as to his fitness for such work either as a journeyman plumber or as a master plumber as the case may be.

2. Any person, firm or corporation desiring to engage in or work at the business of * * * *installing plumbing, or who shall install plumbing in connection with the dealing in and selling of plumbing material and supplies in any city or village of this state having either systems of waterworks or sewerage, shall be required at all times to have a licensed master plumber in charge, who shall be responsible for the proper installation of all such plumbing. Any person, firm or corporation selling or dealing in plumbing materials or supplies but not engaged in the installation of plumbing, shall not be required to employ or have a licensed master plumber as provided for by this section.*

(Section 959—55) 1. The state board of health shall, within sixty days after the passage and publication of this act, appoint, and shall have power to remove, three plumbing examiners, of whom one shall be a *practical* master plumber, one shall be a *practical* journeyman plumber and one shall be a member or an employe of the state board of health, to be known as the committee of examiners for the examining of journeyman and master plumbers as to their qualifications and fitness to be entitled to licenses to engage in the work of master plumbers and journeyman plumbers herein provided for. Such examiners shall be exempt from the provisions of sections 990—1 to 990—32 of the statutes. The state board of health shall have power and authority and it shall be its duty to prescribe, amend and enforce rules and regulations for the examination and licensing of journeyman and master plumbers * * * consistent with this act.

3. The licenses of journeyman and master plumbers provided for in section 959—53 of the statutes shall be issued by the state

board of health upon evidences, as shown by the examination, of the fitness of the applicant for the business or practice of a master plumber or a journeyman plumber as the case may be * * * 4. The state board of health shall have power to revoke any journeyman or master plumber's license if same was obtained through error or fraud, or if the recipient thereof is shown to be * * * incompetent, and for a second wilful violation of any rules and regulations prescribed by the state board of health; * * * provided, that before any license shall be revoked, the holder thereof shall have notice, in writing, enumerating the charges, and at a specified date named therein, not less than five days after the service of such notice, be given a hearing by said board and have an opportunity to produce testimony in his behalf. The state board of health shall have power to appoint, by an order in writing, its secretary or any competent person to take testimony, who shall have power to administer oaths, issue subpoenas and compel the attendance of witnesses, and the decision of the state board of health shall be based on its examination of all testimony and records. Any person whose license has been revoked may, after the expiration of one year from the date of such revocation, apply for a new license.

(Section 959—55a) 1. All persons * * * engaged on or before January 1, 1920, in the plumbing business in this state in cities and villages having either systems of waterworks or sewerage, either as master plumbers or journeyman plumbers, and not heretofore licensed, * * * shall be respectively licensed as such by the state board of health without examination, upon the payment to the state board of health of the license fee hereinafter provided. No person who desires to engage in the business or practice of plumbing, either as a master plumber or a journeyman plumber, after * * * January 1, 1920, shall be granted a license until he has passed a satisfactory examination. Before any applicant for a journeyman plumber's license shall be permitted to take such examination, he shall pay to the state board of health the examination fee as herein provided for, and any applicant for a master plumber's license shall pay to the state board of health at the time of filing such application the sum of twenty-five dollars.

2. The state board of health shall prescribe and shall have power to amend the rules and regulations governing plumbing, drainage, sewerage and plumbing ventilation in connection with all buildings in this state and may prescribe minimum standards which shall be uniform throughout the state. This act shall not be construed to deny the right to any local governing body hav-

ing jurisdiction to adopt and enforce additional rules and regulations relating to plumbing, drainage, sewerage and plumbing ventilation not inconsistent with the provisions of this act or the rules and regulations prescribed by the state board of health. * * *

(Section 959—55b) 1. All master plumbers *not heretofore licensed* engaged in business as such in * * * *cities and villages of this state having either systems of waterworks or sewerage*, desiring to continue as such, are hereby required to procure a master plumber's license from the state board of health within sixty days after * * * *January 1, 1920*, the fee for which license is hereby fixed at * * * *twenty-five dollars*, such license, unless sooner revoked, to expire on December thirty-first, next after the issuance thereof, but no examination shall be required of such master plumbers making such application for license within the time hereby limited. Commencing January 1, * * * *1920*, and annually thereafter * * * *during the month of January of each year*, a renewal fee of * * * *fifteen dollars* shall be paid to the state board of health for a renewal of such license by all master plumbers, theretofore licensed, continuing in business as such *in cities or villages having either systems of waterworks or sewerage* within this state, provided that any person who neglects or fails to have his license renewed as above provided may have the same renewed by making application therefor within thirty days after January thirty-first, and upon payment of five dollars revival fee and fifteen dollars renewal fee.

