

No. 615, S.

Published
August 10, 1963.

CHAPTER 224

AN ACT to amend and revise chapter 20 and to make divers other changes in the statutes and session laws, relating to state finances and appropriations, constituting the general fund executive budget of the 1963 legislature, levying taxes to provide additional revenue and to relieve the property tax, providing for salary increases, granting rule making authority, providing penalties, and making appropriations.

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

SECTION 1. 13.351 (8) and (9) of the statutes is amended to read:

13.351 (8) There is transferred on July 1, * * * 1963, and annually thereafter from the general fund to the state building trust fund an amount equal to * * * 21 per cent of all net moneys collected in the previous fiscal year from academic student fees on behalf of the University of Wisconsin, excepting adult education fees.

(9) There is transferred on July 1, * * * 1963, and annually thereafter from the general fund to the state building trust fund an amount equal to * * * 21 per cent of all net moneys collected in the previous fiscal year from academic student fees on behalf of the state colleges, except adult education fees.

SECTION 2. 14.29 (9) of the statutes is amended to read:

14.29 (9) Make a copy of any law, resolution, deed, bond, record, document or paper deposited or kept in his office, upon request therefor, attach thereto his certificate, with the great or lesser seal affixed, and collect therefor 25 cents per folio and * * * \$2 for such certificate; also to record any document authorized or required by law to be recorded in his office, and to charge therefor a fee of 25 cents per folio. The fee for certified copies of appointments, certificates of incorporations or amendments, licenses of foreign corporations, or similar certificates, and for certificates as to results of search of the records and files of his office, when a printed form is used, shall be * * * \$2, but when a specially prepared form is required the fee shall be * * * \$2.50. The minimum fee for any certificate under his hand and seal shall be * * * \$2.

SECTION 3. 16.105 (2) (c) 2 of the statutes is repealed and recreated to read:

16.105 (2) (c) 2. It is declared to be legislative intent that merit increases be granted only on the basis of meritorious service and not be granted for reasons of longevity, employe need, level of salary range or for other such reasons. The personnel board shall establish rules for assuring

that state departments follow procedures which promote this end, including therein the use of performance standards, evaluation reports and such other measurements as they may require.

SECTION 4. 20.001 (8) of the statutes is created to read:

20.001 (8) Solely for purposes of relating annual taxes to estimated expenses of the fiscal year ended June 30, 1964, and of fiscal years thereafter, amounts withheld in the last quarter of the fiscal year pursuant to s. 71.20 but not required to be deposited until July 20 following the close of the fiscal year and taxes imposed by subch. III of ch. 77 in the last quarter of the fiscal year but not payable until July 20 following the close of the fiscal year shall be deemed accrued tax receipts as of the close of the fiscal year.

SECTION 5. 20.005 of the statutes as it affects 1963-1965 appropriations is repealed and recreated to read:

20.005 *State Budget.* (1) *Summary of the General Fund.* The budget governing fiscal operations of the state of Wisconsin for the general fund from July 1, 1963, to June 30, 1965, is summarized as follows:

	1963-1964	1964-1965
(a) TOTAL GENERAL FUND BUDGET		
Executive Budget Appropriations	\$304,466,240	\$314,434,578
Revolving Budget Appropriated Revenues	409,697,608	423,351,852
Total General Fund Appropriations	<u>\$714,163,848</u>	<u>\$737,786,430</u>
(b) GENERAL FUND EXECUTIVE BUDGET SUMMARY		
Estimated Deficit July 1, 1963	\$-29,000,000	
Estimated Unassigned Revenues	320,191,809	324,795,458
Estimated Lapsed Balances	2,000,000	2,500,000
Total Available	<u>293,191,809</u>	<u>327,295,458</u>
Executive Budget Appropriations	304,466,240	314,434,578
Estimated Balances, June 30	<u>\$-11,274,431</u>	<u>\$ 12,860,880</u>
(c) GENERAL FUND REVOLVING BUDGET SUMMARY		
Estimated Continuing Balance July 1	\$ 20,230,420	\$ 21,077,455
Estimated Revolving Revenues	409,697,608	423,351,852
Total Available	<u>\$429,928,028</u>	<u>\$444,429,307</u>
Revolving Budget Expenditures	408,850,573	423,796,655
Estimated Balance June 30	<u>\$ 21,077,455</u>	<u>\$ 20,632,652</u>

(2) *Detail appropriations for general fund.* There is appropriated to the agency named in par. (a) the amounts shown therein for the purposes indicated and from the fund designated pursuant to the following codification of subsections:

Subsection numbers (1) to (39) General Fund Executive Budget

Subsection numbers (40) to (69) General Fund Revolving Budget, Assigned Revenues.

(a) The following tabulation for the general fund is an alphabetical arrangement by state agency of all appropriations made or assigned revenues granted by the legislature. The assigned revenues shown are estimates of revenues on the basis of tax rates and charges authorized by the legislature under the statutes, unless otherwise indicated.

Line	Agency and purpose	Statute	1963-1964	1964-1965
1.	Accountancy, board of.....	20.120		
2.	General administration.....	(41)	\$ 17,000	\$ 17,200
3.	Administration, department of.....	20.125		
4.	General administration.....	(1)	(2,190,656)	(1,985,266)
5.	General operations.....		6,037,725	6,363,217
6.	Applied receipts.....		-3,847,069	-4,377,951
7.	Emergency employment.....	(2)	20,000	20,000
9.	Governor's committee on physically handicapped.....	(8)	2,250	2,250
11.	Operational revenues.....	(40)	4,000,561	4,551,935
12.	Employment of private consultants.....	(41)	2,075,000	2,125,000
13.	Aeronautics commission.....	20.130		
14.	Airports—air carrier taxes, licensing, etc.....	(41)	345,000	345,000
16.	Federal aid, airports.....	(42)	2,404,374	1,054,220
17.	Sponsors' contributions, airports.....	(42)	3,802,563	542,110
18.	Use of airplanes.....	(43)	1,000	1,000
19.	Aging, commission on.....	20.135		
20.	General administration.....	(1)	35,443	35,399
21.	Agriculture, department of.....	20.140		
22.	General administration.....	(1)	(3,500,818)	(3,561,659)
23.	Personal services.....		2,668,936	2,699,097
24.	Personal services, fruit and vegetable grading.....		18,200	18,200
26.	Materials and expense.....		680,396	732,353
27.	Capital outlay.....		55,679	31,593
28.	Animal disease indemnities.....		158,023	
29.	Estimated allocation to 2nd yr.....		-80,416	80,416
30.	Agricultural societies.....		(18,000)	(18,000)
31.	Wis. crop improvement assn.....	(25)	2,000	2,000
32.	Wis. horticultural society.....	(26)	1,000	1,000
33.	Livestock breeders' assn.....	(27)	12,500	12,500
34.	Foreign type cheesemakers' assn.....	(29)	1,500	1,500
35.	Cooperative poultry improve. assn.....	(30)	1,000	1,000
36.	Services rendered.....	(41)	280,000	280,000
37.	Supply income.....	(42)	20,000	20,000
38.	Marketing orders.....	(42)	25,000	25,000
39.	Marketing services, fed.....	(43)	78,855	79,790
40.	Economic poisons.....	(45)	26,000	26,500
41.	Mink tax.....	(47)	6,700	6,700
42.	Weights and measures inspections.....	(48)	15,000	15,000
43.	Unfair trade-practice dairy ind.....	(49)	45,000	45,000
44.	Archeological society.....	20.150		
45.	Printing and other expenses.....	(1)	1,600	
46.	Est. allocation to 2nd yr.....		-800	800
47.	Architects and prof. engineers.....	20.160		
48.	General administration.....	(41)	81,500	82,000
49.	Athletic commission.....	20.170		
50.	General administration.....	(1)	1,000	1,000
51.	General admin., revolving.....	(41)	1,500	1,500
52.	Attorney general.....	20.180		
53.	General administration.....	(1)	(481,400)	(482,140)
54.	Personal services.....		448,028	464,000
55.	Materials and expense.....		15,990	15,690
56.	Capital outlay.....		17,382	2,450
57.	Special counsel.....	(2)	15,000	10,000
58.	Legal expenses.....	(3)	102,525	102,525
59.	County Indian law enforcement.....	(11)	15,000	10,000
60.	Audit department.....	20.190		
61.	State auditing.....	(1)	(244,141)	(248,002)
62.	Personal services.....		220,970	227,182
63.	Materials and expense.....		22,857	20,770
64.	Capital outlay.....		314	50
65.	Municipal auditing.....	(41)	613,067	634,532
66.	Banks, commissioner of.....	20.200		
67.	General administration.....	(41)	660,000	673,000
68.	Bar commissioners.....	20.210		
69.	General administration.....	(1)	(2,000)	(2,000)
70.	Personal services.....		1,000	1,000
71.	Materials and expense.....		1,000	1,000

CHAPTER 224

Line	Agency and purpose	Statute	1963-1964	1964-1965
72.	Examination fees	(41)	270	270
73.	Basic science examiners.....	20.220		
74.	General administration.....	(41)	6,700	6,700
75.	Building commission.....	20.240		
76.	Madison state office bldgs.			
77.	operations.....	(41)	1,255,819	1,914,813
78.	Milwaukee state office bldg.			
79.	operations.....	(41)	290,566	456,232
80.	Other state office bldgs.			
81.	operations.....	(41)	183,324	219,817
82.	Chiropractic examiners.....	20.250		
83.	General administration.....	(41)	10,408	10,510
84.	Circuit court.....	20.260		
85.	Judges and reporters.....	(1) S	998,000 S	1,000,000
86.	Civil defense.....	20.270		
87.	General administration.....	(1)	(94,354)	(91,473)
88.	Personal services.....		66,751	68,971
89.	Materials and expense.....		21,675	22,427
90.	Capital outlay.....		5,928	75
91.	Federal aid.....	(41)	557,259	611,499
92.	Civil war centennial comm.....	20.273		
93.	Gifts and grants.....	(41)	200	200
94.	Claims commission.....	20.275		
95.	General fund.....	(1) S	2,500 S	2,500
101.	County courts.....	20.265		
102.	Aid to localities.....	(1) S	2,044,500 S	2,044,500
103.	Crime laboratory board.....	20.290		
104.	General administration.....	(1)	(145,424)	(140,178)
105.	Personal services.....		129,304	133,389
106.	Materials and expense.....		89,265	88,779
107.	Capital outlay.....		9,355	510
108.	Receipts applied.....		-82,500	-82,500
109.	Fees from counties.....	(40)	82,500	82,500
110.	Deaf, association of.....	20.300		
111.	Service bureau.....	(1)	(5,090)	(5,090)
112.	Personal services.....		3,130	3,130
113.	Materials and expense.....		1,960	1,960
114.	Dental examiners.....	20.320		
115.	General administration.....	(41)	42,550	43,050
116.	Employment relations board.....	20.340		
117.	General administration.....	(1)	(154,310)	(152,992)
118.	Personal services.....		122,555	125,095
119.	Materials and expense.....		30,805	27,527
120.	Capital outlay.....		950	370
121.	Executive department.....	20.360		
122.	General administration.....	(1)	179,760	185,217
123.	Contingent expense, rewards.....	(2)	7,500	7,500
124.	Exposition department.....	20.365		
125.	Co. agricultural societies,			
126.	admin.....	(3)	8,381	8,621
127.	Co. agricultural societies, aid.....	(3)	315,000	315,000
128.	State fair, revolving.....	(61)	1,413,075	1,418,075
129.	Free library commission.....	20.380		
130.	General administration.....	(1)	(212,529)	(215,622)
131.	Personal services.....		166,896	170,112
132.	Materials and expense.....		44,453	44,632
133.	Capital outlay.....		1,180	878
134.	Purchase of books.....	(2)	17,500	17,500
135.	Legislative reference library.....	(3)	(116,301)	(141,662)
136.	Personal services.....		109,754	135,057
137.	Materials and expense.....		4,865	5,005
138.	Capital outlay.....		1,682	1,600
139.	Federal aid.....	(41)	180,000	180,000
140.	Government operations, bd. on.....	20.385		
141.	General fund supplemental.....	(1) B	1,000,000	
142.	Est. allocation to 2nd year.....		-500,000	500,000
143.	State institutions and brucellosis			
144.	indemnity, supplemental.....	(3) B	1,000,000	
145.	Est. allocation to 2nd year.....		-500,000	500,000
146.	Gov's. comm. on human rights.....	20.390		

Line	Agency and purpose	Statute	1963-1964	1964-1965
147.	General administration.....	(1)	(33,799)	(34,039)
148.	Personal services.....		28,824	29,064
149.	Materials and expense.....		4,975	4,975
150.	Capital outlay.....		—0—	
151.	Gifts and donations.....	(41)	300	300
152.	Gov's. educational advisory comm.....	20.393		
153.	Administration.....	(1)	6,500	6,500
154.	Grain and warehouse comm.....	20.400		
155.	General administration.....	(41)	859,389	870,951
156.	Great lakes compact comm.....	20.403		
157.	General administration.....	(1)	9,000	9,000
158.	Group insurance board.....	20.408		
159.	General administration.....	(1)	(34,637)	(33,226)
160.	Personal services.....	S	27,694 S	28,376
161.	Materials and expense.....	S	6,593 S	4,700
162.	Capital outlay.....	S	350 S	150
163.	Payments for group insurance.....	(41)	4,923,450	5,500,000
164.	Health, board of.....	20.410		
165.	Preventive medicine.....	(1)	(247,413)	(275,765)
166.	General.....		1,240,530	1,272,531
167.	Retirement and insurance.....	S	80,653 S	82,294
168.	Receipts applied.....		—1,073,770	—1,079,060
169.	Environmental sanitation.....	(2)	(370,314)	(373,070)
170.	General.....		508,773	512,808
171.	Retirement and insurance.....	S	34,541 S	35,262
172.	Receipts applied.....		—173,000	—175,000
173.	General health services and admin.	(3)	(593,890)	(602,463)
174.	General.....		661,269	670,070
175.	Retirement and insurance.....	S	44,621 S	45,393
176.	Receipts applied.....		—112,000	—113,000
177.	State aid, county nurses.....	(21)	67,000 S	67,000
178.	State aid, TB sanatoria.....	(22)	1,065,000 S	1,050,000
179.	State aid, TB san. outpatient.....	(23)	67,000 S	67,000
180.	Fed. maternal and child health			
181.	Fund A.....	(41)	270,000	270,000
182.	Fund B.....	(42)	195,000	195,000
183.	Fed. general health control.....	(41)	314,000	316,000
184.	Fed., cancer control.....	(41)	72,000	72,000
185.	Fed. heart disease control.....	(41)	143,000	145,000
186.	Fed. radiation protection.....	(41)	50,000	50,000
187.	Chronic disease and aging.....	(41)	287,000	290,000
188.	Fed. T. B. control.....	(41)	50,000	50,000
189.	Barbers.....	(42)	44,000	44,000
190.	Cosmetologists.....	(42)	97,500	100,000
191.	Funeral directors and embalmers.....	(42)	22,000	22,000
192.	Hotels and restaurants.....	(42)	325,000	325,000
193.	Plumbers.....	(42)	79,380	80,511
194.	Internal services division.....	(43)	75,436	76,382
195.	Transcript and microfilm serv.....	(44)	30,216	30,427
196.	Fed. aid, hosp. construction.....	(51)	1,900,000	2,000,000
197.	Fed. aid civil defense.....	(59)	17,814	18,274
198.	Historical society.....	20.430		
199.	General administration.....	(1)	(583,142)	(594,713)
200.	Personal services.....		506,335	519,500
201.	Materials and expense.....		67,228	67,283
202.	Capital outlay.....		9,529	7,930
203.	Maint. and misc. capital.....	(2)	18,000	18,000
204.	Books and museum articles.....	(3)	45,000	45,000
205.	Heat.....	(4)	8,500 S	8,500
206.	Fines and other collections.....	(41)	236,940	236,940
207.	Trust funds.....	(42)	90,000	90,000
208.	Fire loss.....	(69)	500	500
209.	Industrial Commission.....	20.440		
210.	General administration.....	(1)	(1,255,812)	(1,277,028)
211.	Personal services.....		1,000,202	1,018,912
212.	Materials and expense.....		242,681	256,308
213.	Capital outlay.....		12,929	1,808
214.	Fair employment.....	(2)	(43,813)	(45,470)
215.	Personal services.....		34,798	35,785

Line	Agency and purpose	Statute	1963-1964	1964-1965
216.	Materials and expense.....		8,860	9,635
217.	Capital outlay.....		155	50
218.	Manpower training fund trf.....	20.551 (3)		—0—
219.	Insurance commissioner.....	20.460		
220.	General administration.....	(1)	(530,219)	(557,226)
221.	Personal services.....		540,329	557,404
222.	Materials and expense.....		145,333	156,776
223.	Capital outlay.....		4,151	2,645
224.	Receipts applied.....		—159,599	—159,599
225.	Fire association schools.....	(2)	1,500	1,500
226.	Examination of companies.....	(40)	159,599	159,599
227.	Employe welfare funds.....	(43)	25,000	25,000
228.	Interstate cooperation comm.....	20.470		
229.	General administration.....	(1)	(18,500)	(18,500)
230.	Materials and expense.....		2,500	2,500
231.	Council of State Governments.....		16,000	16,000
232.	Investment board.....	20.480		
233.	General administration.....	(1)	(254,981)	(239,638)
234.	Personal services.....		147,773	151,246
235.	Materials and expense.....		104,447	88,277
236.	Capital outlay.....		2,761	115
237.	Judicial council.....	20.490		
238.	General administration.....	(1)	(21,840)	(22,169)
239.	Personal services.....		17,620	18,004
240.	Materials and expense.....		4,170	4,165
241.	Capital outlay.....		50	
242.	Lands, commissioners of public.....	20.500		
243.	General administration.....	(1)	(48,260)	(49,088)
244.	Personal services.....		39,210	40,338
245.	Materials and expense.....		8,850	8,700
246.	Capital outlay.....		200	50
247.	Misc. aids, flood control.....	(41)	5,000	5,000
248.	Law Library.....	20.510		
249.	General administration.....	(1)	(56,590)	(58,129)
250.	Personal services.....		31,389	32,445
251.	Materials and expense.....		1,797	1,184
252.	Purchase and binding of books.....		23,200	24,500
253.	Capital outlay.....		204	
254.	Legislative council.....	20.520		
255.	General admin. and research.....	(1) B	175,600	
256.	Est. allocation to 2nd yr.....		—90,780	90,780
257.	Improvement of legislative services.....	(3) B	80,000	
258.	Est. allocation to 2nd yr.....		—40,000	40,000
259.	Ford Foundation grant.....	(40)	40,000	40,000
260.	Legislature.....	20.530		
261.	Operations.....	(1-19)	(866,938)	(1,215,800)
262.	Senate salaries, allowances.....	S	204,800	233,800
263.	Senate misc. expense.....	S	77,000 S	162,000
264.	Assembly salaries, allowances.....	S	445,000	519,000
265.	Assembly misc. expense.....	S	120,000 S	271,000
266.	Undistributed costs.....	S	20,138 S	30,000
267.	Jt. survey comm. on retire. sys.....	(20)	(20,439)	(20,823)
268.	Personal services.....		16,464	16,848
269.	Materials and expense.....		3,875	3,875
270.	Capital outlay.....		100	100
271.	Admin. rules review comm.....	(21)		
272.	General administration.....		500	500
273.	Natl. conf. on leg. leaders.....	(22)	2,500	2,500
274.	Medical examiners.....	20.540		
275.	General administration.....	(41)	55,688	55,688
276.	Mental health advisory comm.....	20.542		
277.	Administration.....	(1)	22,000	22,000
278.	Misc. gen. fund appropriations.....	20.550		
279.	Comp. injured state employes.....	(1) S	200,000 S	200,000
280.	Escaped convict expense.....	(3) S	500 S	500
281.	Taxes on state lands.....	(4) S	2,000 S	2,000
282.	Interest on tax refunds.....	(5) S	2,000 S	2,000
283.	Remodeling and moving expense.....	(8)		
284.	Remodeling office space.....	(a) C	175,000	

