



State of Wisconsin
2015 - 2016 LEGISLATURE

LRB-4365/1
BJH:cjs

2015 SENATE BILL 562

January 12, 2016 – Introduced by LAW REVISION COMMITTEE. Referred to Committee on Senate Organization.

1 **AN ACT relating to:** revising various provisions of the statutes to eliminate
2 defects, anachronisms, and obsolete provisions (Revision Bill).

Analysis by the Legislative Reference Bureau

This revision bill, prepared by the Legislative Reference Bureau under s. 13.92 (1) (bm) 1. and 2. and (2) (L), stats., makes the spelling of “optical disc” uniform throughout the statutes, replaces percentage signs with “percent,” replaces “which” with “that” where grammatically appropriate, and inserts serial commas to conform with current style. Additional changes are explained in the NOTES in the body of the bill.

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

3 **SECTION 1.** 6.97 (title) of the statutes is amended to read:
4 **6.97 (title) Voting procedure for individuals not providing required**
5 **proof of identification or residence.**

NOTE: Conforms title to the subject matter of s. 6.97.

6 **SECTION 2.** 11.01 (3) (intro.) of the statutes is amended to read:

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1 11.01 (3) (intro.) “Clearly identified,” when used with reference to a
2 communication in support of or in opposition to a candidate, means:

NOTE: Conforms punctuation to current style.

3 **SECTION 3.** 13.488 (5) of the statutes is amended to read:

4 13.488 (5) Unless the context requires otherwise, ~~the terms in this section,~~
5 “building,” “new buildings,” and “existing buildings,” ~~as used in this section,~~
6 include all buildings, structures, improvements, facilities, equipment, or other
7 capital items as the building commission determines to be necessary or desirable for
8 the purpose of providing housing for state departments and agencies.

NOTE: Conforms sentence structure and punctuation to current style.

9 **SECTION 4.** 13.489 (1c) (title) of the statutes is created to read:

10 13.489 (1c) (title) DEFINITIONS.

NOTE: The other subsections in s. 13.489 have titles.

11 **SECTION 5.** 14.02 of the statutes is amended to read:

12 **14.02 Governor may appoint employees.** ~~Except as provided in s. 14.26~~
13 ~~(5g), the~~ The governor may appoint and fix the compensation of such employees as
14 he or she deems necessary for the execution of the functions of the office of the
15 governor and for the domestic service of the executive residence. The governor may
16 remove any of the appointees appointed under this section at pleasure.

NOTE: Section 14.26 is repealed by this act.

17 **SECTION 6.** 14.26 of the statutes is repealed.

NOTE: Section 14.26 provides the duties of the sesquicentennial commission. By
the terms of s. 14.26, the commission ceased to exist on July 1, 1999.

18 **SECTION 7.** 16.43 of the statutes is amended to read:

19 **16.43 Budget compiled.** The secretary shall compile and submit to the
20 governor or the governor-elect and to each person elected to serve in the legislature
21 during the next biennium, not later than November 20 of each even-numbered year,

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1 a compilation giving all of the data required by s. 16.46 to be included in the state
2 budget report, except the recommendations of the governor and the explanation
3 thereof. The secretary shall not include in the compilation any provision for the
4 development or implementation of an information technology development project
5 for an executive branch agency that is not consistent with the strategic plan of the
6 agency, as approved under s. 16.976. The secretary may distribute the budget
7 compilation in printed or optical ~~disk~~ disc format.

8 **SECTION 8.** 16.45 of the statutes is amended to read:

9 **16.45 Budget message to legislature.** In each regular session of the
10 legislature, the governor shall deliver the budget message to the 2 houses in joint
11 session assembled. Unless a later date is requested by the governor and approved
12 by the legislature in the form of a joint resolution, the budget message shall be
13 delivered on or before the last Tuesday in January of the odd-numbered year. With
14 the message the governor shall transmit to the legislature, as provided in ss. 16.46
15 and 16.47, the biennial state budget report and the executive budget bill or bills
16 together with suggestions for the best methods for raising the needed revenues. The
17 governor may distribute the biennial state budget report in printed or optical ~~disk~~
18 disc format or post the biennial state budget report on the Internet, except that, if
19 requested by a member of the legislature, the governor shall provide the member
20 with a printed copy of the biennial state budget report.

21 **SECTION 9.** 16.61 (2) (b) (intro.) of the statutes is amended to read:

22 16.61 (2) (b) (intro.) "Public records" means all books, papers, maps,
23 photographs, films, recordings, optical ~~disks~~ discs, electronically formatted
24 documents, or other documentary materials, regardless of physical form or
25 characteristics, made, or received by any state agency or its officers or employees in

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1 connection with the transaction of public business, and documents of any insurer
2 that is liquidated or in the process of liquidation under ch. 645. "Public records" does
3 not include:

NOTE: Deletes incorrect comma.

4 **SECTION 10.** 16.61 (3) (b) of the statutes is amended to read:

5 16.61 (3) (b) Upon the request of any state agency, county, town, city, village,
6 or school district, may order upon such terms as the board finds necessary to
7 safeguard the legal, financial, and historical interests of the state in public records,
8 the destruction, reproduction by microfilm or other process, optical ~~disk~~ disc or
9 electronic storage or the temporary or permanent retention or other disposition of
10 public records.

11 **SECTION 11.** 16.61 (3) (s) of the statutes is amended to read:

12 16.61 (3) (s) Shall recommend to the department procedures for the transfer
13 of public records and records of the University of Wisconsin Hospitals and Clinics
14 Authority to optical ~~disk~~ disc format, including procedures to ensure the
15 authenticity, accuracy, and reliability of any public records or records of the
16 University of Wisconsin Hospitals and Clinics Authority so transferred and
17 procedures to ensure that such records are protected from unauthorized destruction.
18 The board shall also recommend to the department qualitative standards for optical
19 ~~disks~~ discs and copies of documents generated from optical ~~disks~~ discs used to store
20 public records and records of the University of Wisconsin Hospitals and Clinics
21 Authority.

22 **SECTION 12.** 16.61 (3) (t) of the statutes is amended to read:

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1 16.61 (3) (t) Shall recommend to the department qualitative standards for
2 optical disks discs and for copies of documents generated from optical disks discs
3 used to store materials filed with local governmental units.

4 **SECTION 13.** 16.61 (5) of the statutes is amended to read:

5 16.61 (5) TRANSFER OF PUBLIC RECORDS TO OPTICAL DISK DISC OR ELECTRONIC
6 FORMAT. (a) Subject to rules promulgated by the department under s. 16.611, any
7 state agency may transfer to or maintain in optical disk disc or electronic format any
8 public record in its custody and retain the public record in that format only.

9 (b) Subject to rules promulgated by the department under s. 16.611, state
10 agencies shall maintain procedures to ensure the authenticity, accuracy, reliability,
11 and accessibility of public records transferred to or maintained in optical disk disc
12 or electronic format under par. (a).

13 (c) Subject to rules promulgated by the department under s. 16.611, state
14 agencies that transfer to or maintain in optical disk disc or electronic format public
15 records in their custody shall ensure that the public records stored in that format are
16 protected from unauthorized destruction.

17 **SECTION 14.** 16.61 (7) (title) of the statutes is created to read:

18 16.61 (7) (title) STANDARDS FOR REPRODUCTION OF PUBLIC RECORDS.

NOTE: The other subsections in s. 16.61 have titles.

19 **SECTION 15.** 16.61 (7) (a) (intro.), 1., 2., 4. and 5. of the statutes are amended
20 to read:

21 16.61 (7) (a) (intro.) Any microfilm reproduction of an original record, or a copy
22 generated from an original record stored in optical disk disc or electronic format, is
23 deemed an original public record if all of the following conditions are met:

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1 1. Any device used to reproduce the record on film or to transfer the record to
2 optical ~~disk~~ disc or electronic format and generate a copy of the record from optical
3 ~~disk~~ disc or electronic format accurately reproduces the content of the original.

4 2. The reproduction is on film ~~which~~ that complies with the minimum
5 standards of quality for microfilm reproductions, as established by rule of the board,
6 or the optical ~~disk~~ disc or electronic copy and the copy generated from optical ~~disk~~
7 disc or electronic format comply with the minimum standards of quality for such
8 copies, as established by rule of the department under s. 16.611.

9 4. The record is arranged, identified, and indexed so that any individual
10 document or component of the record can be located with the use of proper
11 equipment.

12 5. The state agency records and forms officer or other person designated by the
13 head of the state agency or the custodian of any other record executes a statement
14 of intent and purpose describing the record to be reproduced or transferred to optical
15 ~~disk~~ disc or electronic format, the disposition of the original record, the disposal
16 authorization number assigned by the board for public records of state agencies, the
17 enabling ordinance or resolution for cities, towns, villages, or school districts, or the
18 resolution ~~which~~ that authorizes the reproduction, optical imaging, or electronic
19 formatting for counties when required, and executes a certificate verifying that the
20 record was received or created and microfilmed or transferred to optical ~~disk~~ disc or
21 electronic format in the normal course of business and that the statement of intent
22 and purpose is properly recorded as directed by the board.

23 **SECTION 16.** 16.61 (8) (a) and (b) of the statutes are amended to read:

24 16.61 **(8)** (a) Any microfilm reproduction of a public record meeting the
25 requirements of sub. (7) or copy of a public record generated from an original record

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1 stored in optical ~~disk~~ disc or electronic format in compliance with this section shall
2 be taken as, stand in lieu of, and have all the effect of the original document and shall
3 be admissible in evidence in all courts and all other tribunals or agencies,
4 administrative or otherwise, in all cases where the original document is admissible.

5 (b) Any enlarged copy of a microfilm reproduction of a public record made as
6 provided by this section or any enlarged copy of a public record generated from an
7 original record stored in optical ~~disk~~ disc or electronic format in compliance with this
8 section that is certified by the custodian as provided in s. 889.08 shall have the same
9 force as an actual-size copy.

10 **SECTION 17.** 16.61 (9) of the statutes is amended to read:

11 16.61 (9) PRESERVATION OF REPRODUCTIONS. Provision shall be made for the
12 preservation of any microfilm reproductions of public records and of any public
13 records stored in optical ~~disk~~ disc or electronic format in conveniently accessible files
14 in the agency of origin or its successor or in the state archives.

15 **SECTION 18.** 16.61 (10) of the statutes is amended to read:

16 16.61 (10) CONTRACTS FOR COPYING. Contracts for microfilm reproduction,
17 optical imaging or electronic storage of public records to be performed as provided in
18 this section shall be made by the secretary as provided in ss. 16.70 to 16.77 and the
19 cost of making such reproductions or optical ~~disks~~ discs or of electronic storage shall
20 be paid out of the appropriation of the state agency having the reproduction made
21 or the storage performed.

22 **SECTION 19.** 16.61 (12) of the statutes is amended to read:

23 16.61 (12) ACCESS TO REPRODUCTIONS AND COPIES. All persons may examine and
24 use the microfilm reproductions of public records and copies of public records
25 generated from optical ~~disk~~ disc or electronic storage subject to such reasonable rules

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1 as may be made by the responsible officer of the state agency having custody of the
2 same.

