

## CHAPTER 235.

[Published April 13, 1861.]

AN ACT to repeal Section four of Chapter two hundred and forty of the General Laws of 1860, entitled "An act to establish an Official State Paper."

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

SECTION 1. Section four of chapter two hundred and forty of the general laws of 1860, is hereby repealed. <sup>Repeal.</sup>

SECTION 2. This act shall take effect and be in force from and after its passage.

Approved April 12, 1861.

## CHAPTER 236.

[Published April 18, 1861.]

AN ACT for the government and management of the State Reform School, and to repeal Chapter 189 of the Revised Statutes, entitled "Of the House of Refuge."

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

SECTION 1. The state reform school at Waukesha, in the county of Waukesha, shall be the place of confinement and instruction of all male children under the age of fifteen years, and of all female children under the age of fourteen years, who shall be legally committed to the state reform school as vagrants, or on conviction for any criminal offense, by any court having competent authority to make such commitment; <sup>Convicts under certain ages to be confined in state reform school.</sup>

SECTION 2. From and after the first day of May, one thousand eight hundred and sixty-one, the superintendent of the state reform school shall charge to each of the several counties in this state, in a book provided by him for that purpose, the sum of one dollar per week for the care and maintenance of each person remaining in said state reform school, or who may thereafter be received into said state reform school, <sup>How charges to be paid.</sup>

from each of such counties respectively; and each of such counties shall be required to pay to the treasurer of said school such aggregate amount as shall be charged to such county for the purposes aforesaid, at such times and in such manner as is hereinafter provided: *provided*, that the costs of original commitment of such person to said state reform school shall be chargeable to the county from which the person committed to said school is sent; and *provided, further*, that it shall be the duty of the superintendent of said state reform school to procure the arrest and return of any person escaping therefrom; and it shall also be the duty of any justice of the peace, marshal or constable, upon information of such escape, to arrest and return any such fugitive as above mentioned; the costs being chargeable to the county from whence such escaping person was originally sent.

**SECTION 3.** The superintendent of said state reform school shall quarterly make out and transmit to the clerk of the board of supervisors of each of the several counties, an account, setting forth the amount which may then be due from such county for the quarter immediately preceding; which account shall set forth the name of each person for whom such account is rendered, the number of weeks such person has been in such school during said quarter, and the amount charged for each of such persons respectively; and such account shall be certified by the said superintendent to be correct as therein stated. It shall be the duty of the clerk of the board of supervisors of each of the several counties in this state, immediately upon the receipt of such account from said superintendent, to draw and deliver to said superintendent an order on the county treasury in favor of the treasurer of said school, for the amount so charged against such county by said superintendent.

**SECTION 4.** It shall be the duty of the treasurer of said state reform school to collect all such amounts as may be charged to the several counties, and report as aforesaid; and the said treasurer shall enter to the credit of the said reform school, the amount thus collected and received from the counties; and such funds shall be used in defraying the current expenses for the support of the said reform school. The said treasurer shall set forth, in detail, all sums received by him from

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Duty of officers.

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each of the several counties, in his annual report to the board of trustees of the said school; and such report shall be appended by the said board to their annual report.

SECTION 5. It shall be the duty of the treasurer of the state reform school, on or before the first day of October, one thousand eight hundred and sixty-two, and annually thereafter, to report to the secretary of state, for the purpose mentioned in this act, in all cases where counties have neglected or refused to pay the same, as by this act required; and the secretary of state shall add the amount due from any such county to the state tax apportioned to such county; and such money shall be collected and paid into the state treasury for the use of the said state reform school. In all cases when any such amount due from any county has been put into the state tax assessed against such county, the clerk of the board of supervisors shall levy the same on the property of the county, in conjunction with the state tax apportioned to such county, to be collected in like manner and with the other state taxes. And whenever such tax shall have been levied and collected, the superintendent of the said state reform school shall, in each such case, balance the account on which the same was based.

