

SECTION 4. This act shall take effect and be in force from and after its passage and publication.

Approved June 10, 1909.

No. 249, A.]

[Published June 12, 1909.]

CHAPTER 377.

AN ACT to create sections 1728p to 1728za, inclusive, of the statutes, relating to the work of children under sixteen years of age in the sale or delivery of newspapers, magazines or periodicals, in the distribution of hand bills and circulars and in street trades in cities of the first class.

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

SECTION 1. There are added to the statutes twelve new sections to read:

Section 1728p. No boy under the age of ten years and no girl under the age of sixteen years shall in any city of the first class distribute, sell or expose or offer for sale newspapers, magazines or periodicals in any street or public place.

Section 1728q. No boy under twelve years of age, shall, in any city of the first class, work at any time or be employed or permitted to work at any time as a bootblack or in any other street trade or shall sell or offer any goods or merchandise for sale or distribute hand bills or circulars or any other articles, except newspapers, magazines or periodicals as hereinafter provided.

Section 1728r. No girl under sixteen years of age shall in any city of the first class work at any time or be employed or permitted to work at any time as a bootblack or at any other street trades or in the distribution of hand bills or circulars or any other articles upon the street or from house to house.

Section 1728s. No boy under fourteen years of age shall, in any city of the first class, distribute, sell or expose or offer for sale any newspapers, magazines or periodicals in any street or public place or work as a bootblack or in any other street or public trade or sell or offer for sale or distribute any hand bills or other articles unless he complies with all the legal requirements concerning school attendance and unless a permit and badge, as hereinafter provided, shall have been issued to him by the state factory inspector, or assistant factory inspector, or the county judge, municipal judge, or judge of a juvenile court of the county where such child resides. No such permit and badge

shall be issued until the officer issuing the same shall have received an application in writing therefor signed by the parent or guardian or other person having the custody of the child desiring such permit and badge and until such officer shall have received, examined and placed on file the written statement of the principal or chief executive officer of the public, private or parochial school which the said child is attending, stating that such child is an attendant at such school with the grade such child shall have attained and provided that no such permit and badge shall be issued unless such officer issuing it is satisfied that such child is mentally and physically able to do such work besides his regular school work as required by law. And provided further that in case of the illness or absence of any boy, who shall belong to the regular delivery or distributing force of any newspaper at the time when such delivery or distribution of newspapers is to be made, if there shall be no other boy, who has a permit and badge, as provided herein, ready to make the delivery and distribution, such delivery and distribution may be made for a period which shall not exceed seven days, by any other boy over the age of ten years, who shall have complied with all the other requirements of this act, but who has not obtained a permit and badge as required herein, upon written authority signed by the circulation or business manager of such newspaper or their authorized representative.

Section 1728t. Before any such permit shall be issued, the said state factory inspector, assistant factory inspector, or the county judge, municipal judge, or judge of a juvenile court of the county where such child resides, shall demand and be furnished with proof of such child's age by the production of a verified baptismal certificate or a duly attested birth certificate or, in case such certificates cannot be secured, by the record of age stated in the first school enrollment of such child, and, if such proof does not exist or cannot be secured, then by the production of such other proof as may be satisfactory to the officer granting said permit. Whenever it appears that a permit was obtained by wrong or false statements as to any child's age, the officer who granted such permit shall forthwith revoke the same. After having received, examined and placed on file such papers, the officer shall issue to the child a permit and badge. The principal or chief executive officer of schools in which children under fourteen years of age are pupils shall keep a complete list of all children in their school to whom a permit and badge has been issued, as herein provided.

Section 1728u. Such permit shall state the place and date of birth of the child, the name and address of its parent, guardian, custodian or next friend as the case may be, and describe the color of hair and eyes, the height and weight and any distinguishing facial marks of such child, and shall further state that the papers required by the preceding section have been duly examined and filed; and that the child named in such permit has appeared before the officer issuing the permit. The badge furnished by the officer issuing the permit shall bear on its face a number corresponding to the number of the permit, and the name of the child. Every such permit, and every such badge on its reverse side, shall be signed in the presence of the officer issuing the same by the child in whose name it is issued.

Section 1728v. The badge provided for herein shall be worn conspicuously at all times by such child while so working; and all such permits and badges shall expire annually on the first day of January. The color of the badge shall be changed each year. No child to whom such permit and badge are issued shall transfer the same to any other person nor be engaged in any city of the first class as a newsboy, or distribute, sell or expose or offer for sale newspapers, magazines or periodicals in any street or public place or be employed as a bootblack or in any street trade or distribute handbills without having conspicuously upon his person such badge, and he shall exhibit such badge upon demand at any time to any factory inspector and to any police or truancy officer.

Section 1728w. No boy under fourteen years of age shall, in any city of the first class, sell, expose or offer for sale any newspapers, magazines or periodicals after the hour of ten o'clock in the evening, or before six o'clock in the morning; and no such boy shall be employed as a bootblack or in any other street trades or distribute hand bills between the hours of seven o'clock in the evening or before the hour of seven in the morning, and no child under fourteen years of age shall distribute, sell, expose or offer for sale any newspapers, magazines or periodicals or shall work as a bootblack or in any street or public trades or distribute hand bills or shall be employed or permitted to work in the distribution or sale or exposing or offering for sale of any newspapers, magazines or periodicals or as a bootblack or in other street or public trades or in the distribution of hand bills during the hours when the public schools of the city where such child shall reside are in session. Provided that a

permit and badge may be issued under the terms of this act to any boy between the ages of fourteen and sixteen years, who is complying and shall continue to comply with all the legal requirements concerning school attendance and who is mentally and physically able to do such distribution besides his regular school work, authorizing him to distribute newspapers between the hours of four and six in the morning.

Section 1728x. In cities of the first class police officers, state factory inspectors or assistant factory inspectors and truant officers of the school board or other attendance officers, appointed by the school board and probation officers of the juvenile court shall enforce the provisions of this law and are hereby vested with all powers requisite therefor.

Section 1728y. The permit of any child, who shall in any city of the first class distribute, sell or offer for sale any newspapers, magazines or periodicals in any street or public place or work as a bootblack or in any other street trade, or sell or offer for sale or distribute any hand bills or other articles in violation of the provisions of this act, shall forthwith be revoked for a period of six months and his badge taken from said child. The refusal of any child to surrender such permit, and the distribution, sale or offering for sale of newspapers, magazines or periodicals or any goods or merchandise or the working by such child as a bootblack or in any other street or public trade or in distributing hand bills or other articles, after notice, by any officer authorized to grant permits under this law of the revocation of such permit and a demand for the return of the badge, shall be deemed a violation of this act. The permit of said child may also be revoked by the officer who issued such permit, and the badge taken from such child, upon the complaint of any police officer or other attendance officer or probation officer of a juvenile court and such child shall surrender his permit and badge upon the demand of any police officer, truancy or other attendance officer or probation officer of a juvenile court or other officer charged with the duty of enforcing this act. In case of a second violation of this act by any child, he shall be brought before the juvenile court, if there shall be any juvenile court in the city where such child resides or, if not, before any court or magistrate having jurisdiction of offenses committed by minors and be dealt with according to law.

Section 1728z. When in any proceeding in any court under this section there is any doubt as to the age of any child, a verified baptismal certificate or a duly attested birth certificate shall

be produced and filed with the court. In case neither of such certificates can be secured, upon proof of such fact, the record of age stated in the first school enrollment of such child shall be admissible as evidence thereof.

Section 1728za. Providing that no badge shall be issued for a boy selling papers between the ages of ten and fourteen years by the state factory inspector except upon certificate of the principal of either public, parochial or other private school attended by said boy stating and setting forth that said boy is a regular attendant upon said school. No boy under the age of fourteen years shall be permitted by any newspaper publisher or printer or persons having for sale newspapers, or periodicals of any character, to loiter or remain around any salesroom, assembly room, circulation room or office for the sale of newspapers between the hours of nine in the forenoon and three in the afternoon on days when school is in session. Any newspaper publisher, printer, circulation agent or seller of newspapers shall upon conviction for permitting newsboys to loiter or hang around any assembly room, circulation room, sales room or office where papers are sold be punishable by a fine not to exceed one hundred dollars nor less than twenty-five dollars or by commitment to the county jail for not more than sixty days or less than ten days.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved June 11, 1909.

No. 794, A.]

[Published June 12, 1909.

CHAPTER 378.

AN ACT to create sections 450—1 to 450—5 inclusive, of the statutes, relating to the examination, qualification and certification of teachers.

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

SECTION 1. There are added to the statutes five new sections to read: Section 450—1. 1. Every applicant for a third grade certificate shall be examined in orthoepy, spelling, reading, penmanship, arithmetic, elementary composition and grammar, geography, the history of the United States, the civil government of the United States and of the state of Wisconsin, physiology and hygiene with special reference to the effects of stimulants and narcotics upon the human system, school manage-