

BILL HISTORY FOR ASSEMBLY BILL 925 (LRB -3365)

An Act relating to: repealing, consolidating, renumbering, amending and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities and obsolete provisions, reconciling conflicts and repelling unintended repeals (Revisor's Correction Bill).

2000

- 03-22. A. Introduced by **Law Revision Committee**.
- 03-22. A. Read first time and referred to committee on Rules 796
- 03-23. A. Placed on calendar 3-28-2000 by committee on Rules.
- 03-28. A. Read a second time 856
- 03-28. A. Ordered to a third reading 856
- 03-28. A. Rules suspended 856
- 03-28. A. Read a third time and **passed** 856
- 03-28. A. Ordered immediately messaged 856
- 03-29. S. Received from Assembly 550
- 03-29. S. Read first time and referred to committee on Economic Development, Housing and Government Operations 553
- 03-30. S. Rules suspended to withdraw from committee on Economic Development, Housing and Government Operations and take up.
- 03-30. S. Read a second time.
- 03-30. S. Ordered to a third reading.
- 03-30. S. Rules suspended.
- 03-30. S. Read a third time and **concurred in**.
- 03-30. S. Ordered immediately messaged.

**1999
ENROLLED BILL**

99en AB-925

ADOPTED DOCUMENTS:

Orig Engr SubAmdt 99 33651

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Revisor's Correction Bill

4/4/00
Date

[Signature]
Enrolling Drafter

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1999 ASSEMBLY BILL 925

March 22, 2000 - Introduced by LAW REVISION COMMITTEE. Referred to Committee on Rules.

1 **AN ACT relating to:** repealing, consolidating, renumbering, amending and
2 revising various provisions of the statutes for the purpose of correcting errors,
3 supplying omissions, correcting and clarifying references, eliminating defects,
4 anachronisms, conflicts, ambiguities and obsolete provisions, reconciling
5 conflicts and repelling unintended repeals (Revisor's Correction Bill).

Analysis by the Legislative Reference Bureau

This revisor's correction bill is explained in the NOTES provided by the revisor of statutes in the body of the bill.

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

6 **SECTION 1.** 84.063 (6) of the statutes is repealed.

NOTE: Eliminates obsolete provision.

7 **SECTION 2.** 85.028 (1) of the statutes is repealed.

NOTE: Eliminates obsolete provision.

8 **SECTION 3.** 85.028 (2) of the statutes is renumbered 85.028.

ASSEMBLY BILL 925**SECTION 3**

NOTE: Renumbers provision to accommodate repeal in SECTION 2. A subsection may not stand alone.

1 **SECTION 4.** 85.07 (7) (a) of the statutes, as affected by 1999 Wisconsin Act 9, is
2 amended to read:

3 85.07 (7) (a) ~~Beginning in 1994, the~~ The department shall annually prepare a
4 plan to use, for purposes of state and local emergency medical services, at least 25%
5 of any federal funds transferred under 23 USC 153 (h). The department shall
6 prepare the plan after consulting with the council on highway safety, the department
7 of health and family services and the emergency medical services board. Funds
8 expended under the plan may not be used to supplant other federal and state funds
9 used for emergency medical services purposes. Funds may not be expended under
10 the plan unless any necessary federal approval of the plan has been obtained.

NOTE: Eliminates obsolete provision.

11 **SECTION 5.** 86.26 (3) of the statutes is amended to read:

12 86.26 (3) This section does not apply to improvements on ~~existing~~ town roads
13 ~~as of the effective date of rules promulgated by the department under s. 86.266 or~~
14 ~~September 30, 1994, whichever comes first~~ existing on October 1, 1992.

NOTE: This section specifies the effective date of rules promulgated under s. 86.266.

15 **SECTION 6.** 86.32 (1m) of the statutes is repealed.

NOTE: Eliminates obsolete provision.

16 **SECTION 7.** 110.07 (5) (b) of the statutes is amended to read:

17 110.07 (5) (b) Upon request of an officer of the state traffic patrol under sub.
18 (1) or inspector under sub. (3), the department shall make available to the traffic
19 officer or inspector a bulletproof garment that may be used in the performance of his
20 or her duties under this section. The department shall equip a traffic officer or
21 inspector with a bulletproof garment as soon as practicable after receipt of the

ASSEMBLY BILL 925

1 request from the traffic officer or inspector under this paragraph, ~~provided that each~~
2 ~~traffic officer or inspector who has made a request before September 1, 1997, shall~~
3 ~~be equipped with a bulletproof garment by that date.~~

NOTE: Eliminates obsolete provision.

4 **SECTION 8.** 196.196 (1) (c) of the statutes is amended to read:

5 196.196 (1) (c) 1. A price-regulated telecommunications utility may not
6 increase its rates for services under par. (a), except for basic message
7 telecommunications service, for a period of 3 years after electing to become price
8 regulated. Following the initial 3-year period for services under par. (a), except for
9 basic message telecommunications service, and at any time for basic message
10 telecommunications service, a price-regulated telecommunications utility may
11 increase its rates for those services to the extent that the change in the revenue
12 weighted price indices does not exceed 2 percentage points less than the most recent
13 annual change in the gross domestic product price index, as published by the federal
14 government. The commission shall, by rule, create a penalty mechanism for up to
15 a one percentage point increase in the percentage offset for inadequate service
16 provided by or insufficient investment made by a price-regulated
17 telecommunications utility. The commission shall, by rule, create an incentive
18 mechanism for up to a one percentage point decrease in the percentage offset to
19 encourage infrastructure investment by the price-regulated telecommunications
20 utility. For a telecommunications utility with more than 500,000 access lines in use
21 in this state at the time of electing to become price regulated, the percentage offset
22 to the change in the gross domestic product price index shall be 3 percentage points
23 and the penalty mechanism and incentive mechanism shall be up to 2 percentage
24 points. No earlier than 6 years after September 1, 1994, and no more frequently than

ASSEMBLY BILL 925**SECTION 8**

1 every 3 years thereafter, the commission may, following notice and an opportunity
2 for hearing, by rule increase or decrease the gross domestic product price index
3 percentage offset by a maximum of one percentage point in any 12-month period to
4 reflect any statewide changes in the productivity experience of the
5 telecommunications industry. The commission shall promulgate rules to identify the
6 factors that the commission may consider in determining changes in the productivity
7 experience of the telecommunications industry. If application of the price regulation
8 index formula achieves a negative result, prices shall be reduced so that the
9 cumulative price change for services under par. (a), including prior price reductions
10 in these services, achieves the negative result.

11 2. Annual permitted price increases under this paragraph may be deferred and
12 accumulated for a maximum of 3 years into a single increase. The first permitted
13 increase after the telecommunications utility elects to become price regulated shall
14 be limited by the most recent annual change in the gross domestic product price
15 index, less 2 percentage points, plus or minus any penalty or incentive adjustment.
16 For a telecommunications utility with more than 500,000 access lines in use in this
17 state, the first permitted increase shall be limited by the most recent annual change
18 in the gross domestic product price index, less 3 percentage points, plus or minus any
19 penalty or incentive adjustment. The increase in any rate element may not at any
20 time exceed 10% or the increase in the gross domestic product price index, whichever
21 is greater.

22 3. A rate change under this paragraph shall take effect 45 days after the date
23 on which notice is received by the commission. A telecommunications utility shall
24 notify customers of a rate change under this paragraph by a bill insert that is
25 included in a bill no later than the first billing provided after notice of a rate change

ASSEMBLY BILL 925

1 is submitted to the commission. A telecommunications utility may file only one rate
2 increase under this paragraph during any 12-month period.

NOTE: Subdivides long paragraph for improved readability.

3 **SECTION 9.** 227.53 (1) (intro.) of the statutes is amended to read:

4 227.53 (1) (intro.) Except as otherwise specifically provided by law, any person
5 aggrieved by a decision specified in s. 227.52 shall be entitled to judicial review
6 ~~thereof of the decision~~ as provided in this chapter. and subject to the all of the
7 following procedural requirements:

NOTE: Amends provision for conformity with current style for (intro.) provisions.

8 **SECTION 10.** 227.53 (1) (d) of the statutes is amended to read:

9 227.53 (1) (d) ~~The agency (except Except in the case of the tax appeals~~
10 ~~commission and, the banking review board, the credit union review board, the~~
11 ~~savings and loan review board and the savings bank review board), the agency and~~
12 ~~all parties to the proceeding before it, shall have the right to participate in the~~
13 ~~proceedings for review. The court may permit other interested persons to intervene.~~
14 Any person petitioning the court to intervene shall serve a copy of the petition on each
15 party who appeared before the agency and any additional parties to the judicial
16 review at least 5 days prior to the date set for hearing on the petition.

NOTE: Reorders text to eliminate parentheses consistent with current style.

17 **SECTION 11.** 230.35 (4) (a) 1. and 3. to 9. of the statutes are amended to read:

18 230.35 (4) (a) 1. January 1₂;

19 3. The last Monday in May, which shall be the day of celebration for May 30₂;

20 4. July 4₂;

21 5. The first Monday in September₂;

22 6. The 4th Thursday in November₂;

- 1 7. December 24_;
- 2 8. December 25_;
- 3 9. December 31_;

NOTE: Replaces punctuation for internal consistency and conformity with current style.

4 **SECTION 12.** 230.36 (1) of the statutes is renumbered 230.36 (2m) (a) (intro.)
5 and amended to read:

6 230.36 (2m) (a) (intro.) If a any of the following state employes suffers injury
7 while in the performance of duties, the employe shall continue to be fully paid by the
8 employing agency upon the same basis as paid prior to the injury, with no reduction
9 in sick leave credits, compensatory time for overtime accumulations or vacation and
10 no reduction in the rate of earning sick leave credit or vacation:

- 11 1. A conservation warden_;
- 12 2. A conservation patrol boat captain_;
- 13 3. A conservation patrol boat engineer_;
- 14 4. A state forest ranger_;
- 15 5. A conservation field employe of the department of natural resources who is
16 subject to call for fire control duty_;
- 17 6. A member of the state patrol_;
- 18 7. A state motor vehicle inspector_;
- 19 8. A lifeguard_;
- 20 9. A excise tax investigator employed by the department of revenue_;
- 21 10. A special criminal investigation agent employed by the department of
22 justice_;
- 23 11. A special tax agent_;

ASSEMBLY BILL 925

1 12. A state drivers' license examiner,

2 13. A state fair park police officer,

3 14. A University of Wisconsin System police officer and or other state facilities
4 police officer and patrol officer,

5 15. A security officer, watcher, or security person.

6 16. An engineer,

7 17. An engineering aide,

8 18. A building construction superintendent,

9 19. A fire fighter employed at the Wisconsin Veterans Home, or

10 20. A guard or institutional aide or a state probation, extended supervision and
11 parole officer or any other employe whose duties include supervision and discipline
12 of inmates or wards of the state at a state penal institution, including a secured
13 correctional facility, as defined in s. 938.02 (15m), or while on parole supervision or
14 extended supervision outside of the confines of the institutions, or supervision of
15 persons placed on probation by a court of record, or supervision and care of patients
16 at a state mental institution, and the University of Wisconsin Hospitals and Clinics
17 suffers injury while in the performance of his or her duties, as defined in subs. (2) and
18 (3); or any other.

19 21. A state employe who is not listed in this subsection and paragraph who is
20 ordered by his or her appointing authority to accompany ~~any~~ an employe listed in this
21 subsection paragraph while the listed employe is engaged in the duties defined in
22 enumerated under sub. (3), or any other (1m) (b).

23 22. A state employe who is not listed in this subsection and paragraph who is
24 ordered by his or her appointing authority to perform the duties enumerated under
25 sub. (1m) (b), when permitted, in lieu of the a listed employe and while so engaged

ASSEMBLY BILL 925

SECTION 12

1 in the duties defined in sub. (3), suffers injury as defined in sub. (2) the employe shall
2 continue to be fully paid by the employing agency upon the same basis as paid prior
3 to the injury, with no reduction in sick leave credits, compensatory time for overtime
4 accumulations or vacation and no reduction in the rate of earning sick leave credit
5 or vacation.

