

1975 Assembly Bill 481

Date published: April 8, 1976

CHAPTER 189, Laws of 1975
(Vetoed in Part)

AN ACT to repeal 14.58 (16), 16.30 (1) (i), 16.325, 21.26, 38.76 to 38.88, 39.435 (7), 40.42 (4) and (5), 41.05 (4), 41.19 (2), 41.21 (1a) and (1b), 41.22 (2), 42.223 (3) and (4), 42.243 (7) (g) 1 to 5, 42.41 (5), 42.49 (2) (ab) and (ba), 42.50 (4) (c), 257.19 (3m) and 257.23 (3); to renumber 40.40 (6); to amend 16.27 (2), 16.28 (2) (intro.), 16.30 (1) (g) and (h), (1m) (a) (intro.) and (2), 16.765 (1) and (2) (a), 16.865 (3), 16.96 (2) (a), (c) and (dm), 20.725 (1) (a) and (2) (u), 20.916 (4) (a), 20.923 (8), 20.926 (1) (intro.), 21.19 (1), (2) and (8), 21.32, 21.50 (1), 21.61 (1), (4) and (5), 25.17 (14) (a), chapter 38 (title), 39.435 (4), 40.03 (2), 40.40 (2), 41.02 (12) (a), 41.14 (1) (a), 41.15 (4) (d), 42.243 (7) (g) (intro.), 42.78 (5) (a) (intro.), 48.58 (2), 51.06, 51.18 (1), 53.02 (3), 57.07 (title) and (1), 71.07 (1m), 84.01 (13), 93.07

**Vetoed
in Part**

(5), 115.01 (5), 115.84, 117.01 (2) (a), 120.18 (1), ~~121.91 (5) (c)~~, 143.17 (1), 160.01 (3), 231.03 (9), 257.23 (2), ~~346.48 (2) (c)~~ and 601.12 (1); to repeal and recreate 21.01 (1), 21.07, 21.17, 21.30, 21.56, 21.57, 21.59, 25.17 (3) (bg), 40.50 (2); 42.223 (2), 42.49 (2) (b), 42.50 (2) and (3), 115.55 and 257.23 (5) (b); and to create 16.28 (2m), 16.31 (5), 16.535 (7) (c), 16.865 (6), 20.235 (1) (c), 20.923 (4) (b) 5m and (6) (dm), 21.19 (11) and (12), 39.32 (8), 39.34, 39.35, 39.43, 40.12 (2m), 40.50 (4), 40.62, 40.75, 51.06 (3), 121.91 (5) (d) and 227.01 (5) (w) of the statutes, and to amend chapter 39, laws of 1975, sections 718 (20) and 735 (4), relating to miscellaneous changes requested by various state agencies, granting rule-making authority and providing penalties.

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

SECTION 1. 14.58 (16) of the statutes is repealed.

SECTION 1m. 16.27 (2) of the statutes is amended to read:

16.27 (2) A person appointed to an unclassified position by an appointing authority other than an elected officer, judicial body, legislative body or committee, to a department other than the one in which he was a classified employe ~~shall~~ may be granted a leave of absence without pay at the option of his former appointing authority in accordance with the leave of absence provisions in the rules of the director. ~~He shall be entitled to the same reinstatement rights as in~~ An employe granted a leave of absence shall have the same restoration rights and reinstatement privileges as under sub. (1). If not granted a leave of absence, the employe shall be entitled only to the reinstatement privileges under sub. (1).

SECTION 2. 16.28 (2) (intro.) of the statutes is amended to read:

16.28 (2) (intro.) Employes with permanent status in class in permanent, sessional and seasonal positions in the classified service and employes serving a probationary period in such positions after promotion or transfer may be laid off because of a reduction in force due to a stoppage or lack of work or funds or owing to material changes in duties or organization but only after all original appointment probationary, ~~provisional and emergency and limited term~~ employes in the classes used for layoff, are terminated.

SECTION 3. 16.28 (2m) of the statutes is created to read:

16.28 (2m) Employes in positions funded by nonstate funds made available contingent on special employe eligibility requirements such as length of prior unemployment, specific occupational disadvantages or need for remedial work experience, shall be exempt from inclusion with the employes whose positions are in classes considered for layoff under sub. (2). In the case of reduction in force in such nonstate funded positions, layoffs and layoff procedures established pursuant to the rules of the director may be limited to employes whose positions are dependent upon specific funding contingencies.