3 **SECTION 20.** 16.611 (title) of the statutes is amended to read:

4 **16.611 (title) State public records; optical ~~disk~~ disc and electronic**
5 **storage.**

6 **SECTION 21.** 16.611 (2) (a), (b) and (c) of the statutes are amended to read:

7 16.611 (2) (a) The department shall prescribe, by rule, procedures for the
8 transfer of public records and records of the University of Wisconsin Hospitals and
9 Clinics Authority and of the Wisconsin Aerospace Authority to optical ~~disk~~ disc or
10 electronic format and for the maintenance of such records stored in optical ~~disk~~ disc
11 or electronic format, including procedures to ensure the authenticity, accuracy,
12 reliability, and accessibility of any public records or records of the University of
13 Wisconsin Hospitals and Clinics Authority or of the Wisconsin Aerospace Authority
14 so transferred and procedures to ensure that such records are protected from
15 unauthorized destruction.

16 (b) The department shall prescribe, by rule, procedures governing the
17 operation of its optical ~~disk~~ disc and electronic storage facility under s. 16.62 (1) (bm).

18 (c) The department shall prescribe, by rule, qualitative standards for optical
19 ~~disks~~ discs and for copies of documents generated from optical ~~disks~~ discs used to
20 store public records and records of the University of Wisconsin Hospitals and Clinics
21 Authority and of the Wisconsin Aerospace Authority.

22 **SECTION 22.** 16.612 (title) of the statutes is amended to read:

23 **16.612 (title) Local government records; optical ~~disk~~ disc and**
24 **electronic storage standards.**

25 **SECTION 23.** 16.612 (2) (a) of the statutes is amended to read:

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1 16.612 (2) (a) The department shall prescribe, by rule, qualitative standards
2 for optical disks discs and for copies of documents generated from optical disks discs
3 used to store materials filed with local governmental units. Prior to submitting any
4 such rule to the legislative council staff under s. 227.15 (1), the department shall
5 refer the rule to the public records board for its recommendations.

6 **SECTION 24.** 16.62 (1) (bm) of the statutes is amended to read:

7 16.62 (1) (bm) To operate a storage facility for storage of public records and
8 records of the University of Wisconsin Hospitals and Clinics Authority in optical ~~disk~~
9 disc or electronic format in accordance with rules, promulgated by the department
10 under s. 16.611, governing operation of the facility.

11 **SECTION 25.** 19.32 (2) of the statutes is amended to read:

12 19.32 (2) “Record” means any material on which written, drawn, printed,
13 spoken, visual, or electromagnetic information or electronically generated or stored
14 data is recorded or preserved, regardless of physical form or characteristics, ~~which~~
15 that has been created or is being kept by an authority. “Record” includes, but is not
16 limited to, handwritten, typed, or printed pages, maps, charts, photographs, films,
17 recordings, tapes, optical disks discs, and any other medium on which electronically
18 generated or stored data is recorded or preserved. “Record” does not include drafts,
19 notes, preliminary computations, and like materials prepared for the originator’s
20 personal use or prepared by the originator in the name of a person for whom the
21 originator is working; materials ~~which~~ that are purely the personal property of the
22 custodian and have no relation to his or her office; materials to which access is limited
23 by copyright, patent, or bequest; and published materials in the possession of an
24 authority other than a public library ~~which~~ that are available for sale, or ~~which~~ that
25 are available for inspection at a public library.

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1 **SECTION 26.** 19.42 (2) of the statutes is amended to read:

2 19.42 (2) “Associated”, when used with reference to an organization, includes
3 any organization in which an individual or a member of his or her immediate family
4 is a director, officer, or trustee, or owns or controls, directly or indirectly, and
5 severally or in the aggregate, at least 10% 10 percent of the outstanding equity or of
6 which an individual or a member of his or her immediate family is an authorized
7 representative or agent.

NOTE: Conforms punctuation to current style.

8 **SECTION 27.** 20.144 (1) (h) of the statutes is amended to read:

9 20.144 (1) (h) *Gifts, grants, settlements, and publications.* All moneys received
10 from gifts, grants, bequests, forfeitures under s. 426.203, and settlements for the
11 purposes for which made or received and all moneys received by the department as
12 fees or other charges for photocopying, microfilm copying, generation of copies of
13 documents from optical ~~disk~~ disc storage, sales of books, and other services provided
14 in carrying out the functions of the department, for the purposes for which the
15 moneys were received or collected.

16 **SECTION 28.** 20.285 (2) (j) (title) of the statutes is created to read:

17 20.285 (2) (j) (title) *Special counsel; lapses.*

NOTE: The other paragraphs in s. 20.285 (2) have titles.

18 **SECTION 29.** 20.575 (1) (ka) of the statutes is amended to read:

19 20.575 (1) (ka) *Agency collections.* The amounts in the schedule for
20 photocopying and microfilm copying of documents, generation of copies of documents
21 from optical ~~disk~~ disc or electronic storage, publication of books, and other services
22 provided in carrying out the functions of the office. All moneys received by the office
23 as fees or other charges for photocopying, microfilm copying, generation of copies of

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1 documents from optical ~~disk~~ disc or electronic storage, sales of books, and other
2 services provided in carrying out the functions of the office shall be credited to this
3 appropriation.

4 **SECTION 30.** 20.680 (2) (L) of the statutes, as affected by 2015 Wisconsin Act
5 55, is amended to read:

6 20.680 (2) (L) *Library collections and services.* All moneys received by the state
7 law library as fees or other charges for photocopying, microfilm copying, generation
8 of copies of documents from optical ~~disk~~ disc or electronic storage, computer services,
9 sales of books, and other services provided in carrying out the functions of the library
10 under s. 758.01 (2) to provide photocopying and microfilm copying of documents,
11 generation of copies of documents from optical ~~disk~~ disc or electronic storage,
12 publication of books, computer services, and other services.

13 **SECTION 31.** 20.765 (3) (a) of the statutes is repealed.

NOTE: This provision provided an appropriation for the Revisor of Statutes Bureau,
which no longer exists.

14 **SECTION 32.** 23.321 (2) (c) 1. and (2m) of the statutes are amended to read:

15 23.321 (2) (c) 1. The date on which the department enters into a memorandum
16 of agreement with the U.S. ~~Army Corps~~ army corps of ~~Engineers~~ engineers as
17 specified in sub. (2m).

18 **(2m) MEMORANDUM OF AGREEMENT.** The department shall negotiate with the
19 U.S. ~~Army Corps~~ army corps of ~~Engineers~~ engineers to enter into a memorandum of
20 agreement that provides that the U.S. ~~Army Corps~~ army corps of ~~Engineers~~
21 engineers will concur with any wetland confirmation provided by the department
22 under sub. (2) (c).

NOTE: Conforms capitalization to current style.

23 **SECTION 33.** 24.39 (4) (d) of the statutes is amended to read:

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1 24.39 (4) (d) This subsection applies only to Lake Michigan and Lake Superior,
2 the Mississippi and St. Croix rivers, the Fox River from Green Bay upstream to the
3 point where it meets the Wolf River, and to the segments of all other bodies of water
4 in which the U.S. ~~Army Corps~~ army corps of ~~Engineers~~ engineers provides and
5 maintains commercial navigation channels.

NOTE: Conforms capitalization to current style.

6 **SECTION 34.** 28.035 (3) (title) of the statutes is repealed.

NOTE: No other subsections in s. 28.035 have titles.

7 **SECTION 35.** 29.334 (2) (title) of the statutes is repealed.

NOTE: No other subsections in s. 29.334 have titles.

8 **SECTION 36.** 30.11 (5) (a) of the statutes is amended to read:

9 30.11 (5) (a) Prior to the execution of any lease by the board of commissioners
10 of public lands concerning rights to submerged lands or rights to fill in submerged
11 lands held in trust for the public under s. 24.39, the department shall determine
12 whether the proposed physical changes in the area as a result of the execution of the
13 lease are consistent with the public interest. Thirty days before making its
14 determination, the department shall notify, in writing, the clerk of the county and
15 clerk of the city, village, or town in which the changes are proposed and the U.S. ~~Army~~
16 ~~Corps~~ army corps of ~~Engineers~~ engineers of the application for the lease. In making
17 its finding the department shall give consideration to all reports submitted to it. The
18 department shall not approve a lease applied for under s. 24.39 (4) (a) 2. if the
19 department determines that the lease may threaten excessive destruction of wildlife
20 habitat.

NOTE: Conforms capitalization to current style.

21 **SECTION 37.** 32.05 (3m) of the statutes is renumbered 32.05 (3m) (a) and
22 amended to read:

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1 32.05 (3m) (a) In this ~~section~~ subsection, “uneconomic remnant” means the
2 property remaining after a partial taking of property, if the property remaining is of
3 such size, shape, or condition as to be of little value or of substantially impaired
4 economic viability.

5 **(b)** If the acquisition of only part of a property would leave its owner with an
6 uneconomic remnant, the condemnor shall offer to acquire the remnant concurrently
7 and may acquire it by purchase or by condemnation if the owner consents.

NOTE: Conforms provision to current style by separating a definition from a substantive provision and limiting the application of the definition to only the part of the section in which the defined term appears.

8 **SECTION 38.** 32.06 (3m) (title) of the statutes is repealed and recreated to read:
9 32.06 (3m) (title) UNECONOMIC REMNANT.

NOTE: Adopts the more descriptive title of the identical s. 32.05 (3m). The prior title read: “Definition.”

10 **SECTION 39.** 32.06 (3m) of the statutes is renumbered 32.06 (3m) (a) and
11 amended to read:

12 32.06 (3m) (a) In this ~~section~~ subsection, “uneconomic remnant” means the
13 property remaining after a partial taking of property, if the property remaining is of
14 such size, shape, or condition as to be of little value or of substantially impaired
15 economic viability.

16 **(b)** If acquisition of only part of a property would leave its owner with an
17 uneconomic remnant, the condemnor shall offer to acquire the remnant concurrently
18 and may acquire it by purchase or by condemnation if the owner consents.

NOTE: Conforms provision to current style by separating a definition from a substantive provision and limiting the application of the definition to only the part of the section in which the defined term appears.

19 **SECTION 40.** 35.001 (2m) of the statutes is amended to read:

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1 35.001 (2m) "Printing" includes all public printing by means of graphic
2 reproduction by whatever process and the necessary materials and binding. The
3 term also includes reproduction of a document in optical ~~disk~~ disc format whenever
4 the publishing state agency is authorized to reproduce and determines to reproduce
5 copies of a document in optical ~~disk~~ disc format in lieu of printed format.

6 **SECTION 41.** 35.27 of the statutes is amended to read:

7 **35.27 Limitation of editions of official reports.** Within 60 calendar days
8 after receiving final proof copy therefor, the department shall have printed and
9 deliver editions of the reports mentioned in s. 35.26 and of any report required by law
10 to be made to the governor or to the legislature if not otherwise limited. The
11 department shall determine for any report the maximum number of copies and
12 pages, or the length if authorized to be reproduced in optical ~~disk~~ disc format.

13 **SECTION 42.** 35.50 (1) of the statutes is amended to read:

14 35.50 (1) Specifications for state printing except class 1, including type style
15 and size, page size, titles, paper, form, quality, quantity, binding, and method, or
16 optical ~~disk~~ disc manufacturing specifications whenever reproduction in optical ~~disk~~
17 disc format is authorized, shall be as determined by the department unless specified
18 by statute. Any state agency ~~which~~ that objects to ~~sueh~~ the department's
19 determination may appeal the decision to the governor.