6 (b) The full pay under par. (a) (intro.) shall continue while the employe is unable
7 to return to work as the result of the injury or until the termination of his or her
8 employment upon recommendation of the appointing authority. At any time during
9 the employe's period of disability the appointing authority may, at the expense of the
10 employing agency, order physical or medical examinations to determine the degree
11 of disability at the expense of the employing agency.

NOTE: Subdivides provision in outline form and reorders text for improved readability and conformity with current style. Deletes cross-references to defined terms and amends cross-references to reflect renumbering made by this bill. Previous legislation replaced the gender specific "watchman" with the gender neutral "watcher", but these terms are not synonymous. Current style is to use "guard" or "security person" rather than "watchman".

12 SECTION 13. 230.36 (2) of the statutes is renumbered 230.36 (1m) (intro.) and
13 amended to read:

14 230.36 (1m) (intro.) "Injury" as used in In this section is:

15 (a) "Injury" means physical harm to an employe caused by accident or disease.

NOTE: Renumbers definition to locate it at the beginning of the applicable statute provision and reorders text in accordance with current style.

16 SECTION 14. 230.36 (3) of the statutes is renumbered 230.36 (1m) (b), and
17 230.36 (1m) (b) (intro.) and 2. (intro.), as renumbered, are amended to read:

18 230.36 (1m) (b) (intro.) As used in this section "performance" "Performance of
19 duties" means duties performed in line of duty by any of the following:

ASSEMBLY BILL 925

1 2. (intro.) A conservation warden, conservation patrol boat captain,
2 conservation patrol boat engineer, member of the state patrol, state motor vehicle
3 inspector, University of Wisconsin System police officer, security officer, ~~watcher or~~
4 security person, state fair park police officer, special tax agent, excise tax
5 investigator employed by the department of revenue and special criminal
6 investigation agent employed by the department of justice at all times while:

NOTE: Amends the (intro.) to fit within a single definitions provision and for conformity with current style for (intro.) provisions. Previous legislation replaced the gender specific "watchman" with the gender neutral "watcher", but these terms are not synonymous. Current style is to use "guard" or "security person" rather than "watchman".

7 **SECTION 15.** 230.36 (5) of the statutes is amended to read:

8 230.36 (5) The An employing agency ~~which~~ that makes payments under this
9 section is entitled to the right of subrogation for reimbursement to the extent that
10 the injured employe may recover the reimbursed items in an action or claim in tort
11 against any 3rd party. The repayment shall not exceed the total sums paid to ~~such~~
12 the injured employe under this section and shall be limited to the total sum credited
13 to ~~such~~ the injured employe, as damages for pay and fringe benefits actually received
14 in the settlement of any claim caused by the negligence of ~~such~~ the 3rd party.

NOTE: Inserts specific references and replaces incorrectly used "which" consistent with current style.

15 **SECTION 16.** 230.36 (6) of the statutes is amended to read:

16 230.36 (6) Any person who is employed by the University of Wisconsin
17 Hospitals and Clinics Authority, who suffers an injury ~~as defined in sub. (2)~~ between
18 June 29, 1996, and June 30, 1997, shall be covered under this section if the person,
19 had he or she been a state employe, would have been covered under this section.

NOTE: Deletes cross-reference to defined term consistent with current style.

20 **SECTION 17.** 234.42 (1) of the statutes is renumbered 234.42 (1s).

ASSEMBLY BILL 925**SECTION 17**

NOTE: Renumbers provision to accommodate moving a definition to the beginning of the section in accordance with current style. See the next two sections of this bill.

1 **SECTION 18.** 234.42 (1g) of the statutes is created to read:

2 234.42 (1g) In this section “veterans capital reserve fund requirement” means
3 an amount equal to the maximum amount, in any succeeding year, of principal and
4 interest, other than principal and interest for which sinking fund payments are
5 specified in any resolution of the authority authorizing veterans housing bonds of the
6 authority then outstanding, maturing and becoming due in that succeeding year on
7 all veterans housing bonds of the authority then outstanding, except veterans
8 housing bonds due in that succeeding year issued to provide funds for mortgage loans
9 through the purchase of mortgages or mortgage-backed securities guaranteed by the
10 United States or an agency or instrumentality of the United States, plus all amounts
11 specified in any resolution of the authority authorizing veterans housing bonds of the
12 authority then outstanding as payable as a sinking fund payment in such year.

NOTE: The definition previously contained in sub. (2) is moved to a separate subsection at the beginning of the section, parentheses are replaced, commas deleted and disfavored terms replaced in accordance with current style.

13 **SECTION 19.** 234.42 (2) of the statutes is renumbered 234.42 (2) (a) (intro.) and
14 amended to read:

15 234.42 (2) (a) (intro.) All moneys held in the veterans capital reserve fund,
16 except as otherwise specifically provided, shall be used solely for any of the following
17 purposes:

18 1. The payment of the principal of veterans housing bonds of the authority as
19 the same mature, ~~the~~.

20 2. The making of sinking fund payments with respect to veterans housing
21 bonds of the authority, ~~the~~.

22 3. The purchase of veterans housing bonds of the authority, ~~the~~.

ASSEMBLY BILL 925

1 4. The payment of interest on veterans housing bonds of the authority or the

2 5. The payment of any redemption premium required to be paid when veterans
3 housing bonds are redeemed prior to maturity.

4 (b) Except for the purpose of paying principal of and interest on veterans
5 housing bonds of the authority maturing and becoming due and for the payment of
6 which other moneys of the authority are not available, and except for making sinking
7 fund payments with respect to veterans housing bonds of the authority and for the
8 payment of which other moneys of the authority are not available, moneys in the
9 veterans capital reserve fund shall not be withdrawn at any time in such an amount
10 as that would reduce the fund to less than an amount, called in this section "the
11 veterans capital reserve fund requirement", equal to the maximum amount, in any
12 succeeding year, of principal and interest, other than principal and interest for which
13 sinking fund payments are specified in any resolution of the authority authorizing
14 veterans housing bonds of the authority then outstanding, maturing and becoming
15 due in such year on all veterans housing bonds of the authority then outstanding
16 (other than veterans housing bonds due in such year issued to provide funds for
17 mortgage loans through the purchase of mortgages or mortgage-backed securities
18 guaranteed by the United States or an agency or instrumentality of the United
19 States) plus all amounts specified, in any resolution of the authority authorizing
20 veterans housing bonds of the authority then outstanding, as payable as a sinking
21 fund payment in such year. Any income or interest earned by, or increment to, the
22 veterans capital reserve fund due to the investment thereof of the fund may be
23 transferred by the authority to the veterans housing bond redemption fund to the
24 extent it does not reduce the amount of the veterans capital reserve fund below the
25 veterans capital reserve fund requirement.

ASSEMBLY BILL 925

SECTION 19

NOTE: Subdivides long subsection in outline form, inserts specific reference and replaces disfavored term for improved readability and conformity with current style. The definition of “veterans capital reserve fund requirement” is moved to a separate definition subsection at the beginning of the section consistent with current style. See the previous section of this bill.

1 **SECTION 20.** 234.623 of the statutes is amended to read:

2 **234.623 Eligibility.** The authority shall make loans to ~~participants a~~
3 participant who meets all of the following requirements:

4 (1) ~~Apply~~ The participant applies on forms prescribed by the authority for a
5 loan to pay property taxes or special assessments by June 30 of the year in which the
6 taxes or special assessments are payable on a qualifying dwelling unit and, except
7 as provided in s. 234.625 (5), ~~specify~~ specifies the names of all coowners~~;~~.

8 (2) ~~Reside~~ The participant resides in the qualifying dwelling unit more than
9 6 months of the year preceding each year of participation, but temporary residency
10 in a health care facility may be substituted for any portion of this 6-month
11 residency~~;~~.

12 (3) ~~Keep~~ The participant keeps continuously in effect during the period that
13 a loan is outstanding under ss. 234.621 to 234.626 a fire and extended casualty
14 insurance policy on the qualifying dwelling unit satisfactory to the authority and
15 ~~permit~~ permits the authority to be named on the policy as a lienholder~~;~~ ~~and~~.

16 (4) ~~Either~~ The participant either individually or with other coowners ~~own~~ owns
17 the qualifying dwelling unit free and clear. If the qualifying dwelling unit is owned
18 with coowners, each of these persons must approve the application under sub. (1).

19 (5) ~~Earned~~ The participant earned no more than \$20,000 in income, as defined
20 under s. 71.52 (5), in the year prior to the year in which the property taxes or special
21 assessments for which the loan is made are due.

ASSEMBLY BILL 925

NOTE: Amends provision (intro.) for conformity with current style for (intro.) provisions and amends the subsequent subsections accordingly. Replaces punctuation for internal consistency and conformity with current style.

1 **SECTION 21.** 234.65 (3) (intro.) of the statutes is amended to read:

2 234.65 (3) (intro.) The Except as provided in sub. (3g), the authority may
3 finance an economic development loan only if all of the following conditions are met:

4 **SECTION 22.** 234.65 (3) (a) 1. of the statutes is renumbered 234.65 (3) (a) and
5 amended to read:

6 234.65 (3) (a) The business ~~which~~ that will receive the loan, at least 30 days
7 prior to signing of the loan contract, has given notice of intent to sign the contract,
8 on a form prescribed under s. 560.034 (1), to the department of commerce and to any
9 collective bargaining agent in this state with whom the person has a collective
10 bargaining agreement; ~~and~~.

11 **SECTION 23.** 234.65 (3) (a) 2. of the statutes is renumbered 234.65 (3) (am) and
12 amended to read:

13 234.65 (3) (am) The authority has received an estimate issued under s. 560.034
14 (5) (b), and the department of commerce has estimated whether the project ~~which~~
15 that the authority would finance under the loan is expected to eliminate, create or
16 maintain jobs on the project site and elsewhere in this state and the net number of
17 jobs expected to be eliminated, created or maintained as a result of the project.

NOTE: Section 234.65 (3) (a) 3. and 4. are renumbered to s. 234.65 (3g) (a) and (b) by the next section of this bill and s. 234.65 (3) (intro.) is amended to reflect the renumbering. See the next section of this bill. Section 234.65 (3) (a) 1. and 2. are renumbered. Incorrectly used “which” is replaced consistent with current style.

18 **SECTION 24.** 234.65 (3) (a) 3. and 4. of the statutes are renumbered 234.65 (3g)
19 (a) and (b) and amended to read:

ASSEMBLY BILL 925**SECTION 24**

1 234.65 (3g) (a) Nothing in ~~this paragraph sub. (3) (a) or (am)~~ may be deemed
2 considered to require a business signing a loan contract to satisfy an estimate under
3 ~~subd. 2.~~ sub. (3) (am).

4 (b) ~~Subdivisions 1. to 3.~~ Paragraph (a) and sub. (3) (a) and (am) do not apply
5 to a person engaged in the business of operating a railroad or to an economic
6 development loan to finance an economic development project described under s.
7 234.01 (4n) (c).

NOTE: Section 234.65 (3) (a) 3. and 4. are renumbered to a separate provision as
subds. 3. and 4. are not read together with subds. 1. and 2. and do not fit grammatically
under sub. (3) (intro.). Replaces disfavored term and amends cross-references consistent
with the renumbering by section.

8 **SECTION 25.** 234.94 (2) (intro.) of the statutes is amended to read:

9 234.94 (2) (intro.) “Community development corporation” means any of the
10 following:

NOTE: Amends provision for conformity with current style for (intro.) provisions.

11 **SECTION 26.** 234.94 (2) (b) of the statutes is amended to read:

12 234.94 (2) (b) A corporation organized under ch. 181 that satisfies all of the
13 following requirements:

14 1. ~~That~~ The corporation is organized to operate within specific geographic
15 boundaries;

16 2. ~~That~~ The corporation permits all adults residing in the area of operation to
17 become members of the corporation and limits voting membership of persons not
18 residing in the area to not more than 10% of the total membership;

19 2m. ~~That~~ The corporation is a nonprofit corporation, as defined in s. 181.0103
20 (17).