SECTION 5. 16.30 (1) (g) and (h), (1m) (a) (intro.) and (2) of the statutes are amended to read:

16.30 (1) (g) The continuous service of an employe eligible for annual leave shall not be considered interrupted if he ~~was absent for not more than 30 calendar days in a calendar year or was either:~~

1. Was on an approved leave of absence left, including but not limited to military leave, leave to serve in the unclassified service, leave for absence due to injury or illness

arising out of state employment and covered by the workmen's compensation act; or

2. Left the service through resignation or layoff and is reemployed or recalled within 3 years. This paragraph applies to all persons who are employes on April 30, 1972, and to all employes returning to service after that date.

(h) ~~Any absence of more than 30 days, except military leave, leave to serve in the unclassified service, and absence due to injury or illness arising out of state employment and covered by the workmen's compensation act~~ The length of time between an employe's resignation and reemployment under par. (g) 2 shall not be counted in computing years of continuous service under this subsection. Employes subject to par. (e) shall be deemed to have completed one full year of service for each such seasonal, sessional or other part-time annual period of service in computing years of continuous service under this subsection.

(1m) (a) (intro.) Employes appointed to career executive positions under the program established pursuant to s. 16.19 or positions designated in s. 20.923 (4), (8), (9) and (12) ~~as set forth in section 152, chapter 90, laws of 1973,~~ shall be entitled to annual leave of absence without loss of pay based upon accumulated continuous state service at the rate of:

(2) Leave of absence with pay owing to sickness and leave of absence without pay, other than annual leave, shall be regulated by rules of the director, except that unused sick leave shall accumulate from year to year. After July 1, 1973 employes appointed to career executive positions under the program established pursuant to s. 16.19 or positions designated in s. 20.923 (4), (8), (9) and (12) ~~as set forth in section 152, chapter 90, laws of 1973,~~ shall have any unused sick leave credits restored if they are reemployed in a career executive position or in a position under s. 20.923 (4), (8), (9) and (12), regardless of the duration of their absence. Restoration of unused sick leave credits if reemployment is to a position other than those specified above shall be in accordance with rules of the director.

SECTION 6. 16.30 (1) (i) of the statutes is repealed.

SECTION 7. 16.31 (5) of the statutes is created to read:

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

SECTION 8. 16.325 of the statutes is repealed.

SECTION 9. 16.535 (7) (c) of the statutes is created to read:

16.535 (7) (c) The department of administration shall not approve for payment any travel vouchers which exceed the auto mileage rates set under s. 20.916 (4) (a).

SECTION 10. 16.765 (1) and (2) (a) of the statutes are amended to read:

16.765 (1) Contracting agencies of the state shall include in all contracts executed by them a provision obligating the contractor not to discriminate against any employe or applicant for employment because of age, race, religion, color, handicap, sex or national origin.

(2) (a) In connection with the performance of work under this contract, the contractor agrees not to discriminate against any employe or applicant for employment because of age, race, religion, color, handicap, sex or national origin. The aforesaid provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination;

rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the contracting officer setting forth the provisions of the nondiscrimination clause.

SECTION 11. 16.865 (3) of the statutes is amended to read:

16.865 (3) Recommend changes in procedures, program conditions or capital improvement for all departments which would satisfactorily eliminate or reduce the existing exposure, ~~and coordinate state safety programs for all departments with the assistance of the state safety council.~~

SECTION 12. 16.865 (6) of the statutes is created to read:

16.865 (6) Coordinate and enforce state safety programs, with the assistance of departments and agencies, by:

(a) Planning and conducting a comprehensive safety and accident prevention program for state facilities and promulgation of rules for the operation of an effective program.

(b) Inspections, investigations and analysis of all state facilities, job sites, equipment, material and work methods as deemed necessary by the secretary.

(c) Follow-up investigations to assure correction of all safety orders issued by the department of industry, labor and human relations on state-owned buildings or buildings occupied by state departments or agencies.

SECTION 13. 16.96 (2) (a), (c) and (dm) of the statutes are amended to read:

16.96 (2) (a) On or before August 4 10 of each year, the department shall make its preliminary population determinations and shall notify the clerk of each municipality and county of its preliminary population determinations.

(c) On or before October 10 of each year, the department shall make any necessary adjustments in its population determinations for the November distribution, and shall notify the clerk of any affected municipality or county of these adjustments. The adjusted population determinations shall be consistent with the methods used statewide for population determinations, and adjustments from the August 4 10 population determinations shall be made only to accommodate corrected information.

