

No. 280, S.]

[Published July 3, 1943.]

CHAPTER 437.

AN ACT to amend 49.10 of the statutes, relating to the recovery of public charges against indigent inmates and patients and to the bar of such recovery.

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

49.10 is amended to read:

49.10 PROPERTY OF INDIGENT CHARGEABLE; RECOVERY; STATUTES OF LIMITATION. If any person at the time of receiving any relief, support or maintenance at public charge, under this chapter or as an inmate of any county or municipal institution in which the state is not chargeable with all or a part of the inmate's maintenance or as a tuberculosis patient provided for in chapter 50 and subsection (2) of section 58.06, or at any time thereafter, is the owner of property, the authorities charged with the care of the poor of the municipality, or the board in charge of the institution, chargeable with such relief, support or maintenance may sue for and collect the value of the same against such person and against his estate. In any such action or proceeding the statutes of limitation shall not be pleaded in defense, *except that nothing contained herein shall be construed to eliminate the bar of the nonclaim statute (section 313.08)*; but the court may, in its discretion, refuse to render judgment or allow the claim in favor of the claimant in any case where a parent, wife or child is dependent on such property for future support. The records kept by the municipality or institution for the purpose of showing the names and value of the relief, support and maintenance furnished shall be prima facie evidence.

Approved July 1, 1943.