

therefor from the * * * highway authority *maintaining the highway*. Such permit shall contain the statement and be subject to the condition * * * that the work shall be constructed subject to such rules and regulations as may be prescribed by said authority and be performed and completed to its satisfaction, *and in the case of temporary alterations that the highway or bridge shall be restored to its former condition*, and that the permittee shall be liable to the town or county or state, as the case may be, for all damages which occur during the progress of said work or as a result thereof. Nothing herein shall abridge the right of the state highway commission or the county board or its highway committee to make such additional rules, regulations and conditions not inconsistent herewith as may be deemed necessary and proper for the preservation of highways, or for the safety of the public, and to make the granting of any such permit conditional thereon. *If any culvert is installed or any excavation or fill or any other alteration is made in violation of the provisions of this subsection, the highway may be restored to its former condition by the highway authority in charge of the maintenance thereof; and any person who violates this subsection shall be punished by a fine of not less than \$5 nor more than \$100, or by imprisonment not exceeding 6 months, or both.*

Approved June 18, 1945.

No. 338, S.]

[Published June 20, 1945.

CHAPTER 321.

AN ACT to amend 142.07 (1m) (a) of the statutes, relating to a change in charges at the Wisconsin orthopedic hospital.

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

SECTION 1. 142.07 (1m) (a) of the statutes is amended to read:

142.07 (1m) (a) The Wisconsin orthopedic hospital for children shall treat patients so admitted at rates based on actual cost as determined by the board of regents of the university, but not in excess of * * * \$5.20 per day for each certified patient. The rate of * * * \$5.20 per day set forth herein may be increased by order of the emergency board when deemed necessary

to meet rising costs of operation. If the parents or guardian of the patient is able to pay the cost of hospitalization, he may be admitted without certificate, but the cost of his care shall not be a joint charge against the state and county wherein he has a legal settlement. In an emergency patients may be admitted without a certificate pending action of the county court and of the bureau for handicapped children of the state department of public instruction. When the court certifies the application which has been approved by the bureau for handicapped children the charges against the state and the county shall date from his admission. For the purpose of this subsection an emergency case is one in which the physician in charge of the child believes that a delay in treatment is contrary to the best interests of the child. When it is not possible to obtain a report from the physician in charge of the child, an emergency may be determined by the physician in charge of admissions at the Wisconsin orthopedic hospital for children.

SECTION 2. This act shall take effect July 1, 1945.

Approved June 18, 1945.

No. 415, S.]

[Published June 20, 1945.

CHAPTER 322.

AN ACT to amend 85.91 (5) of the statutes, relating to accidents on highways and providing a penalty.

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

85.91 (5) of the statutes is amended to read:

85.91 (5) Any person violating any provision of section 85.141 as to which no penalty is provided in section 85.141 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished for the first offense by a fine of not less than * * * \$10 nor more than * * * \$100, and for the second or each subsequent offense within one year thereafter by a fine of not less than \$25 nor more than * * * \$200.

Approved June 18, 1945.