

to take testimony, to make findings, and to report such findings to the county board of supervisors of such county.

Approved July 8, 1947.

No. 392, S.]

[Published July 12, 1947.]

### CHAPTER 379.

AN ACT to renumber 47.07 to be 41.76; to renumber and revise 47.01 to 47.04; to revise 47.05, 47.06 and 47.09; to repeal and recreate 20.17 (18), and to create 47.01, 47.02, 47.08 and 47.10 of the statutes, relating to the education, rehabilitation and relief of blind and deaf persons.

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

SECTION 1. The title to chapter 47 of the statutes shall read:

#### CHAPTER 47.

#### REHABILITATION AND RELIEF OF BLIND AND DEAF PERSONS

SECTION 2. 47.01 is renumbered and revised to read:

41.72 RESIDENTIAL SCHOOLS FOR THE VISUALLY HANDICAPPED AND THE DEAF. (1) The object of the Wisconsin school for the visually handicapped and the Wisconsin school for the deaf is to afford the visually handicapped and the deaf a practical education and physical rehabilitation which may aid them to make a living, discharge their duties as citizens, and secure to them all possible happiness. The state superintendent may grant approval for the maintenance of a summer school at either or both schools whenever it will be to the advantage of deaf or blind persons.

(2) All of the functions, powers and duties relating to such schools are vested in the state superintendent of public instruction.

(3) As used in this chapter, blind includes persons visually handicapped, as determined by competent medical authority, with the approval of the state superintendent of public instruction; and deaf includes persons who because of some pathological or functional cause cannot attain proficiency in speech without special instruction and training.

SECTION 3. 47.02 is renumbered and revised to read:

**41.73 ADMISSION TO SCHOOLS; TUITION; SCHOOL YEAR; DEGREES; DIPLOMAS.** All the blind and the deaf residents of this state between the ages of 6 and 21, capable of receiving instruction, shall be received and taught in said schools free of charge. There is no age limitation on summer school admissions. Like nonresident pupils may also be received upon payment, in advance, of the fees fixed by the state superintendent at an amount not less than \$75 per month. All pupils shall equally and freely enjoy the benefits and privileges of the school and have the use of the library and books of instruction and receive board, lodging and washing, without discrimination. The steward of the school may provide transportation for resident indigent pupils. The state superintendent may also admit pupils over 21 years of age upon the recommendation of the director of public welfare or director of adult and vocational education, or upon that of the superintendent of the school to which the pupil is to be assigned, upon the payment of fees fixed by the state superintendent. All fees shall be deposited in the state treasury and be credited to the general fund. No nonresident shall be received to the exclusion of a resident pupil.

(2) The state superintendent may fix the period of the school year at not less than 38 weeks; prescribe the school terms; and confer diplomas upon meritorious pupils who have completed the prescribed curricula.

(3) The state superintendent may provide for the education of deaf-blind children of suitable capacity to receive instruction either in a special class for that purpose outside the state or in a special class to be established within the state whenever there is a sufficient number of deaf-blind children to warrant the establishment of such class. The cost of such education shall be charged to the appropriation in section 20.21 (9a).

(4) The state superintendent may arrange for vocational or trade training for any pupil qualified to take such training advantageously in either of such state schools, in either the high school or vocational school or a private business establishment in Janesville or Delavan. The high school and the vocational school shall be paid the regular tuition for full-time attendance and pro rata for part-time attendance out of the appropriation in section 20.21 (9a).

(5) The state superintendent may arrange for otological or

ophthalmic examination of any pupil or prospective pupil of such schools; and said examination shall be paid for out of the appropriation in section 20.21 (9a).

(6) The state superintendent may apply to the board of regents of the university of Wisconsin for the admission to the Wisconsin general hospital of any pupil in such schools. His application shall be accompanied by the report of a physician appointed by the school superintendent and in the same form as reports of other physicians for admission of patients to such hospital.