NOTE: Inserts a specific reference.

20 **SECTION 43.** 35.55 of the statutes is amended to read:

21 **35.55 Editing printer's copy.** Printer's copy must accompany every
22 requisition. The editors of all state agencies may edit for themselves the matter and
23 form of the contents of the printer's copy presented by them respectively to the
24 department. All printer's copy ~~which~~ that does not conform to accepted trade

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1 practices, and, in the opinion of the department is unsatisfactory, shall be returned
2 to its author for revision and correction. An optical disk disc copy may be substituted
3 if the document being published is authorized to be reproduced in optical disk disc
4 format.

5 **SECTION 44.** 35.57 of the statutes is amended to read:

6 **35.57 Advertisement for bids.** The department shall publish
7 advertisements that sealed proposals for furnishing printing, during the next
8 ensuing contract period, with all other material ~~which~~ that the department requires,
9 will be received any time prior to a specified day, when all proposals will be publicly
10 opened and read. The advertisements shall be run as class 2 notices, under ch. 985,
11 in the official state paper. Separate advertisements may be used for publications
12 authorized to be published in optical disk disc format.

13 **SECTION 45.** 44.015 (3) of the statutes is amended to read:

14 44.015 (3) Accept collections of private manuscripts, printed materials, tapes,
15 films, optical disks discs, materials stored in electronic format, and artifacts, and it
16 may enforce any reasonable restrictions on accessibility to the public, use, or
17 duplication of said collections ~~which~~ that are agreed upon by the donor and the
18 historical society.

19 **SECTION 46.** 44.02 (8) of the statutes is amended to read:

20 44.02 (8) Bind, except when microfilmed or transferred to optical disks discs
21 or electronic format, the unbound books, documents, manuscripts, pamphlets, and
22 especially newspaper files in its possession.

23 **SECTION 47.** 45.03 (8) (b) of the statutes is amended to read:

24 45.03 (8) (b) The benefits and aid provided under s. ~~45.20 (3)~~ and s. 45.40 are
25 not assignable and are exempt from garnishment and execution.

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NOTE: There is no s. 45.20 (3). This cross-reference was inserted by 2005 Wis. Act 22 which repealed and recreated all of ch. 45 and included s. 45.20 (3). 2005 Wis. Act 25 repealed and recreated s. 45.20, as affected by Act 22, and did not include s. 45.20 (3) but did not treat this cross-reference.

1 **SECTION 48.** 48.02 (1) (intro.) of the statutes is amended to read:

2 48.02 (1) (intro.) “Abuse” other than when used in referring to abuse of alcohol
3 beverages or other drugs, means any of the following:

NOTE: Conforms punctuation to current style.

4 **SECTION 49.** 48.02 (2) of the statutes is amended to read:

5 48.02 (2) “Child” when used without further qualification, means a person
6 who is less than 18 years of age, except that for purposes of investigating or
7 prosecuting a person who is alleged to have violated a state or federal criminal law
8 or any civil law or municipal ordinance, “child” does not include a person who has
9 attained 17 years of age.

NOTE: Conforms punctuation to current style.

10 **SECTION 50.** 48.02 (2m) of the statutes is amended to read:

11 48.02 (2m) “Court” when used without further qualification, means the court
12 assigned to exercise jurisdiction under this chapter and ch. 938.

NOTE: Conforms punctuation to current style.

13 **SECTION 51.** 48.983 (1) (b) (intro.) of the statutes is amended to read:

14 48.983 (1) (b) (intro.) “Case” other than when used in the term “case
15 management services” means a family or person who meets all of the following
16 criteria:

NOTE: Conforms punctuation to current style.

17 **SECTION 52.** 49.68 (1m) (title) of the statutes is created to read:

18 49.68 (1m) (title) DEFINITION.

NOTE: The other subsections in s. 49.68 have titles.

19 **SECTION 53.** 59.10 (3) (c) (title) of the statutes is created to read:

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1 59.10 (3) (c) (title) *Changes during decade; municipal boundary adjustments.*

NOTE: All other paragraphs in s. 59.10 (3) have titles.

2 **SECTION 54.** 59.40 (2) (a) of the statutes is amended to read:

3 59.40 (2) (a) File and keep all papers properly deposited with him or her in
4 every action or proceeding unless required to transmit the papers. The papers may
5 be microfilmed or microphotographed, or transferred to optical ~~disks~~ discs or
6 electronic format if authorized under s. 59.52 (14), and the originals may thereafter
7 be destroyed upon compliance with SCR chapter 72.

8 **SECTION 55.** 59.43 (1) of the statutes, as affected by 2015 Wisconsin Act 48, is
9 renumbered 59.43 (1c), and 59.43 (1c) (a), as renumbered, is amended to read:

10 59.43 (1c) (a) Record or cause to be recorded in suitable books to be kept in his
11 or her office, correctly and legibly all deeds, mortgages, instruments, and writings
12 authorized by law to be recorded in his or her office and left with him or her for that
13 purpose, provided the documents have plainly printed or typewritten on the
14 document the names of the grantors, grantees, witnesses, and notary. The register
15 of deeds shall record or file or cause to be recorded or filed all plats and certified
16 survey maps that are authorized to be accepted for recording or filing in his or her
17 office. Any county, by a resolution adopted by the board, may combine the separate
18 books or volumes for deeds, mortgages, miscellaneous instruments, attachments, lis
19 pendens, sales and notices, certificates of organization of corporations, plats, or other
20 recorded or filed instruments or classes of documents as long as separate indexes
21 may be produced. Notwithstanding any other provisions of the statutes, any county
22 adopting a system of microfilming or like process or a system of recording documents
23 by optical imaging or electronic formatting under ch. 228 may substitute the
24 headings, reel, ~~disk~~ disc, or electronic file name and microfilm image (frame) for

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1 volume and page where recorded and different classes of instruments may be
2 recorded, reproduced, or copied on or transferred to the same reel, ~~disk~~ disc, or
3 electronic file or part of a reel or ~~disk~~ disc. All recordings made prior to
4 June 28, 1961, ~~which~~ that would have been valid under this paragraph, had this
5 paragraph then been in effect, are validated by this paragraph. ~~In this subsection,~~
6 “book”, if automated recording or indexing equipment is used, includes the meaning
7 ~~given under sub. (12) (d).~~

NOTE: The revision of s. 59.43 (12) (d) by this bill makes the last sentence of this paragraph unnecessary.

8 **SECTION 56.** 59.43 (2) (d) of the statutes is amended to read:

9 59.43 (2) (d) For performing functions under s. 409.523, the register shall
10 charge the fees provided in s. 409.525, retain the portion of the fees prescribed under
11 s. 409.525, and submit the portion of the fees not retained to the state. A financing
12 statement and an assignment or notice of assignment of the security interest, offered
13 for filing at the same time, shall be considered as only one document for the purpose
14 of this paragraph. Whenever there is offered for filing any document that is not on
15 a standard form prescribed by ch. 409 or by the department of financial institutions
16 or that varies more than 0.125 inch from the approved size as prescribed by sub. (1)
17 (1c), the appropriate fee provided in s. 409.525 or an additional filing fee of one-half
18 the regular fee, whichever is applicable, shall be charged by the register.

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by this bill.

19 **SECTION 57.** 59.43 (4) (a) of the statutes is amended to read:

20 59.43 (4) (a) Except as provided in par. (b), upon the request of the register of
21 deeds, any county, by board resolution, may authorize the register of deeds to
22 photograph, microfilm, or record on optical ~~disks~~ discs or in electronic format records

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1 of deeds, mortgages, or other instruments relating to real property or may authorize
2 the register of deeds to record on optical disks discs or in electronic format
3 instruments relating to security interests in accordance with the requirements of s.
4 16.61 (7) or 59.52 (14) and to store the original records within the county at a place
5 designated by the board. The storage place for the original records shall be
6 reasonably safe and shall provide for the preservation of the records authorized to
7 be stored under this paragraph. The register of deeds shall keep a photograph,
8 microfilm, or optical ~~disk~~ disc or electronic copy of such records in conveniently
9 accessible files in his or her office and shall provide for examination of such
10 reproduction or examination of a copy generated from an optical ~~disk~~ disc or
11 electronic file in enlarged, easily readable form upon request. Compliance with this
12 paragraph satisfies the requirement of sub. ~~(1)~~ (1c) (a) that the register of deeds shall
13 keep such records in his or her office. The register of deeds may make certified copies
14 reproduced from an authorized photograph, from a copy generated from optical ~~disk~~
15 disc or electronic storage, or from the original records.

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

16 **SECTION 58.** 59.43 (4) (b) of the statutes is amended to read:

17 59.43 **(4)** (b) The register of deeds may microfilm or record on optical ~~disks~~ discs
18 or in electronic format notices of lis pendens that are at least one year old, in
19 accordance with the requirements of s. 16.61 (7) or 59.52 (14) (b) to (d). The register
20 of deeds shall keep a microfilm or optical ~~disk~~ disc or electronic copy of notices of lis
21 pendens in conveniently accessible files in his or her office and shall provide for
22 examination of such reproduction or examination of a copy generated from optical
23 ~~disk~~ disc or electronic storage in enlarged, easily readable form upon request.

SENATE BILL 562**SECTION 58**

1 Compliance with this paragraph satisfies the requirement of sub. ~~(1)~~ (1c) (a) that the
2 register of deeds shall keep such records in his or her office. The register of deeds
3 may make certified copies reproduced from a copy generated from microfilm or from
4 optical ~~disk~~ disc or electronic storage. The register of deeds may destroy or move to
5 off-site storage any notice of lis pendens that has been microfilmed or recorded on
6 optical ~~disk~~ disc or in electronic format under this paragraph.

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

7 **SECTION 59.** 59.43 (12) (c) of the statutes is amended to read:

8 59.43 **(12)** (c) Notwithstanding this subsection, sub. ~~(1)~~ (1c), and ss. 16.61 (3)
9 (e), 19.21 (1) and (5), and 59.52 (4), the board may authorize the transfer of the
10 custody of all records maintained by the register of deeds under s. 342.20 (4), 1979
11 stats., to the department of transportation.

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

12 **SECTION 60.** 59.43 (12) (d) of the statutes is amended to read:

13 59.43 **(12)** (d) In a county where the board has established a system of recording
14 and indexing by means of electronic data processing, machine printed forms, or
15 optical ~~disk~~ disc storage, the process of typing, keypunching, other automated
16 machines, or optical imaging may be used to replace any handwritten entry or
17 endorsement as described in this subsection or in sub. ~~(1)~~ (1c). The various
18 documents and indexes may also be combined into a general document file with one
19 numbering sequence and one index at any time.

20 **(1b) DEFINITION.** In this ~~subsection and in sub. (1) section~~, "book," if automated
21 equipment is used, may include forms, tab or computer printed sheets as well as

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1 cards and other supply forms which although processed separately may be bound
2 after preparation.

NOTE: The provision is subdivided to separate a definition from a substantive provision and to move that definition to the beginning of the section consistent with current style. Amends cross-reference consistent with the renumbering of s. 59.43 (1) by this bill.

