

1993 Senate Bill 472

Date of enactment: **March 30, 1994**

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1993 WISCONSIN ACT 183

AN ACT to repeal, renumber, amend and revise various provisions of the statutes for the purpose of reconciling conflicts, correcting and clarifying references, and repelling unintended repeals (Revisor's Correction Bill).

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

SECTION 1. 20.435 (1) (am) of the statutes, as affected by 1993 Wisconsin Acts 16 and 27, is amended, effective January 1, 1994, to read:

20.435 (1) (am) *Services, reimbursement and payment related to acquired immunodeficiency syndrome.* The amounts in the schedule for the purchase of services under s. 252.12 (2) (a) for individuals with respect to acquired immunodeficiency syndrome and related infections, to subsidize premium payments under ss. ~~146.88~~ 252.16 and ~~146.882~~ 252.17 and to reimburse or supplement the reimbursement of the cost of AZT, pentamidine and certain other drugs under s. ~~48.486~~ 49.486.

NOTE: Corrects cross-references to ss. 146.88 and 146.882 consistent with renumbering by 1993 Wis. Act 27 and corrects cross-reference to s. 48.486 consistent with drafting records for 1993 Wis. Act 16. There is no s. 48.486.

SECTION 2. 20.435 (1) (cc) of the statutes, as affected by 1993 Wisconsin Acts 16 and 27, is amended, effective January 1, 1994, to read:

20.435 (1) (cc) *Cancer treatment, training, follow-up, control and prevention.* The amounts in the schedule for cancer control and prevention grants under s. 255.05, for breast cancer screening and services under s. ~~146.0275~~ 255.06 and for grants for training to perform colposcopic examinations and follow-up activities under s. ~~146.0277~~ 255.07. Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds for grants under s. 255.05, funds for screening and services under s. ~~146.0275~~ 255.06 and funds for grants under s. ~~146.0277~~ 255.07 between fiscal years under this para-

graph. All funds allocated by the department under s. 255.05 (2) but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

NOTE: Corrects cross-references consistent with renumbering by 1993 Wis. Act 27.

SECTION 3. The amendment of 20.435 (1) (cp) of the statutes by 1993 Wisconsin Act 16 is not repealed by 1993 Wisconsin Act 27. Both amendments stand.

NOTE: There is no conflict of substance.

SECTION 4. The amendment of 20.435 (1) (em) of the statutes by 1993 Wisconsin Act 16 is not repealed by 1993 Wisconsin Act 27. Both amendments stand.

NOTE: There is no conflict of substance.

SECTION 5. 20.435 (1) (gm) of the statutes, as affected by 1993 Wisconsin Act 16, section 402, and 1993 Wisconsin Act 27, is repealed and recreated, effective January 1, 1994, to read:

20.435 (1) (gm) *Licensing, review and certifying activities.* The amounts in the schedule for the purposes specified in ss. 50.135, 50.49 (2) (b), 146.50 (8), 250.05 (6), 252.22 (7), 254.15 (8) and (9), 254.20 (5) and (8), 254.31 to 254.39, 254.47, 254.48, 254.61 to 254.89 and 255.08 (2), subch. IV of ch. 50 and ch. 150. All moneys received under ss. 50.135, 50.49 (2) (b), 50.93 (1) (c), 146.50 (8) (d), 150.13, 250.05 (6), 252.22 (7), 254.20 (5) and (8), 254.28 (4), 254.31 to 254.39, 254.47, 254.48 (3), 254.61 to 254.89 and 255.08 (2) (b), less the amounts appropriated under s. 20.488 (1) (g), shall be credited to this appropriation.

NOTE: The treatment of s. 20.435 (1) (gm) by 1993 Wis. Act 16, section 402, and 1993 Wis. Act 27, is given effect by

this bill, consistent with the renumbering by 1993 Wis. Act 27.

SECTION 6. The amendment of 49.45 (25) (am) of the statutes by 1993 Wisconsin Act 16 is not repealed by 1993 Wisconsin Act 27. Both amendments stand.

NOTE: There is no conflict of substance.

SECTION 7. Subchapter III (title) [precedes 50.50] of chapter 50 of the statutes is repealed, effective January 1, 1994.

NOTE: The treatment of ch. 50 by 1993 Wis. Act 27 eliminates all statutory material under subch. III.

SECTION 8. The renumbering and amendment of 50.51 (1p) of the statutes by 1993 Wisconsin Act 27 does not repeal the amendment of 50.51 (1p) by 1993 Wisconsin Act 16. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 9. The renumbering and amendment of 50.535 (2) (am) of the statutes by 1993 Wisconsin Act 27 does not repeal the amendment of 50.535 (2) (am) by 1993 Wisconsin Act 16. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 10. 140.05 (17) (bm) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.47 (2m) and amended, effective January 1, 1994, to read:

254.47 (2m) The initial issuance, renewal or continued validity of a permit issued under this ~~subchapter~~ section may be conditioned upon the requirement that the permittee correct a violation of this ~~subsection~~ section, rules promulgated by the department under this ~~subsection~~ section or ordinances adopted under s. ~~50.535~~ 254.69 (2) (g), within a period of time that is specified. If the condition is not met within the specified period of time, the permit is void.

NOTE: Renumbers this provision and corrects cross-reference consistent with renumbering by 1993 Wis. Act 27.

SECTION 11. The treatment of 140.051 of the statutes by 1993 Wis. Act 27 is void.

NOTE: 1993 Wis. Act 16 renumbered s. 140.051 to be s. 145.26 and amended the title of ch. 145 accordingly. The renumbering of s. 140.051 by 1993 Wis. Act 16 is adopted rather than the conflicting renumbering by 1993 Wis. Act 27.

SECTION 12. The renumbering and amendment of 140.84 of the statutes by 1993 Wisconsin Act 27 does not repeal the amendment of 140.84 by 1993 Wisconsin Act 16. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 13. The consolidation, renumbering and amendment of 140.85 (1) (intro.) and (b) of the statutes by 1993 Wisconsin Act 27 does not repeal the amendment of 140.85 (1) (b) by 1993 Wisconsin Act 16. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 14. The amendment of 146.50 (12) (a) of the statutes by 1993 Wisconsin Act 27 is not repealed by 1993 Wisconsin Act 29. Both amendments stand.

NOTE: There is no conflict of substance.

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SECTION 15. The amendment of 146.81 (4) of the statutes by 1993 Wisconsin Act 27 is not repealed by 1993 Wisconsin Act 32. Both amendments stand.

NOTE: There is no conflict of substance.

SECTION 16. 151.01 (3c) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.11 (8c), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 17. 151.01 (3n) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.11 (8n), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 18. 151.01 (3r) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.11 (8r), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 19. 151.01 (3w) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.11 (8w), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 20. 151.01 (6) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.11 (10m), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 21. 151.09 (8) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.15 (8), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 22. 151.09 (9) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.15 (9), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 23. 151.12 (2) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.28 (2), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 24. 151.12 (3) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.28 (3), effective January 1, 1994.

NOTE: Renumbers provision consistent with renumbering by 1993 Wis. Act 27.

SECTION 25. 151.12 (4) of the statutes, as created by 1993 Wisconsin Act 16, is renumbered 254.28 (4) and amended, effective January 1, 1994, to read:

254.28 (4) Establishing annual fees for the certification of lead inspectors and lead contractors and for the accreditation of lead inspection training courses, except that no fee may be imposed on a person employed by the state or a political subdivision of the state for a certification required to perform duties within the scope of the

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person's employment. Rules promulgated under this subsection shall establish fees at a level to support the costs of the department's certification and accreditation programs under s. ~~451.09~~ 254.15 (8) and (9).

NOTE: Renumbers provision and corrects cross-reference consistent with renumbering by 1993 Wis. Act 27.

SECTION 26. 252.05 (9) of the statutes, as affected by 1993 Wisconsin Act 16, section 2411, and 1993 Wisconsin Act 27, section 293, is amended, effective January 1, 1994, to read:

252.05 (9) Any person licensed, permitted, registered or certified under ch. 441 or 448 shall use ordinary skill in determining the presence of communicable diseases. If there is a dispute regarding disease determination, if the disease may have potential public health significance or if more extensive laboratory tests will aid in the investigation, the local health officer shall order the tests made by the state laboratory of hygiene or by a laboratory certified under ~~252.22~~ 42 USC 263a.

NOTE: This amendment adopts the substantive changes made by 1993 Wis. Acts 16 and 27 and deletes the nonsubstantive cross-reference change made by 1993 Wis. Act 27.

SECTION 27. 252.15 (2) (a) 2. of the statutes, as affected by 1993 Wisconsin Act 16, section 2567, and 1993 Wisconsin Act 27, section 342, is amended, effective January 1, 1994, to read:

252.15 (2) (a) 2. The department, a laboratory certified under ~~252.22~~ 42 USC 263a or a health care provider, blood bank, blood center or plasma center may, for the purpose of research and without first obtaining written consent to the testing, subject any body fluids or tissues to a test for the presence of HIV, antigen or nonantigenic products of HIV or an antibody to HIV if the testing is performed in a manner by which the identity of the test subject is not known and may not be retrieved by the researcher.

NOTE: This amendment adopts the substantive change made by 1993 Wis. Act 16 and deletes the nonsubstantive cross-reference change made by 1993 Wis. Act 27.

SECTION 28. 254.15 (1) of the statutes, as affected by 1993 Wisconsin Act 16, section 2647, and 1993 Wisconsin Act 27, section 434, is amended, effective January 1, 1994, to read:

254.15 (1) Provide for or support the monitoring and validation of all medical laboratories and private and public hospitals that perform lead and corresponding erythrocyte protoporphyrin determination tests on human blood or other tissues, under the provisions of ~~252.22~~ 42 USC 263a.

NOTE: This amendment adopts the substantive change made by 1993 Wis. Act 16 and deletes the nonsubstantive cross-reference change made by 1993 Wis. Act 27.

SECTION 29. 254.15 (7) of the statutes, as affected by 1993 Wisconsin Act 16, section 2648, and 1993 Wisconsin Act 27, section 435, is amended, effective January 1, 1994, to read:

254.15 (7) From the appropriation under s. 20.435 (1) (ef), award, ~~distribute~~, under criteria that ensure that funding is provided for areas with significant lead poisoning problems, ~~a~~, not more than \$259,100 in each fiscal year as grants to local health departments to detect lead poisoning or lead exposure, to provide educational programs about the health dangers of lead poisoning or lead exposure and to perform related activities. Of this amount, the department shall distribute not less than \$205,600 in each fiscal year to a local board of health in a 1st class city. ~~subsection~~

NOTE: This amendment adopts the substantive changes made by 1993 Wis. Acts 16 and 27.

SECTION 30. 254.47 (2) of the statutes, as affected by 1993 Wisconsin Act 16, section 2399, and 1993 Wisconsin Act 27, section 182, is amended, effective January 1, 1994, to read:

254.47 (2) A separate permit is required for each campground, camping resort, recreational and educational camp and public swimming pool. No permit issued under this ~~subsection~~ section is transferable from one premises to another or from one person, state or local government to another, except that the permit may be transferred from an individual to an immediate family member, as defined in s. ~~50.51~~ 254.64 (4) (a), if the individual is transferring operation of the campground, camping resort, recreational and educational camp or swimming pool to the immediate family member.

NOTE: Corrects cross-reference in conformity with renumbering by 1993 Wis. Act 27.

SECTION 31. 254.68 of the statutes, as affected by 1993 Wisconsin Act 16, section 1493, and 1993 Wisconsin Act 27, section 71, is amended, effective July 1, 1994, to read:

254.68 Fees. Except as provided in s. ~~50.535~~ 254.69 (2) (d) and (e), the department shall promulgate rules that establish, for permits issued under s. ~~50.51~~ 254.64, permit fees, preinspection fees and late fees for untimely permit renewal.

NOTE: Corrects cross-references consistent with renumbering by 1993 Wis. Act 27.

SECTION 32. 255.04 (1) of the statutes, as affected by 1993 Wisconsin Act 16, section 1043, and 1993 Wisconsin Act 27, section 48, is amended, effective January 1, 1994, to read:

255.04 (1) Any hospital, as defined under s. 50.33 (2), any physician and any laboratory certified under ~~252.22~~ 42 USC 263a shall report information concerning any person diagnosed as having cancer or a precancerous condition to the department as prescribed by the department under sub. (2).

NOTE: This amendment adopts the substantive change made by 1993 Wis. Act 16 and deletes the nonsubstantive cross-reference change made by 1993 Wis. Act 27.

SECTION 33. The amendment of 343.16 (1) (a) of the statutes by 1993 Wisconsin Act 16 is not repealed by 1993 Wisconsin Act 19. Both amendments stand.

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NOTE: There is no conflict of substance.

1993 Wisconsin Act 32. Both amendments stand.

SECTION 34. The amendment of 968.38 (4) (intro.) of the statutes by 1993 Wisconsin Act 27 is not repealed by

NOTE: There is no conflict of substance.