(dm) The results of special censuses conducted for municipalities and counties under contract with the U.S. bureau of the census shall be used as a basis for the respective population determinations on August 4 10 if the final certified results of such censuses are received by the department before July 1 in the year in which the determination is being made. The results of special censuses conducted for municipalities and counties under contract with the U.S. bureau of the census shall be used as a basis for the respective population determinations on October 10 if the final certified results of such censuses are received by the department before September 15 in the year in which the determination is made. If a municipality or county notifies the department in writing by September 15 of its intention to contract for a special census with the U.S. bureau of the census in support of a challenge to the August 4 10 population determination, and if the final certified results of such a special census are received by the department before June 1 in the following year, the department shall adjust the preceding October 10 population estimate to reflect the results of the special census. Upon making such population adjustments, shared tax distributions under ss. 79.02, 79.03, 79.04 and 79.06 shall be corrected according to ss. 79.065 and 79.08. Special census results for census dates occurring after the effective date of any population determination shall be prorated back to the effective date of the estimate for all municipalities. If a municipality contracts with the U.S. bureau of the census for a special census, the results of such special census shall be certified to the

department for purposes of shared tax distribution. This section shall become effective for the 1974 distribution under s. 79.03 and shall apply to succeeding distributions under subch. I of ch. 79.

SECTION 14. 20.235 (1) (c) of the statutes is created to read:

20.235 (1) (c) *Loan forgiveness for critical manpower occupations.* A sum sufficient for the purposes of s. 39.43.

SECTION 15. 20.725 (1) (a) and (2) (u) of the statutes, as affected by chapter 39, laws of 1975, are amended to read:

20.725 (1) (a) *General program supplementation.* Biennially, the amounts in the schedule to be used to supplement appropriations of the general fund which prove insufficient because of unforeseen emergencies or which prove insufficient to accomplish the purposes for which made, and miscellaneous expense of the committee not to exceed \$250. Allotments from this appropriation shall be made as provided in s. 13.101. The governor may under this paragraph allot sums not in excess of \$1,000 to any department or agency when necessary, without a meeting of the committee. All allotments made ~~by the committee under this paragraph~~ in an emergency shall be certified to the department of administration, and expenditures therefrom shall be shown in the state budget report as an additional cost of the department, board, commission, institutions or programs to which such allotments were made.

(2) (u) *General program supplementation.* A sum sufficient from any state fund other than the general fund to be used to supplement appropriations made from such fund, as provided in s. 13.101. The governor may under this paragraph allot sums not in excess of \$1,000 to any department or agency when necessary, without a meeting of the committee. All supplements made under this paragraph to an appropriation shall be certified to the department of administration, and expenditures therefrom shall be shown in the state budget report as an additional cost of the department, board, commission, institutions and program for which such supplements were made.

SECTION 16. 20.916 (4) (a) of the statutes is amended to read:

20.916 (4) (a) Whenever any state agency determines that the duties of any employee require the use of an automobile, it may authorize such employee to use his personal automobile in his work for the state, and reimburse him for such at a rate of ~~11 cents per mile for the first 500 miles per month and 7 cents per mile for each mile over 500 miles per month. Effective July 1, 1974, the reimbursement rate shall be 11 cents per mile for the first 600 miles per month and 7 cents per mile for each mile over 600 miles per month which is set by the department of administration subject to approval of the joint committee on employment relations. This rate shall first be set effective for October 1, 1975, and shall be reviewed biennially thereafter.~~

SECTION 17. 20.923 (4) (b) 5m of the statutes is created to read:

20.923 (4) (b) 5m. Local affairs and development, department of; division of housing: administrator.

SECTION 18. 20.923 (6) (dm) of the statutes is created to read:

20.923 (6) (dm) Justice, department of: director of research and information.

SECTION 19. 20.923 (8) of the statutes is amended to read:

20.923 (8) DEPUTIES. Salaries for deputies appointed pursuant to ss. 15.05 (2) ~~and~~ 15.16 ~~and~~ 551.51 (1), shall be set by the appointing authority. The salary shall not exceed the maximum of the salary range one range below the salary range of the executive salary group to which the department or agency head is assigned. The positions of assistant secretary of state, assistant state treasurer, associate director of the historical society, and the deputy or vice chancellor of any university of Wisconsin

campus who is clearly serving in a line capacity as a deputy responsible for assisting the chancellor in directing all campus programs shall be treated as unclassified deputies for pay purposes under this subsection.