(7) The net cost of such hospital treatment shall be at the rate charged to counties for county patients and shall be chargeable one-half to the appropriation for operating the patient's school and one-half to the state. The state superintendent may likewise authorize payment of the expense of transporting patients to and from the hospital. Payments for the treatment shall be made by him to the university regents for the half chargeable to the operation fund of the school and the other half shall be paid as provided in section 142.08 (1). Funds collected by him on account of such hospitalization shall be deposited one-half in the general fund of the state, and one-half in the appropriation made by section 20.21 (9a) for the school concerned.

(8) The state superintendent may arrange for visits by members of the staff of either school to other public schools or to families of blind or deaf children whenever it appears to him that such visits will be of advantage to blind or deaf children.

(9) The state superintendent may set aside a sum not in excess of \$3,000 annually out of appropriations made to such schools to be used to defray the expenses of readers for blind or deaf pupils between the ages of 16 and 21 enrolled in any public high school or vocational school in the state. The amount of aid to one pupil shall not exceed \$125 per year. This aid shall not be granted to any student unless the director of the bureau for handicapped children and the superintendent of the school for the visually handicapped or of the school for the deaf (according as the child is blind or deaf) agree that it is best for said student to attend such vocational or high school.

SECTION 4. 47.03 is renumbered and revised to read:

41.74 COMPULSORY EDUCATION OF BLIND AND DEAF PERSONS. If it appears, by affidavit, to any county or municipi-

pal judge that any blind or deaf child between the ages of 6 and 21 is deprived of a suitable education by the failure of the person having the care and custody of the child, the judge shall order such person to bring the child before him; and if the material allegations of the affidavit are denied he shall subpoena witnesses and hear testimony. If the allegations are admitted or established, the judge may order the child sent to the school for the visually handicapped or for the deaf or to some class or other school for instruction; but such order shall not make a direct charge for such class or school against any county.

SECTION 5. 47.04 is renumbered and revised to read:

41.75 LIBRARY FOR BLIND PERSONS. Embossed, clear type or large type books, talking book machines and talking book records acquired by the school for the visually handicapped constitute a circulating library for the blind. It shall be kept at the school and be in charge of its superintendent. All blind citizens of the state may use such books upon compliance with regulations made by the superintendent and approved by the state superintendent.

SECTION 6. 47.01 is created to read:

47.01 DEFINITION OF BLIND. As used in this chapter, blind includes persons visually handicapped, as determined by competent medical authority, with the approval of the department.

SECTION 7. 47.02 is created to read:

47.02 FARMS AT SCHOOLS FOR VISUALLY HANDICAPPED AND DEAF. The department shall administer the farms connected with the Wisconsin school for the visually handicapped and the Wisconsin school for the deaf. Farm receipts shall be credited and farm expenditures shall be charged to the appropriation of the department.

SECTION 8. 47.05 is revised to read:

47.05 DIVISION FOR THE BLIND. (1) CREATION. A division for the blind is established in the department of public welfare.

(2) DUTIES. The division shall:

(a) Visit the blind in their homes; investigate their living conditions and home surroundings; give them such instruction and assistance as seems likely to improve their condition, increase their happiness, and make them more useful, self-respecting and self-supporting citizens.

(b) Keep a record showing the cause of their blindness, their physical, mental and financial condition, their capacity for educational and industrial training, and such other facts as seem proper and valuable.

(c) Ameliorate the condition of the aged or helpless blind by promoting visits to their homes for the purpose of instruction and by other methods.

(d) Provide vocational rehabilitation services to blind persons determined by the division to be eligible therefor.

(e) Study the causes of blindness, learn what proportion of these cases were preventable, and co-operate with the state board of health in adopting and enforcing preventive measures.

(f) Supply the county authorities with information which may assist in the administration of aid to blind persons.

(g) Assist the blind in obtaining employment, and for that purpose it may establish an employment agency.

(h) Maintain schools for industrial training and workshops for the employment of blind persons, pay the employes suitable wages and devise means for the distribution of their products. It may provide or pay for temporary lodging and support for pupils or workmen received at such schools and workshops.

(i) Maintain a trade bureau to supply raw materials to the blind at cost and dispose of the finished products by co-operative marketing.