Line	Agency and purpose	Statute	1963-1964	1964-1965
285.	Moving to new office space.....	(b)	S 185,000	
286.	Financing increased space rental			
287.	costs.....	(c)	S 15,000	
288.	Salary adjustments.....	(30)	S 2,165,708	S 2,165,707
289.	Group health & accident ins.....	(32)	S 776,000	S 822,000
290.	Group health—Trf. to bd.			
291.	of health.....		S —13,596	S —14,808
292.	Group life insurance.....	(32)	S 154,000	S 170,000
293.	Group life ins.—trf. to			
294.	bd. of health.....		S —3,181	S —3,443
295.	Retired state teachers'			
296.	adj. benefits.....	(33)	S 460,000	S 440,000
297.	Awards from general fund.....		20,000	
298.	Cancelled drafts, gen. fund.....	(41)	10,000	10,000
299.	Misc. general fund transfers.....	20.551		
300.	Conservation fund.....		(615,550)	(617,050)
301.	State parks.....	(1b)	200,000	200,000
302.	Forest crop law adm.			
303.	(part of 20.550 (29)).....	(1c)	4,750	4,750
304.	Forest crop state aid.....	(1d)	S 260,800	S 262,300
305.	Advertising Wisconsin.....	(1m)	150,000	150,000
306.	State Building trust fund.....		(11,618,652)	(12,946,206)
307.	%higher education fees.....	(4)		
308.	University, 21%.....		S 2,031,354	S 2,826,749
309.	State Colleges, 21%.....		S 767,447	S 1,110,238
310.	Debt service requirement.....	(4a)	S 3,498,851	S 3,688,169
311.	1% depreciation reserve on			
312.	state bldgs.....	(5)	S 5,321,000	S 5,321,000
313.	State teachers' retire. fund.....	(6)	S 9,800,000	S 10,200,000
314.	Wisc. retirement fund.....		(3,315,554)	(3,664,534)
315.	State employes & legislators.....	(9)	S 3,383,000	S 3,736,000
316.	State employes—trf. to bd. of health..		S —97,446	S —106,466
317.	County, municipal & inferior			
318.	judges.....	(13)	S 30,000	S 35,000
319.	Public employes soc. sec. fd.....		(8,627,234)	(9,365,174)
320.	State employes OASI.....	(11)	S 1,870,000	S 1,980,000
321.	State employes—Trf. to bd.			
322.	of health.....		S —47,716	S —49,826
323.	State teachers OASI.....	(11a)	S 6,120,000	S 6,690,000
324.	Milwaukee teachers' OASI.....	(11b)	S 685,000	S 745,000
325.	Milwaukee teach. retire. fund.....	(16)	S 3,150,000	S 3,200,000
326.	Misc. tax apportionments of gen. fd.....	20.552		
327.	Income tax, normal.....	(41)	103,700,000	108,150,000
328.	Conserv. & regulation cos.....	(43)	70,550	72,250
329.	Electric cooperatives.....	(44)	714,000	779,000
330.	Lt., heat & power cos., munic.....	(45)	126,650	136,000
331.	Lt. heat & power cos., private.....	(46)	24,565,000	26,350,000
332.	Pipe line cos.....	(47)	2,618,000	2,844,000
333.	Railroad cos., terminal tax.....	(48)	380,000	360,000
334.	St. ry. & elec. light cos.....	(49)	76,500	42,500
335.	Telephone cos.....	(50)	5,720,000	6,020,000
336.	Severance tax & withdrawals.....	(51)	15,000	15,000
337.	Fire dept. dues.....	(52)	670,000	670,000
338.	Liquor tax.....	(53)	6,150,000	6,250,000
339.	Real property tax relief.....	(55)	55,000,000	55,000,000
340.	Personal property tax relief.....	(56)	S 38,750,000	S 39,370,000
341.	Misc. agency accounts of gen. fd.....	20.553		
342.	National forest income.....	(41)	90,000	90,000
343.	Transient pauper care, intercounty			
344.	payments.....	(42)	6,000	6,000
345.	Chronic insane, intercounty			
346.	payments.....	(43)	2,700,000	2,800,000
347.	Tuberculosis sanatoria, intercounty			
348.	payments.....	(44)	1,300,000	1,300,000
349.	National guard.....	20.570		
350.	General administration.....	(1)	(728,844)	(739,414)
351.	Personal services.....		335,640	355,459
352.	Materials and expense.....		389,127	380,027
353.	Capital outlay.....		4,077	3,928

Line	Agency and purpose	Statute	1963-1964	1964-1965
354.	Military land, bldgs., etc.	(3)	B 183,243	
355.	Est. allocation to 2nd yr.		-91,622	91,622
356.	Military lands, bldgs., etc.	(41)	11,000	11,000
357.	Fed. and state armories	(42)	256,983	265,126
358.	Nursing, board of	20.580		
359.	General administration	(41)	141,356	142,306
360.	Optometry examiners	20.590		
361.	General administration	(41)	16,000	16,000
362.	Personnel board	20.600		
363.	General administration	(1)	12,000	13,000
364.	Pharmacy board	20.610		
365.	General administration	(41)	76,000	76,000
366.	Physical plant maint. comm.	20.615		
367.	General administration	(1)	B 500	
368.	Est. allocation to 2nd yr.		-250	250
369.	Presidential electors	20.630		
370.	General administration	(1)		300
371.	Pub. employes soc. sec. fund	20.640		
372.	General administration	(1)	(68,697)	(68,269)
373.	Personal services		B 111,041	
374.	Est. allocation to 2nd yr.		-56,399	56,399
375.	Materials and expense		B 24,740	
376.	Est. allocation to 2nd yr.		-11,420	11,420
377.	Capital outlay		B 1,185	
378.	Est. allocation to 2nd yr.		-450	450
379.	Public instruction	20.650		
380.	General administration	(1)	(890,593)	(904,090)
381.	Personal services		737,798	757,831
382.	Materials and expense		146,945	142,770
383.	Capital outlay		5,850	3,439
384.	Substitute teachers' roster	(2)	S 1,700 S	1,000
385.	Indian scholarships	(3)	14,000	14,000
386.	Defense educ. act; matching fd.	(4)	(98,321)	(99,617)
387.	Personal services		55,430	57,446
388.	Materials and expense		39,316	41,816
389.	Capital outlay		3,575	355
390.	Public instruction aids		(96,052,800)	(95,997,300)
391.	County supervising teachers	(11)	700,000	0
392.	Transportation of pupils	(12)	7,100,000	7,100,000
393.	Elementary & high school aids	(13)	81,500,000	81,500,000
394.	High school tuition foster			
395.	home children	(14)	200,000	230,000
396.	Physically handicapped child	(15)	130,000	140,000
397.	Tuition for certain children	(16)	30,000	35,000
398.	Tuition for foster home child	(17a)	25,000	25,000
399.	County teachers' colleges aid	(18)	698,000	619,200
400.	Aids to handicapped child	(20)	5,574,800	6,253,100
401.	County supt., salaries	(26)	S 95,000	95,000
402.	Institutional operations	(31)	(923,903)	(942,959)
403.	Personal services		793,553	816,309
404.	Materials and expense		125,350	126,650
405.	Institutional maint. & capital	(32)	81,140	64,443
406.	Institutional coal.	(33)	S 30,000 S	31,000
407.	Fed. adult Indian educ.	(40)	3,410	
408.	Federal lunch program	(41)	1,875,000	2,000,000
409.	Fed. special sch. milk program	(41)	2,750,000	3,000,000
410.	Fed. lunch program salvage	(41)	1,000	1,000
411.	Indian education admin.	(41)	20,143	20,279
412.	Indian education, aids	(41)	140,700	147,800
413.	Fed. Nat'l defense ed.,			
414.	Title III admin.	(41)	40,066	40,903
415.	Fed. nat'l. defense ed.,			
416.	Title III aids	(41)	1,050,000	1,050,260
417.	Fed. nat'l def. ed., Title V			
418.	admin.	(41)	18,197	18,732
419.	Fed. nat'l def. ed., title V aids	(41)	315,310	314,775
420.	Fed. nat'l. def. ed., title X	(41)	49,088	49,104
421.	Fed. gov't educ. adv. com.	(41)	8,291	8,532
422.	Federal mental health	(41)	20,342	19,122
423.	Scholarship—retarded	(41)	15,000	15,000

Line	Agency and purpose	Statute	1963-1964	1964-1965
424.	Surplus war commodities.....	(42)	150,000	150,000
425.	Local school program.....	(43)	400,000	400,000
426.	Fed. crippled child., fund A.....	(44)	262,016	262,016
427.	Fed. crippled child., fund B.....	(44)	231,847	231,847
428.	Crippled child. moneys, transfer.....	(45)	4	4
429.	Publication of material, revolvy.....	(46)	2,000	2,500
430.	Driver trng. in high schs.—admin.....	(47)	10,000	10,000
431.	Driver trng. in high schs.—aid.....	(47)	1,175,000	1,175,000
432.	Occupational therapy.....	(62)	2,325	2,325
433.	Public service commission.....	20.660		
434.	General administration.....	(1)	(557,351)	(567,736)
435.	Personal services.....		445,256	455,225
436.	Materials and expense.....		105,400	110,860
437.	Capital outlay.....		6,695	1,651
438.	Utility & r. r. assessments.....	(41)	770,000	800,000
439.	Public welfare department.....	20.670		
440.	General administration.....	(1)	(6,677,555)	(7,208,954)
441.	Personal services.....		5,160,614	5,628,579
442.	Materials and expense.....		1,391,765	1,543,588
443.	Capital outlay.....		125,176	36,787
444.	Boarding home care.....	(1a)	2,899,628	3,271,730
445.	Recruiting specialists.....	(2)	2,000	2,000
446.	Absconding probationers and			
447.	parolees' funds (part of (44)).....	(5)	1,000	1,000
448.	Purchase of student loans.....	(7) B	100,000	
450.	Research.....	(8) C	5,000	5,000
451.	Library services for the blind.....	(9)	41,155	42,287
452.	State aids.....		(37,080,062)	(41,125,505)
453.	Dependent children.....	(11) B	17,920,352	
453a.	Est. allocation to 2nd yr.....		-8,960,176	8,960,176
455.	Blind.....	(12) B	546,064	
456.	Est. allocation to 2nd yr.....		-274,394	274,394
457.	Old-age assistance.....	(13) B	21,388,606	
458.	Est. allocation to 2nd yr.....		-10,694,303	10,694,303
459.	County admin. soc. sec.....	(14) B	4,350,000	
460.	Est. allocation to 2nd yr.....		-2,275,000	2,275,000
461.	Totally and perm. disabled.....	(15) B	4,748,907	
462.	Est. allocation to 2nd yr.....		-2,551,400	2,551,400
463.	Relief needy Indians.....	(16)	190,000	190,000
464.	Relief.....	(17)	80,000	80,000
465.	Pension grants.....	(18)	80,000	80,000
466.	State dependents.....	(19)	250,000	250,000
467.	Additional old-age assist.....	(21) B	1,150,000	
468.	Est. allocation to 2nd yr.....		-575,000	575,000
469.	County mental institutions.....	(22) S	9,613,752	10,166,030
470.	Milw. county mental hosp.....	(23) S	1,051,854	1,055,902
471.	Comm. mental health clinics.....	(24)	738,500	758,500
472.	Day care for mentally hand.....	(25)	194,800	214,800
472a.	Medical care for aged.....	(26) B		2,842,500
472b.	Administration, state.....	(27) B	315,000	
472c.	Est. allocation to 2nd yr.....		-157,500	157,500
473.	Institutional operations.....	(31)	(31,430,743)	(33,788,553)
474.	Personal services.....		25,539,950	27,725,059
475.	Material and expense.....		5,890,793	6,063,494
476.	Institutional maint. & cap.....	(32)	1,305,752	993,794
477.	Institutional coal.....	(33) S	833,749	855,750
478.	Benevolent fd. income (part of 31).....	(40)	450	450
479.	Selection of foster parents study.....	(40)	8,232	
480.	Collections and deportations.....	(41)	1,000	1,000
481.	Fed. aid for child welfare, aid.....	(42)	37,000	38,000
482.	Fed. aid for child welfare, adm.....	(42)	506,302	539,112
483.	Fed. aid for mental health.....	(43)	126,504	127,848
484.	Fed. aid for blind rehab.....	(43)	93,672	95,202
485.	OASI disability freeze.....	(43)	1,027	1,052
486.	Civil defense.....	(43)	13,316	13,217
487.	Civil defense.....	(43)	20,579	20,374
488.	Eau Claire youth study.....	(43)	9,147	

Line	Agency and purpose	Statute	1963-1964	1964-1965
489.	Absconding probationers and			
490.	parolees' funds.....	(44)	1,554	1,659
491.	Loans to needy students.....	(47)	2,310,000	2,745,000
492.	Fed. aid, dependent children.....	(51)	10,626,275	11,192,320
493.	Fed. aid for blind.....	(52)	439,513	475,200
494.	Fed. aid for old-age assist.....	(53)	18,801,992	17,794,303
495.	Fed. aid estate collections.....	(53)	680,000	680,000
496.	Fed. aid for co. adm. soc. sec.....	(54)	2,575,185	2,848,900
497.	Fed. aid, totally & perm. disabled.....	(55)	3,515,713	4,034,425
497a.	Fed. aid, medical assistance.....	(58)		2,842,500
497b.	Fed. aid, administration.....	(59)	157,500	157,500
498.	Farm operations.....	(61)	1,064,459	1,064,459
499.	Occupational therapy.....	(62)	26,154	26,694
500.	Prison industries.....	(65) (a)	1,794,300	1,847,664
501.	Central warehouse.....	(65) (c)	400,000	400,000
502.	Central generating station.....	(65) (d)	337,620	337,620
503.	Workshop for the blind.....	(66)	450,000	450,000
504.	Radio Council.....	20.690		
505.	State radio broadcasting system.....	(1)	(281,327)	(269,244)
506.	Personal services.....		192,677	199,944
507.	Materials and expense.....		66,250	66,900
508.	Capital outlay.....		22,400	2,400
509.	Real estate brokers' board.....	20.700		
510.	General administration.....	(41)	185,000	190,000
511.	Recreation committee.....	20.703		
512.	1¢ cigarette tax.....	(41)	4,558,000	4,743,000
513.	Resource development, dept. of.....	20.705		
514.	General administration.....	(1)	(294,715)	(301,235)
515.	Personal services.....		214,708	221,356
516.	Materials and expense.....		51,295	51,295
517.	Capital outlay.....		536	—0—
518.	Review of municipal incor-			
519.	porations, annexations			
520.	and consolidations.....		28,176	28,584
521.	Promotion & related research.....	(2) C	25,000 C	25,000
522.	Fed. planning grants.....	(41)	700,000	800,000
523.	Conference proceeds.....	(43)	2,000	2,000
524.	Revisor of statutes.....	20.710		
525.	General administration.....	(1)	(53,415)	(44,647)
526.	Personal services.....		44,090	42,532
527.	Materials and expenses.....		9,070	1,995
528.	Capital outlay.....		255	120
529.	Savings and loan commissioners.....	20.720		
530.	General administration.....	(41)	220,000	230,000
531.	Secretary of state.....	20.730		
532.	General administration.....	(1)	(119,023)	(122,701)
533.	Personal services.....		94,593	96,576
534.	Materials and expense.....		23,700	25,725
535.	Capital outlay.....		730	400
536.	Election notices, blanks & sup.....	(2)	10,500	12,000
537.	Licensing charities.....	(48)	350	350
538.	Securities department.....	20.740		
539.	General administration.....	(1)	(102,556)	(108,767)
540.	Personal services.....		87,848	89,912
541.	Materials and expense.....		14,248	18,395
542.	Capital outlay.....		460	460
543.	Soil & water conserv. comm.....	20.750		
544.	General administration.....	(1)	(70,002)	(67,788)
545.	Personal services.....		45,752	46,488
546.	Materials and expense.....		22,750	20,800
547.	Capital outlay.....		1,500	500
548.	State Colleges.....	20.760		
549.	General operations.....	(1)	(13,538,370)	(16,778,902)
550.	Personal services.....		16,317,397	20,046,491
551.	Materials and expense.....		1,515,539	1,809,323
552.	Capital outlay.....		933,768	1,167,013
553.	Receipts applied.....		—5,278,334	—6,243,925
554.	Coal and fuel for space heating.....	(3) S	260,956 S	304,152
555.	Maintenance.....	(4)	326,360	350,824
556.	Gen. operation, academic rev.....	(40)	5,278,334	6,243,925

Line	Agency and purpose	Statute	1963-1964	1964-1965
557.	Natl. defense student loan.....	(41)	500,000	556,000
558.	Other gifts & subventions.....	(41)	160,350	160,350
559.	Food service clearing acct.....	(41)	640,885	640,885
560.	Student activity fees.....	(42)	989,255	1,134,655
561.	Dormitories.....	(43)	2,653,088	3,329,088
562.	Stationery stands.....	(43)	360,432	410,992
563.	Farms.....	(43)	63,000	63,000
564.	Student unions.....	(43)	1,987,844	2,115,244
565.	Laboratory projects, Stout.....	(44)	8,000	8,000
566.	Eichelberger Trust, Stout.....	(45)	1,282	1,282
567.	Student loans, Stout.....	(46)	2,500	2,500
568.	Supreme Court.....	20.780		
569.	General admin. of court.....	(1) S	288,784 S	294,052
570.	Court administrator.....	(2) S	30,048 S	30,384
571.	Surplus property develop. comm.....	20.788		
572.	General administration.....	(1)	3,000	3,000
573.	Tax appeals board.....	20.790		
574.	General administration.....	(1)	(34,670)	(36,447)
575.	Personal services.....		30,732	31,212
576.	Materials and expense.....		3,085	4,585
577.	Capital outlay.....		853	650
578.	Reassessments and reviews.....	(2) S	2,500 S	2,500
579.	Taxation department.....	20.800		
580.	General administration.....	(1)	(8,424,912)	(8,430,078)
581.	Personal services.....		6,031,504	6,020,150
582.	Materials and expense.....		2,239,469	2,394,065
583.	Capital outlay.....		153,939	15,863
584.	Reassessment and review.....	(2) S	15,000 S	15,000
585.	Forest crop law adm.,			
586.	personal services, part of			
587.	20.550 (29).....	(4)	1,171	1,171
588.	Treasurer, state.....	20.820		
589.	General administration.....	(1)	(95,260)	(98,760)
590.	Personal services.....		77,040	79,212
591.	Materials and expense.....		17,050	19,273
592.	Capital outlay.....		1,170	275
593.	Robbery & burglary insurance.....	(2)		S 2,600
594.	Unclaimed assets.....	(59)	500	500
595.	Uniform state laws comm.....	20.825		
596.	Administration.....	(1)	1,700	2,450
597.	University.....	20.830		
598.	General operation.....	(1)	(31,869,682)	(37,716,408)
599.	Personal services.....		41,080,760	47,208,057
600.	Materials & expense.....		3,244,224	3,723,189
601.	Capital outlay.....		1,005,408	1,130,020
602.	Receipts applied.....		-13,460,710	-14,344,858
603.	Maint. of bldgs. & grounds.....	(2)	1,183,176	1,378,883
604.	Fuel & steam for space heat.....	(3) S	505,662 S	563,165
605.	Wis. Psychiatric Inst.....	(10)	(80,069)	(80,069)
606.	Personal services.....		66,372	66,372
607.	Materials & expense.....		8,119	8,119
608.	Capital outlay.....		5,578	5,578
609.	Exec. budget approp. for hosp.			
610.	(part of (61)).....	(31) S	2,944,000 S	3,017,000
611.	State Vet. Differential.....	(34)	116,951	120,230
612.	Special appropriation.....	(32)	100,000	100,000
613.	Gen. oper. academic revenues.....	(40)	13,460,710	14,344,858
614.	Gen. oper., additional.....	(41)	4,681,169	4,897,480
615.	Store division.....	(42)	99,000	99,000
616.	Residence halls.....	(44)	5,693,579	6,270,198
617.	Short course dormitory.....	(44)	60,618	60,618
618.	Athletic council.....	(45)	1,008,000	993,000
619.	Memorial union.....	(46)	2,163,231	2,235,974
620.	Gifts & donations.....	(47)	7,500,000	7,500,000
621.	Student loans.....	(47)	1,140,000	1,155,000
622.	University houses.....	(47)	220,480	220,480
623.	Fed. aid Morrill-Nelson.....	(48)	293,930	293,930
624.	Fed. aid Hatch-Adams.....	(48)	800,427	800,427
625.	Fed. aid special projects.....	(48)	15,950,000	15,950,000
626.	Fed. aid Smith-Lever, etc.....	(48)	1,539,701	1,539,701

