

leaving. Whenever the superintendent deems it necessary he may segregate any person so committed. If any person so committed shall escape, the superintendent may take such lawful steps as he may deem necessary to secure his return. No provision of this subsection shall be construed as in any manner restricting or limiting the rights of persons as declared in section 147.19 (2).

Approved June 2, 1945.

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No. 194, S.]

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## CHAPTER 249.

AN ACT to amend 41.71 (1), (3) (a), (b) and (e), (5), (6) (a), (b), (c), (e) and (f), (7), (8), (9) (a) and (b), and 12 (a) and (b); and to repeal and recreate 41.71 (12) (c) and (d) of the statutes, relating to vocational rehabilitation.

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

SECTION 1. 41.71 (1), (3) (a), (b) and (e), (5), (6) (a), (b), (c), (e) and (f), (7), (8), (9) (a) and (b), and (12) (a) and (b) of the statutes are amended to read:

41.71 (1) The state of Wisconsin hereby assents to and accepts the provisions and benefits of the act of congress entitled "An act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employment," approved June 2, 1920, as amended. The state board of vocational and adult education shall co-operate with the \* \* \* *United States Office of Vocational Rehabilitation* to carry out the purposes of such act. The state treasurer is designated and appointed custodian of all moneys received by the state from appropriations made by the Congress of the United States under the authority of such act, and is authorized to receive and provide for the proper custody of same, and to make disbursements therefrom upon the order of the state board of vocational and adult education.

(3) (a) "*\* \* \* Handicapped person*" means any person who, by reason of a physical *or mental* defect or infirmity, whether congenital or acquired by accident, injury or disease, is or may be expected to be totally or partially incapacitated for remunerative occupation, and who may reasonably be expected

to be fit to engage in a remunerative occupation after \* \* \* receiving vocational rehabilitation \* \* \* service.

(b) "Rehabilitation" means the rendering of a \* \* \* handicapped person fit to engage in a remunerative occupation.

(e) "Homebound person" means one who, because of the severity of his physical or mental disabilities, is not expected to be able to compete with the able-bodied persons in normal employment.

(5) Any \* \* \* handicapped person who has been domiciled within the state for one year or more, or who resides in the state and shall so reside at the time of becoming \* \* \* handicapped, may apply to the board for advice and assistance relative to his rehabilitation.

(6) (a) Provide that all persons reporting or making application to it as \* \* \* handicapped shall be promptly visited by its agent or representative with a view of determining whether or not vocational rehabilitation is feasible; acquaint all such persons for whom vocational rehabilitation is feasible with the rehabilitation facilities afforded by the state and counsel them regarding the selection of a suitable vocation; register all such persons electing to take advantage of the benefits of rehabilitation offered and prescribe and provide such training as may be necessary to insure their vocational rehabilitation; maintain a record of all such persons, together with the measures taken for their rehabilitation; utilize in the rehabilitation of such persons such existing educational facilities of the state as may be advisable and practicable including public and private educational institutions, public and private establishments, plants or factories and the services of persons specially qualified for the instructing of \* \* \* handicapped persons.

(b) Promote and aid in the establishment of schools and classes for the rehabilitation of \* \* \* handicapped persons; supervise the training of such persons and confer with their relatives and other persons interested concerning any matter affecting their vocational rehabilitation.

(c) Aid \* \* \* handicapped persons in securing such employment as will facilitate their training or will be suitable to their condition and provide for the placement in suitable gainful occupation of persons completing courses of training provided by the board, including supervision for a reasonable time after placement.

(e) Procure and furnish at cost to \* \* \* handicapped persons artificial limbs and other orthopedic and prosthetic appliances, to be paid for in instalments, when such appliances cannot be otherwise provided. The proceeds of the sale thereof shall be paid to the state treasurer and shall be held by him in a special fund for the purpose of this paragraph. Payments from this fund shall be made at the direction of the board.

(f) Arrange for the physical or psychiatric examination of any person applying for or reported as needing rehabilitation \* \* \*; and arrange for such therapeutic treatment as may be necessary for rehabilitation of any \* \* \* handicapped person who registered with the board, except persons who are entitled to such treatment under the workmen's compensation law.

(7) The board may also provide maintenance cost during actual training for \* \* \* handicapped persons registered for rehabilitation, except persons entitled to maintenance under the workmen's compensation law; but when the payment of maintenance cost is authorized by the board, \* \* \* such maintenance payments to any one person shall not exceed \$400 in any fiscal year, unless an \* \* \* increased amount is granted by unanimous vote of the board.

(8) The industrial commission shall communicate to the board all reports made to the said commission of cases of injury to employees which in the opinion of the commission may render the persons injured \* \* \* handicapped; and shall co-operate with the board in carrying out the provisions of this section.

(9) (a) Co-operate with the board in arranging with all public and private hospitals, clinics and dispensaries, and with practicing physicians, to send to the board prompt and complete reports of any persons under treatment in such hospitals, clinics or dispensaries, or by such physicians, for any injury or disease that may render them \* \* \* handicapped.

(b) Arrange with health officers to send to the board prompt and complete reports of any persons who in the course of their official duties they find to be suffering from any injury or disease that may render them \* \* \* handicapped, if such persons have not already been reported.

(12) (a) The board shall provide such services as vocational training or instruction in crafts as may be practicable for severely \* \* \* handicapped persons 16 years of age or over, who cannot be inducted into the regular types of remunerative

employment, and who elect to take advantage of the benefits of the state services herein described. When deemed advisable and feasible, \* \* \* handicapped persons may be transported to a central place where classes or schools shall be provided for giving vocational training and instruction in the various crafts as will propitiate the rehabilitation of the individual.

(b) No vocational training or craft instruction shall be rendered to a homebound \* \* \* handicapped person whose disability may be of a progressive nature without a certificate from the regular physician certifying that such \* \* \* handicapped person can carry on such work without injurious results.

SECTION 2. 41.71 (12) (c) and (d) of the statutes are repealed and recreated to read:

41.71 (12) (c) The board shall aid the homecraft clients in the disposition of the finished products and shall utilize the facilities of such agencies both public and private in such manner as may be practical in providing ways and means of disposing of the products made by such handicapped homebound persons.

(d) When products are sold which are made by severely handicapped persons who are under the supervision of the state board of vocational and adult education, the cost of the raw material furnished such persons for use in fabricating products may be deducted from receipts which are obtained from the sale of such products. Such material cost refunds will be deposited by the state board of vocational and adult education in the general fund of the state treasury and are appropriated therefrom to the state board of vocational and adult education to be used in purchasing raw materials for severely handicapped persons who are under the supervision of the state board of vocational and adult education.

Approved June 2, 1945.