

No. 423, S.]

[Published July 10, 1943.]

CHAPTER 491.

AN ACT to reconcile the conflicts between chapter 334 (289-S), laws of 1943, revising the highway statutes, and other acts of the same session relating to highways, and to make clear the legislative intent.

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

SECTION 1. This act does not give effect to any mentioned bill which is never enacted. If any bill herein referred to fails, any section of this bill relating thereto is of no effect.

SECTION 2. 20.49 (introductory paragraph), as amended by chapter 337 (16-A), laws of 1943, is amended by substituting "dates" for "date"; and the amendment of reference made to 20.49 (introductory paragraph) by chapter 334 (289-S), laws of 1943, is repealed.

SECTION 3. 20.49 (4) (a), as renumbered by chapter 364 (64-S), laws of 1943, is renumbered 20.49 (4), and the changes made in 20.49 (4) by chapter 334 (289-S), laws of 1943, are reenacted.

SECTION 4. 20.49 (4) (b), (c) and (d), created by chapter 364 (64-S), laws of 1943, are renumbered 20.491 (1), (2) and (3); 20.491 (2), as renumbered, is amended by substituting "section 20.49 (9)" for the reference to "subsection (9)"; 20.491 (3), as renumbered, is amended by substituting "subsection (1)" for the reference to "paragraph (b)"; and 20.491 (1), as renumbered, is amended to read:

(20.491) (1) (as renumbered) The balance remaining on June 30, 1943, *allotted to counties under section 84.03 (3) and (4)*, and annually on July 1 of each year, all moneys available to meet the provisions of section 84.03 (3) and (4), as allotted to counties, shall be placed in a separate nonlapsible trust fund to be designated "State Trunk Highway Fund," which shall be to the credit of the several counties for the exclusive purpose of insuring retirement of county bonds and payment of all other expenditures authorized under Section 84.03 (3) and (4).

SECTION 5. The changes made in the first five lines of 20.49 (8) by chapter 334 (289-S), laws of 1943, are not repealed by chapter .. (374-A), [*] laws of 1943. Both amendments stand (if both bills are enacted). The purpose of this section is to declare that the later act did not repeal the earlier one.

[*] Bill (374-A) not enacted.

SECTION 6. The amendments made to 20.49 (9) by chapter 148, laws of 1943, and chapter 334 (289-S), laws of 1943, are not repealed by chapter 397 (332-A), laws of 1943, or by each other. To accomplish this, 20.49 (9) (b), created by chapter 397 (332-A), laws of 1943, is reenacted, and 20.49 (9) (a), as renumbered by chapter 397 (332-A), laws of 1943, is amended to read:

(20.49) (9) (a) *Annually*, on July 1, * * * to carry out the purposes of sections 84.03 (9), 84.10, 86.24, and * * * 20.49 (9) (b), the amount remaining unallotted at the close of the fiscal year after the amounts appropriated under subsections (1) to (8) have been set aside. * * *

SECTION 7. Section 8 of chapter 334 (289-S), laws of 1943, and 61.68, as amended thereby, are repealed.

SECTION 8. 82.01 (1) (a), as amended by chapter 523 (336-S), laws of 1943, is renumbered 84.01 (1).

SECTION 9. 82.02 (20), created by chapter 129, laws of 1943, is renumbered 84.01 (21).

SECTION 10. 82.07, as repealed and recreated by chapter (120-A), [*] laws of 1943, is renumbered 83.016 and reenacted, and section 91 of chapter 334 (289-S), laws of 1943 and the amendments thereby made to 82.07, are repealed.

SECTION 11. 84.10 (2), as revised by chapter 334 (289-S), laws of 1943, is amended to read:

(84.10) (2) The commission shall allot to each city and village a sum computed at \$500 per mile of connecting streets within its limits. The allotments may be used for maintenance, repair, construction, snow and ice removal and control, *cleaning, drainage*, and traffic regulation on such connecting streets, and may be cumulated for such purposes. The funds shall be held to the credit of such cities and villages, and paid to the treasurers thereof upon presentation to and approval by the commission of certified statements, itemized as required by the commission, setting forth the amounts expended on connecting streets; provided the maintenance thereof is satisfactory to the commission.

SECTION 12. 86.21, created by chapter 148, laws of 1943, is renumbered 86.24.

SECTION 13. 87.02 (1) (b), as amended by chapter (37-A), [†] laws of 1943, is renumbered 84.11 (1) (b).

Approved July 9, 1943.

[*] Bill (120-A) not enacted.

[†] Bill (37-A) not enacted.