Line	Agency and purpose	Statute	1963-1964	1964-1965
627.	Sale of real property	(49)	300,000	300,000
628.	Milwaukee—auxiliary	(52)	1,081,451	1,261,424
629.	Press and parking	(53)	412,180	437,180
630.	Hospitals, revolving	(61)	4,662,000	4,785,000
631.	Veterans' affairs, dept. of	20.840		
632.	Memorial hall	(1)	(3,483)	(3,483)
633.	Personal services		3,200	3,200
634.	Materials and expense		283	283
635.	Veterans, Spanish war	(2)	1,000	1,000
636.	Grand Army Home			
637.	Operation	(31)	(1,153,932)	(1,168,664)
638.	Personal services		986,847	1,001,079
639.	Materials and expense		167,085	167,585
640.	Maintenance and capital	(32)	56,666	55,191
641.	Veterans' cemetery at King	(32m)	500	500
642.	Coal and other solid fuel	(33) S	35,000 S	35,000
643.	Fed. aid for const'n. & equip.	(61) (a)	190,000	190,000
644.	Gifts and bequests	(62)	44,500	44,500
645.	Home exchange	(63)	12,000	12,000
646.	Veterinary Examiners	20.845		
647.	General administration	(41)	19,000	19,000
648.	Vocational & adult education	20.850		
649.	General administration	(1)	(184,401)	(199,589)
650.	Personal services		142,113	153,956
651.	Materials and expense		39,530	40,392
652.	Capital outlay		2,758	5,241
653.	Scholarships	(2)	1,500	1,500
654.	Vocational rehabilitation	(3)	(896,399)	(1,002,860)
655.	Personal services		490,272	550,868
656.	Materials and expense		137,825	161,836
657.	Capital outlay		11,356	8,588
658.	Aids to individuals		1,634,483	1,801,789
659.	Receipts applied		-1,377,537	-1,520,221
660.	Fire schools	(5)	(41,804)	(42,331)
661.	Personal services		24,292	24,772
662.	Materials and expense		16,762	16,809
663.	Capital outlay		750	750
664.	Disability determinations	(6) S	250 S	250
665.	State aid, voc. & adult educ.	(11)	2,403,500	2,979,200
666.	State aid, voc. educ. in ag.	(12)	80,000	80,000
667.	Fed. aid, vocational rehabil.	(40)	1,377,537	1,520,221
668.	Voc. Rehab.—Gifts matching	(40)	10,000	10,000
669.	Text material	(41)	2,000	2,000
670.	OASI determinations	(42)	462,666	494,898
671.	Voc. Rehab.—Spec. projects	(42)	69,497	57,632
672.	Fed. aid, George Barden	(43)	911,777	911,274
673.	Fed. aid, Nat'l. Defense Ed. Act	(43)	315,472	315,472
674.	Fed. aid, Smith-Hughes	(43)	162,247	162,247
675.	Fed. aid—Civil Defense	(43)	64,000	64,000
676.	Fed. aid—area redevelopment	(43)	80,000	80,000
677.	Fed. aid—manpower	(43)	518,319	375,000
678.	Artificial limbs & appliances	(45)	1,000	1,000
679.	Gifts and donations	(46)	6,757	6,772
680.	Homebound supplies	(47)	3,500	3,500
681.	Aid for drivers ed.	(49)	67,850	72,775
682.	Watchmaking examiners	20.860		
683.	General administration	(41)	6,515	6,515
684.	Water pollution committee	20.870		
685.	General administration	(1)	(113,484)	(116,460)
686.	Personal services		95,764	98,740
687.	Materials and expense		17,670	17,670
688.	Capital outlay		50	50
689.	Gifts and grants	(41)	18,800	18,800
690.	Fed. aid, prevention & control	(42)	102,600	102,600
691.	Water regulatory board	20.880		
692.	General administration	(1)	(22,106)	(22,276)
693.	Personal services		17,506	17,776
694.	Materials and expense		3,800	3,800
695.	Capital outlay		800	700

Line	Agency and purpose	Statute	1963-1964	1964-1965
696.	Wisconsin retirement fund.....	20.890		
697.	State employes retire. fd.....	(1) S	35,000 S	30,500
698.	State aid, co. employes retire.....	(5) S	250,000 S	275,000
699.	SUMMARY OF GENERAL FUND			
700.	Executive Budget Appropriations.....		\$304,466,240	\$314,434,578
701.	Revolving Budget Appropriated Rev.....		409,697,608	423,351,852
702.	Total General Fund Appropriations....		<u>\$714,163,848</u>	<u>\$737,786,430</u>

SECTION 6. 20.125 (41) of the statutes is amended to read:

20.125 (41) All moneys received in reimbursement for services rendered by private consultants on the state's building program, to be used for the employment of private * * * *consulting architects, engineers and other technical specialists* formally requested by the state building commission in connection with the state building program. All amounts paid from this appropriation shall be reimbursed from moneys authorized for building projects under the state's long-range building program, and such reimbursements shall be deposited in the state general fund to the credit of this subsection.

SECTION 7. 20.140 (1) of the statutes is amended to read:

20.140 (1) On July 1, * * * 1963, \$3,500,818 and annually beginning July 1, * * * 1964, \$3,561,659 for administration of said department, * * * and for the payment of animal disease indemnities under ch. 95. These amounts include \$15,200 annually to supplement the appropriation made by sub. (41) for the conduct of fruit and vegetable grading services under ch. 93. The unencumbered appropriation balance of animal disease indemnities on June 30, 1964, shall be nonlapsible. Each member of the state board of agriculture shall receive the compensation and expenses provided by s. 93.02 (3).

SECTION 8. 20.140 (2) and (3) of the statutes are repealed.

SECTION 9. 20.360 (3m) and (4) of the statutes are repealed.

SECTION 10. 20.365 (3) of the statutes is repealed and recreated to read:

20.365 (3) COUNTY AGRICULTURAL SOCIETIES. On July 1, 1963, \$323,381 and annually beginning July 1, 1964, \$323,621 for state aids to counties and agricultural societies, associations or boards and to incorporated dairy or livestock associations, as provided in s. 27.30 (5), of which \$315,000 is allocated each year for aids and the remainder for inspection and supervision of the organizations receiving such aids. If the total amounts certified in any year by the Wisconsin exposition department as due to the several counties and agricultural societies under s. 27.30 (5) exceed the amount herein appropriated, the commissioner of administration shall equitably prorate this appropriation.

SECTION 11. 20.410 (49) of the statutes is created to read:

20.410 (49) MEDICAL SUPPLIES. All moneys received by the board as reimbursement for medical supplies to be used as a revolving appropriation for the purchase and distribution of such supplies.

SECTION 12. 20.460 (43) of the statutes is amended to read:

20.460 (43) As a revolving appropriation all moneys accruing to the state under s. * * * ss. 200.04 (5) and 211.07 for the examination of those

*insurance companies and employe welfare funds not conducted personally by the state commissioner of insurance or by personnel of his department to be used for payment to outside contractors appointed by the commissioner pursuant to his authority under * * * chs. 200 and 211.*

SECTION 13. 20.550 (8) of the statutes is repealed and recreated to read:

20.550 (8) REMODELING: MOVING RENTALS. On July 1, 1963, there is appropriated:

(a) \$175,000 from the general fund as a nonlapsible appropriation to be allocated by the commissioner of administration for the purpose of financing the necessary costs of remodeling the Madison state office building and the state capitol to be suitable for the operations of state agencies moving to and within these buildings.

(b) A sum sufficient from the general fund for the biennium ending June 30, 1965, to be allocated by the commissioner of administration for the purpose of financing the costs of moving the offices of several state agencies to new quarters in Madison, Milwaukee and Eau Claire.

(c) A sum sufficient from the general fund for the biennium ending June 30, 1965, to be allocated and allotted by the commissioner of administration to the several state agencies for the purpose of financing increased space rental costs made necessary by moving to new quarters in Madison, Milwaukee and Eau Claire and loss of rental income to the state building commission made necessary through remodeling the Madison state office building. All expenditures from allocations and allotments made by this paragraph shall be shown in the state budget report as an additional cost of the department and activity for which made.

(d) A sum sufficient for the biennium ending June 30, 1965, from the respective segregated funds from which the salaries of state employes and state officers are paid, to be used to reimburse the general fund for any outlays made under pars. (a), (b) and (c) by the general fund on behalf of such segregated funds. The amounts to be reimbursed to the general fund under this paragraph shall be determined by the commissioner of administration based on actual billings for such services and the proceeds of such billings shall be deposited in the general fund as unappropriated revenue.

SECTION 14. 20.550 (30) (a) and (b) of the statutes are amended to read:

20.550 (30) (a) There is appropriated to the various state agencies from the respective funds from which state employes' and officers' salaries are paid, annually beginning July 1, * * * 1963, a sum sufficient to supplement the respective appropriations of said state agencies in the amount necessary to pay the cost of salary adjustments approved by the * * * 1963 legislature, *for employes of the classified service and comparable adjustments for those employes in the unclassified service, except those included under ss. 16.08 (2) (f) and 20.930 (2) (d) and (j), as determined and allocated pursuant to pars. (b) and (c).*

(b) Each department head or officer shall certify to the commissioner of administration, at such time and in such manner as the commissioner prescribes, the sum of money needed for the appropriation in par. (a) for the payment of salary adjustments approved by the * * * 1963 legislature. Upon receipt of said certifications together with such additional information as may be required, the commissioner shall determine the sum of money necessary to supplement the respective executive budget appropriations of state agencies for said salary adjustments and he shall supple-

ment, at such times and such amounts as he determines, the respective appropriations. The commissioner may also supplement those appropriations in which receipts are appropriated or reappropriated in such amounts and under such conditions as he determines. Conservation fund appropriations shall be supplemented as follows: Section 20.280 (71) to (79) from s. 20.280 (70); s. 20.280 (81) from s. 20.280 (80); and s. 20.280 (82), (91), (92) and (93) from the unallocated funds of each such appropriation.

SECTION 15. 20.551 (4) of the statutes is amended to read:

20.551 (4) On July 1, * * * 1963 and annually thereafter to the state building trust fund a nonlapsible amount equal to * * * 21 per cent of all net moneys collected in the previous fiscal year from academic student fees on behalf of the University of Wisconsin except adult education fees, and a nonlapsible amount equal to * * * 21 per cent of all net moneys collected in the previous fiscal year from academic student fees on behalf of the state colleges, except adult education fees.

SECTION 16. 20.551 (4a) of the statutes is created to read:

20.551 (4a) RENTAL PAYMENTS TRANSFER. Annually, beginning July 1, 1963, there is transferred from the general fund to the state building trust fund a sum sufficient to make the rental payments under ss. 20.670 (75), 20.7601 (75) and 20.8301 (75).

SECTION 18. 20.600 of the statutes is created to read:

20.600 STATE PERSONNEL BOARD. There is appropriated from the general fund to the state personnel board:

(1) On July 1, 1963, \$12,000 and annually beginning July 1, 1964, \$13,000 to carry out its duties and functions as imposed by s. 16.05.

SECTION 19. 20.650 (11) of the statutes is repealed and recreated to read:

20.650 (11) COUNTY SUPERVISING TEACHERS. For the year ending June 30, 1964, \$700,000 for the salaries and expenses of supervising teachers as provided in s. 39.20 (6) and (7).

SECTION 20. 20.650 (12) (intro. par.) of the statutes is amended to read:

20.650 (12) (intro. par.) * * * On July 1, 1963, \$7,100,000 and annually beginning July 1, 1964, \$7,100,000 for transportation of public school pupils under ss. 40.53 to 40.56, of which \$250,000 shall be apportioned upon the approval of the state superintendent among public school districts which are found to be unable to provide the transportation required by said sections on the sum provided by a 2 mill tax levy on their equalized valuations and the normal transportation aids, and for aids to counties for transportation of crippled children to and from the Wisconsin orthopedic hospital for children or any other hospital, or for mentally handicapped children including those who are mentally retarded or emotionally disturbed, or epileptics referred to any approved evaluation center, such aid to be distributed as provided in s. 142.05 (3).

SECTION 21. 20.650 (13) (intro. par.) of the statutes is amended to read:

20.650 (13) (intro. par.) * * * On July 1, 1963, \$81,500,000 and annually beginning July 1, 1964, \$81,500,000, for the payment of the edu-

cational aids provided in ss. 40.655 (1) (a) and 40.66 to 40.73. Of the amounts appropriated by this subsection there is allotted to the state superintendent a sum sufficient to meet the requirements of s. 40.71 (6).

SECTION 22. 20.650 (18) of the statutes is repealed and recreated to read:

20.650 (18) COUNTY TEACHERS COLLEGES. There is appropriated from the general fund to the department of public instruction on July 1, 1963, \$698,000 and on July 1, 1964, \$619,200 for county teachers colleges and joint county teachers colleges, organized, equipped and maintained pursuant to ss. 41.36 to 41.46, to be distributed as provided in s. 41.44.

SECTION 23. 20.650 (19) of the statutes is repealed.

SECTION 24. 20.650 (26) of the statutes is repealed and recreated to read:

20.650 (26) COUNTY SUPERINTENDENT'S BUDGET AIDS. Annually beginning July 1, 1963, \$95,000 to provide state aid to assist the counties in paying for services of the office of the county superintendent of schools for gathering data and information and making reports to the department of public instruction and to aid the county superintendent's office in administering educational services to the schools of the county or counties under s. 39.06 (6).

SECTION 25. 20.650 (47) of the statutes is amended to read:

20.650 (47) All moneys transferred from the highway fund pursuant to s. 20.560 (74) and (79) 20.551 (74) to be used for driver training in the high schools and schools of vocational and adult education of this state. The apportionment of such funds shall be made by the state superintendent of public instruction to the school districts which operate driver training courses in accordance with s. 40.71 (12) and to the state board of vocational and adult education for distribution to schools of vocational and adult education which operate driver training courses in accordance with s. 40.71 (12); the amounts apportioned to the state board of vocational and adult education to be credited to the appropriation made by s. 20.850 (49). Such apportionment shall be made to school districts and the state board of vocational and adult education upon such reports in such form and containing such information as the state superintendent * * * requires. Of this amount * * * such sums are allotted to the department as may be necessary for the administration of the driver education program.

SECTION 26. 20.650 (48) of the statutes is created to read:

20.650 (48) GIFTS, GRANTS AND DONATIONS. All moneys received by the department from gifts, grants and donations to carry out the purposes for which made and received.

SECTION 27. 20.650 (49) of the statutes is created to read:

20.650 (49) VOCATIONAL REHABILITATION EVALUATION SERVICE RECEIPTS. All moneys received for vocational rehabilitation evaluation services performed at the state institutions administered by the superintendent of public instruction.

SECTION 28. 20.670 (7) (11) and (33) of the statutes are amended to read:

20.670 (7) Biennially, beginning July 1, * * * 1963 \$100,000 to supplement the appropriation made by sub. (47). The sum appropriated in this subsection shall not become available unless released by the board on government operations. The board on government operations shall release sums from this appropriation when it determines that the appropriation made by sub. (47) is not adequate to make loans to needy students as provided by s. 49.42, or to repay investments authorized under s. 25.17 (3) (bf), or to pay the cost of administering the loans to needy students.

(11) Dependent Children, State Aid. On July 1, * * * 1963, for the biennium ending June 30, * * * 1965, * * * \$17,920,352 for state aid for dependent children, to be expended according to ss. 49.19 and 49.40.

(33) Annually, beginning July 1, * * * 1963, a sum sufficient to cover the cost of * * * fuel used for space heating and the freight charges and local hauling charges thereon. * * * Coal and other solid fuel purchased under this subsection shall be purchased pursuant to s. 16.71 (4) and expenditures hereunder to be made as provided in s. 16.91.

SECTION 29. 20.670 (26), (27), (58) and (59) of the statutes are created to read:

20.670 (26) Medical Assistance For Certain Aged Persons. Biennially, beginning July 1, 1964, \$2,842,500 for state aid to aged persons eligible for health assistance, to be expended according to ch. 163.

(27) Administration, State. Biennially, beginning July 1, 1963, \$315,000 for expenditures incurred in administering health assistance to aged persons, to be expended according to ch. 163.

(58) Medical Assistance for the Aged, Federal Aid. All moneys received from the federal government for medical assistance to the aged, to be expended according to ch. 163.

(59) Administration, Federal Aid. All moneys received from the federal government for the administration of medical assistance to the aged shall be paid into the general fund.

SECTION 30. 20.670 (35) and (37) of the statutes are repealed.

SECTION 31. 20.705 (3) of the statutes is repealed and the balance of funds remaining in this account on July 1, 1963, are to be lapsed to the general fund.

SECTION 32. 20.800 (1) (a) of the statutes is amended to read:

20.800 (1) (a) Out of the appropriation for the * * * administration of the individual income tax, * * * selective sales and use tax and the withholding provisions, there is allotted * * * subject to the approval of the board on government operations, such sums as may be necessary to be used as contingent * * * funds to be expended to redeem bad checks returned to the state treasurer or * * * state depositories and for purposes of establishing change funds in the amount deemed necessary by the department.

SECTION 33. 20.800 (6) of the statutes is repealed.

SECTION 34. 20.830 (5) and (6) of the statutes are repealed.

SECTION 35. 20.830 (32) of the statutes is created to read:

20.830 (32) INTER-RESIDENT STAFF OF UNIVERSITY HOSPITALS. Annually, beginning July 1, 1963, \$100,000 for partial payment of the stipends of the intern-resident staff of university hospitals.

SECTION 36. 20.830 (34) and (53) of the statutes are created to read:

20.830 (34) VETERANS DIFFERENTIAL. On July 1, 1963, \$116,951 and annually beginning July 1, 1964, \$120,230 to be used for reimbursement to the university hospitals for the cost of the state's share of veterans' care as provided in s. 142.10.

(53) AUXILIARY ENTERPRISES. As a revolving appropriation, all moneys received for or on account of the following activities including any cash balances pertaining thereto existing on July 1, 1963, under sub. (41) of the university of Wisconsin press, parking lots, car fleet, secondary schools testing program, and such other activities as the university of Wisconsin board of regents may designate, to be used for operation, maintenance, and capital of such activities, including the payment of rentals and other expenditures under s. 36.06 (6) without limitation because of such payments being made from receipts derived in whole or in part from the operation of buildings and facilities other than those covered by such leases.

SECTION 37. 20.840 (32a) of the statutes is repealed.

SECTION 38. 20.840 (61) (b) of the statutes is amended to read:

20.840 (61) (b) There is transferred as of June 30, * * * 1963, from the general fund to the state building trust fund all moneys credited to the department of veterans' affairs under par. (a), and, annually beginning June 30, thereafter, there is transferred to the state building trust fund the net revenues accruing under par. (a) until such time as the * * * \$2,175,000 appropriation created by sub. (70) has been completely reimbursed.

SECTION 39. 20.850 (11) of the statutes is amended to read:

20.850 (11) Annually, beginning July 1, 1961, \$1,785,000 for state aid for schools of vocational and adult education, including area schools and programs, established and maintained pursuant to s. 41.15, and any school once granted such state aid shall be entitled thereto as long as the character of its work meets with the approval of the state board of vocational and adult education, to be distributed as provided in s. 41.21 (1). Of this amount * * * \$345,000 is allotted to carry out * * * s. 41.21 (1) (b) 3.

SECTION 40. 20.850 (11a) of the statutes is renumbered 20.850 (49).

SECTION 41. 20.930 (1) (a) (line 26) of the statutes is repealed.

SECTION 42. 35.04 (2) (b) of the statutes is repealed.

SECTION 43. 35.93 (1), (5), (6) (intro. par.), (7) (8) and (9) of the statutes are amended to read:

35.93 (1) The Wisconsin administrative code and register shall be printed in loose-leaf form and shall be hole-punched. The notice section of the register and new rules filed by an agency whose rules have not been compiled and printed pursuant to this section may be duplicated in some other form than printing if the director and revisor determine that it is administratively feasible to do so. The printing or other duplicating

shall be handled by the director. * * * *He shall also* determine the style of the hole-punching and may purchase and sell at cost suitable binders for the code or parts thereof. * * * *The revisor* shall supervise the arrangement of materials in the Wisconsin administrative code and register, including the numbering of pages and sections. No part of the Wisconsin administrative code or register may be printed until the revisor has approved the arrangement of materials and numbering of sections therein.

(5) The * * * *director* shall determine, on the basis of possible free distribution requirements and probable sales demands the number of copies of each part of the code and each issue of the register to be printed.

(6) (intro. par.) The free distribution provided for in this subsection is in lieu of any free distribution which may be prescribed by s. 35.84, 35.85, 35.86, 43.13 or 43.14. The * * * *director* shall distribute copies of the code (including the table of contents, index, and necessary binders) and issues of the register free, as follows:

(7) The * * * *director* may sell the code, issues of the register or parts of either of them at a price to be determined by him. He may establish the price of the register or parts thereof on an annual basis. Each agency may order as many copies of its part of the code or of its part of any issue of the register as it desires for its own use or for distribution and shall pay the * * * *director* therefor.

(8) A subscriber is not entitled to a refund of any part of any advance payment for the register. The * * * *director* shall notify each subscriber when a further payment is due.

(9) The revisor shall prepare and *the director shall* publish a table of contents and an index of all the rules in effect * * * which have been compiled and printed pursuant to this section. The table of contents and index shall be recompiled and reprinted annually * * *. They shall be printed in the same page size as the administrative code. In addition to the distribution required by sub. (6), the * * * *director* shall distribute one copy of the table of contents and index free to each subscriber to the register or parts thereof.

SECTION 44. 36.16 (1) (a), (ab) and (ac) of the statutes are repealed and recreated to read:

36.16 (1) (a) Any adult student who has been a bona fide resident of the state for one year next preceding the beginning of any semester for which such student registers at the university, or any minor student whose parents have been bona fide residents of the state for one year next preceding the beginning of any semester for which such student registers at the university, or any minor student whose natural parents are divorced or legally separated who has resided substantially in this state during his years of minority and at least one year next preceding the beginning of any semester for which such student registers at the university or whose mother or father has been a bona fide resident for one year next preceding the beginning of any semester for which such student registers at the university, or any minor student who is an orphan and who has resided substantially in this state during his years of minority and at least one year next preceding the beginning of any semester for which such student registers at the university or whose legal guardian has been a bona fide resident for one year next preceding the beginning of any semester for which such student registers at the university, or any minor student under guardianship in this state pursuant to ch. 48 or 319 who has resided substantially in this state during his years of minority and at least one year next preceding the beginning of any semester for which such student registers at the university or whose legal guardian if a person has been a bona

fide resident of the state for one year next preceding the beginning of any semester for which such student registers at the university, shall while he continues a resident of the state be entitled to exemption from nonresident tuition, but not from incidental or other fees and tuition in the university.

