

No. 126, S.]

[Published April 21, 1953.

**CHAPTER 54.**

AN ACT to repeal 36.227 (3) (c) and 36.227 (4); and to amend 36.225 (4), 46.13, 50.13, 143.07 (10), 245.10 (5), and 245.11 (1) of the statutes, relating to laboratory tests for syphilis.

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

SECTION 1. 36.225 (4) of the statutes is amended to read:

36.225 (4) It shall be the duty of the laboratory to undertake the preparation of vaccines, antitoxins, and the production of other biological agents which may be serviceable in the treatment, control and prevention of disease, *and to make Wassermann tests and such other chemical examinations as may be deemed necessary.*

SECTION 2. 36.227 (3) (c) of the statutes is repealed.

SECTION 3. 36.227 (4) of the statutes is repealed.

SECTION 4. 46.13 of the statutes is amended to read:

46.13 WASSERMANN TESTS. The department may arrange with the \* \* \* *state laboratory of hygiene* to \* \* \* *secure the Wassermann test* \* \* \* *for any person confined in any state or county institution* \* \* \* . \* \* \*

SECTION 5. 50.13 of the statutes is amended to read:

50.13 WASSERMANN TESTS AND OTHER EXAMINATIONS. The state board of health is authorized to make necessary arrangements with the *state laboratory of* \* \* \* *hygiene* for the giving of the Wassermann test to any person confined in any state or county tuberculosis sanatorium, and for making such test for any practicing physician of this state who makes application therefor in behalf of any resident of this state, free of charge. Arrangements shall also be made with said \* \* \* *laboratory* for the making of chemical examinations of the cerebrospinal fluid for any practicing physician of this state free of charge.

SECTION 6. 143.07 (10) of the statutes is amended to read:

143.07 (10) The state laboratory of hygiene and branch and co-operative laboratories shall make microscopical examinations for the diagnosis of gonorrhoea, and \* \* \* the necessary examinations of blood, *cerebrospinal fluid* or secretions for the diagnosis of syphilis, for any physician in the state, without charge and shall report the positive results of such examinations to the state board of health with the name of the physician to whom reported. All laboratories making blood tests for syphilis or examinations for gonorrhoea shall report all positive tests to the state board of health, with the name of the physician to whom reported.

SECTION 7. 245.10 (5) of the statutes is amended to read:

245.10 (5) In addition to the requirements of sub. (1) both parties to a proposed marriage shall, within 15 days prior to making application for a license to marry, submit to and be given the Wassermann or other standard blood test for syphilis, either in this state or in the state where such person to be examined resides. In this state such blood shall be examined in a laboratory approved by the state board of health as competent to make such examination and at the request of any physician in this state it shall be made at the \* \* \* *state laboratory of hygiene* free of charge. When such test is made without the state, the original certificate from the laboratory making such test shall accompany the physician's certificate with a statement from the health officer of such state or his qualified representative, stating that he believes such laboratory competent to make such test. If the test for any such party shall result in a negative finding he shall be given a certificate in the following form:

I, ..... (name of physician), being a physician, legally licensed to practice medicine and surgery in the state of ....., my credentials being filed in the office of ..... in the city of ....., county of ....., state of .....

....., do certify that ..... (name of person) was given the Wassermann or other standard blood test for syphilis at ..... (name of laboratory) from blood taken by ..... on the ..... day of ....., 19...., and that the result of such test was negative.

..... (Signature of physician making laboratory test).

Such certificate of negative finding as to each of the parties to a proposed marriage shall be filed with the county clerk at the time application for a license to marry is made, and it shall be unlawful for any county clerk to issue a license to marry if such certificates of negative finding as to both parties to the proposed marriage are not so filed, except as provided in sub. (4) of s. 245.11.

SECTION 8. 245.11 (1) of the statutes is amended to read:

245.11 (1) No person who has ever been afflicted with gonorrhoea or syphilis shall be granted a marriage license in this state until such person shall furnish to the county clerk issuing the license a certificate from the director of the state laboratory of hygiene, or from the state board of health branch laboratory, or from one of the state co-operative laboratories controlled by the state board of health, setting forth the fact that the necessary microscopical examination has been made and that the individual named in the certificate is not in the infective or communicable state of gonorrhoea, or a certificate from the director of the \* \* \* *state laboratory of hygiene* setting forth the fact that the necessary blood test for the Wassermann reaction has been made and that the person named in the certificate is not in the infective or communicable state of syphilis. In all cases where the individual has been afflicted with both gonorrhoea and syphilis, both such certificates shall be furnished before such license is granted.

Approved April 16, 1953.

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