

No. 232, S.]

[Published June 21, 1905.]

CHAPTER 416.

AN ACT to amend chapter 47 of the statutes of 1898, entitled "Of the registration of marriages, births, deaths and accidents", and to amend sundry other statutes relating to the same matter, and making an appropriation therefor.

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

Registration of marriages, births, deaths and accidents.

SECTION 1. Section 1026 of the statutes of 1898 is hereby amended by striking out all of said section after the word "treasury" in the twenty-fourth line thereof, and inserting in lieu of the portion so stricken out the following: Every such register shall quarterly in the months of January, April, July and October in each year transmit upon suitable blanks to be provided by the state board of health, a copy of the record of such marriages, births, deaths and accidents, duly certified by him, to the state board of health, and the secretary of the state board of health shall file and record the same, and the state board of health shall tabulate the same in such form as may enable the said board to study the same. So that when amended the said section shall read as follows: Section 1026. Each register of deeds shall record in such books and in the proper blanks and shall file in his office all certificates of marriages, births, deaths *and accidents* returned to him pursuant to law; and he shall keep a general index to all such records in a separate book, in which he shall enter in alphabetical order the name, the page of the record and the date of the marriage, birth, death *or accident* of each person therein recorded. Each such register shall annually, at least six and not more than fifteen days prior to the annual meeting of the county board, make and file with the county clerk, on suitable blanks to be furnished by the latter, a sworn statement showing and giving the names of all physicians or other persons mentioned in the first lines of section 1023 and 1024, and following the name of such persons the number of the births, deaths *and accidents* reported by each during the year next preceding for which the county shall have become liable for fees mentioned in section 1024 shall be given, and the total amount due each from the county. Such statement shall

be laid before the county board by said clerk and shall be *prima facie** evidence of the claim of the *person* named, and the county board shall audit such claim and direct orders to be issued therefor; and if any person in whose favor any such order is drawn shall not call for the same within two years from the time the county board audited his account, he shall be deemed to have waived his right to any compensation for his services and the county board shall cancel such order. Every register of deeds, as a compensation for his services in making such statement to the county clerk, shall receive for each birth, death or accident therein reported, two cents, to be paid out of the county treasury. *Every* such register shall *quarterly in the months of January, April, July and October in each year*, transmit upon suitable blanks to be *provided by the state board of health*, a copy of the record of such marriages, births, deaths and accidents, duly certified by him, to the *state board of health*, and the *secretary of the state board of health* shall file and record the same, and the *state board of health* shall *tabulate the same in such form as may enable the said board to study the same*, * * *.

Appropriation for securing vital statistics. SECTION 2. There shall be annually appropriated to said state board of health, in addition to other appropriations provided by law, the sum of three thousand dollars, or so much thereof as may be necessary, to be paid on the certificate of the president and secretary of said state board of health, to enable the said state board of health to procure the necessary clerical assistance to properly classify, tabulate and study such vital statistics.

Register of deeds to forfeit for neglect. SECTION 3. Every register of deeds who shall fail or neglect to transmit to the state board of health such copies of record as are provided for in section 1 hereof, shall incur a forfeiture of the sum of two hundred and fifty dollars (\$250.00) for each such failure, which shall be sued for by the district attorney of the county of which such register may be an officer, under the direction of the state board of health.

Superintendent of vital statistics. SECTION 4. Section 1409 of the statutes of 1898 is amended by striking out all in said section after the word "board" in the ninth line thereof and inserting in lieu of the portion so stricken out the following: He shall also be superintendent of vital statistics under the direction of the state board of health and shall collect the statistics

*Printed in italics in the enrolled act.

of marriages, births, deaths and accidents and shall biennially prepare and publish such report thereof as may be determined by said board to be important or useful. So that said section when amended shall read as follows: Section 1409. The secretary shall be the executive officer of the board; he shall keep a record of its transactions and have the custody of its books, papers, and all other property. He shall so far as practicable communicate with other similar state boards, and local boards of health within this state and file and keep all reports of correspondence; he shall prepare and distribute to local boards blank forms and instructions as may be necessary, and collect all such information and statistics as concern the work of the board and perform all other duties which may be prescribed by law or the by-laws of the board. He shall also be superintendent of vital statistics and under the direction of the *state board of health* shall collect the statistics of marriages, births, deaths and accidents and shall biennially prepare and publish such report thereof as may be determined by said board to be important or useful.