(ab) Nonresident members of the armed forces who are stationed in this state and their wives and children shall be entitled to the exemptions provided in par. (a) during the period that such member of the armed forces is stationed in this state.

(ac) Any female student who attended the university as a minor student exempt from the fees for nonresident tuition, and, who would continue to be entitled to the exemptions provided in par. (a) except for having married a nonresident, shall continue to be entitled to such exemptions.

SECTION 45. 36.16 (1) (ae) of the statutes is created to read:

36.16 (1) (ae) Any female who marries a bona fide resident shall be entitled to the exemptions provided in par. (a) effective the semester following her marriage and while continuing to reside in this state.

SECTION 46. 36.16 (1) (b) of the statutes is repealed and recreated to read:

36.16 (1) (b) Any student who has not been a resident of the state for one year next preceding the beginning of any semester for which such student registers at the university, except as above provided, shall not be exempt from the payment of the nonresident tuition fees.

SECTION 47. 36.16 (3) of the statutes is created to read:

36.16 (3) In determining bona fide residence, filing of state income tax returns in Wisconsin, eligibility for voting in the state of Wisconsin, motor vehicle registration in Wisconsin, and employment in Wisconsin shall be considered. Notwithstanding the provisions of par. (1) (a), a student from another state who is in this state principally to obtain an education will not be considered to have established a residence in Wisconsin by virtue of attendance at educational institutions.

SECTION 48. 37.10 (1) of the statutes is amended to read:

37.10 (1) The board * * * *may* also establish a model school for practice in connection with each state college, except Stout state college and the institute of technology, and shall make all the * * * *rules* necessary to govern and support the same; and they may in their discretion admit pupils to such model schools free of charge of tuition. The board may enter into a contract with any school, for a period of not more than 5 years, whereby children selected from such district may be pupils in such model school for the practical demonstration of methods of teaching and the instruction of the students enrolled in any state college. The board may determine and agree upon the due proportion of the cost of instruction and maintenance that shall be borne by the district. Any contract or agreement jointly entered into between any state college and any school districts, and having for its purpose the education of the pupils of the district is hereby validated, and shall be continued in * * * effect for a period not exceeding 5 years from the original date of the contract. Districts which suspend their schools in whole or in part, on account of the contract authorized under this subsection shall be eligible to receipt of aids in the same amounts that they would be eligible to receive if they had operated their schools

without such contract and in addition the district shall receive aid on account of transportation at the rate of \$24 per school year per child transported to and from the state college whose residence is more than 2 miles and not more than 5 miles from such college by the nearest traveled route and at the rate of \$36 per school year per pupil transported who resides more than 5 miles from such college by the nearest traveled route under the conditions provided by ss. 40.53 to 40.56. The governing body of any school district operating a high school or municipality in or near which there is a state-supported institution of higher learning which provides high school grades is authorized to provide or contract for the transportation of such pupils to such high school grades, and such district or municipality shall be entitled to transportation aids under the conditions provided in ss. 40.53 to 40.56 for all pupils so transported.

SECTION 49. 37.11 (8) and (8a) of the statutes are repealed and re-created to read and 37.11 (8ab); (8ac), (8ad) and (8b) of the statutes are created to read:

37.11 (8) (a) To require any applicant for admission, who has not been exempted by this section, to pay or to secure to be paid such fees for tuition as the board deems proper and reasonable. The board may also charge any student laboratory fees, book rents, fees for special departments or any incidental fee covering all such special costs. Any adult student who has been a bona fide resident of the state for one year next preceding the beginning of any semester for which such student registers at the state colleges, or any minor student whose parents have been bona fide residents of the state for one year next preceding the beginning of any semester for which such student registers at the state colleges, or any minor student whose natural parents are divorced or legally separated who has resided substantially in this state during his years of minority and at least one year next preceding the beginning of any semester for which such student registers at the state colleges or whose mother or father has been a bona fide resident for one year next preceding the beginning of any semester for which such student registers at the state colleges, or any minor student who is an orphan and who has resided substantially in the state of Wisconsin during his years of minority and at least one year next preceding the beginning of any semester for which such student registers at the state colleges or whose legal guardian has been a bona fide resident for one year next preceding the beginning of any semester for which such student registers at the state colleges, or any minor student under guardianship in this state pursuant to ch. 48 or 319 who has resided substantially in this state during his years of minority and at least one year next preceding the beginning of any semester for which such student registers at the state colleges or whose legal guardian if a person who has been a bona fide resident of the state for one year next preceding the beginning of any semester for which such student registers at the state colleges, shall while he continues a resident of the state be entitled to exemption from non-resident tuition, but not from incidental or other fees and tuition in the state colleges.

(ab) Nonresident members of the armed forces who are stationed in the state and their wives and children shall be entitled to the exemptions provided in par. (a) during the period that such member of the armed forces is stationed in the state.

(ac) Any female student who attended the state college as a minor student exempt from the fees for nonresident tuition, and, who would continue to be entitled to the exemptions provided in par. (a) except for

having married a nonresident, shall continue to be entitled to such exemptions.

(ad) Any female who marries a bona fide resident shall be entitled to the exemptions provided in par. (a) effective the semester following her marriage and while continuing to reside in this state.

(b) Any student who has not been a resident of the state for one year next preceding the beginning of any semester for which such student registers at the state colleges, except as above provided, shall not be exempt from the payment of the nonresident tuition fees.

(8a) In determining bona fide residence, filing of state income tax returns in Wisconsin, eligibility for voting in the state of Wisconsin, motor vehicle registration in Wisconsin, and employment in Wisconsin shall be considered. A student from another state who is in this state principally to obtain an education will not be considered to have established a residence in Wisconsin by virtue of attendance at educational institutions.

SECTION 50. 39.06 (6) of the statutes is amended to read:

39.06 (6) Except as otherwise provided in this section the county board, or joint county education committee, at its annual meeting next preceding the election of the county superintendent, shall fix his salary *commensurate with his functions and duties in each county or joint superintendency* and when so fixed, it shall continue to be his salary until changed by the board or joint county education committee or by operation of law. * * * Additional compensation may be provided the county superintendent by the county board or joint county education committee both for performance of his regular duties and for his work as secretary of the county school committee. Compensation for additional duties may be authorized by the county board or joint county education committee at any time. * * * The county superintendent shall be allowed his reasonable, actual and necessary expenses for travel, including travel outside his district when necessary to the performance of his duties, meals and room rent while on travel, stationery, mimeographing, postage and printing incurred in or necessary for the proper discharge of the duties of his office. The county board or joint county education committee may authorize the county superintendent to travel outside the state at county expense. The county superintendent shall present itemized monthly statements of his expense to the county clerk. The county board shall make provision for the monthly payment of the county superintendent's salary and expenses.

SECTION 51. 39.20 (1) and (2) of the statutes are repealed and recreated to read:

39.20 (1) **EMPLOYMENT.** The county board of supervisors may authorize the county superintendent to employ such number of supervising teachers, and specialists as the county board determines.

(2) **COMPENSATION.** The county board shall fix the salary of such teachers and specialists and the basis for payment of necessary expenses incurred in the performance of their duties.

SECTION 52. 41.13 (3) of the statutes is amended to read:

41.13 (3) * * * *The state board shall have control over all state aid given to schools of vocational and adult education; shall meet quarterly and at such other times as may be found necessary; shall elect its own officers; shall report biennially; may employ a director of vocational and adult education and assistants for the development and supervision of the work of vocational and adult education, and shall determine the organization, plans, scope and development of vocational and adult edu-*

cation. All salary accounts shall be certified by the director of the board or his designated assistant to the department of administration. All positions except that of director of vocational and adult education shall * * * come under the classified civil service.

SECTION 53. 46.035 (3) of the statutes is repealed.

SECTION 54. 46.52 (1) of the statutes is amended to read:

46.52 (1) There is created a state mental health advisory committee for the period * * * ending June 30, * * * 1965, unless such period is further extended by the legislature.

SECTION 55. 71.03 (1) (g) of the statutes is amended to read:

71.03 (1) (g) All profits derived from the transaction of business or from the sale or other disposition of real estate or other capital assets; provided, that for the purpose of ascertaining the gain or loss resulting from the sale or other disposition of property, real or personal, acquired prior to January 1, 1911, the fair market value of such property as of January 1, 1911, shall be the basis for determining the amount of such gain or loss; and * * * that the basis for computing the profit or loss on the sale of property acquired by gift after 1922 but prior to July 31, 1943, shall be the same as it would have been had the sale been made by the last preceding owner who did not acquire it by gift; and in the case the taxing officers are unable to ascertain the cost of the property to such prior owner, if acquired after January 1, 1911, then the basis shall be the value thereof at or about the time it was acquired by him, and such value shall be determined from the best information obtainable. However, with respect to all gifts made after July 31, 1943, the basis for computing gain or loss resulting from the sale or other disposition of said property acquired by gift shall be the fair market value of said property at the time of the said gift or the valuation on which a gift tax has been paid or is payable. In computing profit or loss on the sale of property, acquired by descent, devise, will or inheritance, or the sale of property in a decedant's estate, since January 1, 1911, the appraised value of such property in the administration of the estate of the deceased owner as of the date of his death shall be the basis for determining the amount of such profit or loss. The cost * * * or other basis mentioned above, shall be diminished * * * for exhaustion, wear and tear, obsolescence, amortization, write offs and depletion * * * to the extent of the amount 1. allowed as deductions in computing taxable income under all Wisconsin tax laws * * * and 2. resulting (by reason of the deduction so allowed) in a reduction in any taxable year of the taxpayer's taxes under Wisconsin income tax law, but not less than the amount allowable under all Wisconsin income tax laws. Where no method has been adopted under s. 71.04(13) or 71.05(16) (relating to depreciation deduction) the amount allowable shall be determined under s. 71.04(13)(b) 1 or 71.05(16)(b)1. If property, exclusive of inventories (as raw materials, goods in process and finished goods), as a result of its destruction in whole or in part by fire or other casualty, theft or seizure, or an exercise of power of requisition or condemnation or the threat or imminence thereof, is involuntarily converted into money which is within one year in good faith, under * * * rules prescribed by the department of taxation, expended in the replacement of the property destroyed or in the acquisition of other property located in Wisconsin similar or related in service or use to the property so destroyed, or in the establishment of a replacement fund which, within 2 years from date of the fire or other casualty, is actually expended to replace the property destroyed or in the

acquisition of other property located in Wisconsin similar or related in service or use to the property destroyed, no gain shall be recognized, and in the case of gain the property so replaced or newly acquired, for purposes of depreciation and all other purposes of taxation, shall be deemed to take the place of the property so destroyed. If any part of the money is not so expended, the gain, if any, shall be recognized, but in an amount not in excess of the money which is not so expended. A replacement of property by an insurance company shall be deemed to be an expenditure by the taxpayer of insurance moneys received by him from the insurance company for the purposes of this subsection. The provisions of this subsection relating to nonrecognition of gain on certain involuntarily conversions shall be inapplicable when the property involuntarily converted was the taxpayer's residence and such involuntary conversion constituted a sale coming within the "nonrecognition" provisions of * * * *sub.* (5). If shares of stock in a corporation acquired subsequent to January 1, 1934, are sold from lots acquired at different dates or at different prices, the basis for determining gain or loss shall be that of the specific shares sold. If the identity of the lots cannot be determined, the stock sold shall be charged against the earliest acquisitions of such stock. The basis for determining gain or loss on sales of stock acquired prior to January 1, 1934, shall be the average cost of all such shares of the same stock, determined in accordance with the * * * *rules* of the department of taxation in effect on January 1, 1934.

SECTION 55. 71.04 (intro. par.) of the statutes is amended to read:

71.04 (intro. par.) *Except as provided in 71.047* every corporation, joint stock company or association shall be allowed to make from its gross income the following deductions:

SECTION 55m. 71.04 (2) of the statutes is amended to read:

71.04 (2) Other ordinary and necessary expenses actually paid within the year out of the income in the maintenance and operation of its business and property, including *with respect to the calendar year 1963 and corresponding fiscal years and prior calendar and fiscal years, but not thereafter* a reasonable allowance for depreciation by use, wear and tear of property from which the income is derived; and in the cases of mines and quarries an allowance for depletion of ores and other natural deposits on the basis of their actual original cost in cash or the equivalent of cash; and including also interest and rent paid during the year in the operation of the business from which its income is derived; provided, the payor reports the amount so paid, together with the names and addresses of the parties to whom interest or rent was paid * * * *as provided in s. 71.10 (1).*

SECTION 55n. 71.04 (2a) (intro. par.) of the statutes is amended to read:

71.04 (2a) (intro. par.) In lieu of the allowance for depreciation for * * * *the * * * calendar year 1964 or corresponding fiscal year or any later year* * * * the amortization deductions of any emergency facility provided in section 216 of the revenue act of 1950 (section 124A of the U. S. internal revenue code of 1939) and in Section 168 of the internal revenue code of 1954, provided that:

SECTION 55o. 71.04 (7a) of the statutes is created to read:

71.04 (7a) (a) No deduction shall be allowed in respect to losses from sales or exchanges of property (other than losses in cases of distri-

butions in corporate liquidations) directly or indirectly between persons specified in par. (b) 1, 2, 3 or 4.

(b) The persons referred to in par. (a) are:

1. An individual and a corporation more than 50 per cent in value of the outstanding stock of which is owned, directly or indirectly, by or for such individual;

2. Two corporations more than 50 per cent in value of the outstanding stock of each of which is owned, directly or indirectly, by or for the same individual, if either of such corporations, with respect to the taxable year of the corporation preceding the date of the sale or exchange was, under the federal internal revenue code, a personal holding company or a foreign personal holding company;

3. A fiduciary of a trust and a corporation more than 50 per cent in value of the outstanding stock of which is owned, directly or indirectly, by or for the trust or by or for a person who is grantor of the trust;

4. A person and an organization whose income is exempt under s. 71.01 (3) (a) and which is controlled directly or indirectly by such person.

SECTION 55p. 71.04 (13) of the statutes is created to read:

71.04 (13) (a) With respect to the calendar year 1964 and corresponding fiscal years and thereafter, as a depreciation deduction a reasonable allowance for the exhaustion, wear and tear (including a reasonable allowance for obsolescence):

1. Of property used in the trade or business, or
2. Of property held for the production of income.

(b) The term "reasonable allowance" as used in par. (a) includes (but is not limited to) an allowance computed in accordance with rules prescribed by the department of taxation, under any of the following methods:

1. The straight line method,
2. The declining balance method, using a rate not exceeding twice the rate which would have been used had the annual allowance been computed under the method described in subd. 1,
3. The sum of the years- digits method, and

4. Any other consistent method productive of an annual allowance which, when added to all allowances for the period commencing with the taxpayer's use of the property and including the taxable year, does not, during the first two-thirds of the useful life of the property, exceed the total of such allowances which would have been used had such allowances been computed under the method prescribed in subd. 2. Nothing in this subsection shall be construed to limit or reduce an allowance otherwise allowable under par. (a).

(c) Paragraph (b) 2, 3 and 4 shall apply only in the case of property (other than intangible property) described in par. (a) with a useful life of 3 years or more:

1. The construction, reconstruction or erection of which is completed after the end of the taxpayer's calendar or fiscal year 1963 and then only to that portion of the basis which is properly attributable to such construction, reconstruction or erection after the end of the taxpayer's calendar or fiscal year 1963, or

2. Acquired after the end of the taxpayer's calendar or fiscal year 1963, if the original use of such property commences with the taxpayer and commences after such date.

(d) Where, under rules prescribed by the department of taxation, the taxpayer and the department have, after the effective date of this subsection (1963) entered into an agreement in writing specifically dealing with the useful life and rate of depreciation of any property, the rate so agreed upon shall be binding on both the taxpayer and the department in the absence of facts or circumstances not taken into consideration in the adoption of such agreement. The responsibility of establishing the existence of such facts and circumstances shall rest with the party initiating the modification. Any change in the agreed rate and useful life specified in the agreement shall not be effective for taxable years before the taxable year in which notice in writing by certified mail or registered mail is served by the party to the agreement initiating such change.

(e) In the absence of an agreement under par. (d) containing a provision to the contrary, a taxpayer may at any time elect in accordance with rules prescribed by the department to change from the method of depreciation described in par. (b) 2 to the method described in par. (b) 1.

(f) Under rules prescribed by the commissioner, a taxpayer may for purposes of computing the allowance under par. (a) with respect to personal property, reduce the amount taken into account as salvage value by an amount which does not exceed 10 per cent of the basis of such property (as determined under par. (g) as of the time as of which such salvage value is required to be determined). For purposes of this paragraph the term "personal property" means depreciable personal property (other than livestock) with a useful life of 3 years or more.

(g) The basis on which exhaustion, wear and tear and obsolescence shall be allowed in respect to any property shall be the Wisconsin income tax cost of such property, as determined by s. 71.03 (1) (g) and other provisions of this chapter, insofar as applicable.

SECTION 55q. 71.04 (14) of the statutes is created to read:

71.04 (14) (a) In the case of property to which this subsection applies the term "reasonable allowance" as used in sub. (13) may, at the election of the taxpayer, include an allowance, for the first taxable year for which a deduction is allowable under sub. (13) to the taxpayer with respect to such property, of 20 per cent of the cost of such property.

(b) If in any taxable year the cost of property to which this provision applies with respect to which the taxpayer may elect an allowance under par. (a) for such taxable year exceeds \$10,000, then par. (a) shall apply with respect to those items selected by the taxpayer, but only to the extent of an aggregate cost of \$10,000.

(c) 1. The election under this subsection for any taxable year shall be made within the time prescribed by law (including extensions thereof) for filing the return for such taxable year. The election shall be made in such manner as the department by rule prescribes.

2. Any election made under this section may not be revoked except with the consent of the commissioner of taxation or his delegate.

(d) 1. For purposes of this subsection the term "property to which this subsection applies" means tangible personal property:

a. Of a character subject to the allowance for depreciation under sub. (13),

b. Acquired by purchase after December 31, 1963 or after the taxpayer's corresponding fiscal year for use in trade or business or for holding for production of income.

c. With a useful life (determined at the time of such acquisition) of 6 years or more.

2. For purposes of subd. 1 the term "purchase" means any acquisition of property, but only if

a. The property is not acquired by one member of an affiliated group from another member of the same affiliated group, and

b. The basis of the property in the hands of the person acquiring it is not determined in whole or in part by reference to the adjusted basis of such property in the hands of the person from whom acquired.

3. For purposes of this subsection the cost of property does not include so much of the basis of such property as is determined by reference to the basis of other property held at any time by the person acquiring such property.

4. For purposes of par. (b),

a. All members of an affiliated group shall be treated as one taxpayer, and

b. The department of taxation shall apportion the dollar limitation contained in par. (b) among the members of such affiliated group in such manner as it by rule prescribes.

5. For purposes of this subsection, the term "affiliated group" means one or more chains of includible corporations connected through stock ownership with a common parent corporation which is an includible corporation if stock possessing more than 50 per cent of the voting power of all classes of stock and more than 50 per cent of each class of nonvoting stock of each of the includible corporations (except the common parent corporation) is owned directly by one or more of the other includible corporations and the common parent corporation owns directly stock possessing more than 50 per cent of the voting power of all classes of stock and more than 50 per cent of each class of nonvoting stock of at least one of the other includible corporations. The term "stock" as used in this subsection does not include nonvoting stock which is limited and preferred as to dividends. As used in this subsection the term "includible corporation" means any corporation except corporations whose income is exempt from taxation under s. 71.01 (3).

6. In applying sub. (13) (f) the adjustment under s. 71.03 (1) (g) resulting by reason of an election made under this subsection with respect to any "property to which this subsection applies shall be made before any other deduction allowed by sub. (13) (a) is computed.

SECTION 57. 71.04 (9) (b) of the statutes is amended to read:

71.04 (9) (b) Savings and loan associations, mutual savings banks, and credit unions may make a deduction for a reasonable addition to reserve for bad debts of $\frac{2}{3}$ of such sums as they are required to allocate to their loss reserves pursuant to statutory provisions or rules and regulations or orders of any state or federal governmental supervisory authorities.

SECTION 58. 71.04 (13) (a) and (b) and (14) (a) and (b) of the statutes are repealed.