3 **SECTION 61.** 59.52 (14) (title), (a), (b) 1. to 4. and (d) of the statutes are amended
4 to read:

5 59.52 (14) (title) OPTICAL ~~DISK~~ DISC AND ELECTRONIC STORAGE. (a) Upon request
6 of any office, department, commission, board, or agency of the county, the board may
7 authorize any county record that is in the custody of the office, department,
8 commission, board, or agency to be transferred to, or maintained in, optical ~~disk~~ disc
9 or electronic storage in accordance with rules of the department of administration
10 under s. 16.612. The board may thereafter authorize destruction of the original
11 record, if appropriate, in accordance with sub. (4) and ss. 16.61 (3) (e) and 19.21 (5)
12 unless preservation is required by law.

13 (b) 1. The devices used to transform the record to optical ~~disk~~ disc or electronic
14 format and to generate a copy of the record from optical ~~disk~~ disc or electronic format
15 are ones ~~which~~ that accurately reproduce the content of the original.

16 2. The optical ~~disk~~ disc or electronic copy and the copy generated from optical
17 ~~disk~~ disc or electronic format comply with the minimum standards of quality for such
18 copies, as established by the rule of the department of administration under s.
19 16.612.

20 3. The record is arranged, identified, and indexed so that any individual
21 document or component of the record can be located with the use of proper
22 equipment.

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1 4. The legal custodian of the record executes a statement of intent and purpose
2 describing the record to be transferred to optical disk disc or electronic format and
3 the disposition of the original record, and executes a certificate verifying that the
4 record was received or created and transferred to optical disk disc or electronic
5 format in the normal course of business and that the statement of intent and purpose
6 is properly recorded in his or her office.

7 (d) A copy of a record generated from an original record stored on an optical ~~disk~~
8 disc or in electronic format ~~which~~ that conforms with the standards prescribed under
9 par. (b) shall be taken as ~~and~~, stand in lieu of, and have all of the effect of the original
10 record and shall be admissible in evidence in all courts and all other tribunals or
11 agencies, administrative or otherwise, in all cases where the original document is
12 admissible. A transcript, exemplification, or certified copy of such a record so
13 generated, for the purposes specified in this paragraph, is deemed to be a transcript,
14 exemplification, or certified copy of the original. An enlarged copy of any record so
15 generated, made in accordance with the standards prescribed under par. (b) and
16 certified by the custodian as provided in s. 889.18 (2), has the same effect as an
17 actual-size copy.

18 **SECTION 62.** 66.0216 of the statutes, as affected by 2015 Wisconsin Act 55, is
19 repealed.

NOTE: By the terms of s. 66.0216 (10), the section does not apply after June 30,
2010.

20 **SECTION 63.** 66.0231 of the statutes, as affected by 2015 Wisconsin Act 55, is
21 amended to read:

22 **66.0231 Notice of certain litigation affecting municipal status or**
23 **boundaries.** If a proceeding under ss. 61.187, 61.189, 61.74, 62.075, 66.0201 to

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1 66.0213, 66.0215, ~~66.0216~~, 66.02162, 66.0217, 66.0221, 66.0223, 66.0227, 66.0301
2 (6), or 66.0307 or other sections relating to an incorporation, annexation,
3 consolidation, dissolution or detachment of territory of a city or village is contested
4 by instigation of legal proceedings, the clerk of the city or village involved in the
5 proceedings shall file with the secretary of administration 4 copies of a notice of the
6 commencement of the action. The clerk shall file with the secretary of
7 administration 4 copies of any judgments rendered or appeals taken in such cases.
8 The notices or copies of judgments that are required under this section may also be
9 filed by an officer or attorney of any party of interest. If any judgment has the effect
10 of changing the municipal boundaries, the city or village clerk shall also file with the
11 county clerk or board of election commissioners the report required by s. 5.15 (4) (bg).
12 The secretary of administration shall forward to the department of transportation
13 2 copies and to the department of revenue and the department of administration one
14 copy each of any notice of action or judgment filed with the secretary of
15 administration under this section.

NOTE: Section 66.0216 is repealed by this bill.

16 **SECTION 64.** 66.1201 (9) (v) of the statutes is amended to read:

17 66.1201 (9) (v) To establish a procedure for preserving records of the authority
18 by the use of microfilm, another reproductive device, optical imaging, or electronic
19 formatting if authorized under s. 19.21 (4) (c). The procedure shall assure that copies
20 of records that are open to public inspection continue to be available to members of
21 the public requesting them. A photographic reproduction of a record or copy of a
22 record generated from optical ~~disk~~ disc or electronic storage is deemed the same as
23 an original record for all purposes if it meets the applicable standards established
24 in ss. 16.61 and 16.612.

SENATE BILL 562**SECTION 65**

1 **SECTION 65.** 66.1333 (2m) (c) and (d) (intro.) of the statutes are amended to
2 read:

3 66.1333 **(2m)** (c) “Blight elimination, slum clearance and urban renewal
4 program”, “blight elimination and urban renewal program”, “redevelopment, slum
5 clearance or urban renewal program”, “redevelopment or urban renewal program”,
6 and “redevelopment program”, mean undertakings and activities for the
7 elimination and for the prevention of the development or spread of blighted areas.

8 (d) (intro.) “Blight elimination, slum clearance and urban renewal project”,
9 “redevelopment and urban renewal project”, “redevelopment or urban renewal
10 project”, “redevelopment project”, “urban renewal project,” and “project” mean
11 undertakings and activities in a project area for the elimination and for the
12 prevention of the development or spread of slums and blight, and may involve
13 clearance and redevelopment in a project area, or rehabilitation or conservation in
14 a project area, or any combination or part of the undertakings and activities in
15 accordance with a “redevelopment plan”, “urban renewal plan”, “redevelopment or
16 urban renewal plan”, “project area plan,” or “redevelopment and urban renewal
17 plan”, either one of which means the redevelopment plan of the project area
18 prepared and approved as provided in sub. (6). These undertakings and activities
19 include all of the following:

NOTE: Conforms punctuation to current style.

20 **SECTION 66.** 66.1333 (5) (a) 5. of the statutes is amended to read:

21 66.1333 **(5)** (a) 5. Establish a procedure for preservation of the records of the
22 authority by the use of microfilm, another reproductive device, optical imaging, or
23 electronic formatting, if authorized under s. 19.21 (4) (c). The procedure shall assure
24 that copies of the records that are open to public inspection continue to be available

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1 to members of the public requesting them. A photographic reproduction of a record
2 or copy of a record generated from optical disk disc or electronic storage is deemed
3 the same as an original record for all purposes if it meets the applicable standards
4 established in ss. 16.61 and 16.612.

5 **SECTION 67.** 68.04 of the statutes is amended to read:

6 **68.04 Municipalities included.** “Municipality”, as used in In this chapter,
7 “municipality” includes any county, city, village, town, technical college district,
8 special purpose district, or board or commission thereof, and any public or
9 quasi-public corporation or board or commission created pursuant to statute,
10 ordinance, or resolution, but does not include the state, a state agency, a corporation
11 chartered by the state, or a school district as defined in s. 115.01 (3).

NOTE: Conforms sentence structure to current style for definitions.

12 **SECTION 68.** 70.03 (1) of the statutes is amended to read:

13 70.03 (1) “~~Real~~ In chs. 70 to 76, 78, and 79, “real property”,” “real estate,” and
14 “land”, ~~when used in chs. 70 to 76, 78, and 79,~~ include not only the land itself but all
15 buildings and improvements thereon, and all fixtures and rights and privileges
16 appertaining thereto, except as provided in sub. (2) and except that for the purpose
17 of time-share property, as defined in s. 707.02 (32), real property does not include
18 recurrent exclusive use and occupancy on a periodic basis or other rights, including,
19 but not limited to, membership rights, vacation services, and club memberships.

NOTE: Conforms sentence structure and punctuation to current style.

20 **SECTION 69.** 70.04 (intro.) and (2) of the statutes are amended to read:

21 **70.04 Definition of personal property.** (intro.) ~~The term “personal~~
22 ~~property”~~, as used in In chs. 70 to 79, shall include all “personal property” includes
23 all of the following:

SENATE BILL 562**SECTION 69**

1 **(1g)** All goods, wares, merchandise, chattels, and effects, of any nature or
2 description, having any real or marketable value, and not included in the term “real
3 property”, as defined in s. 70.03.

4 **(2)** ~~The term “personal property”, as used in chs. 70 to 79, shall also include~~
5 ~~irrigation~~ Irrigation implements used by a farmer, including pumps, power units to
6 drive the pumps, transmission units, sprinkler devices, and sectional piping.

NOTE: With the next 2 sections of this bill, restructures section consistent with
current style for definitions.

7 **SECTION 70.** 70.04 (1) of the statutes is renumbered 70.04 (1r) and amended to
8 read:

9 70.04 **(1r)** ~~Personal property also includes toll~~ Toll bridges; private railroads
10 and bridges; saw logs, timber, and lumber, either upon land or afloat; steamboats,
11 ships, and other vessels, whether at home or abroad; ferry boats, including the
12 franchise for running the same; ice cut and stored for use, sale, or shipment;
13 beginning May 1, 1974, manufacturing machinery and equipment as defined in s.
14 70.11 (27), and entire property of companies defined in s. 76.28 (1), located entirely
15 within one taxation district.

NOTE: See the previous section of this bill.

16 **SECTION 71.** 70.04 (3) of the statutes is amended to read:

17 70.04 **(3)** ~~“Personal property”, as used in chs. 70 to 79, includes an~~ An
18 off-premises advertising sign. In this subsection, “off-premises advertising sign”
19 means a sign that does not advertise the business or activity that occurs at the site
20 where the sign is located.

NOTE: See the previous 2 sections of this bill.

21 **SECTION 72.** 71.04 (8) (a) and (b) 1. of the statutes are amended to read:

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1 71.04 (8) (a) 1. ~~Financial~~ In this section, “financial organization”, as used in
2 ~~this section~~, means any bank, trust company, savings bank, industrial bank, land
3 bank, safe deposit company, private banker, savings and loan association, credit
4 union, cooperative bank, small loan company, sales finance company, investment
5 company, brokerage house, underwriter, or any type of insurance company.

6 2. ~~As used in~~ In this section, “financial organization” includes any subsidiary
7 of an entity described in subd. 1., if a significant purpose for the subsidiary is to hold
8 investments or if the subsidiary primarily functions to hold investments.

9 (b) 1. ~~For~~ In this section, for taxable years beginning before January 1, 2006,
10 “public utility”, ~~as used in this section~~, means any business entity described under
11 subd. 2. and any business entity which owns or operates any plant, equipment,
12 property, franchise, or license for the transmission of communications or the
13 production, transmission, sale, delivery, or furnishing of electricity, water, or steam,
14 the rates of charges for goods or services of which have been established or approved
15 by a federal, state, or local government or governmental agency.

NOTE: Restructures provisions consistent with current style for definitions.

16 **SECTION 73.** 71.26 (1) (g) (title) and (h) (title) of the statutes are created to read:

17 71.26 (1) (g) (title) *Landowner incentive program.*

18 (h) (title) *Small business job creation.*

NOTE: The other paragraphs in s. 71.26 (1) have titles.