SECTION 6. The state reform school shall be under the control and management of the board of managers heretofore appointed by the governor, and who may hereafter be appointed by the governor to fill any vacancies that may occur in said board. The terms of office of the persons hereafter appointed, except when the appointment is for an unexpired term, shall commence on the first Tuesday of March, and shall continue for three years. The board shall be divided into three classes, so that the term of office of one class shall expire in each year.

SECTION 7. Such managers shall have power to make rules, regulations, ordinances and by-laws for the government, discipline and management of the state reform school, and the inmates thereof, as to them may seem just and proper: *provided*, that such rules and by-laws shall be in accordance with the constitution of this state and the constitution of the United States; and they shall have power to place the children committed to their care, during the minority of said

If counties refuse to pay, am't to be added to their state tax.

How collected.

Control of school.

Powers of managers.

children, at such employments, and cause them to be instructed in such branches of useful knowledge, as shall be suited to their years and capacities; and they shall have power in their discretion to bind out the said children, with their consent or the consent of their parents or guardians, if they have any, as apprentices or servants during their minority, to such persons and at such places, to learn such proper trades and employments, as in their judgments will be most for their reformation and amendment, and the future benefit of such children: *provided*, that the charge and power of said managers upon and over the said children shall not extend, in the case of females, beyond the age of eighteen years; *and provided, also*, that the religious opinions of the inmates shall not be interfered with.

Superintendent. SECTION 8. The said managers shall appoint a superintendent of said state reform school and such officers as they may deem necessary for the interest of the institution, with a view to the accomplishment of the object of its establishment and economy of its management; and the said managers shall make out a detailed report to the governor of the performance of their duty, on or before the tenth day of October in each year, which report shall contain a statement of the number of persons in the school at the commencement of the year, the number received during the year, and what disposition was made of them or of any that may have been in the institution at the commencement of the year, together with all such facts and statements as they may deem necessary to communicate; which report shall be laid before the legislature by the governor.

Annual report.

Application of statutes. SECTION 9. All and singular the provisions contained in the chapter of the revised statutes entitled "Of masters and apprentices," shall apply to the apprentices and servants, and the persons to whom they shall be bound under and by virtue of this act; and every minor so bound and the officers binding him and his master, shall be subject to all the provisions of said chapter.

Vagrants, &c.—discretion of justices.

SECTION 10. The courts and several magistrates in any county in the state may, in their discretion, sentence to the state reform school any such male or female who may be convicted before them as a vagrant, or of any petit larceny or misdemeanor; and the several courts may also, in their discretion, send to said

state reform school any such male or female who may be convicted before them of any offence which, under the existing laws, would be punishable by imprisonment in the state prison: *provided*, in all cases, the term of commitment shall not be less, in the case of males, than to the age of twenty-one years, and in the case of females, than to the age of eighteen years. Proviso.

SECTION 11. The managers of the state reform school shall have power, in their descretion, to restore any person duly committed to said school, to the care of his or her parents or guardian before the expiration of their minority, if in their judgment it would be most for the future benefit and advantage of such person. Restoration to parents or guardians.

SECTION 12. The courts and several magistrates in any county in the state shall also have power to commit to the state reform school any male or female child, under the ages specified in section one of this act, upon complaint and due proof made to said court or magistrate by the parent or guardian of such child, that by reason of incorrible or vicious conduct, such child is beyond the control and power of such parent or guardian, and that a due regard for the morals and future welfare of such child manifestly require that he or she should be committed to the guardianship of the managers of said state reform school. Vicious children.

SECTION 13. The governor shall visit the state reform school once at least in each year, and make such suggestions in regard to the management, government and discipline of the institution as he may deem for the interest of the same. Governor to visit school.

SECTION 14. Chapter 189 of the revised statutes, entitled "Of the house of refuge," and all other acts or parts of acts inconsistent with the provisions of this act, are hereby repealed. Repeal.

SECTION 15. This act shall take effect and be in force from and after its passage.

Approved April 13, 1861.