

2. Whenever any railway company shall fail to construct, grade, pave, macadamize, or maintain in safe condition for public travel, that portion of such highway or crossing, after having been notified so to do by the town or village clerk, or by the county highway commissioner in case the highway is a state or a prospective state highway, for thirty days after having been so notified, the town or village or the highway commissioner may construct, pave, macadamize or repair such highway on or across said railroad right of way and the cost thereof shall be paid for the railway company, and may be collected in the manner provided in section 1299h—4 of the statutes.

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

Approved May 14, 1915.

No. 461, A.]

[Published May 17, 1915.

CHAPTER 98.

AN ACT to create section 4438em of the statutes, relating to false or fraudulent statements in a certificate or sworn proof to procure money or benefits from insurance corporations, and providing a penalty.

The people of the State of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. There is added to the statutes a new section to read: Section 4438em. Any solicitor, agent, policyholder, physician or other person who shall knowingly make a false or fraudulent statement of any material fact or thing in a certificate or sworn statement, as to the death or disability of a certificate holder or policyholder of any company, corporation, association, order or society, transacting the business of insurance, for the purpose of procuring payment of an indemnity or benefit named in the certificate or policy of such holder, shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than one hundred dollars nor more than one thousand dollars, or by imprisonment in the county jail for not less than one month nor more than one year, and if said person convicted be an agent or physician, his license to solicit or practice in this state may be revoked, in the discretion of the court.

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

Approved May 14, 1915.