

and shall report the facts in connection therewith to the proper enforcement officers for prosecution.

SECTION 2. This act shall take effect upon passage and publication.

Approved April 16, 1941.

No. 198, A.]

[Published April 18, 1941.

CHAPTER 48.

AN ACT to amend 46.03 (1), 51.21 (1), 51.22, 51.23, 51.234 (1) and 357.13 (2) of the statutes, relating to changing the name of the state central hospital for the insane. *The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. Subsection (1) of section 46.03 of the statutes is amended to read:

(46.03) (1) Maintain and govern the Mendota state hospital, the Wisconsin psychiatric institute for the treatment of insane persons, the Winnebago state hospital, the central state hospital * * *, the state prison, and the state prison farms, the Wisconsin state reformatory, the Wisconsin industrial home for women, the Wisconsin industrial school for boys, the Wisconsin industrial school for girls, the Wisconsin institute for blind artisans, the state public school, the Wisconsin home for the feeble-minded, the southern Wisconsin home for the feeble-minded, and all other charitable, curative, reformatory, and penal institutions that may be established or maintained by the state.

SECTION 2. Subsection (1) of section 51.21 of the statutes is amended to read:

(51.21) CENTRAL STATE HOSPITAL * * *. (1) The hospital for the criminal insane, located at Waupun is hereby designated the "Central State Hospital * * *".

SECTION 3. Section 51.22 of the statutes is amended to read:

51.22 The * * * *department of public welfare*, acting as a commission in lunacy, as provided in section 51.11, may adjudge any prisoner in the state prison, the state reformatory, the industrial home for women, any county jail or in the Milwaukee house of correction to be insane, or feeble-minded, and may, with the approval of the governor, remove him to the

central state hospital * * * or to one of the homes for the feeble-minded. Said * * * *department* may likewise transfer to said hospital any insane or feeble-minded person confined in any state or county hospital, or asylum for the insane, or colonies for feeble-minded and epileptic or feeble-minded who, because of suicidal or homicidal tendencies, is dangerous to himself or others. When a prisoner thus removed recovers his reason before the expiration of his sentence he shall, by order of the * * * *department*, be returned to the prison from whence he was taken.

SECTION 4. Section 51.23 of the statutes is amended to read:

51.23 (1) The provisions of all statutes relating to state hospitals for the insane, except subsections (1), (2), (4) and (5) of section 51.12 and section 51.13, are applicable to the central state hospital * * *.

(2) With the approval of the governor the * * * *department of public welfare* may contract, at a price not exceeding \$4.25 per week for each person, with the governing authority in charge of any hospital for mental diseases in any county having a population of 250,000, for the care and maintenance of persons who have been committed to the central state hospital * * *, pursuant to law; and when any such person shall be transferred to such hospital he shall be cared for and maintained under such rules and regulations as may be prescribed by said * * * *department of public welfare*. All such persons shall be subject to the statutes governing inmates of the central state hospital * * *.

(3) All persons required by law to be committed or transferred to the central state hospital * * *, but remaining or confined in any other state hospital because sufficient provision has not been made for their care and treatment at said central state hospital, shall be subject to the statutes governing inmates of the said central state hospital.

SECTION 5. Subsection (1) of section 51.234 of the statutes is amended to read:

(51.234) PAROLES FROM CENTRAL * * * *STATE HOSPITAL*. (1) Whenever in the judgment of the superintendent of the central state hospital * * * any inmate found to be feeble-minded and committed under the provisions of sections

357.11 and 357.13, and who has not made such recovery as would warrant his return to the court as provided in said sections but who is in a condition to be paroled under supervision, said superintendent shall report the name of such inmate, with a statement of his reasons for his judgment that such inmate should be paroled, to the court which committed such inmate and to the * * * *department of public welfare*. If the court does not file objection to the parole of such inmate within 60 days of the date of said report the superintendent may parole such inmate to a relative, legal guardian or other person. In the designation of a parole guardian the person selected shall, where possible, be of the same religious faith as the parents of such inmate. At any time during such parole, upon evidence satisfactory to said superintendent or to the * * * *department of public welfare*, such inmate shall be returned to the central state hospital * * *. Every such parole guardian shall report the physical, moral and mental condition of the inmate to such superintendent, either in person or in writing, as often and as fully as may be required by the rules and regulations of the * * * *department of public welfare*, and in case of failure so to report on request the inmate shall be returned to the central state hospital * * *. At all times during the parole the inmate shall be accessible to said superintendent or any agent he may designate. The central state hospital * * * shall not be liable in any manner for **such patient while on parole**. Such liability shall devolve upon the parole guardian of said inmate.

SECTION 6. Subsection (2) of section 357.13 of the statutes is amended to read:

(357.13) (2) If it shall be determined by such inquisition that such accused person is insane or feeble-minded his trial, sentence, or commitment for such offense shall be postponed indefinitely, and the court shall thereupon order that he be confined in the central state hospital * * * or in an institution to be designated by the * * * *department of public welfare*.

SECTION 7. This act shall take effect upon passage and publication.

Approved April 16, 1941.