

SECTION 75. Section 853ab of the statutes is renumbered to be subsection (3) of section 61.59 and is amended by striking therefrom in each place where they appear the word and figures "section 852" and by inserting in each such place the words "this section."

SECTION 76. Section 853b of the statutes is renumbered to be section 61.64 VALIDITY OF INCORPORATION; HOW AND WHEN TESTED, and is amended by striking therefrom the figures "40" where they occur in both places in said section and by inserting in lieu thereof the figures "64bb."

SECTION 77. Sections 852a and 852b of the statutes are repealed.

SECTION 78. Two new sections are added to the statutes to read: 61.65 SECTIONS APPLICABLE TO SPECIAL CHARTER VILLAGES. The following sections shall apply to villages incorporated by special acts as well as to villages incorporated under the general law, namely: sections 61.27, 61.36, 61.37, 61.38, 61.39, 61.40, 61.41, 61.42, 61.43, 61.45, 61.46, 61.54, 61.56, 61.57 and 61.58.

61.66 PENDING PROCEEDINGS AND CONTRACTS CONTINUED. Every proceeding instituted and every executory contract made by any village, however incorporated, before the enactment of this section for public improvements or for other public purposes shall be continued to completion or carried into full execution pursuant to the laws in force at the time the proceeding was instituted or the contract entered into.

SECTION 79. This act shall take effect upon passage and publication.

Approved July 29, 1919.

No. 20, S.]

[Published Aug. 2, 1919.

## CHAPTER 692.

AN ACT to amend subdivision (1) and the first paragraph of subdivision (3) and paragraph (a) of subdivision (3) of section 2394—9, and to repeal paragraph (b) of subdivision (3) of section 2394—9, and to amend the second paragraph of subdivision (1) of section 2394—10 of the statutes, relating to workmen's compensation.

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

SECTION 1. Subdivision (1) and the first paragraph of subdivision (3) and paragraph (a) of subdivision (3) of section 2394—9 are amended to read: (Section 2394—9) (1) Such

medical, surgical and hospital treatment, medicines, medical and surgical supplies, crutches, and apparatus, or, at the option of the employe, if the employer has not filed notice as hereinafter provided, Christian Science treatment in lieu of medical treatment, medicines and medical supplies, as may be reasonably required for ninety days immediately following the accident, to cure and relieve from the effects of the injury, and for such additional period of time as in the judgment of the commission will tend to lessen the period of compensation disability, or in the case of permanent total disability for such period of time as the commission may deem advisable, and, in addition thereto, such artificial members as may be reasonably necessary at the end of the healing period, the same to be provided by the employer; and in case of his neglect or refusal seasonably to do so, the employer to be liable for the reasonable expense incurred by or on behalf of the employe in providing the same. Where the employer has knowledge of the injury and the necessity for treatment, his failure to tender the same shall constitute such neglect or refusal. Artificial members furnished at the end of the healing period need not be duplicated. *No compensation shall be payable for the death or disability of an employe, if his death be caused by or insofar as his disability may be aggravated, caused or continued by an unreasonable refusal or neglect to submit to or follow any competent and reasonable surgical treatment. Any employer may elect not to be subject to the provision for Christian Science treatment provided for in this subsection by filing written notice of such election with the industrial commission.*

(3) (First Paragraph) Where death approximately results from the injury and the deceased leaves a person or persons wholly dependent upon him for support, the death benefit shall be: \* \* \*

(3) (a) \* \* \* A sum equal to four times his average annual earnings, but which, when added to the disability indemnity paid and due at the time of death, shall not exceed six times his average annual earnings.

SECTION 2. Paragraph (b) of subdivision (3) of section 2394—9 is hereby repealed.

SECTION 3. The second paragraph of subsection 1 of section 2394—10 is amended to read: (Section 2394—10) (1) (Second paragraph) The average annual earnings for employes operating, running, riding upon, or switching passenger, freight or other trains, engines or cars for a railroad company operating a steam railroad as a common carrier, shall be taken at not less

than five hundred *twenty-five* dollars nor more than one thousand two hundred fifty dollars per annum; and for all other employes such average annual earnings shall be taken at not less than \* \* \* *five hundred twenty-five* dollars nor more than \* \* \* *eleven hundred twenty-five* dollars. Between said limits such average annual earnings shall be determined as follows:

SECTION 4. This act shall take effect September 1, 1919.

Approved July 29, 1919.

No. 532, A.]

[Published Aug. 2, 1919.

### CHAPTER 693.

AN ACT to create section 1458—11 of the statutes, relating to rural planning.

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

SECTION 1. A new section is added to the statutes to read: Section 1458—11. 1. There is created in the department of agriculture a division of rural planning. Such division shall be in charge of the commissioner of agriculture.

2. "Rural planning" as used in this section means planning for the health, general welfare, and amenity of the settler; planning for the establishment of the best possible transportation facilities; planning for the creation and development of the most logical community centers where country people can come together for social and business relation; planning for the setting aside of country parks, recreation fields, county fairgrounds, community woodlands, places of local and historic interest, and for the reservation of land for public uses along river fronts, lake shores, fine outlooks from hilltops, and for the preservation of our native landscape.

3. It shall be the duty of the commissioner: (a) To stimulate interest and disseminate information in the various counties along lines of rural planning; (b) To co-operate with county rural planning committees in carrying out their several duties as provided by subsection 5 of this section; (c) To co-operate with the director of immigration in planning land settlement and colonization projects.

4. In each county there shall be a county rural planning committee. Such committee shall consist of the chairman of the county board, the chairman of the county state road and bridge committee, and the county superintendent of schools, ex officio members, and two others, either men or women, to be appointed