

(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

committed a misdemeanor and will not be apprehended unless immediately arrested or that further personal and property damage may likely be done unless immediately arrested.

(2) **ARREST UNDER WARRANT NOT IN OFFICER'S POSSESSION.** An arrest by a peace officer acting under a warrant is lawful even though the officer does not have the warrant in his possession at the time of the arrest, but, if the person arrested so requests, the warrant shall be shown to him as soon as practicable. An arrest may lawfully be made by a peace officer when advised by any other peace officer in the state that a warrant has been issued for the individual.

Approved July 9, 1943.

No. 392, S.]

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CHAPTER 489.

AN ACT to amend 84.06 (2) of the statutes, relating to bids and contracts for highway construction.

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

84.06 (2) of the statutes as amended by section 125 of chapter 334, laws of 1943 (bill No. 289, S.) is amended to read:

84.06 (2) All such highway improvements shall be executed by contract based on bids unless the commission finds that another method as provided in subsection (3), (4) or (5) would be more feasible and advantageous. Bids shall be advertised for in the manner determined by the commission, and the contract shall be awarded to the lowest competent and responsible bidder, unless his bid shall be found by the commission to be unreasonable, or if federal aid is to be utilized, shall be beyond the estimate approved by the proper federal authorities, in which event the contract shall be awarded to the next lowest competent and responsible bidder whose bid is not unreasonable or beyond such estimate; or all bids may be rejected and further bids may be advertised for by the commission. The commission shall, so far as reasonable, follow uniform methods of advertising for bids and may prescribe and require uniform forms of bids and contracts. The contract shall be entered into on behalf of the state by