SECTION 59. 71.047 of the statutes is created to read:

71.047 DEDUCTIONS TO FINANCIAL INSTITUTIONS. The aggregate deductions from gross income which, but for this section, would be allowable under 71.04 to state banks, national banks, savings and loan associations, mutual savings banks and credit unions shall, with respect to the calendar year 1963 and corresponding fiscal years and thereafter, be reduced by so much thereof as would be reflected by multiplying such

aggregate by four-fifths of such percentage as total untaxable interest from obligations of the United States and its instrumentalities was of total gross income, including such interest.

SECTION 59m. 71.05(2) of the statutes is amended to read:

71.05 (2) The ordinary and necessary expenses actually paid within the year in carrying on the profession, trade or business from which the income is derived, including traveling expenses (including the entire amount expended for meals and lodging) while away from home in the pursuit of a profession, trade or business, and including also *with respect to the calendar year 1963 and corresponding fiscal years and prior calendar and fiscal years but not thereafter* a reasonable allowance for depreciation by use, wear and tear of the property from which the income is derived * * * ; and in the case of mines and quarries an allowance for depletion of ores and other natural deposits on the basis of their actual original cost in cash or the equivalent of cash. No deduction shall be allowed for rent paid unless the payor reports the amount so paid together with the names and addresses of the parties to whom rent was paid. The term "profession trade or business" includes the performance of the functions of a public office. The term "ordinary and necessary expenses" includes reasonable expenses for the entertainment of clients, patients or customers and the unreimbursed expenses for food, travel and lodging incurred by any employe of an employer when required to be away from home in the performance of his job. No deduction from the total farm expenses of any sum representing the cost of raising farm products consumed by adults and minor children in the family of the taxpayer shall be required.

SECTION 59n. 71.05(2a) (intro. par.) of the statutes is amended to read:

71.05 (2a) (intro. par.) In lieu of the allowance for depreciation for * * * *the calendar year 1964 or corresponding fiscal year or any later year*, the amortization deductions of any emergency facility provided in section 216 of revenue act of 1950 (section 124A of the United States internal revenue code) and in Section 168 of the internal revenue code of 1954, provided that:

SECTION 59o. 71.05(8a) and (8b) of the statutes are created to read:

71.05 (8a) (a) No deduction shall be allowed in respect to losses from sales or exchanges of property (other than losses in cases of distributions in corporate liquidations), directly or indirectly between persons specified in par. (b).

(b) The persons referred to in par. (a) are:

1. Members of a family which shall include in respect to an individual only his brothers and sisters (whether by the whole or half blood), spouse, ancestors and lineal descendants;
2. An individual and a corporation more than 50 per cent in value of the outstanding stock of which is owned, diertcly or indirectly, by or for such individual;
3. A grantor and a fiduciary of any trust;
4. A fiduciary of a trust and a fiduciary of another trust, if the same person is grantor of both trusts;
5. A fiduciary of a trust and a beneficiary of such trust;
6. A fiduciary of a trust and a beneficiary of another trust, if the same person is the grantor of both trusts;

7. A fiduciary of a trust and a corporation more than 50 per cent in value of the outstanding stock of which is owned, directly or indirectly, by or for the trust, or by or for a person who is grantor of the trust; or

8. A person and an organization whose income is exempt under s. 71.01(3) (a) and which is controlled directly or indirectly by such person or by members of the family of such person.

(8b) No deduction shall be allowed in respect to losses from sales or exchanges of property (other than an interest in the partnership) directly or indirectly between:

(a) A partnership and a partner owning, directly or indirectly, more than 50 per cent of the capital interest, or the profits interest in such partnership, or

(b) Two partnerships in which the same persons own, directly or indirectly, more than 50 per cent of the capital interests or profits interests.

SECTION 59p. 71.05(16) of the statutes is created to read:

71.05(16) (a) With respect to the calendar year 1964 and corresponding fiscal years and thereafter, as a depreciation deduction a reasonable allowance for the exhaustion, wear and tear (including a reasonable allowance for obsolescence):

1. Of property used in the trade or business, or

2. Of property held for the production of income.

(b) The term "reasonable allowance" as used in par. (a) includes (but is not limited to) an allowance computed in accordance with rules prescribed by the department under any of the following methods:

1. The straight line method.

2. The declining balance method, using a rate not exceeding twice the rate which would have been used had the annual allowance been computed under the method described in subd. 1.

3. The sum of the years-digits method, and

4. Any other consistent method productive of an annual allowance which, when added to all allowances for the period commencing with the taxpayer's use of the property and including the taxable year, does not, during the first two-thirds of the useful life of the property, exceed the total of such allowances which would have been used had such allowances been computed under the method prescribed in subd. 2. Nothing in this subsection shall be construed to limit or reduce an allowance otherwise allowable under par. (a).

(c) Paragraph (b) 2, 3 and 4 shall apply only in the case of property (other than intangible property) described in par. (a) with a useful life of 3 years or more:

1. The construction, reconstruction or erection of which is completed after the end of the taxpayer's calendar or fiscal year 1963 and then only to that portion of the basis which is properly attributable to such construction, reconstruction or erection after the end of the taxpayer's calendar or fiscal year 1963, or

2. Acquired after the end of the taxpayer's calendar or fiscal year 1963, if the original use of such property commences with the taxpayer and commences after such date.

(d) Where, under rules prescribed by the department, the taxpayer and the department have, after the effective date of this subsection (1963) entered into an agreement in writing specifically dealing with the useful life and rate of depreciation of any property, the rate so agreed upon shall be binding on both the taxpayer and the department in the absence of facts or circumstances not taken into consideration in the adoption of

such agreement. The responsibility of establishing the existence of such facts and circumstances shall rest with the party initiating the modification. Any change in the agreed rate and useful life specified in the agreement shall not be effective for taxable years before the taxable year in which notice in writing by certified mail or registered mail is served by the party to the agreement initiating such change.

(e) In the absence of an agreement under par. (d) containing a provision to the contrary, a taxpayer may at any time elect in accordance with rules prescribed by the department to change from the method of depreciation described in par. (b) 2 to the method described in par. (b) 1.

(f) Under rules prescribed by the commissioner, a taxpayer may for purposes of computing the allowance under par. (a) with respect to personal property, reduce the amount taken into account as salvage value by an amount which does not exceed 10 per cent of the basis of such property (as determined under par. (g) as of the time as of which such salvage value is required to be determined). For purposes of this paragraph the term "personal property" means depreciable personal property (other than livestock) with a useful life of 3 years or more.

(g) The basis on which exhaustion, wear and tear and obsolescence shall be allowed in respect to any property shall be the Wisconsin income tax cost of such property, as determined by s. 71.03 (1) (g) and other provisions of this chapter, insofar as applicable.

(h) In the case of property held by one person for life with remainder to another person, the deduction shall be computed as if the life tenant were the absolute owner of the property and shall be allowed to the life tenant. In the case of property held in trust, the allowable deduction shall be apportioned between the income beneficiaries and the trustee in accordance with the pertinent provisions of the instrument creating the trust, or, in the absence of such provisions, on the basis of the trust income allocable to each. In the case of an estate, the allowable deduction shall be apportioned between the estate and the heirs, legatees and devisees on the basis of the income of the estate allocable to each.

SECTION 59q. 71.05 (17) of the statutes is created to read:

71.05 (17) (a) In the case of property to which this provision applies the term "reasonable allowance" as used in sub. (16) may, at the election of the taxpayer, include an allowance, for the first taxable year for which a deduction is allowable under sub. (16) to the taxpayer with respect to such property, of 20 per cent of the cost of such property.

(b) If in any taxable year the cost of property to which this subsection applies with respect to which the taxpayer may elect an allowance under par. (a) for such taxable year, exceeds \$10,000, then par. (a) shall apply with respect to those items selected by the taxpayer, but only to the extent of an aggregate cost of \$10,000.

(c) 1. The election under this subsection for any taxable year shall be made within the time prescribed by law (including extensions thereof) for filing the return for such taxable year. The election shall be made in such manner as the department by rule prescribes.

2. Any election made under this section may not be revoked except with the consent of the commissioner or his delegate.

(a) 1. For purposes of this subsection the term "property to which this subsection applies" means tangible personal property:

a. Of a character subject to the allowance for depreciation under sub. (16).

b. Acquired by purchase after December 31, 1963 or after the taxpayer's corresponding fiscal year for use in trade or business or for holding for production of income.

c. With a useful life (determined at the time of such acquisition) of 6 years or more.

2. For purposes of subd. 1. the term "purchase" means any acquisition of property, but only if:

a. The property is not acquired from a person whose relationship to the person acquiring it would result in the disallowance of losses under sub. (8a) or (8b) or s. 71.04 (7a) (but in applying sub. (8a) for purposes of this subsection, sub. (8a) (b) shall be treated as providing that the family of an individual includes only his spouse, ancestors, and lineal descendants), and

b. The basis of the property in the hands of the person acquiring it is not determined in whole or in part by reference to the adjusted basis of such property in the hands of the person from whom acquired.

3. For purposes of this subsection the cost of property does not include so much of the basis of such property as is determined by reference to the basis of other property held at any time by the person acquiring such property.

4. This subsection shall not apply to trusts.

5. In the case of an estate, any amount apportioned to an heir, legatee or devisee under sub. (16) (g) shall not be taken into account in applying par. (b) of this subsection to "property to which this subsection applies" of such heir, legatee or devisee not held by such estate.

6. In applying sub. (16) (f) the adjustment under s. 71.03 (1) (g) resulting by reason of an election made under this subsection with respect to any "property to which this subsection applies" shall be made before any other deduction allowed by sub. (16) (a) is computed.

SECTION 59r. 71.07 (2) (a) of the statutes is amended to read:

71.07 (2) (a) The ratio of the tangible property, real, personal and mixed, owned and used by the taxpayer in Wisconsin in connection with his trade or business during the income year to the total of such property of the taxpayer owned and used by him in connection with his trade or business everywhere. Cash on hand or in the bank, shares of stock, notes, bonds, accounts receivable, or other evidence of indebtedness, special privileges, franchises, good will, or property the income of which is not taxable or is separately allocated, shall not be considered tangible property nor included in the apportionment. *In determining apportionable net income with respect to the calendar year 1964 and corresponding fiscal years and thereafter, in any case in which the property factor is distorted by the taxpayer depreciating property in Wisconsin by a method different from that used to depreciate property outside Wisconsin, the department may determine the property factor by depreciating all property by the same method, or using original cost or any other means as will achieve an equitable result.*

SECTION 60m. 71.05 (13a) (a) and (b) of the statutes are amended to read:

71.05 (13a) (a) In lieu of the deductions allowed in this section for interest paid, other than interest paid on indebtedness incurred to carry on a profession or business from which taxable income is derived, Wisconsin income taxes, contributions, medical expenses, dues to labor unions and professional societies and the deductions permitted in subs. (10) and (11), there shall be allowed to natural persons and guardians an optional

standard deduction with respect to income of the calendar year 1962 or corresponding fiscal years and subsequent years in an amount equal to 10 per cent of the adjusted gross income or \$1,000, whichever is the lesser, except in the case of married persons the sum of the optional standard deductions allowable to the husband and wife shall not exceed \$1,000. *For the income year 1963 and thereafter, the following persons may elect to take a minimum optional standard deduction of \$300: "A head of a family" as defined in s. 71.09 (6) (c), a single person who has reached the age of 65 prior to the close of the calendar or fiscal year or a married person.*

(13a) (b) The optional standard deduction provided in par. (a) shall not be allowed to a married person whose spouse is required to file a return unless such spouse has also elected to take the optional standard deduction with respect to the same income year. *An election by one spouse to take the minimum optional standard deduction of \$300 under par. (a) shall with respect to the same income year preclude the other spouse from taking such deduction, the optional standard deduction or the deductions enumerated in par. (c) 1 to 8. For purposes of this subsection the determination of whether an individual is married shall be made pursuant to s. 71.09 (6) (a).*

SECTION 61. 71.09 (1) of the statutes is created to read:

71.09 (1) The tax to be assessed, levied and collected upon taxable incomes of all persons other than corporations for the calendar year 1963 and corresponding fiscal years, and for calendar and fiscal years thereafter, shall be computed at the following rates:

- (a) On the first \$1,000 of taxable income or any part thereof, at the rate of 2.30 per cent.
- (b) On the second \$1,000 or any part thereof 2.55 per cent.
- (c) On the third \$1,000 or any part thereof, 2.80 per cent.
- (d) On the fourth \$1,000 or any part thereof, 3.80 per cent.
- (e) On the fifth \$1,000 or any part thereof, 4.30 per cent.
- (f) On the sixth \$1,000 or any part thereof, 4.80 per cent.
- (g) On the seventh \$1,000 or any part thereof, 5.30 per cent.
- (h) On the eighth \$1,000 or any part thereof, 6.30 per cent.
- (i) On the ninth \$1,000 or any part thereof, 6.80 per cent.
- (j) On the tenth \$1,000 or any part thereof, 7.30 per cent.
- (k) On the eleventh \$1,000 or any part thereof, 7.80 per cent.
- (l) On the twelfth \$1,000 or any part thereof, 8.30 per cent.
- (m) On the thirteenth \$1,000 or any part thereof, 8.80 per cent.
- (n) On the fourteenth \$1,000 or any part thereof, 9.30 per cent.
- (o) On the fifteenth \$1,000 or any part thereof, 9.80 per cent.
- (p) On all taxable income in excess of \$15,000, 10 per cent.

SECTION 62. 71.09 (1am) (intro. par.) of the statutes is amended to read:

71.09 (1am) (intro. par.) The tax to be assessed, levied and collected upon taxable incomes of all persons other than corporations for the calendar year 1962 and corresponding fiscal years * * * shall be computed at the following rates:

SECTION 62m. 71.10 (2a) of the statutes is created to read:

71.10 (2a) Every person required to file an income tax return pursuant to this subsection and every fiduciary required to file an income tax return pursuant to s. 71.08 shall be required to pay a \$2 filing fee to offset

the cost of processing the return. This fee shall be added to the tax of such person or fiduciary. If no tax is assessed against any such person or fiduciary the amount of this fee shall be collected as income taxes are collected and no person shall be allowed in any action or proceeding to contest the imposition of this fee. This fee shall be imposed on such persons required to file income tax returns after August 31, 1963.

SECTION 63. 71.10 (9) (a) of the statutes is repealed and recreated to read:

71.10 (9) (a) Corporation income taxes not paid on or before the fifteenth day of the third month following the close of the income year, shall be deemed delinquent.

SECTION 64. 71.10 (9) (b), (c) and (em) of the statutes are repealed.

SECTION 65. 71.10 (13) of the statutes is amended to read:

71.10 (13) * * * *Documents and payments required or permitted by this chapter* shall be considered furnished, reported, filed or made on time, * * * if mailed in a properly addressed envelope, with postage duly prepaid, which envelope is postmarked before midnight of the date prescribed for such furnishing, reporting, filing or making, *provided such document or payment* * * * is actually received by the department * * * within 5 days of such prescribed date.

SECTION 66. 71.11 (41) of the statutes is amended to read:

71.11 (41) If any person fails or refuses to make a return at the time or times hereinbefore specified in each year, or fails or refuses to furnish a statement as required by s. 71.10 (8) or to file a statement as required by s. 71.10 (8m) or (8n) or to make deposits as required by s. 71.20 (4) or to file a withholding report as required by s. 71.20 (4), or to file a declaration of estimated income tax as required by s. 71.21 or 71.22, or renders a false or fraudulent return, statement, deposit report, withholding report or declaration of estimated income tax, such person shall be liable to a penalty * * * not to exceed \$5,000, at the discretion of the court.

SECTION 67. 71.135 of the statutes is created to read:

71.135 WITHHOLDING BY EMPLOYER OF DELINQUENT INCOME TAX OF EMPLOYEE. (1) Any assessor of incomes of the department or his authorized representative may give notice to any employer deriving income having a taxable situs in Wisconsin (regardless of whether any such income is exempt from taxation) to the effect that an employe of such employer is delinquent in a certain amount with respect to state income taxes, including penalties, interest and costs. Such notice may be served by registered mail, or by delivery by an employe of the department of taxation. Upon receipt of such notice of delinquency, such employer shall withhold from compensation due or to become due to such employe, the total amount shown by the notice. The assessor of incomes or his authorized representative, in his discretion, may arrange between the employer and such employe for a withholding of an amount not less than 10 per cent of the total amount due the employe each pay period, until the total amount as shown by the notice, plus interest thereon, has been withheld. In no event shall the employer withhold more than 25 per cent of the compensation due any employe for any one pay period, except that, if the employe leaves the employ of the employer or gives notice of his intention to do so, or is discharged for any reason, the employer shall

withhold the entire amount otherwise payable to such employe, or so much thereof as may be necessary to equal the unwithheld balance of the amount shown in the notice of delinquency, plus delinquent interest thereon. In crediting amounts withheld against delinquent income taxes of an employe, the department shall apply amounts withheld in the following order: costs; delinquent interest; delinquent income tax. The "compensation due" any employe for purposes of determining the 25 per cent maximum withholding for any one pay period shall include all wages, salaries and fees constituting gross income under s. 71.03 (1) (a) when paid to an employe, less only amounts payable therefrom pursuant to a garnishment action with respect to which the employer was served prior to his being served with the notice of delinquency and any amounts covered by any irrevocable and previously effective assignment of wages, of which amounts and the facts relating thereto the employer shall give notice to the department within 10 days after service of the notice of delinquency.

(2) In any case in which the employe ceases to be employed by the employer before the full amount set forth in a notice of delinquency, plus delinquent interest thereon, has been withheld by the employer, the employer shall immediately notify the assessor of income in writing of the termination date of the employe and the total amount withheld.

(3) The employer shall, on or before the last day of the month next succeeding every calendar quarter, remit to the office of the assessor of incomes the amount withheld during the calendar quarter. Any amount withheld from an employe by an employer shall immediately be a trust fund for the state of Wisconsin. Should any employer, after notice, wilfully fail to withhold in accordance with the notice and this section, or wilfully fail to remit any amount withheld, as required by this section, such employer shall be liable for the total amount set forth in the notice together with delinquent interest thereon as though the amount shown by the notice was due by such employer as a direct obligation to the state of delinquent income taxes, and may be collected by any means provided by law including the means provided for the collection of delinquent income taxes. However, no amount required to be paid by an employer by reason of his failure to remit pursuant to this section may be deducted from the gross income of such employer, pursuant to either s. 71.04 or 71.05. Any amount collected from the employer for failure to withhold or for failure to remit pursuant to this section shall, for purposes of distribution, be treated as a tax paid by the employe.

(4) The provisions of subs. (1) to (3) shall be applicable in any case in which the employer is the United States or any instrumentality thereof or the state of Wisconsin or any municipality or other subordinate unit thereof except those provisions imposing a liability on the employer for failure to withhold or remit. But an amount equal to any amount withheld by any municipality or other subordinate unit of the state of Wisconsin pursuant to this section and not remitted to the assessor of incomes as required by this section shall be retained by the state treasurer from funds otherwise payable to any such municipality or subordinate unit, and transmitted instead to the assessor of incomes, upon certification by the commissioner of taxation.

(5) The department of taxation shall refund to the employe excess amounts withheld from the employe under this section.

(6) Employers required to withhold delinquent taxes, interests and costs pursuant to this section shall in no case be required to withhold amounts other than the total amounts certified to such employers by the

department and in no case shall such employers be required to compute interest, costs or other charges to be withheld.

(7) No amounts shall be withheld from employes under this section after June 30, 1966.

SECTION 68. 71.14 (1) of the statutes is amended to read :

71.14 (1) All collections of normal income taxes of persons other than corporations, including remittances of taxes withheld or declared, commencing with * * * *October 1, 1962*, shall become a part of the state general fund for use of the state, except that * * * *33 per cent of such collections for the period * * * October 1, 1962, to * * * June 30, 1963, 24.75 per cent of such collections for the period July 1, 1963, to October 31, 1963. 27.75 per cent of such collections for the period November 1, 1963, to October 31, 1964, and * * * 29 per cent of such collections for each annual period ending October 31 thereafter, shall be apportioned as follows :*

(a) On May 15 * * * *1963*, such apportionable collections for the period * * * *October 1, 1962*, to March 31, * * * *1963* shall be apportioned to each county, town, village and city on the basis of the percentage of its allocable share in the * * * *November 15, 1962*, distribution of apportionable collections from persons other than corporations. On May * * * *31, 1964*, and on every May * * * *31* thereafter, such apportionable collections for the period * * * *November 1* of the preceding year to March 31 of the current year shall be apportioned to each county, town, village and city on the basis of the percentage of its allocable share in total allocable shares as of November * * * *30* of the preceding year as determined under par. (c) 2.

(b) On August 15, * * * *1963* such apportionable collections for the period April 1, * * * *1963*, to June 30, * * * *1963* shall be apportioned to each county, town, village and city on the basis of the percentage of its allocable share in the * * * *November 15, 1962*, distribution of apportionable collections from persons other than corporations. On * * * *September 30, 1964*, and on every * * * *September 30* thereafter, such apportionable collections for the period April 1 to * * * *July 31* of the current year shall be apportioned to each county, town, village and city on the basis of the percentage of its allocable share in total allocable shares as of November * * * *30* of the preceding year as determined under par. (c) 2.