21 3. ~~That~~ The corporation has a board of directors, a majority of whom reside in
22 a target area or are members of a target group;

ASSEMBLY BILL 925

1 4. ~~That~~ The corporation makes a demonstrable effort to hire low-income or
2 underemployed residents of the operating area;

3 5. ~~Whese~~ The corporation's purpose is to promote the employment of members
4 of a target group through projects that meet the conditions specified in s. 234.96 (1)
5 (a) to (d);

6 6. ~~That~~ The corporation demonstrates a commitment to involving residents of
7 target areas or members of target groups in projects; ~~and~~.

8 7. ~~That~~ The corporation petitions the authority for designation as a community
9 development corporation.

NOTE: Amends (intro.) paragraph in accordance with current style for (intro.)
provisions and amends the subsequent subdivisions to correspond with the amended
(intro.). Replaces punctuation for internal consistency and conformity with current style.

10 **SECTION 27.** 236.20 (intro.) of the statutes is amended to read:

11 **236.20 Final plat.** (intro.) A final plat of subdivided land shall comply with
12 all of the following requirements:

NOTE: Amends provision for conformity with current style for (intro.) provisions.

13 **SECTION 28.** 236.20 (1) (intro.) and (a) of the statutes are amended to read:

14 **236.20 (1) GENERAL REQUIREMENTS.** (intro.) All plats shall be legibly prepared
15 ~~in the following manner~~ and meet all of the following requirements:

16 (a) ~~With~~ The plat shall have a binding margin 1 1/2 inches wide on the left side,
17 and a one-inch margin on all other sides. A graphic scale of not more than 100 feet
18 to one inch shall be shown on each sheet showing layout features. When more than
19 one sheet is used for any plat, each sheet shall be numbered consecutively and shall
20 contain a notation giving the total number of sheets in the plat and showing the
21 relation of that sheet to the other sheets and each sheet shall bear the subdivision
22 and county name.

ASSEMBLY BILL 925**SECTION 28**

NOTE: Amends (intro.) for conformity with current style for (intro.) provisions and amends sub. (1) (a) accordingly.

1 **SECTION 29.** 236.20 (2) (intro.) of the statutes is amended to read:

2 **236.20 (2) MAP AND ENGINEERING INFORMATION.** (intro.) The final plat shall show
3 correctly on its face all of the following:

NOTE: Amends provision for conformity with current style for (intro.) provisions.

4 **SECTION 30.** 236.20 (3) (intro.) and (a) of the statutes are amended to read:

5 **236.20 (3) NAME, LOCATION AND POSITION.** (intro.) The name of the plat shall be
6 printed thereon in prominent letters, and shall not be a duplicate of the name of any
7 plat previously recorded in the same county or municipality. ~~The~~ All of the following
8 information relating to the position and location of the subdivision shall be shown
9 on the plat:

10 (a) The location of the subdivision by government lot, recorded private claim,
11 quarter-quarter section, section, township, range and county noted immediately
12 under the name given the subdivision;

NOTE: Amends (intro.) in accordance with current style for (intro.) provisions and replaces punctuation for internal consistency and conformity with current style.

13 **SECTION 31.** 236.20 (4) (b) of the statutes is amended to read:

14 **236.20 (4) (b)** All lands dedicated to public use except roads and streets shall
15 be clearly marked “Dedicated to the Public”;

NOTE: Replaces punctuation for internal consistency and conformity with current style.

16 **SECTION 32.** 236.20 (5) of the statutes is amended to read:

17 **236.20 (5) SITE CONDITIONS AND TOPOGRAPHY.** The final plat shall show all of the
18 following:

19 (a) All existing buildings;

ASSEMBLY BILL 925

1 (b) All watercourses, drainage ditches and other existing features pertinent to
2 proper subdivision;

3 (c) The water elevations of adjoining lakes or streams at the date of the survey
4 and the approximate high and low water elevations of ~~such~~ those lakes or streams.
5 All elevations shall be referred to some permanent established datum plane.

NOTE: Amends (intro.) in accordance with current style for (intro.) provisions and
replaces punctuation for internal consistency and conformity with current style.
Replaces disfavored term.

6 **SECTION 33.** 236.21 (1) (intro.), (a) and (c) of the statutes are amended to read:

7 236.21 (1) SURVEYOR'S CERTIFICATE OF COMPLIANCE WITH STATUTE. (intro.) The
8 certificate of the surveyor who surveyed, divided and mapped the land giving all of
9 the following information, which shall have the same force and effect as an affidavit:

10 (a) By whose direction the surveyor made the survey, subdivision and plat of
11 the land described on the plat;

12 (c) A statement that the plat is a correct representation of all the exterior
13 boundaries of the land surveyed and the subdivision of it;

NOTE: Amends (intro.) in accordance with current style for (intro.) provisions and
replaces punctuation for internal consistency and conformity with current style.

14 **SECTION 34.** 236.21 (1) (b) of the statutes is amended to read:

15 236.21 (1) (b) A clear and concise description of the land surveyed, divided and
16 mapped by government lot, recorded private claim, quarter-quarter section, section,
17 township, range and county; and by metes and bounds commencing with a
18 monument at a section or quarter section corner of the quarter section and not at the
19 center of the section, or at the end of a boundary line of a recorded private claim or
20 federal reservation in which the subdivision is located; ~~or if.~~ If the land is located in
21 a recorded subdivision or recorded addition thereto, then the land shall be described
22 by the number or other description of the lot, block or subdivision thereof, which that

ASSEMBLY BILL 925**SECTION 34**

1 has previously been tied to a corner marked and established by the U.S. public land
2 survey.

NOTE: Breaks up long sentence to improve readability. Replaces “which” with
“that” to correct grammar.

3 **SECTION 35.** 236.295 (1) (intro.) and (a) of the statutes are amended to read:

4 236.295 (1) (intro.) Correction instruments may be recorded in the office of the
5 register of deeds in the county in which the plat or certified survey map is recorded
6 and may include any of the following:

7 (a) Affidavits to correct distances, angles, directions, bearings, chords, block or
8 lot numbers, street names or other details shown on a recorded plat or certified
9 survey map; and.

NOTE: Amends (intro.) in accordance with current style for (intro.) provisions and
replaces punctuation for internal consistency and conformity with current style.

10 **SECTION 36.** 242.01 (7) (a) 3. and 4. of the statutes are amended to read:

11 242.01 (7) (a) 3. A general partner in a partnership described in subd. 2.; or
12 4. A corporation of which the debtor is a director, officer or person in control.;
13 or

NOTE: Modifies punctuation consistent with the remainder of the section.

14 **SECTION 37.** 280.15 (4) of the statutes is amended to read:

15 280.15 (4) ~~Except as herein otherwise provided, no person, firm or corporation~~
16 ~~shall engage in the industry of well drilling or pump installing for compensation in~~
17 ~~this state without having duly registered and obtained a permit therefor as herein~~
18 ~~provided. No permit shall be person is required of any person to obtain a permit~~
19 ~~under this section for driving, digging or otherwise obtaining groundwater supply on~~
20 ~~real estate owned or leased by him that person, but such the well and the work done~~

ASSEMBLY BILL 925

1 thereon shall comply and be in conformity with the law and the rules ~~and regulations~~
2 ~~prescribed~~ promulgated by the department.

NOTE: Deletes redundant sentence. 1983 Wis. Act 27 added the following to sub.
(1) without treating sub. (4):

“Except as provided under ss. 280.17 and 280.19, no person may engage in the business of well drilling or pump installing in this state unless the person registers each place of business or retail outlet he or she operates as a well driller or pump installer and pays the required permit fee.”

Also reorders text for improved readability and replaces gender-specific pronoun under s. 13.93 (1) (m). Amends language regarding administrative law consistent with ch. 227.

3 **SECTION 38.** 281.41 (1) of the statutes is renumbered 281.41 (1) (a) and
4 amended to read:

5 281.41 (1) (a) Except as provided under sub. (2), every owner within the time
6 prescribed by the department, shall file with the department a certified copy of
7 complete plans of a proposed system or plant or extension thereof, in scope and detail
8 satisfactory to the department, and, if required, of existing systems or plants, and
9 ~~such~~ any other information concerning maintenance, operation and other details as
10 that the department requires, including the information specified under s. 281.35 (5)
11 (a), if applicable. Material changes with a statement of the reasons shall be likewise
12 submitted. Before plans are drawn, a statement concerning the improvement may
13 be made to the department and the department may, if requested, outline generally
14 what it will require. Upon receipt of ~~such~~ the plans for approval, the department or
15 its duly authorized representative shall notify the owner of the date of receipt.

16 (b) Within 90 days from the time of receipt of complete plans or within the time
17 specified in s. 281.35 (5) (c), if applicable, the department or its authorized
18 representative shall examine and take action to approve, approve conditionally or
19 reject the plans and shall state in writing any conditions of approval or reasons for
20 rejection. Approval or disapproval of ~~such~~ the plans and specifications shall may not

ASSEMBLY BILL 925**SECTION 38**

1 be contingent upon eligibility of such the proposed project for federal aid. The time
2 period for review may be extended by agreement with the owner if the plans and
3 specifications cannot be reviewed within the specified time limitation due to
4 circumstances beyond the control of the department or in the case of extensive
5 installation involving expenditures of \$350,000 or more. The extension shall may
6 not exceed 6 months. Failure of the department or its authorized representative to
7 act before the expiration of the time period allowed for review shall constitute an
8 approval of the plans, and upon demand a written certificate of approval shall be
9 issued. Approval may be subject to modification by the department upon due notice.

10 (c) Construction or material change shall be according to approved plans only.
11 The department may disapprove plans which that are not in conformance with any
12 existing approved areawide waste treatment management plan prepared pursuant
13 to the federal water pollution control act, P.L. 92-500, as amended, and shall
14 disapprove plans that do not meet the grounds for approval specified under s. 281.35
15 (5) (d), if applicable. The department shall require each person whose plans are
16 approved under this section to report that person's volume and rate of water
17 withdrawal, as defined under s. 281.35 (1) (m), and that person's volume and rate of
18 water loss, as defined under s. 281.35 (1) (L), if any, in the form and at the times
19 specified by the department.

NOTE: Subdivides provision to break up long subsection and improve readability.
Replaces disfavored terms and improperly used "which".

20 **SECTION 39.** 281.47 (1) (c) of the statutes is renumbered 281.47 (1) (c) 1. and
21 amended to read:

22 281.47 (1) (c) 1. In Except as provided in subd. 2., in lieu of the construction in
23 compliance with the foregoing provision par. (a) for diversion from such lakes

ASSEMBLY BILL 925

1 described in par. (a), any owner of an existing plant, on or before September 1, 1967,
 2 or any owner of a new system or plant prior to construction of ~~such~~ the new system
 3 or plant, may file with the department ~~such~~ plans for advanced treatment of effluent
 4 from primary or secondary treatment as that in the judgment of the department will
 5 accomplish substantially the same results in eliminating nuisance conditions on
 6 ~~such a lake~~ described in par. (a) as would be accomplished by diversion of secondary
 7 sewage effluent from said the lake (, without at the same time creating other
 8 objectionable or damaging results), ~~and such.~~ The owner shall be of the plant or
 9 system is exempt from the foregoing provisions of this subsection par. (a) for
 10 diversion from ~~such the~~ lakes described in par. (a) upon approval of ~~such the~~ plans
 11 submitted under this paragraph and installation of advanced treatment facilities
 12 and procedures in compliance therewith, ~~but nothing shall impair.~~

13 2. Nothing in subd. 1. impairs the authority of the department to require at any
 14 time preliminary or final plans, or both, for diversion construction.

NOTE: Breaks up and subdivides long sentence, replaces parentheses, replaces disavored terms and inserts specific references and cross-references for improved readability and conformity with current style.

