

the secretary of state shall transmit to each county clerk a form of notice to be used by him under section 6.22, and also a form of the ballot to be used by him.

Approved July 8, 1943.

No. 60, S.]

[Published July 10, 1943.

### CHAPTER 487.

AN ACT to amend 40.34 (1) and (1m) and to create 40.34 (1a) of the statutes, relating to the transportation of school children. *The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 40.34 (1) and (1m) of the statutes are amended to read:

40.34 (1) The school district meeting may authorize the board to provide transportation for all the children of school age residing in the district *and enrolled in the elementary grades.* \* \* \*. The board \* \* \* *may* provide transportation to and from school for all school children residing in the district and over 2½ miles from the schoolhouse, in case of a common school and 4 miles in case of a union high school, *on its own order, by any of the following methods:*

- (a) *By contract with a common carrier;*
- (b) *By contract with the parent or guardian of the children to be transported or with other parties;*
- (c) *By contract with another school district;*
- (d) *By joint contract between 2 or more school districts and a third party, the third party being either an individual or a common carrier;*
- (e) *By the purchase and operation of a district owned vehicle operated by a competent driver employed by the school board in the name of the district;*
- (f) *By contract with a taxi company or companies.*

And if it fails to provide such transportation the parents may provide suitable transportation for their children, and shall be paid therefor by the district, at the rate of *not less than* twenty cents per day for the first child and ten cents per day for each additional child transported. \* \* \*

(1m) \* \* \* *PHYSICALLY DISABLED CHILDREN.*  
 Any district may provide transportation for \* \* \* *physically disabled* children to any elementary or secondary school regardless of distance, provided the request for such service is approved by the \* \* \* *state superintendent* before any reimbursement is made for service. State aid for such approved cases will be granted on the same basis as transportation of normal children. The approval of such cases shall be based on whether or not the child can walk to school with safety and comfort and whether he can carry the regular academic course. In the case of a \* \* \* *physically disabled* child, attendance of 120 days during the school year shall not be necessary in order to receive transportation aid, if the child's absence from school is due to illness or treatment.

SECTION 2. 40.34 (1a) of the statutes is created to read:

40.34 (1a) STATE AIDS FOR TRANSPORTATION. School districts which furnish transportation to and from school in accordance with subsection (1) shall be entitled to receive state aid on account of such transportation, at the rate of 10 cents per day, per child transported to and from school, whose residence is 2½ miles and less than 5 miles from the school in the district of residence; and at the rate of 15 cents per day, per child transported to and from school, whose residence is 5 miles or more from the school in the district of residence.

Approved July 9, 1943.

No. 372, S.]

[Published July 10, 1943.

### CHAPTER 488.

AN ACT to create 361.44 of the statutes, relating to arrests by peace officers; and providing penalties.

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

361.44 of the statutes is created to read:

361.44 ARREST; ARRAIGNMENT AND WITNESSES. (1) ARREST WITHOUT WARRANT. An arrest by a peace officer without a warrant for a misdemeanor is lawful whenever the officer has reasonable grounds to believe that the person to be arrested has