SECTION 20. 20.926 (1) (intro.) of the statutes is amended to read:

20.926 (1) (intro.) As an integral part of the executive salary plan under s. 20.923, the retirement programs under chs. 41 and 42 are modified as hereinafter provided, but only for those persons holding positions designated in s. 20.923 (4), (8), (9) and (12) ~~as set forth in section 152, chapter 90, laws of 1973.~~ Any person serving in such a position on July 1, 1973, shall become subject to this section by filing written notice with the department of employe trust funds, no later than December 31, 1973, electing to become subject to this section. Any person who begins service in such a position after July 1, 1973, is subject to this section without right of election. For any person subject to this section:

SECTION 21. 21.01 (1) of the statutes is repealed and recreated to read:

21.01 (1) The organized militia of this state shall be known as the "Wisconsin national guard" and shall consist of members appointed or enlisted therein in accordance with federal law or regulations governing or pertaining to the national guard.

SECTION 22. 21.07 of the statutes is repealed and recreated to read:

21.07 Decorations and awards. The adjutant general may prescribe decorations and awards for the Wisconsin national guard and the state guard, the form and issue thereof made under rules adopted by the adjutant general and approved by the governor.

SECTION 23. 21.17 of the statutes is repealed and recreated to read:

21.17 Encroachment on military areas and interference with military personnel. (1) The officer in charge of any area used or to be used for military purposes may cause the area to be marked in such a manner so as to warn against encroachment by unauthorized persons, but not to unnecessarily obstruct travel on any public highway. No person may encroach or enter upon the area without the consent of the officer.

(2) No person may intercept, molest, abuse or otherwise interfere with any member of the national guard or any other military force organized under the laws of this state while the member is in the performance of his military duty.

(3) Whoever violates sub. (1) or (2) may be fined not more than \$200 or imprisoned not more than 90 days or both. The officer in charge or his designee may arrest such person and detain him for such reasonable time as may be necessary to deliver him to civil authorities.

SECTION 24. 21.19 (1), (2) and (8) of the statutes are amended to read:

21.19 (1) The adjutant general shall be chief of staff, ~~inspector general and quartermaster general to the governor.~~ He shall have the custody of all property, military records, correspondence and other documents relating to the volunteers national guard and any other military forces organized under the laws of this state, at any time in the service of the United States, and of the national guard heretofore or hereafter organized, except such as are required to be filed with the governor. He may appoint an assistant quartermaster general to issue and account for state property. He shall be the medium of military correspondence with the governor and perform all other duties pertaining to his office or prescribed by law. ~~He shall make and transmit to the president the annual returns required by the laws of the United States and submit to the governor a duly certified copy thereof, including the preparation and submission to the governor of reports under s. 15.04 (4).~~

(2) The department of military affairs on behalf of the state may ~~lease or rent to~~

appropriate organizations or individuals state-owned lands, buildings and facilities used by, acquired for, or erected for the Wisconsin national guard when not required for use by the Wisconsin national guard. ~~No such lease~~ Such rental shall not be effective unless in writing and approved by the governor and the adjutant general or his designee in writing.

(8) The adjutant general ~~as quartermaster general or his designee~~ shall issue all necessary supplies to members and units of the national guard and, ~~subject to the approval of the governor,~~ may contract for the purchase and transportation of such supplies, subject to s. 16.71.

SECTION 25. 21.19 (11) and (12) of the statutes are created to read:

21.19 (11) The adjutant general shall provide such medical supplies and services as are necessary to the national guard during periods of state active duty not otherwise provided under this chapter and ch. 102, to be charged to the appropriation under s. 20.465 (1) (c).

(12) The adjutant general shall provide from the appropriation under s. 20.465 (1) (c) a United States flag to the next of kin of each deceased national guardsman who dies as a result of state service under s. 21.11.

SECTION 26. 21.26 of the statutes is repealed.

SECTION 27. 21.30 of the statutes is repealed and recreated to read:

21.30 Chief surgeon: powers and duties. The chief surgeon shall, under direction of the adjutant general, have general supervision of the medical units of the Wisconsin national guard and state guard when organized. He shall make recommendations concerning procurement of medical supplies for state active duty operations, for the procurement and training of medical personnel and for the publication of Wisconsin national guard directives on medical subjects. He shall submit an annual report of the affairs and expenses of his department to the adjutant general.

