

court, indemnifying and securing said agency against loss occasioned by the failure of said treasurer to properly protect, preserve and administer said fund, except where, by the terms of sale of said mausoleum rooms or crypts and columbarium niches, it is provided that the purchaser thereof shall pay directly to any trust company in the state of Wisconsin, designated by the cemetery as the custodian of the perpetual care fund for said public or community mausoleum or columbarium. Then, in such an event, it shall not be necessary for the treasurer of the agency owning and operating the cemetery to furnish and file the bond required by this section. Said fund shall be invested by said treasurer upon the written order of the board, as provided in section 231.32, and the income or avails therefrom used solely for the preservation and maintenance of said public mausoleum or columbarium, which shall be paid out or expended by said treasurer only upon the written order of said board.

SECTION 2. A new paragraph is added to subsection (2) of section 157.12 of the statutes to read: (157.12) (2) (bc) No deposit of the remains of the human dead shall be made in a surface burial chamber, vault or tomb wholly or partially above the surface of the ground unless the part thereof below the natural surface of the ground be of a permanent character, constructed of materials capable of withstanding extreme climatic conditions, be waterproof and air-tight, and can be sealed permanently to prevent all escape of effluvia; that portion of the same above the natural surface of the ground shall be constructed of natural stone and material necessary to protect the construction of the same of durability sufficient to withstand all conditions of weather and of a character to insure its permanence.

SECTION 3. This act shall take effect upon passage and publication.

Approved June 13, 1933.

No. 187, A.]

[Published June 15, 1933.

CHAPTER 247.

AN ACT to amend subsections (2), (4), (5) and (7) of section 40.07 of the statutes, relating to school district elections.

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

SECTION 1. Subsections (2), (4), (5) and (7) of section 40.07 of the statutes are amended to read: (40.07) (2) When a petition, signed by * * * *one hundred* electors in any common school district asking that the district officers be chosen at an election, or asking that a referendum election be had on a specified subject or item of business, shall be filed with the district clerk fifteen days prior to the annual meeting, the clerk shall incorporate, in his notice of the annual district meeting, a statement that such election (specifying the business or subject thereof) will be held; and that the polls will be open therefor from three o'clock to eight o'clock on the afternoon of the annual meeting day; *except that in counties having a population of five hundred thousand or more, the polls shall be open from one o'clock in the afternoon to eight o'clock in the evening on the day of the annual school meeting. Whenever such petition asking that the district officers shall be chosen at an election shall be filed as hereinbefore provided, such election shall be held annually thereafter, unless the annual meeting of the electors shall by resolution determine otherwise. If in such petition or in any separate petition a request is made for more than one polling place, the board shall provide polling places to the number requested, not exceeding the number of election precincts in the district.*

(4) The election shall be by ballot, and suitable ballot boxes shall be provided. *Except in counties having a population of five hundred thousand or more, the polls shall be open from three o'clock to eight o'clock in the afternoon. The time of opening and closing the polls and the place of holding the election shall be specified in the notice, but a failure to so specify the time and the place shall not invalidate the election.*

(5) The school board shall act as inspectors of such election, and shall appoint two clerks who shall make and keep duplicate lists of the electors voting at such election. A plurality shall elect. Provided that in counties having a population of five hundred thousand or more the board shall appoint five persons who shall act as inspectors, clerks and tellers of such election. *Nothing in this subsection shall be construed to prevent the appointment of additional inspectors, clerks and tellers, and to provide additional voting facilities, should conditions warrant.*

(7) The inspectors and clerk of this election shall be paid three dollars each; *except that in counties having a population of five hundred thousand or over, they shall be paid five dollars each.*

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

Approved June 13, 1933.

No. 644, A.]

[Published June 15, 1933.

CHAPTER 248.

AN ACT to amend section 194.05 of the statutes, relating to the speed limit of certain interurban motor vehicles.

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

SECTION 1. Section 194.05 of the statutes is amended to read: 194.05 No auto transportation company shall operate any motor vehicle in the business or for the purpose specified and described in section 194.01 without first having obtained from the commission a certificate. The commission shall have power to issue or refuse any such certificate, as the public interest may require, and may refuse to issue it whenever it shall find that the transportation facilities already available, including steam or electric railway transportation, are adequate to meet the public needs, or to grant such certificate for a portion of the proposed route or for the operation of a limited number of motor vehicles over the same, or both. On such certificate the commission shall prescribe the route to be followed, the schedule to be maintained, the rates to be charged, and such other conditions as it may deem necessary to carry out the purposes of this chapter. The commission shall grant, with or without hearing but upon written application as hereinafter provided for other certificates and upon the filing of the bond required herein or an order of exemption therefrom as provided by subsection (2) of section 194.14 and the payment of fees herein provided, a certificate to every auto transportation company which is lawfully in operation on March 1, 1927, and which has complied with all of the provisions of chapter 194 with reference to such operation, authorizing operation over such routes and on such schedules as were on that day actually operated and authorized to be operated by it. Before any further certificate is granted for motor vehicles to operate in any city, the city clerk shall be given notice of not less than five days of the hearing to determine the streets upon which motor vehicles shall be allowed to operate. Applications for certificates containing such information as the commission may require shall be filed by every appli-