

No. 233, S.]

[Published June 28, 1921.]

CHAPTER 414.

AN ACT to amend subsection (1) of section 2394—9 of the statutes, relating to medical attendance in compensation cases.

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

SECTION 1. Subsection (1) of section 2394—9 of the statutes is amended to read: (Section 2394—9) (1) Such medical, surgical and hospital treatment, medicines, medical and surgical supplies, crutches, and apparatus, or, at the option of the employe, if the employer has not filed notice as hereinafter provided, Christian Science treatment in lieu of medical treatment, medicines and medical supplies, as may be reasonably required for ninety days immediately following the accident, to cure and relieve from the effects of the injury, and for such additional period of time as in the judgment of the commission will tend to lessen the period of compensation disability, or in the case of permanent total disability for such period of time as the commission may deem advisable, and, in addition thereto, such artificial members as may be reasonably necessary at the end of the healing period, the same to be provided by the employer; and in case of his neglect or refusal seasonably to do so, the employer to be liable for the reasonable expense incurred by or on behalf of the employe in providing the same. *The employe shall have the right to make choice of his attending physician from a panel of physicians to be named by the employer.* Where the employer has knowledge of the injury and the necessity for treatment, his failure to tender the same shall constitute such neglect or refusal. *Failure of the employer to maintain a reasonable number of competent and impartial physicians ready to undertake the treatment of the employe and to permit the employe to make choice of his attendant from among them shall constitute neglect and refusal to furnish such attendance and treatment.* Artificial members furnished at the end of the healing period need not be duplicated. No compensation shall be payable for the death or disability of an employe, if his death be caused by or insofar as his disability may be aggravated, caused or continued by an unreasonable refusal or neglect to submit to or follow any competent and reasonable surgical treatment. Any employer may elect not to be subject to the provision for Christian Science treatment provided for

in this subsection by filing written notice of such election with the industrial commission. *In determining the reasonableness of the size of the medical panel, the commission shall take into account the number of competent physicians immediately available to the community in which the medical service is required, and where only one such physician is available in such community, the tender of attention by such physician shall be construed as a compliance with the provisions of this section. In no event shall the employer be required to maintain a panel of more than three such physicians; except that in counties containing a city of the first class, a panel of not to exceed five such physicians shall be maintained.*

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

Approved June 24, 1921.

No. 290, S.]

[Published June 28, 1921.

CHAPTER 415.

AN ACT to amend subsection 1 of section 25 of chapter 549, laws of 1909, as amended by section 17 of chapter 425, laws of 1911, as amended by section 2 of chapter 320, laws of 1913; and to create a new subsection of section 27 of chapter 549, laws of 1909, as amended by chapter 594, laws of 1917, as amended by chapter 171, laws of 1919, relating to the civil court of Milwaukee county.

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

SECTION 1. Subsection 1 of section 25 of chapter 549, laws of 1909, as amended by section 17 of chapter 425, laws of 1911, as amended by section 2 of chapter 320, laws of 1913, is amended to read: (Chapter 549, laws of 1909, section 25) 1. All judgments, orders, and decrees made and entered in said civil court in all actions and proceedings shall have the same force, effect, and lien, and shall be docketed and carried into effect and enforced as judgments, orders and decrees made and entered in the circuit court; and all the remedies given and proceedings provided for the collection and enforcement of the judgments, orders and decrees of the circuit court shall apply to and be exercised by said civil court; provided, that in garnishment actions and actions governed by the provisions of subdivision 1 of section 14 of chapter 549 of the laws of 1909 as amended, it shall not be necessary to