19 **SECTION 74.** 77.91 (5) of the statutes is amended to read:

20 77.91 (5) RECORDING. Each register of deeds who receives notice of an order
21 under this subchapter shall record the action as provided under s. 59.43 (1) (1c). The
22 department shall pay the register of deeds the fee specified under s. 59.43 (2) (ag) 1.
23 from the appropriation under s. 20.370 (1) (cr). If the amount in the appropriation

SENATE BILL 562**SECTION 74**

1 under s. 20.370 (1) (cr) in any fiscal year is insufficient to pay the full amount
2 required under this subsection in that fiscal year, the department shall pay the
3 balance from the appropriation under s. 20.370 (1) (mv).

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

4 **SECTION 75.** 79.10 (1m) (title) of the statutes is created to read:

5 79.10 (1m) (title) NOTICE TO THE DEPARTMENT.

NOTE: The other subsections in s. 79.10 have titles.

6 **SECTION 76.** 89.02 (1g) of the statutes, as affected by 2015 Wisconsin Act 55,
7 is amended to read:

8 89.02 (1g) "Administer", when used in reference to administering a drug to an
9 animal, means directly applying the drug, whether by injection, ingestion, or any
10 other means, to the body of the animal.

NOTE: Conforms punctuation to current style.

11 **SECTION 77.** 93.73 (8) of the statutes is amended to read:

12 93.73 (8) ACCEPTANCE AND RECORDING OF EASEMENT. A cooperating entity that
13 purchases an agricultural conservation easement under sub. (7) shall submit the
14 agricultural conservation easement to the department for its acceptance. Upon
15 acceptance by the department, the cooperating entity shall promptly record the
16 agricultural conservation easement and acceptance with the register of deeds of the
17 county in which the land subject to the agricultural conservation easement is located
18 and shall provide to the department a copy of the recorded instrument conveying the
19 agricultural conservation easement, certified by the register of deeds under s. 59.43
20 ~~(1)~~ (1c) (i).

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

21 **SECTION 78.** 98.02 (2) of the statutes is amended to read:

SENATE BILL 562**SECTION 78**

1 98.02 (2) ~~The term “barrel”, “Barrel,”~~ when used in connection with fermented
2 malt beverages, means a unit of 31 gallons. ~~The term “ton” “Ton”~~ means a unit of
3 2,000 pounds avoirdupois weight. ~~The term “cord”, “Cord,”~~ when used in connection
4 with wood intended for fuel purposes, means the amount of wood that is contained
5 in a space of 128 cubic feet when the wood is ranked and well stowed.

NOTE: Deletes superfluous language and conforms punctuation to current style.

6 **SECTION 79.** 108.15 (1) of the statutes is renumbered 108.15 (1r) and amended
7 to read:

8 108.15 (1r) BENEFIT PAYMENTS. Benefits shall be payable from the fund to any
9 public employee, if unemployed and otherwise eligible, based on “employment” by
10 any government unit ~~which~~ that is an “employer” covered by this chapter.

NOTE: Renumbers provision to accommodate the renumbering of s. 108.15 (7) (a)
by this bill. Removes unnecessary quotation marks.

11 **SECTION 80.** 108.15 (7) (a) of the statutes is renumbered 108.15 (1g) and
12 amended to read:

13 108.15 (1g) DEFINITION. ~~“State”, as used in In~~ this section, “state” includes all
14 state constitutional offices, all branches of state government, all agencies,
15 departments, boards, commissions, councils, committees, and all other parts or
16 subdivisions of state government however organized or designated.

NOTE: Restructures sentence consistent with current style for definitions.
Renumbers definition to beginning of section consistent with current style.

17 **SECTION 81.** 114.65 (1), (2) (a) 1., 2. and 5. and (3) (a) of the statutes are
18 amended to read:

19 114.65 (1) (a) Subject to rules promulgated by the department of
20 administration under s. 16.611, the authority may transfer to or maintain in optical

SENATE BILL 562**SECTION 81**

1 ~~disk~~ disc or electronic format any record in its custody and retain the record in that
2 format only.

3 (b) Subject to rules promulgated by the department of administration under s.
4 16.611, the authority shall maintain procedures to ensure the authenticity, accuracy,
5 reliability, and accessibility of records transferred to or maintained in optical ~~disk~~
6 disc or electronic format under par. (a).

7 (c) Subject to rules promulgated by the department of administration under s.
8 16.611, if the authority transfers to or maintains in optical ~~disk~~ disc or electronic
9 format any records in its custody, the authority shall ensure that the records stored
10 in that format are protected from unauthorized destruction.

11 (2) (a) 1. Any device used to reproduce the record on film or to transfer the
12 record to optical ~~disk~~ disc or electronic format and generate a copy of the record from
13 optical ~~disk~~ disc or electronic format accurately reproduces the content of the
14 original.

15 2. The reproduction is on film which complies with the minimum standards of
16 quality for microfilm reproductions, as established by rule of the public records
17 board, or the copy generated from optical ~~disk~~ disc or electronic format comply with
18 the minimum standards of quality for such copies, as established by rule of the
19 department of administration under s. 16.611.

20 5. The custodian of the record designated by the authority executes a statement
21 of intent and purpose describing the record to be reproduced or transferred to optical
22 ~~disk~~ disc or electronic format and the disposition of the original record, and executes
23 a certificate verifying that the record was received or created and microfilmed or
24 transferred to optical ~~disk~~ disc or electronic format in the normal course of business
25 and files the statement in the offices of the authority.

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1 **(3)** (a) Any microfilm reproduction of a record of the authority meeting the
2 requirements of sub. (2) or copy of a record of the authority generated from an
3 original record stored in optical ~~disk~~ disc or electronic format in compliance with this
4 section shall be taken as, stand in lieu of, and have all the effect of the original
5 document and shall be admissible in evidence in all courts and all other tribunals or
6 agencies, administrative or otherwise, in all cases where the original document is
7 admissible.

8 **SECTION 82.** 118.125 (3) of the statutes is amended to read:

9 118.125 **(3)** MAINTENANCE OF RECORDS. Each school board shall adopt rules in
10 writing specifying the content of pupil records and the time during which pupil
11 records shall be maintained. No behavioral records may be maintained for more than
12 one year after the pupil ceases to be enrolled in the school, unless the pupil specifies
13 in writing that his or her behavioral records may be maintained for a longer period.
14 A pupil's progress records shall be maintained for at least 5 years after the pupil
15 ceases to be enrolled in the school. A school board may maintain the records on
16 microfilm, on an optical ~~disk~~ disc, or in electronic format if authorized under s. 19.21
17 (4) (c), or in such other form as the school board deems appropriate. A school board
18 shall maintain law enforcement officers' records obtained under s. 48.396 (1) or
19 938.396 (1) (b) 2. or (c) 3. separately from a pupil's other pupil records. Rules adopted
20 under this subsection shall be published by the school board as a class 1 notice under
21 ch. 985.

22 **SECTION 83.** 160.01 (1) of the statutes is amended to read:

23 160.01 **(1)** "Department", when used without qualification, means the
24 department of natural resources.

NOTE: Conforms punctuation to current style.

SENATE BILL 562**SECTION 84**

1 **SECTION 84.** 170.10 (title) of the statutes is repealed and recreated to read:

2 **170.10 (title) Disposition of found goods or money.**

 NOTE: Conforms title to the subject matter of s. 170.10. The prior title read:
"Payment to town."

3 **SECTION 85.** 180.0103 (5) of the statutes is amended to read:

4 180.0103 (5) "Corporation" or "domestic corporation", except as used in sub.
5 (9), means a corporation for profit that is not a foreign corporation and that is
6 incorporated under or subject to this chapter. "Corporation" or "domestic
7 corporation" includes, to the extent provided under s. 180.1703, a corporation with
8 capital stock but not organized for profit.

 NOTE: Conforms punctuation to current style.

9 **SECTION 86.** 186.71 (2) of the statutes is amended to read:

10 186.71 (2) Any photographic, photostatic, or miniature photographic copy or
11 reproduction or copy reproduced from a film record or any copy of a record generated
12 from optical disk disc storage of a credit union record is considered to be an original
13 record for all purposes and shall be treated as an original record in all courts or
14 administrative agencies for the purpose of its admissibility in evidence. A facsimile,
15 exemplification, or certified copy of any such photographic copy or reproduction, copy
16 reproduced from a film record, or copy generated from optical disk disc storage of a
17 record shall, for all purposes, be considered a facsimile, exemplification, or certified
18 copy of the original record.

19 **SECTION 87.** 214.75 (5) (b) of the statutes is amended to read:

20 214.75 (5) (b) Any photographic, photostatic, or miniature photographic copy
21 or reproduction or copy reproduced from a film record or any copy of a record
22 generated by optical disk disc storage of a savings bank record shall be considered
23 to be an original record for all purposes and shall be treated as an original record in

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1 all courts or administrative agencies for the purpose of its admissibility in evidence.
2 A facsimile, exemplification, or certified copy of a photographic copy or reproduction,
3 copy reproduced from a film record, or copy generated from optical ~~disk~~ disc storage
4 of a record shall, for all purposes, be considered to be a facsimile, exemplification, or
5 certified copy of the original record.

6 **SECTION 88.** 215.26 (4) (b) of the statutes is amended to read:

7 215.26 (4) (b) Any photographic, photostatic, or miniature photographic copy
8 or reproduction or copy reproduced from a film record or any copy of a record
9 generated by optical ~~disk~~ disc storage of an association record shall be deemed to be
10 an original record for all purposes and shall be treated as an original record in all
11 courts or administrative agencies for the purpose of its admissibility in evidence. A
12 facsimile, exemplification, or certified copy of any such photographic copy or
13 reproduction, copy reproduced from a film record, or copy generated from optical ~~disk~~
14 disc storage of a record shall, for all purposes, be deemed a facsimile, exemplification,
15 or certified copy of the original record.

16 **SECTION 89.** 220.285 (2) of the statutes is amended to read:

17 220.285 (2) Any photographic, photostatic, or miniature photographic copy or
18 reproduction or copy reproduced from a film record or any copy of a record generated
19 from optical ~~disk~~ disc storage of a bank record or record of a licensee or registered
20 person is considered to be an original record for all purposes and shall be treated as
21 an original record in all courts or administrative agencies for the purpose of its
22 admissibility in evidence. A facsimile, exemplification, or certified copy of any such
23 photographic copy or reproduction, copy reproduced from a film record, or copy
24 generated from optical ~~disk~~ disc storage of a record shall, for all purposes, be
25 considered a facsimile, exemplification, or certified copy of the original record.

SENATE BILL 562**SECTION 90**

1 **SECTION 90.** 227.01 (2) of the statutes is amended to read:

2 227.01 (2) “Code,” when used without further modification, means the
3 Wisconsin administrative code under s. 35.93.

NOTE: Conforms punctuation to current style.

4 **SECTION 91.** 227.21 (2) (b) of the statutes is amended to read:

5 227.21 (2) (b) The attorney general shall consent to incorporation by reference
6 only in a rule of limited public interest and in a case where the incorporated
7 standards are readily available in published form or are available on optical disk disc
8 or in another electronic format. Each rule containing an incorporation by reference
9 shall state how the material incorporated may be obtained and, except as provided
10 in s. 601.41 (3) (b), that the standards are on file at the offices of the agency and the
11 legislative reference bureau.