Fees of register of deeds. SECTION 5. Section 764 of the statutes of 1898 relating to the fees of the register of deeds is amended by striking out the subdivision thereof, reading as follows: "For registering any marriage, birth or death, twenty-five cents, and for copy thereof certified to the secretary of state, ten cents, to be paid by the county in cases wherein the certificates or proof of such marriage, birth or death is presented for registration within one year after its occurrence; but otherwise to be paid by party procuring the registration" and insert in lieu of the portion so stricken out the following: *For registering any marriage, birth, death or accident, twenty-five cents, and for copy thereof certified to the state board of health, ten cents, to be paid by the county in cases where the certificates or proof of such marriage, birth, death or accident is presented for registration within one year after its occurrence; but otherwise to be paid by the party procuring the registration.*

Fees. SECTION 6. Section 764a of the statutes of 1898 is amended by striking out subdivision thereof as follows: "For registering any marriage, birth or death, twenty cents, and for copy thereof certified to the secretary of state, seven cents, to be paid by the county in cases wherein the certificates or proof of such marriage, birth or death is presented for registration within one year after its occurrence, but otherwise to be paid

by the party procuring the registration," and inserting in lieu of the portion so stricken out, the following: *For registering any marriage, birth, death or accident, twenty cents and for copy thereof certified to the state board of health, seven cents, to be paid by the county in cases where certificates or proof of such marriage, birth, death or accident is presented for registration within one year after its occurrence, but otherwise to be paid by the party procuring the registration.*

Physicians to report accidents. SECTION 7. It shall be the duty of any physician to report any accident to any person whom he is called upon to care for professionally when such person is thereby incapacitated for pursuing his usual vocation for a period of at least two weeks. The cause, nature, and results of such accident, the place where and the condition of the person at the time it occurred shall be fully described in the report of such physician. The returns of such accident shall be made by the physician and by the public officer, and the fees therefor and the penalties for non-compliance on the part of either the physician or the public officer, shall be the same as in cases of births and deaths.

Vital statistics, where kept. SECTION 8. The vital statistics records shall be kept in the state capitol, and it shall be the duty of the superintendent of public property to provide suitable vault room for that purpose together with an office for the secretary of the state board of health.

Fees for clergymen. SECTION 9. Section 1022 of the statutes of 1898 is hereby amended by adding after the word "contracted" in the 12th line thereof, the following: and shall receive for each such certificate so returned, twenty-five cents, the said fees to be audited and paid out of the county treasury on an itemized account in accordance with the provisions of section 1026; but no duplicates shall be counted in computing such fees, so that said section when so amended shall read as follows:

Section 1022. Every person or society authorized by law to solemnize marriages, by or before whom any marriage may be solemnized or contracted, shall at once make a record of the same in a book therefor, which shall contain, as far as the same can be ascertained, the full name of the husband, his occupation, place of birth and residence, full name of wife previous to marriage, names of parents of husband and of wife, the color of the parties, the time and place when and where and ceremony

by which such marriage was contracted, and if solemnized by any clergyman or other person, his place of residence; and shall, within thirty days after such marriage, return the same facts in the form of a certificate, duly signed and dated, to the register of deeds of the county in which such marriage was contracted; and shall receive for each such certificate so returned, twenty-five cents, the said fees to be audited and paid out of the county treasury on an itemized account in accordance with the provisions of section 1026; but no duplicates shall be counted in computing such fees; and if he shall neglect to return the same as above provided he shall forfeit for every such neglect not less than twenty-five nor more than one hundred dollars; provided, that action therefor shall have been commenced before such certificate of marriage shall have been actually delivered to the register of deeds of the proper county.

SECTION 10. This act shall take effect and be in force from and after its passage and publication.

Approved June 17, 1905.

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CHAPTER 417.

AN ACT to amend section 486a of statutes of 1898 as amended by chapter 272 of the laws of 1899, relating to the selection of books for township libraries.

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

Township library fund; lists of books; purchase and distribution. SECTION 1. Section 486a as amended by chapter 272 of laws of 1899 is hereby amended to read as follows: Section 4862a.* *The treasurer of every county in this state shall withhold annually from the apportionment received from the school fund, or other income for school districts, an amount equal to ten cents per capita for each person of school age residing in the county, said money to be expended for the purchase of library*

*Entire section rewritten.