

For the Wisconsin state prison, for operation, not to exceed twenty-five thousand dollars; and for repairs and maintenance, not to exceed two thousand five hundred dollars;

For the Wisconsin state reformatory, for operation, not to exceed twelve thousand dollars;

For the Wisconsin industrial school for girls, for operation, not to exceed seventeen thousand dollars.

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

Approved July 14, 1927.

No. 550, S.]

[Published July 15, 1927.

CHAPTER 357.

AN ACT to repeal and recreate section 51.01 and to amend section 51.04, subsection (1a) of section 51.05 and section 51.10 of the statutes, relating to hospitals for the insane and admissions and commitments thereto.

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

SECTION 1. Section 51.01 of the statutes is repealed.

SECTION 2. A new section is added to the statutes to be numbered and to read: 51.01 (1) Whenever any person within this state shall be believed to be insane, application may be made in the manner prescribed in subsection (2), by any three citizens, one of whom is to be the nearest relative or friend available, or a person with whom the person resides, or at whose house he may be, to the judge of the county court or of a district court which is a court of record, or in the absence or disability of such judge to the judge of any court of record acting in his place, for the county in which such person is found, for a judicial inquiry as to his mental condition and for an order of commitment.

(2) The state board of control and the superintendents of the several hospitals for the insane and colonies and training schools for the feeble-minded and epileptic shall prescribe and prepare the forms of application and voluntary commitment, interrogatories, medical certificate and order for commitments required by law in the commitment of insane, mentally deficient, epileptic persons and drug addicts and furnish the same to the

respective institutions, which shall be the sole legal forms used in such commitments and admissions. The petition for a hearing and commitment to any such institution shall be attached to and accompany the certificate of the examining physician. Every physician in order to qualify so as to certify to the insanity of such patient for the purpose of securing his commitment to any such institution must be appointed and qualify under subsection (3). Every certificate of the examining physician shall consist of the following interrogatories and the answers of the examining physicians thereto:

1. Date of examination....., 19.....
2. Information furnished by.....of....., Wisconsin, who is a.....of the patient.
3. Sex.....; Age.....years; Birthplace of patient.....
4. Present place of residence.....county of.....
5. If not a resident of Wisconsin where is his or her legal residence.....
6. Occupation.....; single, married, widowed, divorced.
7. Has the patient had previous attacks of mental trouble?Give dates and duration of each attack.....
8. If ever in institution for insane give date, name and location.
9. Was the present attack gradual or sudden in its onset?
10. Was it characterized by depression, excitement, destructiveness, suicidal or homicidal tendencies, delusions, hallucinations.....
11. Has the patient any relatives who are or have been insane?.....
12. If so, state what relationship and whether paternal or maternal.
13. Has the patient had syphilis?.....If so, state extent of treatment.
14. Is the patient subject to epilepsy?.....If so, state duration and frequency of seizures.....
15. Is there any history of severe illness?.....Specify
16. Is there any history of severe injury?.....Specify
17. To what extent does.....use liquor, drugs.....
18. If a woman: Has she ever borne children?.....How

long since the birth of her last child?.....Is she now pregnant?.....

19. State fully present physical condition of patient.....

20. State fully mental condition of patient as observed by you.....

21. State fully the conduct of patient as communicated to you by others.....

22. State fully what the patient said in your presence.....

23. In my opinion the patient has the following dangerous tendencies.....

24. Have you given notice to the patient that application has been made for an examination into his or her mental condition and of the opportunity for a hearing?.....If not state fully your reasons for withholding such notice.....

25. Does the patient desire a hearing in person?.....

We.....M. D., and.....M. D., being severally and duly sworn, do severally certify, and each for himself certifies, that we have with care and diligence personally examinednow residing or being at.....in the county ofand as a result of such examination, hereby certify that he is insane and a proper subject for custody and treatment in a state or county hospital or asylum as an insane person under the provisions of the statutes.

We have formed this opinion from the history of the case and our examination of the patient as given above.