12 **SECTION 92.** 228.01 of the statutes is amended to read:

13 **228.01 Recording of documents and public records by mechanical**
14 **process authorized.** Whenever any officer of any county having a population of
15 500,000 or more is required or authorized by law to file, record, copy, recopy, or
16 replace any document, court order, plat, paper, written instrument, writings, record,
17 or book of record, on file or of record in his or her office, notwithstanding any other
18 provisions in the statutes, the officer may do so by photostatic, photographic,
19 microphotographic, microfilm, optical imaging, electronic formatting, or other
20 mechanical process which that produces a clear, accurate, and permanent copy or
21 reproduction of the original document, court order, plat, paper, written instrument,
22 writings, record, or book of record in accordance with the standards specified under
23 ss. 16.61 (7) and 16.612. Any such officer may also reproduce by such processes or
24 transfer from optical disk disc or electronic storage any document, court order, plat,

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1 paper, written instrument, writings, record, or book of record ~~which~~ that has
2 previously been filed, recorded, copied, or recopied. Optical imaging or electronic
3 formatting of any document is subject to authorization under s. 59.52 (14) (a).

4 **SECTION 93.** 228.03 (1) of the statutes is amended to read:

5 228.03 (1) A photographic reproduction of an original document, court order,
6 plat, paper, written instrument, writing, record, book of record, file, or other
7 material, or a copy of material generated from optical disk disc or electronic storage
8 of the original material, bearing upon or pertinent to the activities and functions of
9 any county office, department, agency, board, commission, court, or institution, in
10 counties having a population of 500,000 or more, is deemed to be an original for all
11 purposes, if it meets the applicable standards established in ss. 16.61 and 16.612.

12 **SECTION 94.** 228.03 (2) of the statutes is amended to read:

13 228.03 (2) Any photographic reproduction of an original record meeting the
14 standards prescribed in s. 16.61 (7) or copy of a record generated from an original
15 record stored in optical disk disc or electronic format in compliance with ss. 16.61 and
16 16.612 shall be taken as ~~and~~, stand in lieu of, and have all of the effect of the original
17 record and shall be admissible in evidence in all courts and all other tribunals or
18 agencies, administrative or otherwise, in all cases where the original document is
19 admissible. A transcript, exemplification, or certified copy of such a reproduction of
20 an original record, or certified copy of a record generated from an original record
21 stored in optical disk disc or electronic format, for the purposes specified in this
22 subsection, is deemed to be a transcript, exemplification, or certified copy of the
23 original. The custodian of a photographic reproduction shall place the reproduction
24 or optical disk disc in conveniently accessible storage and shall make provision for
25 preserving, examining, and using the reproduction of the record or generating a copy

SENATE BILL 562**SECTION 94**

1 of the record from optical ~~disk~~ disc or electronic storage. An enlarged copy of a
2 photographic reproduction of a record made in accordance with the standards
3 specified in s. 16.61 (7) or an enlarged copy of a record generated from an original
4 record stored in optical ~~disk~~ disc or electronic format in compliance with ss. 16.61 and
5 16.612 that is certified by the custodian as provided in s. 889.18 (2) has the same
6 effect as an actual-size copy.

7 **SECTION 95.** 229.24 (4) (a) of the statutes is renumbered 229.24 (4) (a) (intro.)
8 and amended to read:

9 229.24 (4) (a) (intro.) ~~The word “convention” when used in In this subsection;~~

10 1. “Convention” means a county, state, or national assembly of ~~duly~~ authorized,
11 chosen, or elected delegates or representatives meeting to accomplish some specific
12 commercial, industrial, labor, civil, social, scientific, or educational object.

NOTE: Conforms definition provision to current style. Deletes unnecessary word.
See the next section of this bill.

13 **SECTION 96.** 229.24 (4) (b) of the statutes is renumbered 229.24 (4) (a) 2. and
14 amended to read:

15 229.24 (4) (a) 2. ~~The term “patriotic~~ “Patriotic affairs” in this subsection means
16 affairs given for the encouragement and support of the government in time of war,
17 or for the benefit and support of soldiers, sailors, or marines who have been, or are
18 in the service of the United States, including memorial exercises, exhibitions, fairs,
19 reunions, entertainments, or barracks for such persons, and to all of which affairs
20 the public is admitted without charge.

NOTE: Conforms definition provision to current style. See the previous section of
this bill.

21 **SECTION 97.** 230.03 (10m) of the statutes is amended to read:

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1 230.03 **(10m)** “Gender group”, when used in connection with affirmative
2 action under this chapter, does not include groups discriminated against because of
3 sexual orientation, as defined in s. 111.32 (13m).

NOTE: Conforms punctuation to current style.

4 **SECTION 98.** 233.12 (1), (2) (a) (intro.), 1., 2., 4. and 5. and (3) of the statutes are
5 amended to read:

6 233.12 **(1)** (a) Subject to rules promulgated by the department of
7 administration under s. 16.611, the authority may transfer to or maintain in optical
8 ~~disk~~ disc or electronic format any record in its custody and retain the record in that
9 format only.

10 (b) Subject to rules promulgated by the department of administration under s.
11 16.611, the authority shall maintain procedures to ensure the authenticity, accuracy,
12 reliability, and accessibility of records transferred to or maintained in optical ~~disk~~
13 disc or electronic format under par. (a).

14 (c) Subject to rules promulgated by the department of administration under s.
15 16.611, if the authority transfers to or maintains in optical ~~disk~~ disc or electronic
16 format any records in its custody, the authority shall ensure that the records stored
17 in that format are protected from unauthorized destruction.

18 **(2)** (a) (intro.) Any microfilm reproduction of an original record of the authority,
19 or a copy generated from an original record stored in optical ~~disk~~ disc or electronic
20 format, is considered an original record if all of the following conditions are met:

21 1. Any device used to reproduce the record on film or to transfer the record to
22 optical ~~disk~~ disc or electronic format and generate a copy of the record from optical
23 ~~disk~~ disc or electronic format accurately reproduces the content of the original.

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1 2. The reproduction is on film which complies with the minimum standards of
2 quality for microfilm reproductions, as established by rule of the public records
3 board, or the optical ~~disk~~ disc or electronic copy and the copy generated from optical
4 ~~disk~~ disc or electronic format comply with the minimum standards of quality for such
5 copies, as established by rule of the department of administration under s. 16.611.

6 4. The record is arranged, identified, and indexed so that any individual
7 document or component of the record can be located with the use of proper
8 equipment.

9 5. The custodian of the record designated by the authority executes a statement
10 of intent and purpose describing the record to be reproduced or transferred to optical
11 ~~disk~~ disc or electronic format and the disposition of the original record, and executes
12 a certificate verifying that the record was received or created and microfilmed or
13 transferred to optical ~~disk~~ disc or electronic format in the normal course of business
14 and files the statement in the offices of the authority.

15 **(3)** (a) Any microfilm reproduction of a record of the authority meeting the
16 requirements of sub. (2) or copy of a record of the authority generated from an
17 original record stored in optical ~~disk~~ disc or electronic format in compliance with this
18 section shall be taken as, stand in lieu of, and have all the effect of the original
19 document and shall be admissible in evidence in all courts and all other tribunals or
20 agencies, administrative or otherwise, in all cases where the original document is
21 admissible.

22 (b) Any enlarged copy of a microfilm reproduction of a record of the authority
23 made as provided by this section or any enlarged copy of a record of the authority
24 generated from an original record stored in optical ~~disk~~ disc or electronic format in

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1 compliance with this section that is certified by the custodian as provided in s. 889.08
2 shall have the same force as an actual-size copy.

3 **SECTION 99.** 234.35 (1) of the statutes is amended to read:

4 234.35 (1) In this section, “minority business”, “minority financial adviser,”
5 and “minority investment firm” mean a business, financial adviser, and investment
6 firm, respectively, certified by the department of administration under s. 16.287 (2).

NOTE: Conforms punctuation to current style.

7 **SECTION 100.** 240.001 of the statutes is created to read:

8 **240.001 Definitions.** In this chapter:

9 (1) “Conveyance” includes every instrument in writing except a last will and
10 testament, whatever its form, and by whatever name it is known in law, by which any
11 estate or interest in lands is created, aliened, assigned, or surrendered.

12 (2) “Estate and interest in lands” includes every estate and interest, freehold
13 and chattel, legal and equitable, present and future, vested and contingent, in lands.

14 (3) “Lands” means lands, tenements, and hereditaments.

NOTE: Sections 243.03 and 243.04, which contain definitions applicable to chs. 240
and 243 are renumbered to the beginning of ch. 243 as s. 243.001, amended to modernize
language, and made applicable only to ch. 243 by this bill. This section creates a section
identical to s. 243.001, as renumbered and amended, in order to provide identical
definitions applicable to ch. 240.

15 **SECTION 101.** 241.05 of the statutes is renumbered 241.05 (2).

NOTE: Sections 241.05 to 241.07 relate to a single subject and are combined into
a single section consistent with current style. See the next 2 sections of this bill.

16 **SECTION 102.** 241.06 of the statutes is renumbered 241.05 (1) and amended to
17 read:

18 241.05 (1) ~~“CREDITORS” DEFINED. The term In this section, “creditors,” as used~~
19 ~~in s. 241.05, shall be construed to include”~~ includes all persons who shall be creditors

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1 of the vendor or assignor at any time while ~~such~~ the goods and chattels ~~shall~~
2 described in sub. (2) remain in the vendor's or assignor's possession or control.

NOTE: Moves a definition applicable to s. 241.05 to that section and restructures the sentence consistent with current style. See the next and previous sections of this bill.

3 **SECTION 103.** 241.07 of the statutes is renumbered 241.05 (3) and amended to
4 read:

5 241.05 (3) ~~EXCEPTED CASES.~~ Nothing contained in ~~ss. 241.05 and 241.06~~ this
6 section shall be construed to apply to contracts of bottomry or respondentia, nor to
7 assignments or hypothecations of vessels or goods at sea or in foreign ports, or
8 without this state; provided, the assignee or mortgagee shall take possession of such
9 ship, vessels, or goods as soon as may be after the arrival thereof within this state.

NOTE: See the previous 2 sections of this bill.

10 **SECTION 104.** 243.001 (intro.) of the statutes is created to read:

11 **243.001 Definitions.** (intro.) In this chapter:

NOTE: Sections 243.03 and 243.04, which contain definitions, are renumbered to the beginning of the chapter consistent with current style. This section creates a necessary title and introductory provision for those definitions. See the next 2 sections of this bill.

12 **SECTION 105.** 243.03 of the statutes is renumbered 243.001 (3) and amended
13 to read:

14 243.001 (3) ~~"LANDS" DEFINED.~~ The term "lands", as used in ~~chs. 240 to 243,~~ shall
15 ~~be construed as coextensive in meaning with "lands~~ "Lands" means lands,
16 ~~tenements, and hereditaments"; and the term "estate.~~

17 (2) "Estate and interest in lands" shall be construed to embrace includes every
18 estate and interest, freehold and chattel, legal and equitable, present and future,
19 vested and contingent, in lands ~~as above defined.~~

NOTE: Restructures and modernizes the language of a definition provision and places it at the beginning of chapter 243, to which it applies, consistent with current style. Identical definition provisions for ch. 240 are created in s. 240.001 by this bill. The

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defined terms are not used in the text of chs. 241 and 242. See also the next section of this bill.