(3) WORKSHOPS. The department shall lease buildings or apartments for workshops and provide them with heat and light and water. The rent and the cost of heat, light and water shall be paid by the state. The department may furnish to workmen in the workshops a limited amount of materials and tools required for their employment.

SECTION 9. 47.06 is revised to read:

47.06 TRAINEES; WORKSHOP AND SCHOOLS; TRANSPORTATION; BOARD. The division may, with the approval of the department, provide means of instruction in a workshop or school to any blind residents of the state who desire to learn a trade; and may provide for or make a reasonable allowance, under the rules and regulations of the division, for the board of indigent blind persons attending the workshop who are not residents of the city of Milwaukee, for a reasonable time so as to enable them to learn a trade and become self-supporting. The division may also provide means of transportation from any point within the

state for any indigent blind person who is a resident of the state and who desires to avail himself of the privileges of the workshop, schools, and other facilities and services of the division.

SECTION 10. 47.07 is renumbered 41.76.

SECTION 11. 47.08 is created to read:

47.08 BUSINESS ENTERPRISES PROGRAM; CONCESSIONS AND STANDS. The division, with the approval of the department, shall be authorized to establish a business enterprises program for the blind. In connection therewith, the division shall be authorized to own, lease, manage, supervise and operate vending stands and other business enterprises for the use or benefit of blind persons in federal, state, private and other buildings. The share of the supervisory and other expenses of this program to be charged to each enterprise shall not exceed 3 per cent of the gross receipts of such enterprise. In other than federal buildings, the ultimate objective of this program shall be to enable blind persons to own and operate their own business enterprises. To this end whenever the blind person shall be able to pay for his equipment and stock, the division shall sell it to him at depreciated cost. The contract between the division and the blind purchaser shall stipulate that, in the event of a subsequent resale, the division shall have the option of repurchasing the enterprise, together with all its assets, at a valuation to be fixed by arbitration.

SECTION 12. 47.09 is revised to read:

47.09 STATE CONCESSIONS; BLIND PERSONS. The concession stands in the state capitol and in the state office building shall be leased to and operated by blind persons chosen and supervised by the department. The lessees shall have the right to purchase the stock and equipment on the terms which are set forth in section 47.08, and to operate them independently. The contract of sale between the division and the lessee shall stipulate that, in the event of a subsequent resale, the department shall have the option of repurchasing the enterprise, together with all its assets, at a valuation to be fixed by arbitration. It shall further stipulate that if, at the expiration of any term of lease, the lessor shall consider the blind lessee to be unsatisfactory, the latter shall resell to the department, the price to be fixed by arbitration. In such event, the department shall select another blind operator as lessee.

SECTION 13. 47.10 is created to read:

47.10 CO-OPERATION WITH FEDERAL GOVERNMENT. The department, through the division, shall co-operate, pursuant to agreements, with the federal government in carrying out the purposes of any federal statutes pertaining to vocational rehabilitation of the blind and is authorized to adopt such methods of administration as are found by the federal government to be necessary for the proper and efficient operation of such agreements or plans for vocational rehabilitation of the blind and to comply with such conditions as may be necessary to secure the full benefits of such federal statutes.

SECTION 14. 20.17 (18) is repealed and recreated to read:

20.17 (18) REVOLVING APPROPRIATION. For the division for the blind for the operation of the Wisconsin workshop for the blind on July 1, 1925, \$10,000 and from time to time sums equal in amount to the moneys derived from the sale of products by the division through the workshop, or the operation of business enterprises and home work in accordance with the provisions of sections 47.01 to 47.10.

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### CHAPTER 380.

AN ACT to create 66.315 of the statutes, relating to compensation of police officers when required to act outside of municipality.

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

66.315 of the statutes is created to read:

66.315 PEACE OFFICERS; COMPENSATION WHEN ACTING OUTSIDE OWN MUNICIPALITY. (1) Any chief of police or other peace officer of any city, village or town, who shall be required by command of the governor, sheriff or other superior authority to maintain the peace or to perform police or peace duties outside territorial limits of the city, village or town where employed as such officer, shall be entitled to the same wage, salary, pension, workmen's compensation, and all other service rights for such service as for service rendered within the limits of the city, village or town where regularly employed.