That the facts stated, and the information contained in this certificate are true to the best of our knowledge and belief.

Severally subscribed and sworn to before

me this.....day of....., 192.....M. D.

.....M. D.

(3) On receipt of such application the judge to whom it is directed, or in case of his absence or other disability to act, any other judge of a court of record in said county, shall appoint two disinterested physicians to examine the person believed to be insane, who shall have been duly licensed to practice and shall have had at least two years' experience in the practice of their profession or one year's experience after graduation as physicians in an insane hospital and shall be registered by the county judge as thus qualified on a list which shall be kept for that purpose in his office.

(4) Said physicians shall, before making such examination,

give notice to the person to be examined that application has been made for an inquiry into his mental condition withholding the names of the applicants if they deem wise, and that he can be heard in respect to the same; but if in their judgment such notice would be injurious to such person or of no advantage to him, they may withhold such notice and shall set forth at length their reasons for so doing in their report.

(5) Said physicians shall, either in the presence of the judge or elsewhere, as he may direct, by personal examination of such person and inquiry, satisfy themselves as to his mental condition, and report, the result of their examination to said judge.

(6) The petition of the applicant, the certificate in lunacy of the medical examiners, and the adjudication of insanity and commitment thereof, whether the question of insanity is tried before a jury or otherwise shall be presented at the time of the commitment to the superintendent or person in charge of the institution to which the insane person is committed.

SECTION 3. Subsection (3) of section 51.04, subsection (1a) of section 51.05 and section 51.10 of the statutes are amended to read: (51.04) (3) Such person shall not be confined in any place established for the confinement of criminals or in any poorhouse * * * and wherever possible shall be confined in a state or county hospital or asylum for the care of the insane. The superintendents of any state or county hospital or asylum for the insane, when requested by the judge, shall receive and care for any such person in such hospital or asylum. The period of such confinement shall not exceed thirty days for proper medical observations and ten days in cases where confinement is essential to the safety of such person, or of any other person or to the maintenance of public peace and safety.

(51.05) (1a) * * * The order * * * for commitment * * * shall * * * contain a written statement of the judge as to the financial condition of the insane person and of the persons legally liable for his maintenance as far as can be ascertained and such order may be enforced in the same manner as provided in section 49.12.

51.10 Any person * * * believing himself to be insane or suffering from mental disorder, may, upon his written application stating his mental condition, supported by the certificate of at least two physicians possessing the qualifications prescribed by section 50.01, based upon personal examination of such person,

be admitted as a voluntary patient to any public hospital for the insane in this state in the discretion of the superintendent thereof for treatment. Such persons, if so admitted to either of the state or county hospitals or asylums for the insane, if not indigent shall be required to pay such sums for his maintenance and at such times as the state board of control or the trustees of such institutions may by rule or by law prescribe, and no charge for his maintenance shall be made against the state or any county * * *. If indigent, the superintendent of the institution shall forward a certified copy of the application to the county judge of the county from which such patient was admitted who shall investigate the matter of legal residence and indigence of such patient and make a legal finding as to the liability of the county or the person or persons chargeable with his support, such findings are to be filed with the superintendent of the institution in the same manner as in regular commitments. Otherwise all voluntary patients shall have the same standing and be subject to the same laws, rules and regulations as * * * regularly committed persons, except that they shall have the right to leave such hospital at any time if in the judgment of the superintendent they are in fit condition, on giving five days' notice to the superintendent of their desire to do so.

SECTION 4. This act shall take effect upon passage and publication.

Approved July 14, 1927.

No. 397, A.]

[Published July 15, 1927.

CHAPTER 358.

AN ACT to relieve Samuel Meyer, county clerk of Buffalo county, and Elmer W. Hill, county clerk of Rusk county, from the obligation to pay over certain sums of money therein stated, on account of the failure of depositing banks in their respective counties, and providing that any dividends paid by said banks be paid into the conservation fund.

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

SECTION 1. (1) Samuel Meyer, county clerk of Buffalo county, is relieved of the obligation to account for the sum of