1 **SECTION 106.** 243.04 of the statutes is renumbered 243.001 (1) and amended
2 to read:

3 243.001 (1) ~~“CONVEYANCE” DEFINED. The term “conveyance,” as used in chs. 240,~~
4 ~~241 and 243, shall be construed to embrace~~ “Conveyance” includes every instrument
5 in writing except a last will and testament, whatever ~~may be~~ its form, and by
6 whatever name it ~~may be~~ is known in law, by which any estate or interest in lands
7 is created, aliened, assigned, or surrendered.

NOTE: Restructures and modernizes the language of a definition provision and places it at the beginning of ch. 243, to which it applies, consistent with current style. The defined term is not used in the text of ch. 241. An identical definition provision for ch. 240 is created in s. 240.001 by this bill. See also the previous section of this bill.

8 **SECTION 107.** 281.165 (3) (b) of the statutes is amended to read:

9 281.165 (3) (b) Before any person engages in the activity described in par. (a),
10 the U.S. ~~Army Corps~~ army corps of ~~Engineers~~ engineers shall have issued a permit
11 for the activity that contains a mitigation plan that requires the creation of at least
12 1.5 acres of wetland for each acre of wetland affected by the activity.

NOTE: Conforms capitalization to current style.

13 **SECTION 108.** 283.31 (2) (b) of the statutes is amended to read:

14 283.31 (2) (b) Any discharge which the secretary of the army acting through
15 the chief of the U.S. army corps of engineers has objected to in writing on the ground
16 that anchorage and navigation would be substantially impaired.

NOTE: Conforms agency reference to current style.

17 **SECTION 109.** 295.465 (1) (intro.) and (4) of the statutes are amended to read:

18 295.465 (1) (intro.) Except as provided in sub. (3), at least 12 months before
19 filing an application for a mining permit under s. 295.47, a person proposing to
20 engage in a mining project shall notify the department and the U.S. ~~Army Corps~~

SENATE BILL 562**SECTION 109**

1 army corps of ~~Engineers~~ engineers in writing of the intention to file an application
2 for a mining permit. After receiving the notification, the department shall hold at
3 least one meeting with the person to make a preliminary assessment of the project's
4 scope, to make an analysis of alternatives, to identify potential interested persons,
5 and to ensure that the person making the proposal is aware of all of the following:

6 (4) After providing notice to the U.S. ~~Army Corps~~ army corps of ~~Engineers~~
7 engineers under sub. (1), a person shall make a good faith effort to meet with the U.S.
8 ~~Army Corps~~ army corps of ~~Engineers~~ engineers to discuss the mining project, the
9 environmental impact report, and information related to federal requirements that
10 may be applicable to the mining project.

NOTE: Conforms capitalization to current style.

11 **SECTION 110.** 295.57 (4) (b) 7. and (7) (a) 1. of the statutes are amended to read:

12 295.57 (4) (b) 7. The federal environmental protection agency, U.S. ~~Army Corps~~
13 army corps of ~~Engineers~~ engineers, and states potentially affected by the proposed
14 discharge if a water discharge permit under ch. 283 or a wetland permit that
15 constitutes a water quality certification as required by 33 USC 1341 (a) is to be
16 considered at the public informational hearing.

17 (7) (a) 1. An extension is necessary to enable the department and the U.S. ~~Army~~
18 ~~Corps~~ army corps of ~~Engineers~~ engineers to jointly prepare their environmental
19 impact statements.

NOTE: Conforms capitalization to current style.

20 **SECTION 111.** 295.60 (2) and (4) (e) of the statutes are amended to read:

21 295.60 (2) WETLAND DETERMINATIONS AND DELINEATIONS. For purposes of this
22 section, wetland determinations and wetland boundary delineations shall be
23 consistent with the U.S. ~~Army Corps~~ army corps of ~~Engineers~~ engineers 1987

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1 Wetlands Delineation Manual and any final regional supplement to the manual.
2 Any owner or lessee of land, or a holder of an easement in land, may request that the
3 department provide a wetland determination or wetland boundary delineation for
4 an application for a wetland individual permit under this section or for another
5 approval for which a wetland impact evaluation is required. The department may
6 rely on wetland determinations and wetland boundary delineations made by other
7 agencies and consultants. If the applicant has provided information to the
8 department that is identified in the manual or any final regional supplement as
9 being sufficient to make a wetland determination or a delineation of boundaries, the
10 department may visit a mining site to conduct surveys or gather additional
11 site-specific quantitative data provided that the department does not discontinue
12 the processing of the application to do so.

13 (4) (e) *Method for assessing impacts.* In issuing a wetland individual permit
14 under this section or in conducting a wetland impact evaluation, the department
15 shall determine the impact of a proposed discharge or other activity upon the
16 wetland functional values by using wetland ecological evaluation methods that are
17 jointly accepted by the U.S. Army Corps army corps of Engineers engineers and the
18 department and that are appropriate to the affected wetland.

NOTE: Conforms capitalization to current style.

19 **SECTION 112.** 340.01 (15q) of the statutes is renumbered 340.01 (38r).

NOTE: Places definition in alphabetical order.

20 **SECTION 113.** 345.20 (1) (a) of the statutes is amended to read:

21 345.20 (1) (a) “Judge” has the meaning specified in s. 967.02 (6) (2m).

NOTE: See the renumbering of s. 967.02 (6) by this bill.

22 **SECTION 114.** 409.102 (1) (ag) of the statutes is amended to read:

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1 409.102 (1) (ag) “Account”, except as used in “account for”, means a right to
2 payment of a monetary obligation, whether or not earned by performance; for
3 property that has been or is to be sold, leased, licensed, assigned, or otherwise
4 disposed of; for services rendered or to be rendered; for a policy of insurance issued
5 or to be issued; for a secondary obligation incurred or to be incurred; for energy
6 provided or to be provided; for the use or hire of a vessel under a charter or other
7 contract; arising out of the use of a credit or charge card or information contained on
8 or for use with the card; or as winnings in a lottery or other game of chance operated
9 or sponsored by a state, governmental unit of a state, or person licensed or authorized
10 to operate the game by a state or governmental unit of a state. The term includes
11 health-care-insurance receivables. The term does not include rights to payment
12 evidenced by chattel paper or an instrument; commercial tort claims; deposit
13 accounts; investment property; letter-of-credit rights or letters of credit; or rights
14 to payment for money or funds advanced or sold, other than rights arising out of the
15 use of a credit or charge card or information contained on or for use with the card.

NOTE: Conforms punctuation to current style.

16 **SECTION 115.** 409.102 (1) (as) (intro.) of the statutes is amended to read:

17 409.102 (1) (as) (intro.) “Accounting”, except as used in “accounting for”,
18 means a record:

NOTE: Conforms punctuation to current style.

19 **SECTION 116.** 409.102 (1) (mg) of the statutes is amended to read:

20 409.102 (1) (mg) “Jurisdiction of organization”, with respect to a registered
21 organization, means the jurisdiction under whose law the organization is formed or
22 organized.

NOTE: Conforms punctuation to current style.

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1 **SECTION 117.** 409.102 (1) (pg) (intro.) of the statutes is amended to read:

2 409.102 (1) (pg) (intro.) “Person related to,” with respect to an individual,
3 means:

NOTE: Conforms punctuation to current style.

4 **SECTION 118.** 409.102 (1) (ps) (intro.) of the statutes is amended to read:

5 409.102 (1) (ps) (intro.) “Proceeds,” except as used in s. 409.609 (2), means the
6 following property:

NOTE: Conforms punctuation to current style.

7 **SECTION 119.** 409.102 (1) (r) of the statutes is amended to read:

8 409.102 (1) (r) “Record,” except as used in “for record,” “of record,” “record
9 or legal title,” and “record owner,” means information that is inscribed on a tangible
10 medium or ~~which~~ that is stored in an electronic or other medium and is retrievable
11 in perceivable form.

NOTE: Conforms punctuation to current style.

12 **SECTION 120.** 409.102 (1) (sg) (intro.) of the statutes is amended to read:

13 409.102 (1) (sg) (intro.) “Send,” in connection with a record or notification,
14 means:

NOTE: Conforms punctuation to current style.

15 **SECTION 121.** 440.01 (1) (d) of the statutes is amended to read:

16 440.01 (1) (d) “Limit,” when used in reference to limiting a credential, means
17 to impose conditions and requirements upon the holder of the credential, to restrict
18 the scope of the holder’s practice, or both.

NOTE: Conforms punctuation to current style.

19 **SECTION 122.** 440.01 (1) (f) of the statutes is amended to read:

SENATE BILL 562**SECTION 122**

1 440.01 (1) (f) “Revoke”, when used in reference to revoking a credential, means
2 to completely and absolutely terminate the credential and all rights, privileges, and
3 authority previously conferred by the credential.

NOTE: Conforms punctuation to current style.

4 **SECTION 123.** 440.01 (1) (h) of the statutes is amended to read:

5 440.01 (1) (h) “Suspend”, when used in reference to suspending a credential,
6 means to completely and absolutely withdraw and withhold for a period of time all
7 rights, privileges, and authority previously conferred by the credential.

NOTE: Conforms punctuation to current style.

8 **SECTION 124.** 631.02 of the statutes is amended to read:

9 **631.02 Definition.** “Interest of the insured”, when used in an insurance
10 policy, includes the interest of the named insured and of any other person with whom
11 the named insured holds the insured property in joint tenancy or as marital property.

NOTE: Conforms punctuation to current style.

12 **SECTION 125.** 706.01 (7) of the statutes is amended to read:

13 706.01 (7) “Homestead”, ~~as used in this chapter,~~ means the dwelling, and so
14 much of the land surrounding it as is reasonably necessary for use of the dwelling
15 as a home, but not less than one-fourth acre, if available, and not exceeding 40 acres.

NOTE: Deletes redundant phrase.

16 **SECTION 126.** 753.06 (2) (a), (5) (b), (6) (c) and (e), (7) (f) and (h), (9) (f) and (10)
17 (am), (d) and (k) of the statutes are amended to read:

18 753.06 (2) (a) Kenosha County. The circuit has ~~7 branches. Commencing~~
19 ~~August 1, 2009, the circuit has 8 branches.~~

20 (5) (b) Green County. The circuit has ~~one branch. Commencing August 1, 2009,~~
21 ~~the circuit has 2 branches.~~

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1 **(6)** (c) Dodge County. The circuit has ~~3 branches. Commencing August 1, 2008,~~
2 ~~the circuit has 4 branches.~~

3 (e) Juneau County. The circuit has ~~one branch. Commencing August 1, 2008,~~
4 ~~the circuit has 2 branches.~~

5 **(7)** (f) La Crosse County. The circuit has ~~4 branches. Commencing~~
6 ~~August 1, 1999, the circuit has 5 branches.~~

7 (h) Monroe County. The circuit has ~~2 branches. Commencing August 1, 2010,~~
8 ~~the circuit has 3 branches.~~

9 **(9)** (f) Lincoln County. The circuit has ~~one branch. Commencing~~
10 ~~August 1, 1999, the circuit has 2 branches.~~

11 **(10)** (am) Barron County. The circuit has ~~2 branches. Commencing August 1,~~
12 ~~2008, the circuit has 3 branches.~~

13 (d) Chippewa County. The circuit has ~~2 branches. Commencing August 1,~~
14 ~~2008, the circuit has 3 branches.~~

15 (k) St. Croix County. The circuit has ~~3 branches. Commencing August 1, 2008,~~
16 ~~the circuit has 4 branches.~~

NOTE: Removes obsolete transition provisions.