15 **SECTION 40.** 283.31 (3) (a) to (c) of the statutes are amended to read:

16 283.31 (3) (a) Effluent limitations;.

17 (b) Standards of performance for new sources;.

18 (c) Effluent standards, effluents prohibitions and pretreatment standards;.

NOTE: Replaces punctuation for internal consistency and conformity with current style.

19 **SECTION 41.** 283.55 (1) (intro.) and (a) to (d) of the statutes are amended to read:

20 283.55 (1) MONITORING AND REPORTING REQUIREMENTS. (intro.) Every owner or
 21 operator of a point source who is required to obtain a permit issued under s. 283.31
 22 shall do all of the following:

ASSEMBLY BILL 925**SECTION 41**

1 (a) Establish and maintain records of the volume of effluent discharged and the
2 amount of each pollutant discharged from each point source under the owner's or
3 operator's ownership or control;

4 (b) Make regular reports to the department on the volume of effluent
5 discharged and the amount of each pollutant discharged from each ~~such~~ point source;
6 under the owner's or operator's ownership or control.

7 (c) Install, use and maintain such monitoring equipment or methods, including
8 where appropriate, biological monitoring methods, as are necessary to determine the
9 volume of effluent discharged and to identify and determine the amount of each
10 pollutant discharged from each ~~such~~ point source; under the owner's or operator's
11 ownership or control.

12 (d) Sample the effluents discharged from each ~~such~~ point source under the
13 owner's or operator's ownership or control in accordance with such methods, at such
14 locations and in such manner as the department shall by rule prescribe;

NOTE: Modifies (intro.) subsection, inserts specific references and replaces
punctuation for internal consistency and conformity with current style.

15 **SECTION 42.** 340.01 (3) (a) to (dm) (intro.) and (e) to (h) of the statutes are
16 amended to read:

17 340.01 (3) (a) Police vehicles, whether publicly or privately owned.—~~Police~~
18 ~~vehicles include, including~~ bicycles being operated by law enforcement officers.

19 (b) Conservation wardens' vehicles or foresters' trucks, whether publicly or
20 privately owned;

21 (c) Vehicles of a fire department or fire patrol;

22 (d) Privately owned motor vehicles being used by deputy state fire marshals or
23 by personnel of a full-time or part-time fire department or by members of a

ASSEMBLY BILL 925

1 volunteer fire department while ~~en route~~ en route to a fire or on an emergency call
2 pursuant to orders of their chief or other commanding officer;

3 (dm) (intro.) ~~A privately~~ Privately owned motor ~~vehicle which is~~ vehicles that
4 are all of the following:

5 (e) ~~Such emergency~~ Emergency vehicles of municipal or county departments
6 or public service corporations as that are designated or authorized by the local
7 authorities to be authorized emergency vehicles;

8 (f) ~~Such emergency~~ Emergency vehicles of state departments as that are
9 designated or authorized by the heads of such those departments to be authorized
10 emergency vehicles;

11 (g) ~~Such ambulances, publicly~~ Publicly owned, ~~as~~ ambulances that are
12 designated or authorized by local authorities to be authorized emergency vehicles.

13 (h) ~~The~~ An emergency vehicle authorized by the county board of supervisors
14 of any county ~~may authorize~~ for use by the county coroners or medical examiners ~~to~~
15 ~~use an emergency vehicle for the purpose of traveling en route~~ to the scene of a fatal
16 accident or a death and on such any other occasions as that are authorized pursuant
17 to under par. (e).

NOTE: Replaces punctuation for internal consistency and consistency with current style. Rearranges text for agreement with the subdivision (intro.).

18 **SECTION 43.** 340.01 (3) (i) of the statutes is amended to read:

19 340.01 (3) (i) ~~Such~~ Privately owned ambulances ~~which are privately owned and~~
20 that are operated by their owners or by their owners' agents and ~~which vehicles that~~
21 are authorized in writing by the sheriff or others designated by the county board ~~to~~
22 be operated as emergency vehicles. ~~The sheriff or others designated by the county~~
23 ~~board may make such authorization which shall be in writing and which shall be~~ The

ASSEMBLY BILL 925

1 authorization is effective throughout the state until rescinded. The sheriff or others
2 designated by the county board may designate any owner of ambulances usually kept
3 in the county to operate ~~such vehicles~~ those ambulances as authorized emergency
4 vehicles. ~~Such~~ The written authorization shall at all times be carried on each
5 ambulance used for emergency purposes. The sheriff shall keep a file of ~~such~~
6 authorizations made under this paragraph in the sheriff's office for public
7 inspection, and all other persons permitted to issue authorizations under this
8 paragraph shall file a copy of all authorizations issued with the sheriff ~~who shall keep~~
9 ~~them on file.~~

NOTE: Reorders text for improved readability; changes disfavored terms and inserts cross-references consistent with current style.

10 SECTION 44. 341.05 (intro.) and (1) to (25) of the statutes are amended to read:

11 **341.05 When vehicles exempt from registration.** (intro.) A vehicle, even
12 though operated upon a highway of this state, is exempt from registration ~~when such~~
13 ~~vehicle~~ if any of the following applies:

14 (1) ~~Is~~ The vehicle is operated in accordance with the provisions relating to
15 registration of dealers, distributors, manufacturers, transporters or finance
16 companies; ~~or.~~

17 (2) ~~Is~~ The vehicle is operated in accordance with the provisions exempting
18 nonresident or foreign-registered vehicles from registration; ~~or.~~

19 (3) ~~Is~~ The vehicle is operated in accordance with s. 341.405.

20 (6) ~~Is~~ The vehicle is operated exclusively upon stationary rails or tracks; ~~or.~~

21 (7) ~~Is~~ The vehicle is a farm tractor used exclusively in agricultural operations,
22 including threshing, or used exclusively to provide power to drive other machinery,
23 or to transport from job to job machinery driven by ~~such~~ a farm tractor; ~~or.~~

ASSEMBLY BILL 925

1 (9) Is The vehicle is a trailer or semitrailer used exclusively for the
2 transportation of farm machinery, implements, produce or supplies on a farm or
3 between farms; ~~or~~.

4 (11) Is The vehicle is a trailer or semitrailer permanently equipped with a
5 well-drilling outfit or designed for moving pea viners and used exclusively for either
6 of such those purposes; ~~or~~.

7 (12) Is The vehicle is a fork-lift truck, a specially constructed road or truck
8 tractor used for shunting trailers or semitrailers in terminal areas or a trailer ~~which~~
9 that is used principally off the highway; ~~or~~.

10 (13m) Is The vehicle is a trailer ~~or~~, semitrailer or camping trailer having a
11 gross weight of 3,000 pounds or less and not used for hire or rental; ~~or~~.

12 (14) Is The vehicle is a trailer or semitrailer not operated in conjunction with
13 a motor vehicle; ~~or~~.

14 (14m) Is The vehicle is a new motor vehicle being operated only across a
15 highway from its point of manufacture or assembly.

16 (15) Is The vehicle is a motor vehicle being towed, except that when the person
17 operating the vehicle supplying the motive power is a transporter, that person must
18 be registered as a transporter; ~~or~~.

19 (16) Is The vehicle is a piece of road machinery.

20 (17) Is The vehicle is an implement of husbandry.

21 (18) Is The vehicle is a motor truck ~~which~~ that is operated upon a highway only
22 when directly crossing such the highway.

23 (19) Is The vehicle is a repaired salvage vehicle operated to or from a location
24 where it is to be inspected as required by s. 342.07, or is an unregistered vehicle
25 operated to or from a location where it is to be inspected as required by s. 110.20.

ASSEMBLY BILL 925

SECTION 44

1 **(19m)** Is The vehicle is owned by a technical college district board, used
2 exclusively to instruct students in techniques of automotive repair and maintenance
3 and is operated only within 5 miles of the technical college to transport the vehicle
4 to or from a technical college. The operator of the vehicle shall, when operating the
5 vehicle upon a highway, carry in the vehicle a letter from the district director of the
6 technical college stating that the vehicle is exempt from registration.

7 **(20)** Is The vehicle is an amphibious motor vehicle capable of carrying 10 or
8 more passengers when used for sight-seeing purposes, registered as a boat with the
9 department of natural resources and operated upon a highway for a distance not to
10 exceed 2 miles.

11 **(21)** Is The vehicle is owned by the United States.

12 **(22)** Is The vehicle is registered by a federally recognized Indian band or tribe
13 and is exempt under a reciprocal registration exemption agreement under s.
14 341.409.

15 **(23)** Is The vehicle is a motor bicycle or bicycle, except as provided in s. 349.18.

16 **(24)** Is The vehicle is a golf cart being operated in accordance with s. 349.18 (1)
17 (b) or (c).

18 **(25)** Is The vehicle is a wood harvesting slasher, as defined by the department
19 by rule, that is used principally off the highway.

NOTE: Amends section (intro.) for conformity with current style for (intro.)
provisions and the subsequent subsections for conformity therewith. Disfavored terms
and improperly used "that" are replaced and punctuation is amended for internal
consistency and conformity with current style.

20 **SECTION 45.** 341.05 (26) of the statutes, as created by 1999 Wisconsin Act 9, is
21 amended to read:

22 341.05 **(26)** (a) Is The vehicle is a mobile home, as defined in s. 101.91 (2e), or
23 a manufactured home, as defined in s. 101.91 (2).

ASSEMBLY BILL 925

1 (b) ~~Is~~ The vehicle is a structure that is transportable in one or more sections
2 and that is built on a permanent chassis and designed to be used as a dwelling with
3 or without a permanent foundation when connected to the required utilities, if the
4 structure's manufacturer voluntarily files a certification required by the secretary
5 of the U.S. department of housing and urban development and complies with
6 regulations established under 42 USC 5401 to 5425.

NOTE: This amendment conforms to style change made to the rest of this section
by this bill.

7 **SECTION 46.** 341.10 (14) of the statutes is amended to read:

8 341.10 (14) ~~After December 31, 1993, the~~ The vehicle has a mobile air
9 conditioner, as defined in s. 100.45 (1)(b), the distribution of which in this state would
10 be prohibited under s. 100.45 (2).

NOTE: Eliminates obsolete provision.

11 **SECTION 47.** 341.26 (2) (intro.) of the statutes is amended to read:

12 341.26 (2) FIVE-DOLLAR FEE FOR 5-YEAR REGISTRATION OF CERTAIN VEHICLES.
13 (intro.) A registration under this subsection expires on December 31 every 5th year.
14 ~~The first 5-year registration period under this subsection terminates on December~~
15 ~~31, 1993.~~ A registration fee of \$5 shall be paid to the department for the registration
16 of each of the following vehicles:

NOTE: Eliminates obsolete provision.

17 **SECTION 48.** 341.41 (2) of the statutes is amended to read:

18 341.41 (2) A nonresident operating a vehicle in this state is not exempt by
19 virtue of any reciprocity agreement entered into pursuant to sub. (1) unless all of the
20 following requirements are met:

ASSEMBLY BILL 925**SECTION 48**

1 (a) The vehicle is properly registered in the jurisdiction of the residence of its
2 owner, its domicile, or the principal place of business of its owner or is registered on
3 a proportional registration basis pursuant to an interstate compact; ~~and.~~

4 (b) The vehicle has conspicuously displayed upon it a valid registration plate;
5 ~~and.~~

6 (c) The operator of the vehicle has in his or her possession a valid registration
7 certificate or other evidence that the vehicle is properly registered; ~~and.~~

NOTE: Amends section (intro.) for conformity with current style for (intro.)
provisions. Punctuation is amended for internal consistency and conformity with current
style.

8 **SECTION 49.** 343.315 (4) of the statutes is amended to read:

9 343.315 (4) NOTIFICATION. ~~Beginning on April 1, 1992, the~~ The department
10 shall send the notice of disqualification by 1st class mail to a person's last-known
11 residence address. This subsection does not apply to disqualifications under sub. (2)
12 (g).

NOTE: Eliminates obsolete provision.

13 **SECTION 50.** 343.50 (6) (title) of the statutes is created to read:

14 343.50 (6) (title) RENEWAL.

NOTE: The other subsections of s. 343.50 have titles.

15 **SECTION 51.** 345.05 (1) (c) of the statutes, as affected by 1999 Wisconsin Act 9,
16 is amended to read:

17 345.05 (1) (c) "Municipality" means any county, city, village, town, school
18 district ~~as enumerated in s. 67.01 (5)~~, sewer district, drainage district, commission
19 formed by a contract under s. 66.30 (2) and, without restriction because of failure of
20 enumeration, any other political subdivision of the state.

NOTE: Prior to 1985 Wis. Act 225, s. 67.01 (5) listed 3 types of school districts. That
act replaced the enumerated school district types with a single reference to "school
district" but did not amend this provision accordingly.

ASSEMBLY BILL 925

1 **SECTION 52.** 346.52 (1) (intro.) and (a) to (h) of the statutes are amended to read:

2 346.52 (1) (intro.) No person ~~shall~~ may stop or leave standing any vehicle,
3 whether attended or unattended and whether temporarily or otherwise, in any of the
4 following places:

5 (a) Within an intersection;₂

6 (b) On a crosswalk;₂

7 (c) Between a safety zone and the adjacent curb, or within 15 feet of a point on
8 the curb immediately opposite the end of a safety zone unless a different distance is
9 clearly indicated by an official traffic sign or marker or parking meter;₂

10 (d) On a sidewalk or sidewalk area, ~~except when parking in such place on the~~
11 sidewalk or sidewalk area is clearly indicated by official traffic signs or markers or
12 parking meters;₂

13 (e) Alongside or opposite any highway excavation or obstruction when such
14 stopping or standing at that place would obstruct traffic or when pedestrian traffic
15 would be required to travel in the roadway;₂

16 (f) On the roadway side of any parked vehicle unless double parking is clearly
17 indicated by official traffic signs or markers;₂

18 (g) Within 15 feet of the driveway entrance to a fire station or directly across
19 the highway from ~~such a fire station~~ entrance;₂

20 (h) Upon any portion of a highway where, and at the time when, stopping or
21 standing is prohibited by official traffic signs indicating the prohibition of any
22 stopping or standing.

NOTE: Replaces improperly used “shall” in the negation in the subsection (intro.),
adds commas in par. (h) for clarity and replaces disfavored terms and punctuation for
internal consistency and consistency with current style.

23 **SECTION 53.** 346.53 (1) to (5) of the statutes are amended to read:

ASSEMBLY BILL 925

SECTION 53

- 1 346.53 (1) In a loading zone;₂
- 2 (2) In an alley in a business district;₂
- 3 (3) Within 10 feet of a fire hydrant, unless a greater distance is indicated by
- 4 an official traffic sign;₂
- 5 (4) Within 4 feet of the entrance to an alley or a private road or driveway;₂
- 6 (5) Closer than 15 feet to the near limits of a crosswalk;₂

NOTE: Replaces punctuation for internal consistency and consistency with current style.

7 **SECTION 54.** 346.54 (1) (a) and (b) of the statutes are amended to read:

8 346.54 (1) (a) Upon a street where traffic is permitted to move in both directions

9 simultaneously and where angle parking is not clearly designated by official traffic

10 signs or markers, a vehicle must be parked parallel to the edge of the street, headed

11 in the direction of traffic on the right side of the street;₂

12 (b) Upon a one-way street or divided street where parking on the left side of

13 the roadway is clearly authorized by official traffic signs or markers, vehicles shall

14 may be parked only as indicated by ~~such~~ the signs or markers;₂

NOTE: Replaces punctuation for internal consistency and consistency with current style. Clarifies language consistent with current style.

15 **SECTION 55.** 346.58 of the statutes is renumbered 346.58 (1) and amended to

16 read:

17 ~~346.58 (1) In addition to complying with other speed restrictions imposed by~~

18 ~~law, no person shall drive any of the following types of vehicles at a speed in excess~~

19 ~~of the limits fixed by this section:~~

20 (a) ~~15 miles per hour for any vehicle equipped with metal or solid rubber tires.~~

21 “Metal tire” means a tire the surface of which in contact with the highway is wholly

22 or partially of metal or other hard, nonresilient material; ~~“solid.~~

ASSEMBLY BILL 925

1 **(b)** “Solid rubber tire” means a tire made of rubber but not inflated with
2 compressed air.

NOTE: See the note to the treatment of s. 346.58 (2) by this bill.

3 **SECTION 56.** 346.58 (2) of the statutes is created to read:

4 346.58 (2) In addition to complying with other speed restrictions imposed by
5 law, no person may drive any vehicle equipped with metal tires or solid rubber tires
6 at a speed in excess 15 miles per hour.

NOTE: Text is reorganized to move definitions to the beginning of the section and
to reflect the fact that there is only one restriction currently under this section.

7 **SECTION 57.** 346.63 (2) (a) 3. of the statutes is renumbered 346.63 (2) (am) and
8 amended to read:

9 346.63 (2) (am) A person may be charged with and a prosecutor may proceed
10 upon a complaint based upon a violation of ~~subd.~~ par. (a) 1. or 2. or both for acts
11 arising out of the same incident or occurrence. If the person is charged with violating
12 ~~both subds.~~ par. (a) 1. and 2. in the complaint, the crimes shall be joined under s.
13 971.12. If the person is found guilty of ~~both subds.~~ par. (a) 1. and 2. for acts arising
14 out of the same incident or occurrence, there shall be a single conviction for purposes
15 of sentencing and for purposes of counting convictions under ss. 343.30 (1q) and
16 343.305. ~~Subdivisions~~ Paragraph (a) 1. and 2. each require proof of a fact for
17 conviction which the other does not require.

NOTE: The subject matter of this paragraph does not fit within the series under s.
343.63 (2) (a) (intro.) and is grammatically incompatible with sub. (2) (a) (intro.).
Changes cross-references to accommodate renumbering.

18 **SECTION 58.** 347.02 (1) (a) to (d) of the statutes are amended to read:

19 347.02 (1) (a) Farm tractors and self-propelled farm implements;

20 (b) Implements of husbandry;

21 (c) Vehicles drawn by animals;

ASSEMBLY BILL 925**SECTION 58**

1 (d) Road machinery;

NOTE: Replaces punctuation for internal consistency and consistency with current style.

2 **SECTION 59.** 347.43 (1) of the statutes is renumbered 347.43 (1s) and amended
3 to read:

4 347.43 (1s) No person may operate upon a highway any motor vehicle
5 manufactured after January 1, 1936, unless such ~~the~~ motor vehicle is equipped with
6 safety glass wherever glass is used ~~thereon~~ on the motor vehicle in partitions, doors,
7 windows or windshields.

NOTE: Renumbers provision to accommodate the renumbering of s. 347.43 (3) by SECTION 61 of this bill and replaces disfavored term for consistency with current style.

8 **SECTION 60.** 347.43 (2) of the statutes is amended to read:

9 347.43 (2) No person ~~shall~~ may sell any new motor vehicle unless such vehicle
10 is equipped with safety glass in accordance with the requirements of sub. (1) (1s).

NOTE: Changes cross-reference to accommodate the renumbering of s. 347.43 (1) by SECTION 59 of this bill. Replaces improperly used “shall” in the negation.

11 **SECTION 61.** 347.43 (3) of the statutes is renumbered 347.43 (1g).

NOTE: Renumbers definition to the beginning of the section consistent with current style.

12 **SECTION 62.** 347.45 (2) (a) of the statutes is amended to read:

13 347.45 (2) (a) Farm tractors, self-propelled farm implements, implements of
14 husbandry, animal-drawn vehicles and road machinery may be operated with metal
15 tires or tires having protuberances ~~which~~ that will not injure the highway; ~~and,~~

NOTE: Replaces punctuation for internal consistency and consistency with current style.

16 **SECTION 63.** 347.485 (2) of the statutes is renumbered 347.485 (2) (a) (intro.)
17 and amended to read:

ASSEMBLY BILL 925

1 347.485 (2) (a) (intro.) No person may operate a motorcycle on any highway
2 unless such person is without wearing any of the following eye protection as follows:

3 (a) protective:

4 1. A protective face shield attached to the headgear, ~~or (b) glasses or (c) goggles.~~

5 (b) Except for photosensitive corrective glasses prescribed by an
6 ophthalmologist, physician, oculist or optometrist, eye protection worn during hours
7 of darkness may not be tinted or darkened. If

8 (c) Notwithstanding par. (a), if the vehicle motorcycle is a Type 2 motorcycle
9 equipped with a windshield or a Type 1 motorcycle equipped with a windshield ~~which~~
10 that rises a minimum of 15 inches above the handlebar, the use of other eye protective
11 devices is not mandatory.

12 (d) This subsection shall not apply to persons operating a motorcycle in a parade
13 sanctioned by the local municipality.

NOTE: Subdivides provision to eliminate numbering that does not conform with current style. Amends subsection (intro.) for conformity with current style for (intro.) provisions. Replaces “vehicle” with “motorcycle” as motorcycles are the only vehicles subject to this section. See also the next section of this bill.

14 **SECTION 64.** 347.485 (2) (a) 2. and 3. of the statutes are created to read:

15 347.485 (2) (a) 2. Glasses.

16 3. Goggles.

NOTE: The treatment of s. 347.485 (2) by the previous section of this bill requires the creation of these provisions.

17 **SECTION 65.** 348.01 (2) (av) of the statutes is created to read:

18 348.01 (2) (av) “Fender line”, in the case of motor trucks, means the outermost
19 limits of the rear fenders, flare boards or floor of the body, whichever projects outward
20 the farthest.

NOTE: Moves definition applicable to ss. 348.05 and 348.09 to the chapter definition section in conformity with current style and to improve the readability of those sections.

ASSEMBLY BILL 925**SECTION 66**

1 **SECTION 66.** 348.05 (2) (a) to (f) and (k) of the statutes are amended to read:

2 348.05 (2) (a) No limitation for implements of husbandry temporarily operated
3 upon a highway in the course of performance of its work;

4 (b) No limitation for snowplows operated by or for a governmental agency;

5 (c) Twelve feet for farm tractors, except that the total outside width of a farm
6 tractor shall not exceed 9 feet when operated on any Wisconsin highway, other than
7 that portion of USH 51 between Wausau and STH 78 and that portion of STH 78
8 between USH 51 and the I 90/94 interchange near Portage upon their federal
9 designation as I 39, ~~which~~ that is a part of the national system of interstate and
10 defense highways;

11 (d) Ten feet 6 inches for snowplows attached to motor vehicles normally used
12 for the transportation of milk;

13 (f) Eight feet 8 inches for urban passenger buses;

14 (k) Nine feet for loads of tie logs, tie slabs and veneer logs, provided that no part
15 of the load shall extend more than 6 inches beyond the fender line on the left side of
16 the vehicle or extend more than 10 inches beyond the fender line on the right side
17 of the vehicle. ~~The term “fender line” as used herein means as defined in s. 348.09.~~
18 This paragraph shall not be applicable does not apply to transport on highways
19 designated as parts of the national system of interstate and defense highways
20 pursuant to under s. 84.29.

NOTE: Replaces punctuation for internal consistency and consistency with current style. Replaces “which” with “that” to correct grammar. Replaces disfavored term in conformity with current style. The definition of “fender line” is moved to s. 348.01 and is made applicable to the entire chapter. See the creation of s. 348.01 (2) (av) and the treatment of s. 348.09 (1) by this bill.

21 **SECTION 67.** 348.05 (3) (title) of the statutes is repealed.

NOTE: No other subsections in s. 348.05 have titles.

ASSEMBLY BILL 925

1 **SECTION 68.** 348.06 (1) of the statutes is amended to read:

2 348.06 (1) ~~No Except as provided in sub. (2), no person, without a permit~~
3 therefor, ~~shall~~ may operate on a highway any motor vehicle, mobile home, trailer or
4 semitrailer having an overall height in excess of 13 1/2 feet, ~~except as otherwise~~
5 provided in sub. (2).

NOTE: Replaces improperly used “shall” in the negation and reorders in conformity with current style.

6 **SECTION 69.** 348.06 (2) (intro.) of the statutes is renumbered 348.06 (2) and
7 amended to read:

8 348.06 (2) ~~The following vehicles~~ Implements of husbandry of any height may
9 be temporarily operated upon a highway without a permit for excessive height if the
10 overall height ~~does not exceed the indicated limitations~~.

NOTE: The contents of s. 348.06 (2) (intro.) and (a) are combined into a single provision as there is only one paragraph under the (intro.). See the next section of this bill.

11 **SECTION 70.** 348.06 (2) (a) of the statutes is repealed.

NOTE: The content of this provision is combined with that of s. 348.06 (2) (intro.) by the previous section of this bill.

12 **SECTION 71.** 348.07 (2) (c) and (e) of the statutes are amended to read:

13 348.07 (2) (c) Forty five feet for mobile homes and motor buses;

14 (e) No limitation for implements of husbandry temporarily operated upon a
15 highway;

NOTE: Replaces punctuation for internal consistency and conformity with current style.

16 **SECTION 72.** 348.09 (1) of the statutes is amended to read:

17 348.09 (1) No person, without a permit therefor, ~~shall~~ may operate on a
18 highway any motor vehicle, trailer or semitrailer carrying any load extending
19 beyond the fender line on the left side or extending more than 6 inches beyond the

ASSEMBLY BILL 925**SECTION 72**

1 fender line on the right side of the vehicle. ~~In the case of motor trucks, “fender line”~~
2 ~~means the outermost limits of the rear fenders, flare boards or floor of the body,~~
3 ~~whichever projects outward the farthest.~~

NOTE: The definition of “fender line” is applicable to ss. 348.05 and 348.09 and is moved to the s. 348.01 chapter definition section in conformity with current style and to improve the readability of this section and s. 348.05. See the creation of s. 348.01 (2) (av) by this bill.

4 **SECTION 73.** 348.15 (1) (intro.) and (b) of the statutes are consolidated,
5 renumbered 348.15 (1) and amended to read:

6 348.15 (1) In this section: ~~(b)~~ “Class class ‘A’ highway” includes all state trunk
7 highways and connecting highways and those county trunk highways, town
8 highways and city and village streets, or portions thereof, ~~which~~ that have not been
9 designated as class “B” highways pursuant to s. 349.15.

NOTE: Eliminates unnecessary paragraph designation. Section 348.15 (1) is not divided into multiple paragraphs. Replaces “which” with “that” to correct grammar.

10 **SECTION 74.** 348.15 (8) (a) of the statutes is renumbered 348.15 (8).

NOTE: Eliminates unnecessary paragraph designation. Section 348.15 (8) is not divided into multiple paragraphs.

11 **SECTION 75.** 348.27 (5) of the statutes is amended to read:

12 348.27 (5) POLE AND PIPE PERMITS. Except as further provided in this subsection,
13 the department may issue an annual or consecutive month permit to pipeline
14 companies or operators or public service corporations for transportation of poles,
15 pipe, girders and similar materials and to companies and individuals hauling peeled
16 or unpeeled pole-length forest products used in its business. Such permits issued
17 to companies and individuals hauling peeled or unpeeled pole-length forest products
18 shall limit the length of vehicle and load to a maximum of 10 feet in excess of the
19 limitations in s. 348.07 (1) and shall be valid only on a class “A” highway as defined
20 in s. 348.15 (1) (b). Permits issued to companies or individuals hauling pole-length

ASSEMBLY BILL 925

1 forest products may not exempt such companies or individuals from the maximum
2 limitations on vehicle load imposed by this chapter.

NOTE: Changes cross-reference to accommodate the renumbering of s. 348.15 (1)
(b) by Section 73 of the bill.

3 **SECTION 76.** 349.11 (2) (b) and (3) (b) of the statutes are amended to read:

4 349.11 (2) (b) Modify the limits stated in s. 346.57 (4) (c) or 346.58 (1).

5 (3) (b) Modify the limits stated in s. 346.57 (4) (c) or 346.58 (1); or

NOTE: Changes cross-references to accommodate the renumbering of s. 346.58 by
SECTION 55 of the bill.

6 **SECTION 77.** 349.13 (1e) (c) of the statutes is renumbered 349.13 (1e) (c) 1. and
7 amended to read:

8 349.13 (1e) (c) 1. The authority granted by this subsection may be delegated
9 to a traffic officer or to the officer in charge of the maintenance of the highway in
10 question, but, except as provided in subd. 2., no prohibition, limitation or restriction
11 on parking imposed under this section is effective unless official traffic signs or
12 markers or parking meters have been placed or erected indicating the particular
13 prohibition, limitation or restriction ~~except that parking.~~

14 2. Parking regulations which that prohibit, limit or restrict the parking of
15 vehicles for any period longer than 24 consecutive hours, during any hours between
16 12 midnight and 7 a.m., or any portion thereof or during a snow emergency as
17 determined by ~~the city, village or town~~ a municipality, shall be effective in ~~cities,~~
18 ~~villages and towns~~ the municipality upon a two-thirds vote of ~~their~~ its respective
19 governing ~~bodies~~ body notwithstanding this subsection and s. 346.02 (7) when
20 official traffic signs have been placed or erected at or reasonably near the corporate
21 limits of ~~such city, village or town~~ the municipality on all state and county trunk
22 highways and connecting highways, ~~as the latter are defined in s. 86.32,~~ informing

ASSEMBLY BILL 925**SECTION 77**

1 motorists that 24-hour parking limitations, night parking regulations or snow
2 emergency regulations are in effect in ~~such city, village or town~~ the municipality.

NOTE: Breaks up long sentence. For purposes of ch. 349, s. 340.01 (36m) defines “municipality” as a city, village or town and s. 340.01 (9) defines “connecting highway” as a highway designated as such under s. 86.32.

3 **SECTION 78.** 349.13 (2) (intro.), (a) to (d) and (f) of the statutes are amended to
4 read:

5 349.13 (2) (intro.) Except as provided in this subsection, neither the
6 department nor local authorities may extend stopping, standing or parking
7 privileges to areas where stopping, standing or parking is prohibited by ch. 346. The
8 department and local authorities, with respect to highways under their respective
9 jurisdictions as described in sub. (1e) may do any of the following:

10 (a) Permit parking on sidewalk areas when such parking will not unduly
11 interfere with pedestrian traffic;.

12 (b) Permit parking on the roadway side of other parked vehicles when such
13 double parking will not unduly interfere with the flow of vehicular traffic;.

14 (c) Permit parking closer than 15 feet to the end of a safety zone when such
15 parking will not unduly interfere with the flow of vehicular traffic;.

16 (d) Designate parking upon the left side of a one-way street or roadway instead
17 of the right side or permit parking on both sides;.

18 (f) Permit the parking of any vehicle or of school buses only on the near side of
19 specified highways adjacent to schoolhouses ~~in villages, towns or cities~~ during
20 specified hours ~~when if the village or town board or common council governing body~~
21 ~~of any such village, town or city~~ the municipality where the schoolhouse is located
22 directs by ordinance ~~so directs~~.

NOTE: Replaces punctuation for internal consistency and conformity with current style. Section 340.01 (36m) defines “municipality” as a city, village or town for purposes

ASSEMBLY BILL 925

of ch. 349. The term “governing body of a municipality” is used throughout the chapter to refer to village boards, town boards and common councils. “When” is replaced by “if”, consistent with current style, to reflect that the condition referred to need not occur.

1 **SECTION 79.** 422.204 (7) (intro.) and (a) to (d) of the statutes are renumbered
2 422.204 (7) (am) (intro.) and 1. to 4. and amended to read:

3 **422.204 (7) (am) (intro.)** In addition to any requirements of form established
4 by the administrator, a deferral agreement shall meet all of the following
5 requirements:

6 1. ~~Be~~ The agreement shall be in writing and signed by the customer;

7 2. ~~Incorporate~~ The agreement shall incorporate by reference the transaction
8 to which the deferral applies;

9 3. ~~State~~ The agreement shall state each instalment or part thereof in the
10 amount to be deferred, the date or dates originally payable and either the date or
11 dates agreed to become payable for the payment of the amounts deferred or the
12 periods of deferral; ~~and.~~

13 4. ~~Clearly~~ The agreement shall clearly set forth the dollar amount of the charge
14 for each instalment to be deferred and the total dollar amount to be paid by the
15 customer for the deferral.

NOTE: The subject matter of par. (e) does not fit within the series listed under the subsection (intro.), and the renumbering by this section of this bill removes that provision from the series. The subsection (intro.) is amended in accordance with current style and the subsequent subdivisions are amended to correspond with the amended (intro.). Punctuation is replaced for internal consistency and consistency with current style.

16 **SECTION 80.** 422.204 (7) (e) of the statutes is amended to read:

17 422.204 (7) (e) This subsection ~~shall~~ does not apply to deferral charges made
18 pursuant to ~~under~~ sub. (8).

NOTE: Replaces disfavored terms consistent with current style. See also the previous section of this bill.

19 **SECTION 81.** 422.502 (4) (a) of the statutes is renumbered 422.502 (4).

ASSEMBLY BILL 925**SECTION 81**

NOTE: Eliminates unnecessary paragraph designation. Section 422.502 (4) is not divided into multiple paragraphs.

1 **SECTION 82.** 425.208 (1) (d) (intro.) of the statutes is created to read:

2 425.208 (1) (d) (intro.) Whichever of the following is less:

NOTE: See the next section of this bill.

3 **SECTION 83.** 425.208 (1) (d) of the statutes is renumbered 425.208 (1) (d) 1. and
4 amended to read:

5 425.208 (1) (d) 1. A performance deposit, in the amount of 3 scheduled
6 instalments (, or minimum payments in the case of an open-end credit plan), or
7 ~~one-third.~~

8 2. One-third of the total obligation remaining unpaid with respect to the
9 consumer credit transaction, ~~whichever is less.~~

NOTE: Subdivides provision to eliminate parentheses and improve readability. An (intro.) paragraph is created by the previous section of this bill to accommodate the changes made by this section.

10 **SECTION 84.** 426.108 (intro.) and (1) to (8) of the statutes are amended to read:

11 **426.108 Unconscionable conduct.** (intro.) The administrator shall
12 promulgate rules declaring specific conduct in consumer credit transactions and the
13 collection of debts arising ~~therefrom~~ from consumer credit transactions to be
14 unconscionable and prohibiting the use ~~thereof~~ of those unconscionable acts. In
15 promulgating ~~such~~ rules under this section, the administrator shall consider, among
16 other things, all of the following:

17 (1) That the practice unfairly takes advantage of the lack of knowledge, ability,
18 experience, or capacity of customers;

19 (2) That those engaging in the practice know of the inability of customers to
20 receive benefits properly anticipated from the goods or services involved;

ASSEMBLY BILL 925

1 (3) That there exists a gross disparity between the price of goods or services and
2 their value as measured by the price at which similar goods or services are readily
3 obtainable by other customers, or by other tests of true value;

4 (4) ~~The fact that~~ That the practice may enable merchants to take advantage
5 of the inability of customers reasonably to protect their interests by reason of
6 physical or mental infirmities, illiteracy or inability to understand the language of
7 the agreement, ignorance or lack of education or similar factors;

8 (5) That the terms of the transaction require customers to waive legal rights;

9 (6) That the terms of the transaction require customers to unreasonably
10 jeopardize money or property beyond the money or property immediately at issue in
11 the transaction;

12 (7) That the natural effect of the practice is to cause or aid in causing customers
13 to misunderstand the true nature of the transaction or their rights and duties
14 ~~thereunder~~ under the transaction.

15 (8) That the writing purporting to evidence the obligation of the customers in
16 the transaction contains terms or provisions or authorizes practices prohibited by
17 law; ~~and~~.

NOTE: The section (intro.) is amended in accordance with current style for (intro.)
provisions and the subsequent subsections are amended to correspond with the amended
(intro.). Punctuation is replaced for internal consistency and conformity with current
style. Specific references are inserted.

18 **SECTION 85.** 426.110 (4) (c) of the statutes is amended to read:

19 426.110 (4) (c) Except as provided in par. (e), no action for damages may be
20 maintained under this section if an appropriate remedy (, which shall include actual
21 damages and may include penalties), is given, or agreed to be given within a
22 reasonable time, to such party within 30 days after receipt of such notice.

NOTE: Replaces parentheses consistent with current style.

ASSEMBLY BILL 925

SECTION 86

1 **SECTION 86.** 442.01 (1) of the statutes is renumbered 442.001 and amended to
2 read:

3 **442.001 Definition.** In this chapter, “examining board” means the accounting
4 examining board.

NOTE: Moves definition applicable to the entire chapter to a separate definition section consistent with current style.

5 **SECTION 87.** 442.02 (intro.) of the statutes is renumbered 442.02 (1m) (intro.)
6 and amended to read:

7 442.02 (1m) (intro.) A person shall be ~~deemed~~ considered to be in practice as
8 a public accountant, within the meaning and intent of this chapter if any of the
9 following conditions is met:

NOTE: This provision is amended in accordance with current style for (intro.) provisions and renumbered so that subsections that do not fit grammatically or by subject matter within the series under the (intro.) can be separated. A disfavored term is replaced in conformity with current style. See the next section of this bill.

10 **SECTION 88.** 442.02 (1) to (5) of the statutes are renumbered 442.02 (1m) (a) to
11 (e) and amended to read:

12 442.02 (1m) (a) ~~Who~~ The person holds himself or herself out to the public in
13 any manner as one skilled in the knowledge, science and practice of accounting, and
14 as qualified and ready to render professional service therein as a public accountant
15 for compensation; ~~or~~.

16 (b) ~~Who~~ The person maintains an office for the transaction of business as a
17 public accountant, ~~or who~~, except as an employe of a public accountant, practices
18 accounting, as distinguished from bookkeeping, for more than one employer; ~~or~~.

19 (c) ~~Who~~ The person offers to prospective clients to perform for compensation,
20 ~~or who does perform~~ performs on behalf of clients for compensation, professional

ASSEMBLY BILL 925

1 services that involve or require an audit of financial transactions and accounting
2 records; ~~or,~~

3 (d) ~~Who~~ The person prepares for clients reports of audits, balance sheets, and
4 other financial, accounting and related schedules, exhibits, statements or reports
5 ~~which~~ that are to be used for publication or for credit purposes, or are to be filed with
6 a court of law or with any other governmental agency, or for any other purpose; ~~or,~~

7 (e) ~~Who~~ The person, in general or as an incident to such work, renders
8 professional assistance to clients for compensation in any or all matters relating to
9 accounting procedure and the recording and presentation of financial facts.

10 **SECTION 89.** 442.02 (5m) (a) of the statutes is renumbered 442.02 (1m) (f) and
11 amended to read:

12 442.02 (1m) (f) ~~Who~~ The person signs or affixes his or her name or any trade
13 or assumed name used by the person in his or her business or profession to an opinion
14 or certificate attesting to the reliability of any representation or estimate in regard
15 to any person or organization embracing financial information, financial
16 transactions or accounting records.

NOTE: The paragraphs, renumbered by this section of the bill fit grammatically within the series under sub. (1m) (intro.), as renumbered by this bill, while the remaining subsections do not. These provisions are amended to accommodate the amendment of sub. (1m) (intro.) and to conform with current style. Punctuation is replaced for internal consistency and conformity with current style. Improperly used “which” and passive verb are replaced in conformity with current style. See the previous and next section of this bill.

17 **SECTION 90.** 442.02 (5m) (b) of the statutes is renumbered 442.02 (5m) and
18 amended to read:

19 442.02 (5m) ~~This subsection~~ Subsection (1m) (f) does not prohibit any officer,
20 employe, partner or principal of any organization from affixing his or her signature
21 to any statement or report in reference to the affairs of that organization with any

ASSEMBLY BILL 925**SECTION 90**

1 wording designating the position, title or office ~~which~~ that he or she holds in that
2 organization. ~~This subsection~~ and does not prohibit any act of a public official or
3 public employe in the performance of his or her duties.

NOTE: This provision does not fit grammatically within the series under sub. (1m)
(intro.), as renumbered by this bill, and is made a separate subsection and
cross-references are amended accordingly. Improperly used “which” is replaced in
conformity with current style. See the previous and next section of this bill.

4 **SECTION 91.** 442.02 (6) of the statutes is amended to read:

5 442.02 (6) Every member of a partnership, and every officer and director of a
6 corporation who, in ~~such~~ the capacity of partner, officer or director, does any of the
7 things enumerated in ~~subs. (1)~~ sub. (1m) (a) to (5m) (f), shall be ~~deemed~~ considered
8 to be in practice as a public accountant.

NOTE: Cross-references are amended to reflect renumbering by this bill.
Disfavored terms are replaced in conformity with current style.

9 **SECTION 92.** 442.02 (7) of the statutes is renumbered 442.02 (7) (intro.) and
10 amended to read:

11 442.02 (7) (intro.) Nothing contained in this chapter shall prevent the
12 employment by a certified public accountant, or by a public accountant, or by a firm
13 or corporation, furnishing public accounting services as principal, of persons to serve
14 as accountants in various capacities, as needed; ~~provided, that such persons, if all of~~
15 the following conditions are met:

16 (a) The employes serving as accountants work under the control and
17 supervision of certified public accountants, or accountants with certificates of
18 authority as ~~hereinafter provided, that such~~ granted under s. 442.06.

19 (b) Those employes serving as accountants shall not issue any statements or
20 reports over their own names except ~~such~~ office reports to their employer as that are
21 customary ~~and that such.~~

ASSEMBLY BILL 925

1 (c) The employees serving as accountants are not in any manner held out to the
2 public as public accountants as described in this chapter.

NOTE: Provision is subdivided, disfavored terms are replaced and a specific cross-reference is added for improved readability and conformity with current style.

3 **SECTION 93.** 442.02 (9) of the statutes is renumbered 442.02 (9) (intro.) and
4 amended to read:

5 442.02 (9) (intro.) Nothing contained in this chapter shall apply to any persons
6 who may be employed by more than one person, partnership or corporation, for the
7 purpose of keeping books, making trial balances or statements, and preparing audits
8 or reports, ~~provided such~~ if all of the following requirements are met:

9 (a) The audits or reports described in this subsection are not used or issued by
10 the employers as having been prepared by a public accountant ~~and provided such.~~

11 (b) The persons employed as described in this subsection do not do any of the
12 things enumerated in sub. (5m) (a), (1m) (f) without complying with sub. (5m) (b).

NOTE: Provision is subdivided, disfavored terms are replaced for improved readability and conformity with current style. Cross-references are amended to reflect renumbering by this bill.

13 **SECTION 94.** 442.11 (intro.) and (1) to (13) of the statutes are amended to read:

14 **442.11 Penalties.** (intro.) ~~Any person shall be deemed guilty of a~~
15 ~~misdemeanor, and shall~~ Whoever does any of the following may, for each offense, be
16 fined not more than \$500 ~~for each offense,~~ or imprisoned in the county jail for not
17 more than one year, or both:

18 (1) ~~Who shall use~~ Uses any other term other than certified public accountant
19 or the abbreviation C. P. A. to indicate that he or she is a public accountant with a
20 specially granted title; ~~or,~~

21 (2) ~~Who, when~~ While practicing under an assumed name, or as a member of
22 a partnership, other than ~~one which~~ a partnership that is registered under s. 442.07

ASSEMBLY BILL 925

1 as composed of certified public accountants, or as an officer of a corporation,
2 announces, either in writing or by printing, that the assumed name, partnership or
3 corporation is practicing as a certified public accountant; ~~or.~~

4 (3) ~~Who, as~~ As a member of a partnership, announces, either in writing or by
5 printing, that the partnership is practicing as “public accountants” unless the
6 partnership is registered as such under s. 442.07; ~~or.~~

7 (4) ~~Who, as~~ As an officer of a corporation, permits ~~it~~ the corporation to practice
8 as a public accountant unless it is registered with the examining board, and holds
9 an unrevoked certificate of authority from the examining board; ~~or.~~

10 (5) ~~Who holds~~ Holds himself or herself out to the public as a certified public
11 accountant or ~~who~~ assumes to practice as a certified public accountant unless he or
12 she has been granted a certificate as ~~such~~ a certified public accountant from the
13 examining board; ~~or.~~

14 (6) ~~Who holds~~ Holds himself or herself out to the public as a public accountant
15 or ~~who~~ assumes to practice as a public accountant unless he or she has been granted
16 a certificate of authority from the examining board; ~~or.~~

17 (7) ~~Who shall practice~~ Practices as a certified public accountant or as a public
18 accountant after his or her certificate has been revoked; ~~or.~~

19 (8) ~~Who shall as~~ As an individual, ~~or, as a member of a partnership or as an~~
20 officer or director of a corporation, ~~practice~~ practices or ~~permit~~ permits the
21 partnership or corporation to practice as a certified public accountant or as a public
22 accountant unless a license has been secured for the current licensure period; ~~or.~~

23 (9) ~~Who shall sell, buy, give~~ Sells, buys, gives or ~~obtain~~ obtains an alleged
24 certificate as a certified public accountant, ~~or a certificate of authority, or a license~~
25 in any ~~other~~ manner other than is that provided for by this chapter; ~~or.~~

ASSEMBLY BILL 925

1 (10) ~~Who attempts~~ Attempts to practice as a certified public accountant or as
2 a public accountant under the guise of a certificate not granted by the examining
3 board, or under cover of a certificate obtained illegally or fraudulently; ~~or.~~

4 (11) ~~Who shall certify~~ Certifies to any false or fraudulent report, certificate,
5 exhibit, schedule or statement; ~~or.~~

6 (12) ~~Who shall attempt~~ Attempts by any subterfuge to evade the provisions of
7 this chapter while practicing as a public accountant; ~~or.~~

8 (13) ~~Who shall, as~~ As an individual, ~~or as~~ a member of a partnership or as an
9 officer of a corporation, ~~permit~~ permits to be announced by printed or written
10 statement that any report, certificate, exhibit, schedule or statement has been
11 prepared by or under supervision of a certified public accountant or by or under
12 supervision of a public accountant when the person who prepared the same report,
13 certificate, exhibit, schedule or statement was not ~~such a~~ certified public accountant
14 or public accountant.

NOTE: Amends section (intro.) in accordance with current style for (intro.)
provisions and amends the subsequent subsections accordingly. Disfavored terms are
replaced in conformity with current style. See the next section of this bill.

15 **SECTION 95.** 442.11 (14) to (16) of the statutes are renumbered 442.115 (1) to
16 (3) and amended to read:

17 442.115 (1) If it appears upon complaint to the examining board by any person,
18 or it is known to the examining board, that any person has violated this chapter, the
19 examining board may investigate, subject to the rules promulgated under s. 440.03
20 (1). The district attorney of the county in which violations of this chapter are known
21 or alleged to have occurred shall promptly investigate complaints, from any source,
22 of such violations of this chapter and prosecute if the facts so warrant. Upon request
23 from the examining board, and ~~where~~ when the facts warrant, the appropriate

ASSEMBLY BILL 925**SECTION 95**

1 district attorney shall promptly seek an injunction against any person who is
2 violating this chapter.

3 ~~(2) Following the refusal or failure of~~ If the district attorney fails or refuses to
4 act within a time ~~which it deems~~ that the examining board considers reasonable, the
5 examining board may request the attorney general to institute a prosecution or to
6 seek an injunction for violation of this chapter.

7 ~~(3) If a person has engaged, or is about to engage, in an act or practice which~~
8 that constitutes, or will constitute, a violation of this chapter, the examining board
9 in its own right or on behalf of an individual complainant may apply to the
10 appropriate court for an order enjoining the act or practice. Upon a showing by the
11 examining board or the complainant that the person has engaged, or is about to
12 engage, in any ~~such~~ act or practice in violation of this chapter, the court may grant
13 an injunction, restraining order or other appropriate order without bond.

NOTE: The subject matter of these provisions do not correspond to, nor do they fit grammatically within, the list of violations under s. 442.11 (intro.) and accordingly are moved to a separate section. Disfavored terms and incorrectly used “which” are replaced in conformity with current style.

14 **SECTION 96.** 442.115 (title) of the statutes is created to read:

15 **442.115 (title) Enforcement actions for violations of this chapter.**

NOTE: See the previous section of this bill.

16 **SECTION 97.** 443.02 (4) (a) of the statutes is renumbered 443.02 (4).

NOTE: Eliminates unnecessary paragraph designation. Section 443.02 (4) is not divided into multiple paragraphs.

17 **SECTION 98.** 443.04 (1) (a) and (b) of the statutes are amended to read:

18 443.04 (1) (a) A diploma of graduation, or a certificate, from an engineering
19 school or college approved by the examining board as of satisfactory standing in an
20 engineering course of not less than 4 years, together with an additional 4 years of
21 experience in engineering work of a character satisfactory to the examining board

ASSEMBLY BILL 925

1 and indicating that the applicant is competent to be placed in responsible charge of
2 ~~such engineering work; or,~~

3 (b) A specific record of 8 or more years of experience in engineering work of a
4 character satisfactory to the examining board and indicating that the applicant is
5 competent to be placed in responsible charge of ~~such engineering work; or,~~

6 **SECTION 99.** 443.18 (1) (title) of the statutes is created to read:

7 443.18 (1) (title) UNAUTHORIZED PRACTICE; PENALTY.

NOTE: The treatments by this bill will result in all subsections of s. 443.18 having titles.

8 **SECTION 100.** 443.18 (2) (a) (title) of the statutes is renumbered 443.18 (2)
9 (title).

NOTE: Section 443.18 (2) has no title, and s. 443.18 (2) (a) and (b) each are titled "Injunction". This renumbering applies the title to all of the subsection and with the creation of s. 443.18 (1) (title) by the previous section of this bill results in all subsections of s. 443.18 having titles. Paragraph (b) (title) is repealed by the next section of this bill.

10 **SECTION 101.** 443.18 (2) (b) (title) of the statutes is repealed.

NOTE: See the previous section of this bill.

11 **SECTION 102.** 444.17 (3) of the statutes is renumbered 444.17 (3) (a) (intro.) and
12 amended to read:

13 444.17 (3) (a) (intro.) This chapter does not apply to amateur boxing or sparring
14 exhibitions conducted by or held under the auspices of any public recreation
15 department supported by town, village, city, county, state or federal funds, in any
16 intradepartmental or interdepartmental exhibitions, ~~provided: (a) that such if all of~~
17 the following conditions are met:

18 1. The exhibitions are between bona fide members of boxing classes conducted
19 by ~~such the~~ public recreation departments, ~~(b) that such,~~

20 2. The public recreation departments under subd. 1. are members of a
21 recognized state association of public recreation departments, ~~(c) and that each such,~~

ASSEMBLY BILL 925

SECTION 102

1 3. The amateur boxing or sparring exhibition is sanctioned by the department.

2 (b) The application for the sanction under par. (a) 3. of each exhibition shall be
3 made in writing to the department at least 2 weeks prior to the exhibition. A fee of
4 \$5 shall accompany the application, ~~said fee~~ to cover the cost of sanction and
5 expenses of an inspector, whose duty it shall be to enforce all rules and regulations
6 and to see that a competent referee, timer, doctor and judges are employed. ~~Sanction~~
7 ~~for such exhibitions~~ The department may be denied deny any application for the
8 sanction of an exhibition for cause upon competent evidence.

NOTE: Subdivides provision to eliminate numbering not in conformity with current style. Inserts cross-references and reorders text to improve readability and conformity with current style.

9 **SECTION 103.** 445.045 (1) (a) to (g) of the statutes are amended to read:

10 445.045 (1) (a) ~~Be~~ The person must be at least 18 years of age;.

11 (b) Subject to ss. 111.321, 111.322 and 111.335, the person must not have an
12 arrest or conviction record;.

13 (d) ~~Have~~ The person must have completed 2 academic years of instruction in
14 a recognized college or university, in a course of study approved by the examining
15 board, or have equivalent education;.

16 (e) ~~Have~~ The person must have satisfactorily completed 9 months or more
17 instruction in a prescribed course in mortuary science approved by the examining
18 board at any time after having completed one year of college work or equivalent
19 education;.

20 (f) ~~Have~~ The person must have completed one year of apprenticeship as
21 prescribed in s. 445.095 at any time after having completed one year of college work
22 or equivalent education and either before or after taking the course in mortuary
23 science required by par. (e).

ASSEMBLY BILL 925

1 (g) ~~Have~~ The person must have successfully passed a comprehensive
2 examination conducted by the examining board as required by s. 445.04, ~~but such~~.
3 The examination may be taken at any time after completion of the college and
4 mortuary school instruction and regardless of the age of the applicant.

NOTE: Amends provisions to make complete sentences consistent with current style
and replaces punctuation for internal consistency.

5 SECTION 104. 449.01 (title) of the statutes is amended to read:

6 449.01 (title) **Definitions; discrimination prohibited.**

NOTE: Current style places definitions applicable to an entire chapter in a section
separate from substantive provisions. Section 449.01 (3) relating to the prohibition of
discrimination is renumbered to a separate section by the next section of this bill.

7 SECTION 105. 449.01 (3) of the statutes is renumbered 449.015 and amended
8 to read:

9 449.015 **Discrimination prohibited.** Any agency of the state, county,
10 municipality or school district shall accept the optometric services, ~~as defined in sub.~~
11 ~~(1)~~, of optometrists licensed under this chapter, on the same basis as those of any
12 other person authorized by law to render ~~such~~ optometric services.

NOTE: Moves this provision out of a provision otherwise containing definitions.
Deletes the cross-reference to s. 449.01 (1) which defines the practice of optometry and
not "optometric services". Replaces disfavored "such" with a specific reference.

13 SECTION 106. 449.01 (4) (title) of the statutes is created to read:

14 449.01(4) (title) EXAMINING BOARD.

NOTE: The other subsections of 449.01 have titles.

15 SECTION 107. 456.10 (1) (intro.) and (a) to (c) of the statutes are amended to
16 read:

17 456.10 (1) (intro.) Subject to the rules promulgated under s. 440.03 (1), the
18 examining board may, under sub. (2), revoke, limit or suspend the license or
19 registration of any person practicing or offering to practice nursing home

ASSEMBLY BILL 925**SECTION 107**

1 administration may be revoked, limited or suspended or the licensee may be
2 reprimanded, censured reprimand, censure or otherwise disciplined discipline a
3 licensee under this section ~~upon decision and after due hearing if any of the following~~
4 is applicable:

5 (a) Proof is submitted that ~~such~~ the licensee is unfit or incompetent by reason
6 of negligence, habits or other causes;.

7 (b) Proof is submitted that ~~such~~ the licensee has wilfully or repeatedly violated
8 this chapter or the rules enacted in accordance ~~therewith; or~~ with this chapter.

9 (bm) Proof is submitted that the licensee has wilfully or repeatedly acted in a
10 manner inconsistent with the health and safety of the patients of the home in which
11 the licensee is the administrator;.

12 (c) Proof is submitted that ~~such~~ the licensee is guilty of fraud or deceit in his
13 or her admission to the practice of nursing home administration.

NOTE: Amends subsection (intro.) to identify what body may take the described
action and to otherwise conform with current style for (intro.) provision. Subdivides par.
(b) so that each paragraph contains only one item and replaces disfavored terms.

14 **SECTION 108.** 560.034 (1) of the statutes is amended to read:

15 560.034 (1) The department shall prescribe the notice forms to be used under
16 ss. 66.521 (4m) (a) 1. and 234.65 (3) (a) 1. The department shall include on the forms
17 a requirement for information on the number of jobs the person submitting the notice
18 expects to be eliminated, created or maintained on the project site and elsewhere in
19 this state by the project which is the subject of the notice. The department shall
20 prescribe the forms to be used under ss. 66.521 (4m) (b) and 234.65 (3r).

NOTE: Changes cross-reference to accommodate renumbering by this bill.

21 **SECTION 109.** 560.034 (3) of the statutes is amended to read:

ASSEMBLY BILL 925

1 560.034 (3) If the department receives a notice under s. 234.65 (3) (a) ~~1~~, the
2 department shall estimate, no later than 20 days after receipt of the notice, whether
3 the project which is the subject of the notice is expected to eliminate, create or
4 maintain jobs on the project site and elsewhere in this state and the net number of
5 jobs expected to be eliminated, created or maintained as a result of the project.

NOTE: Changes cross-reference to accommodate renumbering by this bill.

6 **SECTION 110.** 611.12 (1) (am) of the statutes is amended to read:

7 611.12 (1) (am) The articles shall include a statement that the corporation is
8 organized under this chapter;

NOTE: Replaces inconsistent punctuation.

9 **SECTION 111.** 611.12 (2) (am) of the statutes is amended to read:

10 611.12 (2) (am) The articles shall include a statement that the corporation is
11 organized under this chapter;

NOTE: Replaces inconsistent punctuation.

12 **SECTION 112.** 611.76 (9) (a) (title) of the statutes is repealed.

NOTE: The renumbering of s. 611.76 (9) (a) to s. 611.76 (9) by the next section of this bill renders the paragraph title unnecessary.

13 **SECTION 113.** 611.76 (9) (a) of the statutes is renumbered 611.76 (9).

NOTE: Eliminates unnecessary paragraph designation. Section 611.76 (9) is not divided into multiple paragraphs.

14 **SECTION 114.** 618.26 (1) (intro.) of the statutes is amended to read:

15 618.26 (1) STRICT COMPLIANCE. (intro.) No nondomestic fraternal may be
16 authorized to do business in this state unless it complies strictly with all of the
17 following requirements:

NOTE: Amends provision in accordance with current style for (intro.) provisions

18 **SECTION 115.** 618.26 (1) (a) of the statutes is amended to read:

19 618.26 (1) (a) *Financial requirements.* The financial requirements of ss. 614.19
20 and 623.11;

ASSEMBLY BILL 925**SECTION 115**

NOTE: Replaces punctuation for internal consistency and conformity with current style.

1 **SECTION 116.** 623.06 (4m) of the statutes is amended to read:

2 **623.06 (4m)** This subsection applies to all annuity and pure endowment
3 contracts other than group annuity and pure endowment contracts purchased under
4 a retirement plan or plan of deferred compensation, established or maintained by an
5 employer (, including a partnership or sole proprietorship), or by an employe
6 organization, or by both, other than a plan providing individual retirement accounts
7 or individual retirement annuities under section 408 of the ~~U.S. internal revenue~~
8 ~~code, as now or hereafter amended~~ Internal Revenue Code. Reserves according to
9 the commissioners annuity reserve method for benefits under annuity or pure
10 endowment contracts, excluding any disability and accidental death benefits in such
11 contracts, shall be the greatest of the respective excesses of the present values, at the
12 date of valuation, of the future guaranteed benefits, including guaranteed
13 nonforfeiture benefits, provided for by such contracts at the end of each respective
14 contract year, over the present value, at the date of valuation, of any future valuation
15 considerations derived from future gross considerations, required by the terms of
16 such contract, that become payable prior to the end of such respective contract year.
17 The future guaranteed benefits shall be determined by using the mortality table, if
18 any, and the interest rate specified in such contracts for determining guaranteed
19 benefits. The valuation considerations are the portions of the respective gross
20 considerations applied under the terms of such contracts to determine nonforfeiture
21 values.

NOTE: Replaces parentheses consistent with current style and amends reference to Internal Revenue Code.