(c) On November * * * *30, 1963*, and on every November * * * *30* thereafter, there shall be apportioned to each county, town, village and city the amount allocable to each * * * under subd. 2, reduced by the amounts paid to each in * * * apportionments of the current year *under pars. (a) and (b)*.

1. On or before November * * * *30, 1963* and every November * * * *30*, thereafter, the department * * * shall determine the total income taxes (before credit for taxes withheld, credit for taxes paid pursuant to declaration, and tax credits for income taxes paid to other states * * *) shown on income tax returns of persons other than corporations for the preceding income year and filed on or before June 30 of the current year. The portion of such taxes attributable to each town, village and city shall be determined on the basis of situs of the income producing such taxes, as set forth in s. 71.07. The amount thus determined for each town, village and city shall be reduced by one-sixth and such one-sixth amount shall be attributed to the county of the situs of such income, as set forth in s. 71.07.

2. The apportionable collections for the period * * * *October 1, 1962, to June 30, 1963, for the period July 1, 1963, to October 31, 1963, for the period November 1, 1963, to October 31, 1964, and for the * * * annual*

periods * * * November 1 to * * * October 31 thereafter, shall be allocated on or before the following November * * * 30 to each county, town, village and city, in proportion to the amounts attributed to each under subd. 1 to the total of such amounts for all counties, towns, villages and cities and shall constitute its annual allocable share.

SECTION 69. 71.14 (2) (a) (intro. par.) of the statutes is amended to read:

71.14 (2) (a) (intro. par.) All collections of income taxes of corporations, commencing with July 1, 1961, and ending June 30, 1963, shall become a part of the state general fund for use of the state, except that 49 per cent of such collections shall be apportioned as follows:

SECTION 70. 71.14 (2a) of the statutes is created to read:

71.14 (2a) All collections of income taxes of corporations, including remittances of taxes declared, commencing with October 1, 1963, shall become a part of the state general fund for use of the state, except that 36 per cent of such collections for the period July 1, 1963, to October 31, 1963, 32 per cent of such collections for the period November 1, 1963 to October 31, 1964, and 46.25 per cent of such collections thereafter shall be apportioned as follows:

(a) On May 31, 1964, and on every May 31 thereafter, such apportionable collections for the period November 1 of the preceding year to March 31 of the current year shall be apportioned to each county, town, village and city on the basis of the percentage of its allocable share in total allocable shares as of November 30 of the preceding year, as determined under par. (c).

(b) On September 30, 1964, and on every September 30 thereafter, such apportionable collections for the period April 1 to July 31 of the current year shall be apportioned to each county, town, village and city on the basis of the percentage of its allocable share in total allocable shares as of November 30 of the preceding year, as determined under par. (c).

(c) On November 30, 1964, there shall be apportioned to each county, town, village and city the amount of apportionable corporation income tax collections for the period July 1, 1963, to October 31, 1963, and allocable to each under subd. 2. On November 30, 1965, and on every November 30 thereafter, there shall be apportioned to each county, town, village and city the amount allocable to each under subd. 2, reduced by the amounts paid to each in the May 31 and September 30 apportionments of the current year.

1. On or before November 30, 1963, and every November 30 thereafter, the department shall determine the total income taxes (before credit for taxes paid pursuant to declaration) shown on income tax returns of corporations for the preceding income year and filed on or before June 30 of the current year. The portion of such taxes attributable to each town, village and city shall be determined on the basis of situs of the income producing such taxes, as set forth in s. 71.07. The amount thus determined for each town, village and city shall be reduced by one-sixth and such one-sixth amount shall be attributed to the county of the situs of such income, as set forth in s. 71.07.

2. The apportionable collections for the period July 1, 1963, to October 31, 1963, the apportionable collections for the period November 1, 1963, to October 31, 1964, and the apportionable collections for each annual November 1 to October 31 period thereafter, shall be allocated on or before the following November 30 to each county, town, village and city in

proportion to the amounts attributed to each under subd. 1 to the total of such amounts for all counties, towns, villages and cities, and shall constitute its annual allocable share.

SECTION 71. 71.14 (3) of the statutes is amended to read:

71.14 (3) Whenever income has been attributed to an erroneous situs under sub. (1) (c) 1, (2) (a) or (2a) (c) 1, such portion of the tax collections allocated erroneously under sub. (1) (c), (2) (a) or (2a) (c) shall be paid by the county, town, village or city erroneously receiving the same, to the county, town, village or city entitled thereto; but no such payment shall be made except on the written approval of the department of taxation. Such claim must be made within 3 years of the claimed November * * * 30 erroneous allocation. If the amount of the claim is approved by the department * * * and not paid by the county, town, village or city erroneously receiving it, such amount shall be deducted from its next apportionment, or next apportionments and paid to the county, town, village or city entitled thereto.

SECTION 72. 71.14 (4) and (7) of the statutes are repealed.

SECTION 73. 71.15 (12) of the statutes is created to read:

71.15 (12) The repeal and recreation of s. 71.10 (9) (a) and the repeal of s. 71.10 (9) (b), (c) and (cm) shall apply with respect to calendar or fiscal income years beginning after July 31, 1963. The repeal of 71.04 (13) (a) and (b) and (14) (a) and (b), the amendment to 71.04 (9) (b) and the creation of 71.047 shall first apply to income of the calendar year 1963 or corresponding fiscal years.

SECTION 74. 71.20 (1m) of the statutes is created to read:

71.20 (1m) An employer may, at his discretion, deduct and withhold from any one payment of wages in a month, in the case of an employe paid more often than once during any month, the total amount which the employer reasonably estimates he will be required to withhold under this section from such employe during that month. Permission from the commissioner under sub. (1) is not needed by any employer acting under this subsection.

SECTION 75. 71.20 (4) of the statutes is amended to read:

71.20 (4) Every employer who deducts and withholds any amount under this section *in any month up to and including the month of June, 1963 shall deposit such amount within 20 days of the close of the month in which withheld, and every employer who deducts and withholds any amount under this section on or after July 1, 1963, shall deposit such amount on a quarterly basis, the withholdings of each calendar quarter to be deposited within 20 days of the close of such calendar quarter,* with such bank in Wisconsin as the state of Wisconsin investment board designates a public depository therefor under s. 25.17 (61) to the credit of the * * * general fund. With each deposit the employer shall include a deposit report on a form to be provided by the department. The department may, in its discretion, when satisfied that the revenues will be adequately safeguarded, permit an employer whose withheld taxes do not exceed \$50 per month to deposit withheld taxes and reports for other than * * * quarterly periods. The department may revoke such permission at any time. *The department, if it deems it necessary in order to insure payment to or facilitate the collection by the state of the amount of taxes, may require reports or payments of the amount of withheld taxes for other than quar-*

terly periods. The depository bank shall record on such deposit report the amount deposited and shall then forward such report to the department in such manner and at such time as the department by rule prescribes. On or before January 31 of each year every employer shall file with the department at its offices in Madison (or at such other place as the department by rule prescribes) a withholding report on a form to be provided by the department showing the amount withheld from the wages paid each employe in the previous calendar year, the amount deposited in respect to each employe on wages paid in the previous calendar year and a reconciliation of the aggregate of the amounts deposited in respect to each employe on wages paid in the previous calendar year with the aggregate of the amounts shown on the * * * *quarterly* deposit reports filed in respect to such withholding. No employe shall have any right of action against his employer in regard to money deducted from his wages and deposited with the depository bank in compliance or intended compliance with this section.

SECTION 76. 71.21 (5) (e) of the statutes is created to read:

71.21 (5) (e) If the taxpayer claims a refund on any tax return due on or after April 15, 1964, and concurrent with or subsequent to the filing of the return upon which such refund is claimed is required to file a declaration of estimated tax, and at the time of filing such declaration such refund has not been paid, he may deduct the amount of such refund from the total estimated tax and submit the balance in such equal instalments as required by sub. (5). If he later receives such refund he shall file an amended declaration with the instalment next due on his original declaration and, if such refund is paid after the due date of the last instalment on the original declaration, the receipt of such refund must be reflected on the income tax return covering the year of the declaration. If the refund claim is determined to be excessive in whole or in part at any time prior the due date of the last instalment of the original declaration, an amended declaration reflecting the disallowance of some or all of such refund must be filed on the due date for the next instalment under the original declaration, and if the refund is disallowed in whole or in part after the due date of the last instalment of the original declaration, such disallowance must be reflected on the income tax return covering the year of the declaration.

SECTION 77. 71.21 (19) of the statutes is created to read:

71.21 (19) (a) Any individual deriving income from wages, as defined in s. 71.19 (1), which is subject to taxation under this chapter during the calendar year 1963 or any calendar or fiscal year after January 1, 1963, shall, if he files a declaration of estimated tax and pays 100 per cent of the estimated tax for the following calendar or income year on or before the last day of the current calendar or income year, be entitled to complete exemption from payroll withholding under ss. 71.19 and 71.20 for such following calendar or income year.

(b) No employer shall recognize exemption from payroll withholding for any employe unless he first furnishes a certificate prepared by the Wisconsin department of taxation satisfactorily showing that the employe has filed a declaration of estimated tax and prepaid the estimated tax within the time and manner prescribed in this subsection with respect to the calendar or income year for which such exemption is sought.

(c) So far as applicable the penalties prescribed in this section shall apply to declarations of estimated income tax filed under this subsection and persons making and filing the same.

(d) No employe shall force or attempt to coerce an employe into estimating and prepaying his income taxes. Any employer found guilty of violating this subsection may be fined not less than \$25 nor more than \$200 for each violation.

SECTION 78. 71.22 of the statutes is created to read:

71.22 DECLARATIONS OF ESTIMATED TAX BY CORPORATIONS. (1) Every corporation subject to income taxation under this chapter during any calendar or fiscal year beginning after July 31, 1963, shall file, at the time hereinafter prescribed, a declaration of estimated income tax, if the total tax on income of any such year can reasonably be expected to exceed \$2,000. Such declaration shall contain such information as the department may by rule or form prescribe.

(2) Declarations of estimated income tax required by sub. (1) shall be filed on or before the fifteenth day of the third month of the income year (starting with the first income year beginning after July 31, 1963) with the department at its offices in Madison, except that if the requirements of sub. (1) are first met:

(a) After the fifteenth day of the third month of the income year and on or before the fifteenth day of the sixth month of the income year, the declaration shall be filed on or before the fifteenth day of the sixth month, or

(b) After the fifteenth day of the sixth month of the income year and on or before the fifteenth day of the ninth month of the income year, the declaration shall be filed on or before the fifteenth day of the ninth month, or

(c) After the fifteenth day of the ninth month of the income year, the declaration shall be filed on or before the fifteenth day following the end of the income year.

(3) The amount of the estimated income tax with respect to which a declaration is required shall be paid as follows:

(a) If the declaration is filed on or before the fifteenth day of the third month of the income year, the amount thereof shall be paid in 4 equal instalments. The first instalment shall be paid with the filing of the declaration, the second on or before the fifteenth day of the sixth month of the income year, the third on or before the fifteenth day of the ninth month of the income year, and the final instalment on or before the fifteenth day of the first month following the end of the income year.

(b) If the declaration is filed after the fifteenth day of the third month of the income year as provided in sub. (2) (a) but on or before the fifteenth day of the sixth month, the estimated tax shall be paid in 3 equal instalments. The first instalment shall be paid with the filing of the declaration, the second on or before the fifteenth day of the ninth month of the income year and the final instalment on or before the fifteenth day of the first month following the end of the income year.

(c) If the declaration is filed after the fifteenth day of the sixth month of the income year as provided in sub. (2) (b) but on or before the fifteenth day of the ninth month, the estimated tax shall be paid in 2 equal instalments. The first instalment shall be paid with the filing of the declaration and the second on or before the fifteenth day of the first month following the end of the income year.

(d) If the declaration is filed after the fifteenth day of the ninth month of the income year, the entire amount shall be paid with the filing of the declaration. All payments of estimated tax shall be made to the department at its offices in Madison.

(4) At the election of any corporation, any instalment of an estimated tax may be paid prior to the date prescribed for its payment.

(5) A corporation may amend a declaration during the income year under rules prescribed by the department.

(6) Application of this section to income years of less than 12 full months shall be made pursuant to rules of the department.

(7) When the amount of an instalment payment of estimated tax exceeds the amount determined to be the correct amount of such instalment payment, the overpayment shall be credited against the unpaid instalments, if any.

(8) In the case of any underpayment of estimated tax by a corporation, except as hereinafter provided, there shall be added to the aggregate tax for the taxable year an amount determined at the rate of 6 per cent per annum on the amount of the underpayment for the period of the underpayment.

(9) For purposes of sub. (8) the underpayment shall be the excess of the amount of the instalment which would be required to be paid if the total estimated tax were equal to 70 per cent of the tax shown on the return for the taxable year (or, if no return was filed, 70 per cent of the tax for such year) over the amount, if any, of the instalment paid on or before the last date prescribed for payment. The period of the underpayment shall run from the date the instalment was required to be paid to whichever of the following dates is the earlier:

(a) The fifteenth day of the third month following the close of the income year.

(b) With respect to any portion of the underpayment, the date on which such portion is paid. For purposes of this paragraph, a payment of estimated tax on the due date of any payment shall be considered a payment of a previous underpayment only to the extent such payment exceeds the instalment due on such due date. Any underpayment of an instalment not paid by the fifteenth day of the third month following the close of the income year, together with interest as provided in sub. (8), shall be deemed delinquent.

(10) Notwithstanding subs. (8) and (9) the addition to the tax with respect to any underpayment of any instalment shall not be imposed if the total amount of all payments of estimated tax made on or before the last date prescribed for such instalment equals or exceeds the amount which would have been required to be paid on or before such date if the total estimated tax were whichever of the following is the least:

(a) The tax shown on the return of the corporation for the preceding taxable year, if a return showing a liability for tax was filed by the corporation for the preceding taxable year and such preceding year was a taxable year of 12 months.

(b) An amount equal to the tax computed at the rates applicable to the taxable year, but otherwise on the basis of the facts shown on the return of the corporation for and the law applicable to the preceding taxable year.

(c) An amount equal to 70 per cent of the tax for the taxable year computed by placing on an annualized basis the taxable income:

1. For the first 2 months of the taxable year in the case of an instalment required to be paid in the third month, and

2. For the first 5 months of the taxable year in the case of the instalment required to be paid in the sixth month, and

3. For the first 8 months of the taxable year in the case of the instalment required to be paid in the ninth month.

(d) For purposes of par. (c) the taxable income shall be placed upon an annualized basis by multiplying by 12 the taxable income for the appropriate number of months and dividing the resulting amount by the number of months of the taxable year completed as of the due date of the instalment payment.

(11) Notwithstanding subs. (8), (9) and (10) the addition to the tax with respect to any underpayment of any instalment shall not be imposed if the total amount of all payments of estimated tax made on or before the last date prescribed for the payment of such instalment equals or exceeds an amount equal to 90 per cent of the tax computed, at the rates applicable to the taxable year, on the basis of the actual taxable income for the months of the taxable year ended before the month in which the instalment is required to be paid.

SECTION 78a. 76.28 (1) (7) and (8) of the statutes are amended to read:

76.28 Apportionment of tax receipts; terminals. (1) The state shall retain * * * 17 per cent of the taxes paid into the treasury by any street railway company, light, heat and power company or conservation and regulation company defined by 76.02, and * * * 19-1/2 per cent of such taxes shall be distributed to the counties and * * * 63-1/2 per cent shall be distributed to the towns, cities and villages, within or through which the business of such company was carried on and operated in proportion, as near as may be, to the property located and business transacted within each such town, city and village. In determining the amount of business transacted, receipts derived from electrical energy delivered at wholesale to another utility, electric co-operative association or power district for purposes of distribution and resale, shall not be taken into consideration in determining such proportion.

(7) Twenty-five per cent of the taxes paid into the treasury by any gas pipe-line company defined by s. 76.02 shall be allocated to the areas served by the distributing gas utilities in proportion that the wholesale sales to each such gas utility bear to the total wholesale sales within the state. The tax thus allocated shall be paid to the towns, villages and cities in each such area in proportion to the retail sales in each town, village and city. The remainder of the taxes shall be distributed as follows: * * * Seventeen per cent thereof shall be retained by the state and * * * 63-1/2 per cent shall be distributed to the towns, villages and cities and * * * 19-1/2 per cent shall be distributed to the counties within which the property of the company is located, in proportion as near as may be to the property located in each such town, village, city and county. The provisions of subs. (2) and (3) relating to distribution of taxes to school districts shall apply to the taxes of gas pipe-line companies.

(8) After the property of any oil pipe-line company shall first have been valued as a whole, if any terminal storage facilities, docks, and pipelines and pumping equipment used in transferring oil from pipe-lines to vessels shall have been included in such valuation, then for the purpose of accounting to the proper taxation districts, the department shall make a separate valuation of each such storage facility, dock, pipe-line and pumping equipment. For the purpose of defining the terminal facility affected by this section, such terminal facility shall begin at the header gate of the main line. All taxes, paid by any oil pipe-line company defined by s. 76.02, derived from such terminal facilities shall be distributed to the towns, villages and cities in which they are located on the basis of the separate valuations so determined by the department of taxation. The re-

remainder of the taxes shall be distributed as follows: * * * *Seventeen* per cent thereof shall be retained by the state, and * * * *63-1/2* per cent shall be distributed to the towns, villages and cities and * * * *19-1/2* per cent shall be distributed to the counties within which the remainder of the property of the company is located, in proportion as near as may be to the remaining property located in each such town, village, city and county. The provisions of *subs. (2) and (3)* relating to distribution of taxes to school districts shall apply to taxes of oil pipe-line companies.

SECTION 79. 77.51 (3) of the statutes is amended to read:

77.51 (3) "Person" includes any natural person, firm, partnership, joint venture, joint stock company, association, public or private corporation, *municipal utility, municipal power district*, co-operative, estate, trust, receiver, executor, administrator, any other fiduciary, and any representative appointed by order of any court or otherwise acting on behalf of others.

SECTION 80. 77.52 (1) (a) 3 of the statutes is amended to read:

77.52 (1) (a) 3. Tobacco, tobacco products *other than cigarettes*, smokers' supplies including by way of illustration and not of limitation: * * * *cigarette tobacco, cigarette paper, cigars, pipes, pipe tobacco, chewing tobacco and snuff, lighters, lighter fluid and flints, tobacco humidifiers, cigarette making machines, cigarette tubes, pipe cleaners;*

SECTION 81. 77.52 (1) (a) 4. of the statutes is amended to read:

77.52 (1) (a) 4. Motor vehicles as defined in s. 340.01 (35), trailers as defined in s. 340.01 (70), semi-trailers as defined in s. 340.01 (57), *road equipment, road machinery as defined in s. 340.01 (52), mobile cranes and trench hoes, * * * also, accessories, attachments, parts, supplies and materials therefor, except motor fuel, including by way of illustration and not of limitation the following: tissue dispensers, grill guards, license plate frames, seat covers, spark plugs, windshield wiper blades, batteries, tires, lubricating oil, grease, antifreeze, brake fluid, paint, solder, lead, wax and chamois except for accessories, attachments, parts, supplies and materials therefor for vehicles defined in s. 194.01 (5) and (11) shall be exempt from the taxes imposed by this subdivision; except that vehicles for the mass transportation of passengers as defined in s. 71.18 (2) (a) and accessories, attachments, parts, supplies and materials therefor shall be exempt from the taxes imposed by this subdivision.*

SECTION 82. 77.52 (1) (a) 11, 12, 13, 14 and 15 of the statutes are created to read:

77.52 (1) (a) 11. The following articles, including in each case fittings or accessories therefor sold on or in connection with the sale thereof: Bathing suit bags; beach bags or kits; billfolds; brief cases; brief bags; camping bags; card and pass cases; collar cases; cosmetic bags and kits; dressing cases; dufflebags; furlough bags; garment bags designed for use by travelers; hatboxes designed for use by travelers; haversacks; key cases or containers; knapsacks; knitting or shopping bags (suitable for use as purses or handbags); makeup boxes; manicure set cases; memorandum pad cases (suitable for use as card or pass cases, billfolds, purses, or wallets); musette bags; overnight bags; pocketbooks; purses and handbags; ring binders, capable of closure on all sides; salesmen's sample or display cases, bags, or trunks, satchels; shoe and slipper bags; suitcases; tie cases;

toilet kits and cases; traveling bags, trunks, vanity bag or cases; valises; wallets; and wardrobe cases.

12. Articles made of fur on the hide or pelt, and articles of which such fur is the component material of chief value, but only if such value is more than 3 times the value of the next most valuable component material.

13. Commercial laundry, dry cleaning and pressing machines; conveyors, elevators and moving stairways; food products machinery; industrial trucks, tractors, trailers and stackers; commercial and industrial fans, blowers and unit heaters; also parts, accessories and attachments therefor.

14. Perfume, essences, extracts, toilet waters, cosmetics, petroleum jellies, hair oils, pomades, hair dressings, hair restoratives, hair dyes, toilet powders, and any other similar substance, articles or preparation, by whatsoever name known or distinguished, except lotions, oils, powders or other articles intended to be used or applied only in the care of babies.

15. Soda water beverages as defined in s. 97.09 (8), when sold for consumption off the premises; bases, concentrates and powders intended to be reconstituted by consumers to produce soft drinks; and fruit drinks and ades not defined as fruit juices in s. 97.02 (27).

SECTION 83. 77.52 (2) (a) 4. of the statutes is amended to read:

77.52 (2) (a) 4. The sale of local flat rate and local basic measured rate telephone services * * * *and toll charges for intrastate telephone calls*, except messages from coin operated telephones.

SECTION 83a. 77.52 (2) (a) 5, 6, 7 and 8 of the statutes are created to read:

77.52 (2) (a) 5. Electricity for residential use except for space heating charged at a specified rate.

6. Laundry, dry cleaning, pressing and dyeing services.

7. Photographic services including the processing, printing and enlarging of film as well as the service of photographers for the taking, reproducing and sale of photographs.

8. The repair, service and maintenance of all items of taxable tangible personal property.

SECTION 83b. Amend 77.54 (5) (b) of the statutes is amended to read as follows:

77.54 (5) (b) Motor trucks, *truck tractors*, road tractors, buses, trailers and semitrailers sold to common or contract carriers who use such motor trucks, *truck tractors*, road tractors, buses, trailers and semitrailers *exclusively as common or contract carriers*.

SECTION 83c. 77.61 (4) of the statutes is amended to read:

77.61 (4) (a) Every seller and retailer as defined in s. 77.51 (7) and (8) and every person storing, using or otherwise consuming in this state taxable tangible personal property purchased from a retailer shall keep such records, receipts, invoices and other pertinent papers in such form as the department requires. * * * The failure or refusal of any person to comply with this * * * *paragraph* shall constitute a misdemeanor.

(b) *For reporting the sales and use tax and the accounting connected therewith, retailers shall deduct 1 per cent of the total sales and use tax payable each reporting period as partial compensation for their sales and use tax administration expenses, provided the payment of such taxes is not delinquent.*

The amendment to s. 77.61 (4) shall take effect on July 1, 1963.

SECTION 83d. 77.58 (1), (2) and (5) of the statutes are amended to read:

77.58 (1) The taxes imposed by this subchapter from February 1, 1962, to March 31, 1962, are due and payable to the department on April 20, 1962. The taxes imposed for the month of April, 1962, and for each month thereafter *through the month of June, 1963* are due and payable on the twentieth of the month next succeeding the month for which imposed. *The taxes imposed for the months of July, August and September of 1963, and for each calendar quarter thereafter are due and payable on the twentieth of the month next succeeding the calendar quarter for which imposed.*

(2) On or before April 20, 1962, a return for the period from February 1, 1962, to March 31, 1962, shall be filed with the department. On or before May 20, 1962, a return shall be filed for the month of April 1962 and a return shall be filed thereafter by the twentieth day of each month for taxes imposed for the preceding month *up to and including the taxes imposed for the month of June 1963. On or before October 20, 1963, a return shall be filed for the months of July, August and September of 1963, and a return shall be filed thereafter by the twentieth day of the month next succeeding each calendar quarter for taxes imposed for the preceding calendar quarter.*

(a) Every person required to file a return hereunder, shall, with his first return, also elect to file a calendar year or fiscal year return. Such calendar or fiscal year return is due and shall be filed on or before 90 days after the close of such calendar or fiscal year. This return shall be referred to as the "annual return" and shall summarize the monthly returns, reconcile and adjust for errors in the monthly returns, and contain such other information as the department requires. If the annual return shows an overpayment of taxes for the preceding calendar or fiscal year, such return shall be treated as a claim for refund and the provisions of s. 77.59 (4) shall apply thereto. Any underpayment of tax disclosed by the annual return is due and payable by the due date of the return. Underpayments of tax are subject to interest from the due date of the monthly return (if determinable) to which the underpayment relates. Overpayments of tax are subject to interest from the due date of the annual return, subject to the limitations of s. 77.60 (1) (a). All of the provisions of s. 77.60 shall apply to annual as well as monthly returns except as provided herein. Returns shall be filed on forms prescribed by the department. *No annual return shall be required with respect to fiscal or calendar years ending on or after May 31, 1963.*

(5) The department, if it deems it necessary in order to insure payment to or facilitate the collection by the state of the amount of taxes, may require returns or payments of the amount of taxes for other than * * * quarterly periods. *The department may, in its discretion, when satisfied that the revenues will be adequately safeguarded, permit returns or payments of the amount of taxes for other than quarterly periods.*

SECTION 83e. 77.61 (10) of the statutes is created to read:

77.61 (10) The amendments to subch. III of ch. 77 shall take effect on August 15, 1963 except as otherwise provided.

SECTION 84. 84.01 (6) of the statutes is amended to read:

84.01 (6) The commission shall, * * * appoint a chief engineer *under the classified service*, who shall be known as the state highway engineer
* * *

SECTION 85. 93.11 (2) of the statutes is amended to read:

93.11 (2) * * * A fee of \$10 shall be charged the licensee for any license issued under this section.

SECTION 86. 94.42 of the statutes is amended to read:

94.42 No person shall sell, offer or expose for sale any agricultural or vegetable seed without a permit from the department to engage in such business. A separate permit shall be required for each store or place of business where such seed is sold or offered for sale for seeding purposes, provided no permit shall be required from persons selling seeds which have been packed and distributed by a seedsman holding a permit as herein provided. No permit shall be required of persons selling, offering or exposing for sale seed of their own production provided that such seed is sold and delivered only on the farm or premises where grown. Such seed shall be otherwise labeled as required by section 94.39. The fee for issuing permits shall be * * * \$10 each. All permits shall expire on July 1 following the effective date.

SECTION 87. 95.08 of the statutes is amended to read:

95.08 A fee of * * * \$10 shall be paid to the department upon the examination and registration of each pedigree and upon the issuance of a certificate of registration; and all registration certificates shall expire on the first of January of each year, following date of issuance, and must be renewed annually before the first of April following. A fee of * * * \$10 shall be paid to the department upon renewal of certificates. Unless so renewed before the first of April, the registration stands revoked, and no renewal or new certificate shall issue until there has been a renewed and full compliance with ss. 95.01 and 95.02.

SECTION 88. 95.10 (1) of the statutes is amended to read:

95.10 (1) No person shall feed any public or commercial garbage to swine without first obtaining a permit therefor from the department. Such permit may be obtained upon application, supplying such information as the department may require, accompanied by a fee of * * * \$100. Such permits shall expire on July 1 of each year.

SECTION 89. 95.70 (2) of the statutes is amended to read:

95.70 (2) No person shall engage as a livestock dealer, livestock trucker or operator of a livestock market without a license. The operator of a livestock market licensed under this section shall not be required to be licensed as a livestock dealer. Each license shall expire June 30 next following its issuance. Application shall be made upon forms provided by the department. An application for a livestock dealer's license shall be accompanied by a fee of * * * \$25. An application for a livestock trucker's license shall be accompanied by a fee of * * * \$10. An application for a livestock market license shall be accompanied by a fee of * * * \$50. The license shall bear the name of the licensee and his business address. No person whose license has been revoked may be issued another license within one year of the revocation.

SECTION 90. 97.03 (4) of the statutes is amended to read:

97.03 (4) Each application for such license shall be accompanied by a fee of * * * \$10 payable to the department and no such license shall be

issued until such fee is paid. In case license is refused, the fee shall be returned by the department to the applicant with notification of refusal.

SECTION 91. 97.035 (3) (a) of the statutes is amended to read:

97.035 (3) (a) Application for license or renewal of license shall be made in writing, under oath, giving such pertinent information, in such form, as the department shall require, accompanied by a fee of * * * \$10, which fee shall be retained whether or not license is issued. If the application does not show on its face the requisite qualifications it shall be rejected. If he appears to be qualified, the examining committee shall determine the fitness of the applicant for new license by oral and written examination and by requiring him to demonstrate his knowledge skill and ability; on law, rules and regulations pertaining to the dairy industry of Wisconsin and of the United States, the production of lawful milk and cream, testing milk and cream by the Babcock test and any other practical test for determining the percentage of milk fat or solids, testing for adulteration, the methylene blue and fermentation tests, Wisconsin curd test, acid and rennet tests, and other tests of the fitness of milk for cheese making, propagation and use of cultures, the necessary equipment for Limburger cheese making, including the cellar, the proper handling of the cheese on the shelf during the curing process, and principles of cleanliness and sanitation; knowledge of the complete operation of a cheese factory, including keeping of proper records of milk for patrons, making of proper statements, and keeping of a record of costs of manufacture and yield of cheese, and such other matters as the department shall specify. All licenses shall expire August 31. Renewal of license shall be granted without examination upon application and payment of a fee of \$10 not less than 30 days before expiration of the license or of previous renewal, and upon application and payment of * * * \$15 within one year after expiration. All others shall be new applications.

SECTION 92. 97.04 (3) (g) of the statutes is amended to read:

97.04 (3) (g) For a grade A dairy plant, * * * \$25.

SECTION 93. 97.045 (2) of the statutes is amended to read:

97.045 (2) No person shall engage as a grade A milk distributor without a license therefor from the department. Such license shall expire annually on July 31. The license fee shall be * * * \$10, which shall accompany each application for license and shall be retained whether or not a license is issued. No license shall be transferable.

SECTION 94. 97.05 (2) of the statutes is amended to read:

97.05 (2) The application for license shall give in writing such pertinent information in such form as the department * * * requires and be accompanied by a fee of * * * \$10 which shall be retained whether or not a license or permit is issued.

SECTION 95. 97.06 (3) (a) of the statutes is amended to read:

97.06 (3) (a) Application for a license shall be in writing and shall state such pertinent information in such form as the department may require and shall be accompanied by a graduated fee, which shall be retained whether or not a license is issued, and which shall be an amount based on the dollar volume of output for the preceding license year, as follows: For

less than \$1,000 a fee of * * * \$5; for \$1,000 or more but less than \$10,000, a fee of * * * \$15; for \$10,000 or more, a fee of * * * \$50. Dollar volume of output shall be determined by gross sales of product processed plus inventory value of any portion of such product not sold.

SECTION 96. 97.07 (2) of the statutes is amended to read:

97.07 (2) No person shall operate a slaughterhouse without a license from the department. Applications for license shall be made on forms provided by the department and shall be accompanied by an annual fee of * * * \$40. All licenses shall expire on June 30 following the date of issue. Applications for renewal of license, shall be filed on or before June 1. Upon transfer of ownership of a slaughterhouse, the license may be transferred to the new owner upon filing application with the department and payment of a fee of \$10.

SECTION 97. 97.09 (4) of the statutes is amended to read:

97.09 (4) Such licenses shall expire on December 31 next following the date of issue but may be renewed without inspection each year upon the application of the licensee and upon the payment of * * * \$50 received by the department prior to January 1.

SECTION 98. 97.12 (1) of the statutes is amended to read:

97.12 (1) Application for a license to operate a bakery or a confectionary shall be in writing, shall state such pertinent information as the department may require and shall be accompanied by a fee of * * * \$15.

SECTION 99. 98.145 (2) of the statutes is amended to read:

98.145 (2) No person shall engage as a tester of milk or cream to determine its value for payment or for the purpose of official inspection or for records of dairy production for the purposes described above unless he holds a license issued by the department; but no such license shall be required of a duly licensed cheesemaker or buttermaker. Such license shall be renewed annually. Each application for milk tester license or renewal thereof shall be accompanied by a fee of * * * \$10. Each application shall be made upon forms provided by the department.

SECTION 100. 98.146 (2) of the statutes is amended to read:

98.146 (2) Each application for a license under this section or renewal thereof shall be made on forms provided by the department and shall be accompanied by a fee of * * * \$10. Such license shall be renewed annually. The applicant shall furnish satisfactory evidence of good moral character and shall give proof of ability to engage in such weighing and sampling to the satisfaction of the department by satisfactorily passing a written examination pertaining to such activities. Any person holding a tester's license under s. 98.145, or who is engaged in weighing and sampling milk in bulk tanks, either as an employe of a purchaser or receiver of milk in bulk tanks, or as the owner of a bulk tank truck and route, on August 21, 1957, shall be licensed under this section without examination if he satisfies the department that he is qualified for such license.

SECTION 101. 99.02 of the statutes is amended to read:

99.02 No person shall maintain or operate a cold storage warehouse, except agricultural producers storing their own produce and consumers storing produce for their own use, without a license to do so, issued by

the department of agriculture. Any person desiring such license shall make written application to the department for that purpose, stating the location of the warehouse. The department thereupon shall cause an examination to be made of said warehouse and, if it is found by the department to be in a proper sanitary condition and otherwise properly equipped for its intended use, the department shall issue a license authorizing the applicant to operate the same as a cold storage warehouse during one year upon payment to the state treasurer by the applicant for a license fee as follows: For a warehouse located in a city of the first class, * * * \$75; for a warehouse located in a city of the second class, * * * \$50; for a warehouse located in a city of the third class, or a village of over 10,000 population, * * * \$25; for a warehouse located in a city of the fourth class, * * * \$15; and for a warehouse located in a village or town, * * * \$10.

SECTION 102. 99.10 of the statutes is amended to read:

99.10 No person shall maintain or operate a locker plant or branch locker plant, or operate as a processor within the terms of this chapter, without a license so to do issued by the state department of agriculture. A separate license shall be required for each location. In the event the processor also operates a locker plant at the place where the processing occurs, then only a single license may be required for such single location. Any person desiring such a license shall make written application to the department for that purpose stating the location of the locker plant, branch locker plant or the location of the processor. The department shall thereupon cause an examination of said place and if it be found by the department to be in a proper sanitary condition and otherwise properly equipped for its intended use in accordance with law and the rule and regulations promulgated thereunder, the department shall issue a license authorizing the applicant to operate the plant as a locker plant, branch locker plant or as a processor during one year upon payment to the state treasurer of a license fee as follows: For a locker plant or processor, * * * \$20; for a branch locker plant, * * * \$20. No licensee under this section shall be required to obtain a cold storage license under s. 99.02.

SECTION 103. 100.13 (3) (a) of the statutes is amended to read:

100.13 (3) (a) Every warehouseman before he is licensed shall pay into the state treasury an annual fee, as follows: For class 1, * * * \$25; for class 2, * * * \$50; for class 3, * * * \$100; for class 4, * * * \$150; and for class 5, * * * \$200.

SECTION 104. 134.51 of the statutes is repealed.

SECTION 104a. 139.26 (1) (intro. par.) of the statutes is amended to read:

139.26 (1) (intro. par.) An occupational tax to be collected as a stamp tax is assessed, imposed, and levied upon the sale, exchange, offering or exposing for sale or exchange, having in possession with intent to sell or exchange, or removal for consumption, exchange, or sale other than for shipment in interstate or foreign commerce or for shipment, sale, or exchange by a manufacturer to a rectifier, of intoxicating liquors, other than wine used for sacramental purposes and alcohol used for industrial, hospital, purposes. The rate of such tax, effective July 1, 1961, * * * through August 14, 1963, shall be \$2 per wine gallon on intoxicating liquors containing one-half of one per cent of alcohol by volume or more, and shall be computed in accordance with the following table:

SECTION 104b. 139.26 (1b) (intro. par.) of the statutes is amended to read:

139.26 (1b) (intro. par.) The rate of such tax *up to but not including August 15, 1963*, shall be 15 cents per wine gallon on wine containing 14 per cent of alcohol by volume or less, and 30 cents per wine gallon on wine containing more than 14 per cent of alcohol by volume, but not in excess of 21 per cent of alcohol by volume, and shall be computed in accordance with the following table:

SECTION 104c. 139.26 (1c) of the statutes is created to read:

139.26 (1c) An occupational tax to be collected as a stamp tax is assessed, imposed, and levied upon the sale, exchange, offering or exposing for sale or exchange, having in possession with intent to sell or exchange, or removal for consumption, exchange, or sale other than for shipment in interstate or foreign commerce or for shipment, sale, or exchange by a manufacturer to a rectifier, of intoxicating liquors, other than wine used for sacramental purposes and alcohol used for industrial, hospital, purposes. The rate of such tax, effective August 15, 1963, and thereafter, shall be \$2.25 per wine gallon on intoxicating liquor containing one-half of one per cent of alcohol by volume or more, and shall be computed in accordance with the following table:

Quantity in Wine Gallons	Quantity in Ounces	Tax when alcoholic content is $\frac{1}{2}\%$ or more by volume
Up to and including $\frac{1}{64}$ of a gallon	Up to and including 2	\$.03515625
More than $\frac{1}{64}$ of a gallon to and including $\frac{1}{32}$ of a gallon	More than 2 to and including 4	\$.0703125
More than $\frac{1}{32}$ gallon to and including $\frac{1}{16}$ of a gallon	More than 4 to and including 8	\$.140625
More than $\frac{1}{16}$ gallon and including $\frac{1}{10}$ gallon	More than 8 to and including 12.8	\$.225
More than $\frac{1}{10}$ gallon to and including 1 pint	More than 12.8 to and including 16	\$.28125
More than 1 pint to and including $\frac{1}{5}$ gallon	More than 16 to including 25.6	\$.45
More than $\frac{1}{5}$ gallon to and including 1 quart	More than 25.6 to including 32	\$.5625
More than 1 quart to and including $\frac{1}{2}$ gallon	More than 32 to and including 64	\$1.125
More than $\frac{1}{2}$ gallon to and including 1 gallon	More than 64 to and including 128	\$2.25

SECTION 104d. 139.26 (1d) of the statutes is created to read:

139.26 (1d) The rate of such tax effective August 15, 1963, and thereafter shall be 16 $\frac{7}{8}$ cents per wine gallon on wine containing 14 per cent of alcohol by volume or less, and 33 $\frac{3}{4}$ cents per wine gallon on wine containing more than 14 per cent of alcohol by volume, but not in excess of 21 per cent of alcohol by volume, and shall be computed in accordance with the following table:

Quantity in Wine Gallons	Quantity in Ounces	Tax when alcoholic content is more than 14% but not in excess of 21%	Tax when alcoholic content is 14% or less by volume
Up to and including 1/16 of a gallon	Up to and including 8	\$.02109375	\$.010546875
More than 1/16 gallon and including 1/10 gallon	More than 8 to and including 12.8	.03375	.016875
More than 1/10 gallon to and including 1 pint	More than 12.8 to and including 16	.0421875	.02109375
More than 1 pint to and including 1/5 gallon	More than 16 to and including 25.6	.0675	.03375
More than 1/5 gallon to and including 1 quart	More than 25.6 to and including 32	.084375	.0421875
More than 1 quart and including 1/2 gallon	More than 32 to and including 64	.16875	.084375
More than 1/2 gallon to and including 1 gallon	More than 64 to and including 128	.3375	.16875

SECTION 105. 139.50 (2) (a) 1 and 2 of the statutes are amended to read:

139.50 (2) (a) 1. On cigarettes weighing not more than 3 pounds per thousand, * * * 3-1/2 mills on each such cigarette.

2. On cigarettes weighing more than 3 pounds per thousand, * * * 7 mills on each such cigarette.

SECTION 106. 139.50 (3) (d) and (e) of the statutes are amended to read:

139.50 (3) (d) Manufacturers and wholesalers within or without this state and having permits from the commissioner may purchase stamps at a discount of * * * 2.6 per cent of the amount of stamps purchased and affix them as prescribed by him to containers of tobacco prod-

ucts to be sold in this state, in which case the recipient of such tobacco products within this state, from sources without this state, shall not be required to purchase and affix stamps thereto.

(e) In lieu of stamps the commissioner may permit the use of meter machines and where used a * * * *2.6 per cent discount* of the total tax due shall be allowed. Such machines shall be used under rules prescribed by the commissioner.

SECTION 107. 139.51 (2) (a) 1 and 2 of the statutes are amended to read:

139.51 (2) (a) 1. On cigarettes weighing not more than 3 pounds per thousand, * * * *3-1/2* mills on each such cigarette.

2. On cigarettes weighing more than 3 pounds per thousand, * * * 7 mills on each such cigarette.

SECTION 108. 142.10 of the statutes is repealed and recreated to read:

142.10 WAR VETERANS' PRIVILEGES. (1) It is the intent of this section to provide care including professional service at the Wisconsin general hospital to Wisconsin veterans, herein defined.

(2) Wisconsin veterans for purposes of this section are defined as any honorably discharged veteran of any war of the United States or who is otherwise eligible for benefits from the department of veterans' affairs. Such veteran must have been a resident of this state for not less than 5 years next immediately preceding his application for admission.

(3) The superintendent of the university hospitals shall determine the financial status of a Wisconsin veteran who applies for benefits under this section. Such determination shall consider benefits, which would accrue to the veteran because of hospitalization insurance he may carry. Based on his findings the superintendent shall authorize reductions in the total cost of care to the veteran. Such reductions shall be limited so that as a minimum the veteran shall pay a daily rate of one-half the average daily cost for the prior fiscal year permitted under s. 142.07 (1) (a) or (b) and (c). Determination of the average daily rate for a fiscal year shall be made on September 1 of the following fiscal year. If such veteran elects to be admitted to said hospital as a private patient he shall be liable for all professional fees incurred, but shall be eligible for benefits under this section for hospital care.

(4) The provisions of this section shall become effective on July 1, 1963 and shall not affect the charges payable by any such veteran who is hospitalized in the university of Wisconsin hospitals prior to the effective date.

SECTION 109. 160.03 (3m) of the statutes is created to read:

160.03 (3m) If, because of the transfer of a restaurant from one person to another, a new permit is required which will be valid for less than a full year, the fee for such restaurant permit shall be computed by multiplying one-twelfth of the annual fee times the number of months, including the month of issuance, remaining prior to the next July 1.

SECTION 110. Chapter 163 of the statutes is created to read:

CHAPTER 163.

HEALTH ASSISTANCE PAYMENTS

163.01 TITLE. This chapter shall be known as: "The Health Assistance Payments Act."

163.02 PURPOSE. This chapter recognizes that unusual and unanticipated illness or accident, sometimes requiring health care over a long

period of time, has an impact upon the income and resources of the elderly beyond and different from that experienced by those in younger age categories. It provides that where such costs present a financial hardship which might impoverish the elderly, or require liquidation of home and other assets, the public, through general taxation, should join in a co-operative effort to alleviate such problems. It is the intent to encourage the sense of family responsibility which has always been a bulwark of American life. It is the further intent that the public, through general taxation, supply all or most of the funds required to insure, as far as practicable, the health needs of this important segment of the population through contracts between the state and one or more of the nonprofit organizations incorporated or existing under or by virtue of ss. 148.03, 152.53, and 182.032, or one or more insurance companies licensed to do business in this state. It is also the intent to help keep as many older citizens as possible on a self-sustaining basis by protecting them against major health costs.

163.03 DEFINITIONS. As used in this chapter, unless the context indicates otherwise:

(1) "Beneficiary" means a person eligible for, and a recipient of, assistance under this chapter.

(2) "Charge" means the customary, usual and reasonable demand for payment for services, care or commodities which does not exceed the general level of charges by others who render such services or care, or provide such commodities, under similar or comparable circumstances within the community in which the charge is incurred.

(3) "Department" means the state department of public welfare.

(4) "Hospital" means an institution providing 24-hour continuous nursing service to patients confined therein; which provides standard dietary, nursing, diagnostic and therapeutic facilities; and whose professional staff is composed only of physicians and surgeons, or of physicians and surgeons and doctors of dental surgery.

(5) "Illness" means a bodily disorder, bodily injury, disease or mental disease. All illnesses existing simultaneously which are due to the same or related causes shall be considered "one illness." Successive periods of illness less than 6 months apart, which are due to the same or related causes, shall also be considered "one illness."

(6) "Income" means adjusted gross income reportable annually for federal income tax purposes; except that for the purposes of this chapter it includes social security benefits, alimony, gross amount of any pension, annuity or other retirement income, however denominated.

(7) "Mental disease" means any condition classified as a neurosis, psychoneurosis, psychopathy or psychosis.

(8) "Personal assets" means a home and the land used and operated in connection therewith, or a mobile home used as a place of abode; household and personal possessions, including an automobile; and additional property not in excess of \$5,500 in value, if single, or \$9,000, if married, in any combination of real property, tangible personal property, cash value of life insurance, or cash or other liquid assets.

(9) "Physician" means a person licensed to practice medicine and surgery, and includes graduates of osteopathic colleges holding an unlimited license to practice medicine and surgery.

(10) "Prescribed" means a written order or an oral order later reduced to writing by a licensed physician or dentist for a product or service.

(11) "Skilled nursing home" means a facility, licensed or approved as such by the state board of health or other state agency having jurisdiction over it, for the accommodation of convalescents or other persons

who are not acutely ill and not in need of hospital care and which employs sufficient registered nursing practitioners for supervision of those giving nursing care to patients.

(12) "Spouse" means the legal husband or wife of the beneficiary, whether or not eligible for benefits under this chapter.

(13) "Visiting nurse" means a registered nurse or a trained practical nurse employed by an organized, voluntary home nursing agency or by an official agency established under s. 141.10, and rendering home nursing services to patients who are under the care of a physician.

163.04 ELIGIBILITY. (1) Any resident of this state is eligible for benefits under this chapter who shows by a sworn statement on a form prescribed by the department that he:

(a) Has attained the age of 65; and

(b) Is a citizen or has filed a declaration to become one; and

(c) Is not receiving old-age assistance; and

(d) Does not have personal assets in excess of the amounts specified in s. 163.03 (8), and that his annual income does not exceed \$1,800, if single, or \$2,700, if married; except that any applicant shall be eligible when he has expended all of his income in excess of the above applicable limits for health services of the type available under this chapter, or for personal health insurance premiums, or both; and

(e) Has not, within one year of the date of making application hereunder, conveyed, transferred or disposed of property so as to make himself eligible for benefits under this chapter.

(2) The department may make additional investigation of eligibility when there is reasonable ground for belief that an applicant may not be eligible, or that a beneficiary may have received benefits hereunder to which he was not entitled, or upon the request of the secretary of the U. S. department of health, education and welfare.

(3) Persons eligible as beneficiaries shall not be denied the benefits of this chapter because of absence from the state.

(4) At any time that he believes himself eligible under this chapter any person may file an application with the department requesting a determination of his eligibility. Eligibility may be determined before the need for services arises and reapplication at the time of illness is not necessary. Every applicant shall receive notification in writing promptly as to the action taken on his application. Such notification, if approving eligibility, shall specify the period of eligibility.

163.05 BENEFITS; EXCLUSIONS. (1) The department shall determine the maximum allowances of a health plan to be administered to s. 163.06, which, subject to applicable deductible coinsurance and other provisions established by it, shall pay part or all of the charges to beneficiaries for the following: inpatient hospital care in a semiprivate room; skilled nursing home care when authorized by a physician; professional services performed by a physician or doctor of dental surgery in a hospital or skilled nursing home; outpatient services provided through a hospital or by a physician in a hospital; and the following additional services when prescribed by a physician: care by a visiting nurse, diagnostic services which require X-ray or laboratory procedures and pharmaceutical services.

(2) Benefits shall not include any payments with respect to:

(a) Care or services for any individual who is an inmate of a public institution, except as a patient in a medical institution, or any individual who is a patient in an institution for tuberculosis or mental disease; or

(b) Care or services for any individual who is a patient in a medical institution as a result of a diagnosis of tuberculosis or mental disease, with

respect to any period after the individual has been a patient in such an institution, as a result of such diagnosis, for 42 days; or

(c) Care or services in any other private or public institution unless it has been approved by a standard-setting authority responsible by law for establishing and maintaining standards for such institution; or

(d) That part of any services otherwise authorized under this section which are payable through insurance, third party liability, or any federal, state, county, municipal or private benefit systems to which the beneficiary may otherwise be entitled.

(3) Payments made under this section shall be subject to the following limitations:

(a) An applicant must first expend 5 per cent of his annual allowable income for the health services provided in this section;

(b) Expenses of skilled nursing home care will be paid only for beneficiaries transferring directly to such facility from a hospital; and

(c) The maximum combined liability for payment for care in a hospital and skilled nursing home under this section shall be 45 days per illness.

(4) Payments shall not include care or services rendered earlier than the month preceding the month of the application, but in no event may payments be made for health services rendered during a period when the beneficiary would not have been eligible for benefits under this chapter.

(5) Payment for services provided by a plan established under this section shall be made directly to the hospital, skilled nursing home, other organization or individual providing such services pursuant to the provisions of any contract that may be entered into under s. 163.06.

(6) No source of service may bill the beneficiary of a plan established hereunder, except for or to the extent that benefits are not provided by it.

(7) If the funds appropriated become or are estimated to be insufficient to make full payment of benefits provided by a plan established under this section, all charges for services so authorized shall be prorated on the basis of the funds available, or by limiting the benefits provided.

163.06 ADMINISTRATION OF PLAN. The department shall promptly solicit bids from nonprofit organizations incorporated or existing under and by virtue of the provisions of s. 148.03 or 182.032, and from insurance companies licensed and authorized to do business in this state, to administer, for and on behalf of the state, the benefits provided for under s. 163.05. The department shall award the contract for such services to the lowest qualified bidder.

163.07 ADMINISTRATION, GENERAL. (1) The department shall exercise responsibility relating to fiscal matters, the eligibility of beneficiaries under the standards set forth in s. 163.04, and general supervision of the plan established under s. 163.05 (1). The state board of health shall serve in an advisory capacity in the health care as distinguished from the administrative aspects of such a plan.

(2) The department shall employ necessary personnel within the limitations of the sums appropriated by s. 20.670 (27), and under the classified service, for the efficient and economical performance of duties imposed by this section, and shall supply residents of this state with information concerning this program and procedures to be followed by an applicant believing himself to be eligible for assistance under this section.

(3) The department may audit all claims filed under s. 163.05 and make proper fiscal adjustments.

(4) No contractor under s. 163.06 shall be obligated to make any payment until the claimant has been certified by the department as a bene-

fiary. Such certification shall be accepted by the contractor as conclusive of its accuracy. The department shall reimburse the contractor for payments made mistakenly on the basis of an incorrect certification.

(5) The state shall reimburse the county in full for allowable expenditures incurred pursuant to departmental rules in exercising functions in connection with this chapter delegated to the county agency by the department.

(6) The department may delegate to the county welfare agency in each county duties and functions to be performed in assisting the state in administration of this section, and the agency shall perform such duties and functions and shall file with the department all forms and reports as required. Any personnel in the county agency performing duties under this subsection shall be employed pursuant to the merit system.

(7) The department shall certify all proper charges, or claims for administrative services, to the department of administration for payment, and the department of administration shall draw its warrant forthwith.

163.08 APPEAL. Any person whose application is denied or is not acted upon promptly or who believes that the payments made in his behalf have not been properly determined may file an appeal with the department pursuant to s. 49.50 (8).

163.09 RECOVERY OF PAYMENT. (1) On the death of a person who has received medical assistance under this chapter, and his surviving spouse, the total amount of such assistance paid shall be filed by the department as a claim against his estate, but such claim shall not take precedence over the allowances under s. 313.15, or over any other claim for care or maintenance furnished by the state or its political subdivisions. The court may provide for the maintenance or support of a surviving minor or incapacitated adult children, and thereupon the claim shall be waived to the extent of the amount disallowed and that amount assigned to such children for maintenance or support.

(2) For benefits incorrectly paid recovery shall be made before the death of the recipient pursuant to the judgment of a court of record.

(3) All amounts received pursuant to this section shall be deposited in the state treasury, and out of the net amount recovered the federal government shall be paid the proportionate amount which it contributed.

163.10 INFORMATION RESTRICTED. The use or disclosure of any information concerning applicants and recipients for any purpose not connected with the administration of this section is prohibited.

163.11 RULE-MAKING POWERS. The department is authorized to make such rules as are consistent with its duties under this chapter, and shall be empowered to co-operate with the federal government in carrying out the purposes of Title VI, P.L. 86-778.

163.12 FREE CHOICE. Nothing contained in this chapter shall alter the right of each eligible person to the free choice of physician, dentist, pharmacist, hospital or skilled nursing home. The legal responsibility of physician or dentist to patients and all other contract and tort relationships with patients shall remain as though dealings were direct between such physician or dentist and patient. No physician or dentist shall be required to practice exclusively in any plan established under this chapter.

163.13 PENALTY. Any person who receives or assists another in receiving assistance under the chapter, to which he is not entitled, shall be subject to the penalties provided in s. 49.12.

SECTION 111. 165.01 (8) of the statutes is amended to read:

165.01 (8) The board shall charge the county * * * \$15 per manhour up to * * * 60 manhours per case referred to it by a county for services performed by the laboratory. The charges applicable to cases referred to the laboratory by a county upon its request and when the service is rendered, shall be collected from the county, along with other state taxes and charges, in the next apportionment of state special charges. On October 1 of each year the director of the laboratory shall certify to the department of administration the amounts so determined to be due from each county for services provided by the laboratory in the preceding state fiscal year, and such amounts shall be included in the next following apportionment of state special charges in the manner described by s. 70.60, and when paid into the state treasury shall be credited to s. 20.290 (40). All charges in excess of * * * \$900 on any one case referred to the laboratory by the county shall be paid by the state.

SECTION 112. 180.793 (2) of the statutes is amended to read:

180.793 (2) Any such report not filed before April 1 may be filed only upon payment to the secretary of state of the following fees:

- (a) If filed prior to May 1, * * * \$10.
- (b) If filed thereafter but not later than the following December 31, * * * \$15.

SECTION 113. 180.793 (4) of the statutes is amended to read:

180.793 (4) The corporation may be restored to good standing by delivering to the secretary of state a current annual report conforming to the requirements of law and by paying to the secretary of state *the \$15 late filing fee plus* \$10 for each calendar year or part thereof during which the corporation has not been in good standing, not exceeding a total of * * * \$105.

SECTION 114. 180.87 (1) (a) to (c), (i) to (m) and (o) of the statutes are amended to read:

180.87 (1) (a) Filing articles of incorporation * * *, \$1 for each \$1,000 or fraction thereof of authorized par value shares, and 2 cents for each authorized share without par value, the minimum fee to be * * * \$40.

(b) Filing articles of amendment, * * * \$15; and an additional sum equal to \$1 for each \$1,000 or fraction thereof par value shares and 2 cents for each share without par value as authorized after such amendment, less a credit computed at the foregoing rates upon all shares as authorized immediately prior to such amendment.

(c) Filing articles of merger, * * * *or consolidation* \$20; and an additional sum equal to \$1 for each \$1,000 or fraction thereof par value shares and 2 cents for each share without par value as authorized after such merger *or consolidation*, less a credit computed at the foregoing rates upon all shares of domestic corporations which are parties to merger *or consolidation* as authorized immediately prior to such merger *or consolidation*.

(i) Filing an application of a foreign corporation for certificate of authority to transact business in this state, * * * \$40, and \$1 for every \$1,000 of its capital exceeding * * * \$40,000 employed or to be employed in this state, computed as provided in section 180.813, as shown by such application.

(j) Filing an annual report of a foreign corporation, * * * \$10, and in case said annual report shows that the corporation employs in this state

capital in excess of * * * *the amount of capital on which a fee has previously been paid*, computed as provided in section 180.813, an additional fee which with previous payments made on account of capital employed in this state, will amount to \$1 for each \$1,000 of such excess.

(k) Filing an application of a foreign corporation for amended certificate of authority to transact business in this state * * * \$10, and in case said application shows that the corporation employs in this state capital in excess of * * * *the amount of capital on which a fee has previously been paid*, computed as provided in s. 180.813, an additional fee which with previous payments made on account of capital employed in this state, will amount to \$1 for each \$1,000 of such excess.

(l) Filing a copy of amendment to the articles of incorporation of a foreign corporation holding a certificate of authority to transact business in this state, * * * \$15. If the amendment is filed more than 60 days after the same has become effective in the home state, the corporation shall pay to the secretary of state a penalty of \$25.

(m) Filing a copy of articles of merger of a foreign corporation holding a certificate of authority to transact business in this state other than with a domestic corporation, * * * \$15.

(o) Receiving service of any process, notice or demand authorized to be served on the secretary of state by this chapter * * * \$4.

SECTION 115. 180.87 (1) (p) of the statutes is repealed and recreated to read:

180.87 (1) (p) Filing an annual report of a domestic corporation, \$5.

SECTION 116. 180.87 (1) (q) and (r) of the statutes are created to read:

180.87 (1) (q) Filing an appointment of the secretary of state as attorney for service of process under 180.801 (2), \$10.

(r) Checking each domestic or foreign corporate record, and answering inquiry thereon including giving a list of officers and directors, \$1 plus 50 cents for each additional list of officers and directors. This does not apply to requests for verification of corporate existence or status, or for information as to the current registered office or agent.

SECTION 117. 181.68 (1) (a), (b), (c), (f), (h) of the statutes are amended to read:

181.68 (1) (a) Filing articles of incorporation, * * * \$20;

(b) Filing articles of amendment and issuing a certificate of amendment * * * \$10;

(c) Filing articles of merger or consolidation and issuing a certificate of merger or consolidation, * * * \$10;

(f) Receiving service of any process, notice or demand authorized to be served on the secretary of state by this chapter * * * \$4;

(h) Filing a notice of transfer of a reserved corporate name, \$5 * * *;

SECTION 118. 181.68 (1) (i) of the statutes is created to read:

181.68 (1) (i) Checking each corporate record, and answering inquiry thereon, \$1. This does not apply to requests for verification of corporate existence, or for information as to the current location of principal office or name and address of the registered agent.

SECTION 119. 185.48 (4) (a) and (b) and (6) of the statutes are amended to read:

185.48 (4) (a) If filed prior to May 1, * * * \$10.

(b) If filed thereafter but not later than the following December 31 * * * \$15.

(6) The co-operative may be restored to good standing by delivering to the secretary of state a current annual report and by paying *the \$15 late filing fee plus* \$10 for each calendar year or part thereof during which it was not in good standing, not exceeding a total of * * * \$105.

SECTION 120. 185.83 (1) (a) to (d) of the statutes are amended to read:

185.83 (1) (a) Articles of association * * * for a new co-operative, \$1 for each \$1,000 of authorized stock, but in no case less than * * * \$20. A co-operative organized without capital stock shall pay a fee of * * * \$20.

(b) An amendment to the articles or articles of merger, *consolidation*, or division, * * * \$10; and an additional fee of \$1 for each \$1,000 of authorized stock not authorized at the time of amendment, merger, *consolidation* or division.

(c) Articles or decree of dissolution, * * * \$5.

(d) Receiving services of any process, notice or demand, * * * \$4.

SECTION 121. 185.83 (1) (e) and (f) of the statutes are created to read:

185.83 (1) (e) Filing an annual report of a co-operative, \$5.

(f) Checking each domestic or foreign corporate record, and answering inquiry thereon, including giving a list of officers and/or directors, \$1 plus 50 cents for each additional list of officers and/or directors. This does not apply to requests for verification of corporate existence or status, or information as to the current location of the principal office or as to the current registered agent or registered office.

SECTION 122. 189.29 (1), (2) (intro. par.) and (3) of the statutes are amended to read:

189.29 (1) The department shall collect, as a filing fee * * * \$50 for each application for a dealer's license, * * * \$10 for each application for an agent's license, * * * \$5 for each examination given for an agent's license, \$50 for each application for an investment adviser's license, and * * * \$20 for each application for a license under s. 189.28.

(2) (intro. par.) The department shall, except as provided in par. (c), collect, as a filing fee, for each application for registration under s. 189.13, a fee of \$25 plus 50 cents per thousand for each \$1,000 par value of the entire authorized issue of securities for which registration of all or part is sought, but in no case shall the filing fee be more than * * * \$200 for each such issue except that:

(3) The department shall collect, as a filing fee, for each notice under s. 189.08, a fee of * * * \$5 from each dealer giving such notice.

SECTION 122a. 210.02 (3a) of the statutes is created to read:

210.02 (3a) On October 1, 1963, an amount of 3.5 million dollars shall be transferred from the state insurance fund to the state general fund.

77.51 (7) (e) of the statutes is created to read:

77.51 (7) (e) The proceeds from the sale of property sold at auction which is bid in by the seller and on which title does not pass to a new pur-

chaser, shall be deducted from the gross proceeds of the sale and the tax paid only on the net proceeds.

77.51 (10) (e) of the statutes is created to read:

77.51 (10) (e) An auction which is the sale of personal farm property or household goods and not held at regular intervals.

SECTION 123. 220.02 (2) of the statutes is amended to read:

220.02 (2) The commissioner shall appoint a deputy * * * *under the classified service*. He shall possess all powers and perform the duties attached to the office of commissioner during a vacancy thereof and during the absence or inability of the commissioner. The commissioner may also employ, * * * such examiners and clerks to assist him and his deputy in the discharge of the several duties imposed upon him by this chapter as he shall find necessary, and who shall perform such other duties as the commissioner * * * *directs*. Salaries of the * * * examiners and other employes shall be fixed by the commissioner with the approval of the banking review board.

SECTION 124. The repeal sections of this act shall take effect June 30, 1963. All other sections shall take effect August 1, 1963, except as otherwise specified in this bill.

SECTION 125. The reference to s. 20.850 (11a) in s. 20.650 (47) of the statutes is changed to s. 20.850 (49). The revisor of statutes shall show the change in printing the statutes.

SECTION 126. The reference to s. 20.140 (2) in s. 20.385 (3) of the statutes is changed to 20.140 (1). The revisor of statutes shall show the change in printing the statutes.

SECTION 127. The amendment to section 77.61 (4) of the statutes shall take effect July 1, 1963.

Approved August 1, 1963.