17 **SECTION 127.** 758.01 (2) of the statutes is amended to read:

18 758.01 **(2)** The supreme court may establish and charge fees for photocopying,
19 microfilm copying, books, generation of copies of documents from optical disk disc or
20 electronic storage, computer services, and other services provided by the state law
21 library. The fees are subject to the cost limitations under ss. 19.35 (3) and 20.908.

22 **SECTION 128.** 766.56 (2) (a) of the statutes is amended to read:

23 766.56 **(2)** (a) The recording, under s. 59.43 ~~(1)~~ (1c) (r), of a marital property
24 agreement or a unilateral statement or revocation under s. 766.59 does not constitute

SENATE BILL 562**SECTION 128**

1 actual or constructive notice to 3rd parties. This paragraph does not affect the
2 application of ch. 706.

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

3 **SECTION 129.** 766.58 (11) of the statutes is amended to read:

4 766.58 (11) Married persons or persons intending to marry each other may
5 record a marital property agreement in the county register of deeds office under s.
6 59.43 (1) ~~(1)~~ (1c) (r).

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

7 **SECTION 130.** 766.59 (2) (c) of the statutes is amended to read:

8 766.59 (2) (c) The executing spouse may record the statement in the county
9 register of deeds office under s. 59.43 (1) ~~(1)~~ (1c) (r).

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

10 **SECTION 131.** 766.59 (4) of the statutes is amended to read:

11 766.59 (4) A statement may be revoked in writing by the executing spouse. The
12 revoking spouse shall notify the other spouse of the revocation by personally
13 delivering a copy to the other spouse or by sending a copy by certified mail to the other
14 spouse's last-known address. The revoking spouse may record the revocation in the
15 county register of deeds office under s. 59.43 (1) ~~(1)~~ (1c) (r).

NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by
this bill.

16 **SECTION 132.** 779.97 (4) (a) 2. of the statutes is amended to read:

17 779.97 (4) (a) 2. Any other officer described in sub. (2), the officer shall make
18 the endorsements required under s. 59.43 (1) ~~(1)~~ (1c) (e) and (f) and forthwith file or
19 record the notice and enter it in the index under s. 59.43 (9). Notices under this
20 subdivision are subject to s. 59.43 (4) (a).

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NOTE: Amends cross-reference consistent with the renumbering of s. 59.43 (1) by this bill.

1 **SECTION 133.** 779.97 (4) (b) 2. of the statutes is amended to read:

2 779.97 (4) (b) 2. If a certificate of release is presented to the department of
3 financial institutions for filing, the filing officer shall cause the certificate to be dealt
4 with in accordance with s. 409.513 as if the certificate were a termination statement
5 within the meaning of chs. 401 to 411, and the filing officer may remove the notice
6 of federal lien and any related refiling of a notice of lien, certificate of nonattachment,
7 discharge, or subordination from the files at any time after receipt of the certificate
8 of release, but the department of financial institutions shall keep the certificate of
9 release or a microfilm or other photographic record or optical ~~disk~~ disc or electronic
10 record of the certificate of release in a file, separate from those containing currently
11 effective notices of liens, for a period of 30 years after the date of filing of the
12 certificate of release.

13 **SECTION 134.** 801.01 (1) of the statutes is amended to read:

14 801.01 (1) KINDS. Proceedings in the courts are divided into actions and special
15 proceedings. “Action”, as used in In chs. 801 to 847, “action” includes “special
16 proceeding” unless a specific provision of procedure in special proceedings exists.

NOTE: Restructures section consistent with current style for definitions.

17 **SECTION 135.** 851.065 of the statutes is amended to read:

18 **851.065 Devise.** “Devise”, when used as a noun, means a testamentary
19 disposition of any real or personal property by will. “Devise”, when used as a verb,
20 means to dispose of any real or personal property by will.

NOTE: Conforms punctuation to current style.

21 **SECTION 136.** 851.72 (2) of the statutes is amended to read:

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1 851.72 (2) Keep a court record of every proceeding in the court under chs. 54
2 and 851 to 879 under its proper title, a brief statement of the nature of the proceeding
3 and of all papers filed therein, with the date of filing and a reference to where minute
4 records can be found or to the microfilm or optical ~~disk~~ disc or electronic file where
5 papers have been stored so that the court record is a complete index or brief history
6 of each proceeding from beginning to final disposition.

7 **SECTION 137.** 851.72 (5) of the statutes is amended to read:

8 851.72 (5) Keep an alphabetical index to the court record and the file
9 containing the original documents or microfilm, optical ~~disk~~ disc, or electronic copies
10 thereof.

11 **SECTION 138.** 853.09 (2) of the statutes is amended to read:

12 853.09 (2) DUTY OF REGISTER IN PROBATE. The register in probate shall issue a
13 receipt for the deposit of the will and shall maintain a registry of all wills deposited.
14 The original will, unless withdrawn under sub. (3) or opened in accordance with s.
15 856.03 after death of the testator, shall be kept on file for the period provided in SCR
16 chapter 72; thereafter the register may either retain the original will or open the
17 envelope, copy or reproduce the will for confidential record storage purposes by
18 microfilm, optical ~~disk~~ disc, electronic format, or other method of comparable
19 retrievability and destroy the original. If satisfactorily identified, the reproduction
20 is admissible in court for probate or any other purpose the same as the original
21 document. Wills deposited with the county judge under s. 238.15, 1967 stats., shall
22 be transferred to the register in probate and become subject to this section.

23 **SECTION 139.** 889.29 (1) of the statutes is amended to read:

24 889.29 (1) If any business, institution, or member of a profession or calling in
25 the regular course of business or activity has kept or recorded any memorandum,

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1 writing, entry, print, representation, or combination thereof, of any act, transaction,
2 occurrence, or event, and in the regular course of business has caused any or all of
3 the same to be recorded, copied, or reproduced by any photographic, photostatic,
4 microfilm, microcard, miniature photographic, or other process which that
5 accurately reproduces or forms a durable medium for so reproducing the original, or
6 to be recorded on an optical ~~disk~~ disc or in electronic format, the original may be
7 destroyed in the regular course of business, unless its preservation is required by law.
8 Such reproduction or optical ~~disk~~ disc record, when reduced to comprehensible
9 format and when satisfactorily identified, is as admissible in evidence as the original
10 itself in any judicial or administrative proceeding whether the original is in existence
11 or not and an enlargement or facsimile of such reproduction of a record or an enlarged
12 copy of a record generated from an original record stored in optical ~~disk~~ disc or
13 electronic format is likewise admissible in evidence if the original reproduction is in
14 existence and available for inspection under direction of court. The introduction of
15 a reproduced record, enlargement, or facsimile, does not preclude admission of the
16 original. No such record is inadmissible solely because it is in electronic format.

17 **SECTION 140.** 938.02 (2m) of the statutes is amended to read:

18 938.02 (2m) "Court", when used without further qualification, means the
19 court assigned to exercise jurisdiction under this chapter and ch. 48 or, when used
20 with reference to a juvenile who is subject to s. 938.183, a court of criminal
21 jurisdiction or, when used with reference to a juvenile who is subject to s. 938.17 (2),
22 a municipal court.

NOTE: Conforms punctuation to current style.

23 **SECTION 141.** 938.02 (10) of the statutes is amended to read:

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1 938.02 (10) “Judge”, if used without further qualification, means the judge of
2 the court assigned to exercise jurisdiction under this chapter and ch. 48 or, if used
3 with reference to a juvenile who is subject to s. 938.183, the judge of the court of
4 criminal jurisdiction or, when used with reference to a juvenile who is subject to s.
5 938.17 (2), the judge of the municipal court.

NOTE: Conforms punctuation to current style.

6 **SECTION 142.** 938.02 (10m) of the statutes is amended to read:

7 938.02 (10m) “Juvenile”, when used without further qualification, means a
8 person who is less than 18 years of age, except that for purposes of investigating or
9 prosecuting a person who is alleged to have violated a state or federal criminal law
10 or any civil law or municipal ordinance, “juvenile” does not include a person who has
11 attained 17 years of age.

NOTE: Conforms punctuation to current style.

12 **SECTION 143.** 938.299 (10) (title) of the statutes is created to read:

13 938.299 (10) (title) INDIAN JUVENILE; NOTICE.

NOTE: The other subsections in s. 938.299 have titles.

14 **SECTION 144.** 943.47 (1) (a) of the statutes is amended to read:

15 943.47 (1) (a) “Encrypt”, when used with respect to satellite cable
16 programming, means to transmit that programming in a form whereby the aural or
17 visual characteristics or both are altered to prevent the unauthorized reception of
18 that programming by persons without authorized equipment which is designed to
19 eliminate the effects of that alteration.

NOTE: Conforms punctuation to current style.

20 **SECTION 145.** 967.02 (1) of the statutes is renumbered 967.02 (1p).

NOTE: Places definition in alphabetical order.

21 **SECTION 146.** 967.02 (3) of the statutes is renumbered 967.02 (1d).

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NOTE: Places definition in alphabetical order.

1 **SECTION 147.** 967.02 (4) of the statutes is renumbered 967.02 (1h).

NOTE: Places definition in alphabetical order.

2 **SECTION 148.** 967.02 (6) of the statutes is renumbered 967.02 (2m).

NOTE: Places definition in alphabetical order.

3 **SECTION 149.** 967.02 (7) of the statutes is renumbered 967.02 (1t).

NOTE: Places definition in alphabetical order.

4 **SECTION 150.** 967.02 (8) of the statutes is renumbered 967.02 (3m).

NOTE: Places definition in alphabetical order.

5 **SECTION 151.** 968.27 (3) of the statutes is amended to read:

6 968.27 (3) "Contents," when used with respect to any wire, electronic, or oral
7 communication, includes any information concerning the substance, purport, or
8 meaning of that communication.

NOTE: Conforms punctuation to current style.

9 **SECTION 152.** 972.15 (1m) (title) of the statutes is repealed.

NOTE: No other subsections in s. 972.15 have titles.

10 **SECTION 153.** 978.07 (1) (a) of the statutes is amended to read:

11 978.07 (1) (a) Any district attorney record, after it has first been microfilmed
12 or transferred to optical disk disc or electronic storage and preserved in accordance
13 with s. 16.61.

14 **SECTION 154.** 985.01 (4) of the statutes is amended to read:

15 985.01 (4) "Proceedings," when published in newspapers, mean the substance
16 of every official action taken by a local governing body at any meeting, regular or
17 special.

NOTE: Conforms punctuation to current style.

18 **SECTION 155.** 990.01 (25g) of the statutes is amended to read:

