

No. 1012, A.]

[Published July 16, 1907.]

CHAPTER 624.

AN ACT to amend section 600 and 604q of the statutes, relating to provisions for collecting the costs of support and maintenance of insane persons.

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

SECTION 1. Section 600 of the statutes is amended to read:

* * * * *

SECTION 2. Section 604q of the statutes is amended to read:

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Approved July 13, 1907.

(In effect from and after date of publication.)

No. 417, S.]

[Published July 16, 1907.]

CHAPTER 625.

AN ACT to amend sections 677 and 680, to repeal section 681 of the statutes and to create a new section to be known as section 681, relating to the time of payment by the county of fees of witnesses, jurors and interpreters in criminal cases in justice court and in criminal examinations.

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

SECTION 1. Section 677 of the statutes is amended to read:

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SECTION 2. Section 680 of the statutes is amended to read:

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SECTION 3. (Repeals section 681.)

county is chargeable with some portion of the expense of maintaining such insane person so committed, such county shall pay the expense of such commitment, payment thereof to be enforced in the same manner that charges for the maintenance of such persons are enforced.

If the insane person is a resident of any county in this state other than the county from which he was committed, the commitment shall not be invalid for that reason, and the county in which such person resides shall reimburse the county from which he was committed, all lawful expenses of the examination and commitment paid by that county.

(Ch. 80, 1907.)

Insane patients, state hospital and county asylums: suits for support. SECTION 600. The several district attorneys, under the direction of the respective county boards, shall, in the name of the county, sue for and collect from the property of any patient maintained at (* * *) *a state hospital or county asylum* for the insane, at the cost of the county, or from any person legally bound to support such patient, the amount charged to *and by* such county for such support; *and in the case of the decease of any such patient, before payment for such maintenance, such district attorney shall in the name of the county file against the estate of such deceased person as a claim and may have allowed proper charges for the maintenance of such patient pursuant to law; and the duplicate statement of the board of control to the county clerk as to a state hospital, and of the trustees as to a county asylum, shall be presumptive evidence respectively of the correctness of the amount due from such county to the hospital for the maintenance and clothing of such hospital patient, and of the amount due to the county for the maintenance of such patient in county asylum and state hospital.*

(Ch. 624, 1907.)

Workhouses and houses of correction: county sites and buildings for. SECTION 603. Any county board may, with the consent of the state board of control, purchase a site for an asylum for the chronic insane *or a site for a house of correction or workhouse*, and erect thereon, pursuant to plans, drawings and specifications approved by said board of control, buildings for the care of such insane *or the detention of prisoners or inmates*, and levy taxes and issue bonds to defray the cost of such site *or sites* and buildings, furnishing the latter for

use and maintaining the same. The acts of all county boards relating to the purchase of a site and the erection of buildings thereon for such purpose, taken or had before the twenty-seventh day of April, one thousand eight hundred and ninety-three, are hereby legalized.

(Ch. 236, 1907.)

Workhouses and houses of correction; approval of plans. SECTION 604. Before proceeding to the construction of *any* such buildings the board of any county proposing to erect them shall cause to be prepared complete plans, drawings and specifications thereof, which shall be submitted to the state board of control for their approval in respect to the number and sanitary care of inmates *or prisoners* to be provided for and after its approval thereof said county board may adopt said plans, drawings and specifications and proceed to contract for the construction of said buildings with the lowest bidder or bidders for all the work and material required therefor.

(Ch. 236, 1907.)

Continuing and past support of insane: property liable. SECTION 604q. 1. The property and estate of any insane person kept in any state or county hospital or county asylum or kept by any county at its charge *and the property and estate of any deceased person who shall have been a patient of such hospital or asylum* shall be liable for (* * *) *the continuing and past support, (* * *) maintenance of such person or patient* and chargeable for the payment thereof.

Collection of support. 2. (* * *) Upon failure of the person having the charge or custody of such property or estate *during the lifetime of such person* to pay therefrom for such support, and maintenance and the state board of control, the board of trustees of the asylum or the chairman of the board of the county for furnishing such support, *or the district attorney of such county,* may apply to the proper county judge *or court* to compel such payment; such judge *or court* shall have the jurisdiction and authority conferred by chapter 63 and shall exercise the same in the manner provided by said chapter and may enforce obedience to his orders *or judgments* by proceedings as for (* * *) contempt. *And after time for appeal has expired from any order or judgment for the payment of money for such maintenance and support, the county shall have execution therefor.* (* * *)

Claims against estates. 3. *In case of the decease of any such insane person leaving estate, such board or trustees or chairman or district attorney of the county furnishing such support or maintenance may, as a creditor, have administration proceedings brought in the proper county court, and, upon the granting of administration, and within the usual time, may present to the administrator and file as a claim and have allowed proper charges for the support and maintenance of such patient as herein indicated.*

Property exempt; amount collectable. 4. The judge or court may, in his or its discretion refuse to render judgment for the claimant (* * *) in any case where a parent, wife or child is dependent on such property or estate for future support, and that the amount to be paid, when ordered by such county judge or court, shall be a reasonable compensation for such support and maintenance, but in no case to exceed the sum of three dollars per week.

Appeals. 5. And any party to any proceeding under this section may appeal to the circuit court from any order or determination of the county judge or court in such proceeding in the manner and according to the provisions of section 4931.

Husband's support of wife. 6. The husband when of sufficient ability, shall be liable for the support of an insane wife when committed to a state or county hospital or asylum for the insane and the provisions of this section and chapter shall be applicable for the collection of the costs of such support.

(Ch. 624, 1907.)

Condemnation of lands: board of control or regents may discontinue proceedings. SECTION 607. 1. The commissioners shall at the time fixed in said notice proceed to view and examine said lands and estimate and determine the value thereof; and they or a majority of them shall make a report of their valuation to the circuit court of said county in writing under their hands and file the same with the clerk within ten days after their appraisal.

2. Either party may appeal to the circuit court from such report and valuation within thirty days after the filing thereof with the clerk as aforesaid by filing in the clerk's office a written notice of appeal.