

No. 567, A.]

[Published July 24, 1951.

CHAPTER 525.

AN ACT to amend 40.47 (5) (a) and to repeal and recreate 40.04 (17) of the statutes, relating to sinking fund for school districts.

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

SECTION 1. 40.04 (17) of the statutes is repealed and recreated to read:
40.04 (17) (a) *School building sinking fund.* To vote a tax for the purpose of creating a sinking fund for the purpose of financing all current and future capital expenditures and for paying all current bonded indebtedness for capital expenditures. All money raised through taxation or otherwise collected pursuant to the provisions of this sub-

section shall be deposited by the district treasurer in a separate fund to be designated as a sinking fund, and such money shall not be used for any other purpose or be transferred to any other fund except by authorization by a two-thirds majority vote, of the total number of residents of the district who are eligible to vote at a school district meeting.

(b) In the event the tax in paragraph (a) is levied by a district operating an elementary school, each district of residence shall pay to such operating district the sum of \$15 per pupil enrolled from such district of residence in addition to the tuition fees provided in section 40.21 (5) (a), such fees to be deposited and expended as provided in paragraph (a).

(c) In the event the tax in paragraph (a) is levied by a district operating a high school, that portion of the county outside of the operating district shall pay to such district in lieu of the 2 per cent item for building and equipment costs provided for in section 40.47 (5) (a) \$15 per nonresident pupil enrolled in addition to the tuition fees therein provided, to be deposited and expended as provided in paragraph (a).

SECTION 2. 40.47 (5) (a) of the statutes is amended to read:

40.47 (5) (a) The tuition for any given year for nonresident pupils who have pursued high school work shall be determined as follows: From the sum total of money expended by the school district in operating and maintaining grades 9 through 12, including *either the sum of \$15 per nonresident pupil to be deposited and expended as provided in 40.04 (17) or an item for building and equipment costs equal to 2 per cent of the original expenditures by the districts for buildings and equipment thereof as certified by the state superintendent of public instruction, such charge not to apply for a greater period of time than 50 years in the case of a new building or for the unexpired portion of 50 years of life of an old building, excluding land costs, there shall be subtracted an amount equal to the sums of federal aids, county aids, the cost of transportation and money expended for the payment of principal and interest of bonded indebtedness or other building loans, and the difference so determined shall be divided by the average daily attendance for the given year. From this amount shall be subtracted the state aid received per nonresident pupil in average daily attendance. The amount so determined shall be the amount per pupil chargeable as nonresident high school tuition, but in no case shall the amount of the claim per week be more than \$6 less the sum of the state aids, county aids received from the county of residence of tuition pupils, and federal aids, except that a greater amount shall be payable when a certificate of approval of the same shall have been filed with the county clerk by the county school committee. Upon receipt of tuition claims in excess of the maximum specified in this paragraph the county clerk shall immediately notify the county school committee and the clerks of the school districts concerned to meet at the county court house at a specified time not later than August 15. A majority vote of the committee shall determine the amount to be allowed in excess of the maximum specified in this paragraph. The amount determined shall be immediately certified by the committee to the county clerk.*

Approved July 5, 1951.