

No. 67, S.]

[Published April 7, 1951.

**CHAPTER 51.**

AN ACT to repeal 45.09 (2); to renumber and amend 45.09 (1); and to amend 20.036 (7) (f) and 45.37 (2) (e), (d), (h) and (7) and to create 45.37 (3a) of the statutes, relating to the Grand Army Home for Veterans at King.

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

SECTION 1. 20.036 (7) (f) of the statutes is amended to read:

20.036 (7) (f) Annually beginning July 1, 1943, for a period of \* \* \* 20 years, all moneys received by the state from the federal government as aid for veterans of any war or military expedition of the United States who have been admitted to and are cared for at the Grand Army Home for Veterans as a nonlapsible appropriation, to be used by the department exclusively for the erection of a modern building or buildings or adequate housing facilities, inclusive of such other land as may be necessary therefor, and equipment at said home to replace the present inadequate and dangerous housing accommodations. Of this there is allotted \$1,200 for the purchase of land to be used for cemetery purposes.

SECTION 2. 45.09 (1) of the statutes is renumbered 45.37 (9) and amended to read:

45.37 (9) The \* \* \* *commandant and employes designated by him may* summarily arrest all persons within or upon the grounds of said institution who \* \* \* *are* guilty of any offense against the laws of the state of Wisconsin or the rules and regulations governing said home; \* \* \* and for such \* \* \* *purpose the commandant and his deputies* have all the power \* \* \* of \* \* \* constables.

SECTION 3. 45.09 (2) of the statutes is repealed.

SECTION 4. 45.37 (2) (e), (d) and (h) of the statutes are amended to read:

45.37 (2) (e) The widows of those veterans who, if living, would be qualified under paragraph (a) who were married to and living with their veteran husbands not less than 10 years immediately prior to death; who have not remarried; *who at the date of application are 50 years of age or over; who have resided in Wisconsin continuously for the 10 years next preceding the date of application;* who are physically disabled; who are unable adequately to care for themselves and lack adequate means of support. Widows who were married to and living with the veteran at the time he entered service with the armed forces, if otherwise eligible, shall be considered eligible if such marriage was terminated before 10 years by the death of the veteran while in service or as the result of physical disabilities incurred during such service.

(d) The widowed mothers of veterans whether living or dead, qualified for membership under paragraph (a), when such widowed mothers have reached the age of 60 years, *have resided in Wisconsin continuously for the 10 years next preceding the date of application,* and are physically disabled, are unable adequately to care for themselves, and lack adequate means of support.

(h) \* \* \* *Each member* of the home, regardless of \* \* \* *the date of his admission,* shall pay the following portions of \* \* \* *his annual income* into the general fund of the state. *If husband and wife are both members their incomes shall be combined before applying the rates.*

| INCOME BRACKETS            | RATES        |
|----------------------------|--------------|
| 1st \$120 .....            | none         |
| 2nd \$120 .....            | none         |
| 3rd \$120 .....            | 40 per cent  |
| 4th \$120 .....            | 50 per cent  |
| 5th \$120 .....            | 60 per cent  |
| 6th \$120 .....            | 70 per cent  |
| 7th \$120 .....            | 75 per cent  |
| All remaining income ..... | 100 per cent |

Payments of the amounts indicated above shall be made at such time and in such amounts as the board of the department shall provide by rule or regulation. The department may remit not to exceed \$10 monthly from the payments required of each married veteran for the personal use of his wife while she is a member of the home. The department may remit such sums monthly as it deems necessary for the care of nonmember dependents of a member. "Income" as used in this section, shall include, without limitation by enumeration, all pensions from state, federal or private sources, annuities, social security payments and recurrent insurance payments from state, federal and private sources but shall not include wages, salary or payment to a member for services rendered to the home as an employe thereof.

SECTION 4a. 45.37 (3a) of the statutes is created to read:

45.37 (3a) If a member of the home shall die leaving at the home cash or other personal property of a value not exceeding \$500, the commandant of the home may turn over such property or its proceeds to the state treasurer for the sole use and benefit of the home, without administration, subject to refund within 6 years to any creditor or legal dependent who shall establish his right to the fund or property or any portion thereof. The attorney general upon being satisfied that a claim out of such funds or property is legal and valid may certify the same to the state treasurer and the treasurer shall satisfy the same.

SECTION 5. 45.37 (7) of the statutes is amended to read:

45.37 (7) Burial shall be provided in the cemetery of the home for any wife, widow or mother of an honorably discharged veteran of any branch of the military forces of the United States who was engaged in any of its wars, where such wife, widow or mother at the time of her death was a member of the home *or if not a member where she within 6 months of the veteran's death applies to the department for permission to be buried at the home at her own expense. Permission shall be given by the department for a period of one year from date of granting, but may be extended, on her request, for additional one year periods.* All expenses incident to the burial at the home of a \* \* \* member shall be paid from the estate of the decedent, except that if there is no estate or the estate is insufficient, the expense of burial, or necessary part thereof, shall be paid from the appropriation made by section 20.036 (7) (a) and the amount expended therefor shall not exceed the amount therein specified.

Approved April 5, 1951.

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