2. All journeyman plumbers *not heretofore licensed*, engaged in business as such in * * * *cities and villages having either systems of waterworks or sewerage*, desiring to continue in business as such are hereby required to procure a journeyman plumber's license from the state board of health within sixty days after * * * *January 1, 1920*, the fee for which license is hereby fixed at two dollars, such license, unless sooner revoked, to expire on December thirty-first, next after the issuance thereof, but no examination shall be required of such journeyman plumbers making such application for license within the time hereby limited. Commencing January 1, * * * *1920*, and annually thereafter * * * *during the month of January* * * * of each year, a renewal fee of one dollar shall be paid to the state board of health for a renewal of such license by all journeyman plumbers, theretofore licensed, continuing in business as such *in cities or villages having either systems of waterworks or sewerage* within this state. *Provided, that any*

person who neglects or fails to have his license renewed as above, may have the same renewed by making application therefor within thirty days after January thirty-first, and upon the payment of one dollar revival fee and one dollar-renewal fee.

6. The fees for any person hereafter desiring to engage in the business of a journeyman plumber or a master plumber in cities or villages in this state having either systems of waterworks or sewerage and not licensed within sixty days after * * * January 1, 1920, shall be respectively two dollars and * * * twenty-five dollars. * * *

8. Any person working as an apprentice at the business or practice of plumbing, for * * * such time as the state board of health may prescribe in its rules and regulations for the licensing of plumbers and desiring to take an examination for a license as a journeyman plumber, may file his application for such examination with the state board of health as herein provided, and upon giving due notice of the filing of such application with said board, may be granted a permit by the state board of health to pursue said work in the capacity of a journeyman plumber until such time as said examining board shall have an opportunity to examine him. *When deemed necessary, the state board of health may authorize and empower one member of said examining board, or one of the plumbing inspectors employed by the state board of health, to hold and conduct a special examination to determine the qualifications of an applicant for a temporary permit, the results of such examination to be reported in writing by the examiner to the state board of health.* * * *

Section 959—57. * * * *The council of each city of the first, second and third class, however organized, having a system of waterworks or sewerage, * * * or the officer or board of * * * any such city to whom such authority is delegated, shall * * * appoint and may for cause remove one or more inspectors of plumbing who shall be practical plumbers, and the council of any city of the fourth class, however organized, and the village board of any village may appoint and may for cause remove one or more inspectors of plumbing who shall be practical plumbers or other skilled sanitarians or persons familiar with plumbing and competent to perform the duties of such office.* * * * *The compensation of such inspector or inspectors shall be determined by the * * * council or village board, as the case may be and shall be paid from the city or village treasury; they shall inspect all plumbing work in the city or village for which appointed, whether such work be new or consist of alterations or repairs; and shall report to * * **

the council, village board or other appointing body, as the case may be, all violations of any law, ordinance, or by-law relating to such work; and shall perform such other appropriate duties as may be required.

Section 959—58. 1. Each city of the first, second and third class having a system of waterworks or sewerage shall, and any * * * city of the fourth class and any village may, by ordinance or by-law, prescribe rules and regulations for the materials, construction, alteration and inspection of all pipes, faucets, tanks, valves and other fixtures by and through which supply or waste water or * * * sewage is used or carried, and provide that they shall not be placed in any building therein except in accordance with plans which shall be approved by the board of public works, where such board exists, or the board of health of such city or village, or such person or persons as either of said boards may designate; and shall further provide that no plumbing shall be done, except in case of repairing leaks, without a permit being first issued therefor upon such terms and conditions as such city or village shall prescribe; provided that no such ordinance, by-law, rule or regulation prescribed by any such city or village shall be inconsistent with this act or any rule or regulation adopted or prescribed by the state board of health; and provided further, that no city or village shall be authorized to require the licensing of journeyman or master plumbers * * * or prevent any such plumbers * * * who are licensed under the provisions of this act from engaging in or working at the business for which they are respectively licensed in any place in this state.

2. *The provisions of sections 959—53 to 959—58, inclusive, shall apply only to cities and villages having a population of three thousand or more according to the last federal census.*

SECTION 2. There is added to section 959—56 of the statutes a new subsection to read: (Section 959—56) 3. Any master plumber who shall employ an apprentice on any plumbing work, representing him to be a journeyman plumber, or who shall charge for the services of such apprentice a journeyman plumber's wage, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than twenty-five dollars or by imprisonment in the county jail not more than thirty days. Each day of such violation shall constitute a separate offense.

SECTION 3. Subsection 3 of section 959—55b of the statutes is repealed.

SECTION 4. This act takes effect January 1, 1920.

Approved June 20, 1919.