

No. 817, A.]

[Published May 23, 1907.]

**CHAPTER 128.**

AN ACT to amend sections 578, as amended, and 579a, statutes of 1898, and to create sections 579m and 579n, statutes of 1898, relating to education of the deaf and dumb.

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

SECTION 1. Section 578, statutes of 1898, as amended by chapter 86, laws of 1903, is amended to read:

\* \* \* \* \*

SECTION 2. Section 579a, as created by chapter 422, laws of 1901, is amended to read:

\* \* \* \* \*

There are added to the statutes of 1898, two new sections to read: (Section 579m and 579n).

\* \* \* \* \*

Approved May 22, 1907.

(In effect July 1, 1907.)

No. 27, S.]

[Published May, 23, 1907.]

**CHAPTER 129.**

AN ACT to amend section 1275, statutes of 1898, relating to the laying out of a highway to land excluded therefrom.

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

SECTION 1. Section 1275 of the statutes of 1898 is amended to read as follows:

\* \* \* \* \*

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

Approved May, 23, 1907.

*in any city or village.* If the judge shall find, as the result of such examination, that such child is dependent or neglected he shall cause it to be examined by the county physician if there be one, and if there is none, by a respectable practicing physician. If such physician shall certify in writing that he is of the opinion that the child examined by him is of sound mind, and is not affected by any chronic or contagious disease, and had not been exposed to any contagious disease within fifteen days previous to his examination, and verify such opinion by his affidavit, which shall be attached thereto and filed in the judge's office, such judge shall make a written finding of facts which shall be entered in the proper record book of the county court.

*c.* A certified copy of such finding and a statement of the facts ascertained as to the age of the child, the names and residence of its parents and their postoffice address the name of the institution or other place in which the child has been maintained, and the length of time such maintenance has been continued, with a copy of the certificate of the physician, shall be delivered with the child at the state public school.

*d.* The proceedings provided for by this section may include two or more children, all of whom may be named in the same application, order and certificate.

(Ch. 82, 1907.)

**Feeble minded: transfers from home to county asylums.**

SECTION 573j—1. Whenever any person shall be committed, under chapter 30b, of the statutes and the amendments thereto, to the home for the feeble minded maintained by the state, and such home shall be filled to its capacity, the board of control may transfer such person to the county asylum of the county in which such person last resided.

(Ch. 507, 1907.)

**Feeble-minded: state aid to counties.** SECTION 573j—2. Whenever any person shall be transferred by the board of control to the asylum of any county as provided in section 573j—1, the state shall provide the same aid as is now provided in section 599, of the statutes, relating to care of the chronic insane.

(Ch. 507, 1907.)

**Schools for the deaf; state aid.** SECTION 578. 1. Upon application by the board of education of any village or city,

made to the state superintendent, he may \* \* \* grant permission to such city or village to establish and maintain within its corporate limits one or more schools for the instruction of deaf \* \* \* persons who are residents of this state.

2. The board of education of any village or city which shall maintain one or more such schools shall, through its clerk or secretary report to \* \* \* the state superintendent \* \* \* annually, and oftener if \* \* \* he so direct, such facts \* \* \* relative to such school or schools as \* \* \* he may require. There shall be paid out of the state treasury annually, in the month of July, to the treasurer of \* \* \* the school district board or of the board of education in the city or village maintaining such school or schools under the charge of one or more teachers, whose qualifications shall be approved by the state superintendent, the sum of one hundred and fifty dollars for each deaf \* \* \* pupil instructed in such school or schools at least nine months during the year next preceding the first day of July, and a share of such sum proportionate to the term of instruction of any such pupil \* \* \* who shall be so instructed less than nine months during such year.

(Ch. 128, 1907.)

**Disposition of surplus aid.** SECTION 579a. 1. The state superintendent of public instruction may appoint a competent person who shall act under his direction as inspector of public day schools for the deaf. \* \* \* When not engaged in the inspection of the schools for the deaf, \* \* \* said inspector may be assigned \* \* \* to such other duties as the state superintendent may determine and designate.

2. The inspector shall receive an annual salary of fifteen hundred dollars and reimbursements for all actual and necessary traveling expenses incurred, when duly certified by the state superintendent; provided, that no more than five hundred dollars shall be allowed for expenses. The salary and expenses shall be paid in the same manner as the state officers are paid.

3. It shall be the duty of the \* \* \* treasurer of the school district board or of the board of education receiving the \* \* \* aid provided for in section 578 of the statutes of 1898, to render annually to the superintendent of public instruction an itemized statement of all expenditures of said \* \* \* school or schools. Any surplus at the end of the year shall be reserved as a special fund for the deaf school and can be used for no other purpose.

4. It shall be the duty of the inspector to report annually to the superintendent of public instruction as to the condition and progress of the day schools and make such recommendations as he may deem proper for the improvement of the same.

(Ch. 128, 1907.)

**Compulsory education of deaf.** SECTION 579m. 1. Any parent or guardian having under his control a deaf child between the ages of six and sixteen years who is incapacitated for attending a common school, shall cause such child to attend some public, private, parochial or state school established for the instruction and education of the deaf, for a period of at least eight months during any school year.

2. Any person who shall neglect or refuse to obey the provisions of this section shall, upon conviction, be punished by a fine of not less than five dollars nor more than fifty dollars or by imprisonment in the county jail, not exceeding three months for each offense.

3. This section shall not apply to any child not in proper physical or mental condition to attend school or receive instruction who shall be able to show a certificate to that effect, signed by a reputable physician in general practice.

(Ch. 128, 1907.)

**District attorney to prosecute.** SECTION 579n. It shall be the duty of the district attorney upon proper complaint, made by a city superintendent or a county superintendent of schools or the inspector of the day schools for the deaf, to prosecute any parent or guardian failing to comply with this act. The case shall be tried before the county judge and the cost of prosecution shall be added to the fine.

(Ch. 128, 1907.)

**City and village schools for the blind: state aid; inspection.** SECTION 579o. Sections 578, 579a, 579m and 579n of the statutes, and all acts amendatory thereof, shall, so far as applicable provide for and apply to schools for the blind, and the state superintendent of public instruction may authorize and instruct the inspector of day schools for the deaf, acting under his direction, to inspect day schools for the blind without additional compensation.

(Ch. 551, 1907.)