SECTION 28. 21.32 of the statutes is amended to read:

21.32 Physical examinations. The chief surgeon, ~~subject to the approval of the governor,~~ shall provide for such physical examinations and inoculations of officers, enlisted men and applicants for enlistment, Wisconsin national guard, as may be prescribed by ~~war~~ department of defense and national guard regulations, ~~and physicians making such examinations of enlisted men and applicants for enlistment and inoculations of officers, enlisted men and applicants for enlistment shall be compensated at rates not exceeding those allowed to civilian physicians by army regulations for similar services. Compensation for officers' physical examinations shall be made at such reasonable rates as shall be fixed by the chief surgeon.~~

SECTION 29. 21.50 (1) of the statutes is amended to read:

21.50 (1) Each commanding officer to whom state or federal military property is issued shall may be required to execute to the state a bond, with such sureties and in such form and amount as the adjutant general shall approve, conditioned for the faithful preservation and care of all such arms, accoutrements, moneys, or stores, as shall be by him received, to indemnify the state against loss by misuse or misapplication or any part thereof by himself or any other person; to account for all of the same according to law, and to deliver the same to any officer lawfully entitled thereto, on demand, and to pay all sums lawfully appraised for losses or damages. ~~Thereupon the quartermaster general shall issue such arms, accoutrements and stores as the governor shall by order direct, which shall be as nearly as possible like those in use in the armed forces of the United States.~~

SECTION 30. 21.56 of the statutes is repealed and recreated to read:

21.56 Lost and obsolete property. (1) All state-owned military property issued to any officer or armory facility manager shall be audited annually as a part of the annual inspection of federal property accounts. When damages other than fair wear and tear or loss of state-owned property is discovered, the adjutant general shall appoint a surveying officer to determine the cause and fix blame. Upon review, the adjutant general may hold responsible individuals pecuniarily liable, and may require a depreciated payment, as determined by the adjutant general, into the state treasury. If it is determined that the property was damaged, destroyed or lost without fault or neglect on the part of those responsible, all concerned may be relieved of liability.

(2) Whenever any state-owned military property becomes unsuitable, unserviceable or no longer required for military purposes, it shall be disposed of as surplus property subject to s. 16.72 (4).

SECTION 31. 21.57 of the statutes is repealed and recreated to read:

21.57 Disposition of property on separation and death. (1) Whenever any officer who is responsible for state property is separated or reassigned, all property in his possession or for which he is responsible shall be delivered to the person designated to receive the property by the adjutant general. No separation shall be effective until all property accounts have been settled.

(2) In case of the death of any officer having custody of state property, the next in command shall immediately take charge of such property and deliver the same to the person appointed to receive the property by the adjutant general.

SECTION 32. 21.59 of the statutes is repealed and recreated to read:

21.59 Issue of subsistence. The adjutant general, during state active duty of the national guard or state guard, shall issue subsistence to personnel.

SECTION 33. 21.61 (1), (4) and (5) of the statutes are amended to read:

21.61 (1) The board of supervisors of any county or the common council of any city in which one or more companies of the national guard may be located, may erect or purchase a suitable armory for the purpose of drill and for the safe-keeping of the arms, equipment, uniforms and other military property furnished by the state, and for public meetings and conventions, when such use will not interfere with the use of such building by the national guard; ~~plans.~~ Plans and specifications for which ~~armory such armories~~ shall be inspected and approved by the governor, and the adjutant general and quartermaster general, who shall file with the board of supervisors of such county, or the common council of such city, a certificate of such inspection and approval prior to the erection thereof.

(4) Such armory, when erected or purchased, shall be under the control and charge of the governor, the ~~quartermaster general~~ adjutant general and commanding officer of the company or companies of the national guard for which it has been provided, ~~and the said.~~ The commanding officer shall cause to be deposited therein, all arms, uniforms and equipment received from the governor, and the quartermaster general and commanding officer of the company or commanding officer adjutant general who may make such ~~orders, rules and regulations~~ as they deem proper for the observance of all officers and persons having charge of such armories or occupying any part thereof.

(5) Whenever any county, city, town or village ~~shall erect~~ erects a building as a memorial to the soldiers, sailors and marines who served in ~~the late war against Germany and its allies~~ any war or armed conflict of the United States and ~~shall make~~ makes provision therein for the accommodation of one or more companies of the national guard having no regularly established armory, the governor, adjutant general or other state officers having control of armory accommodations and regulations shall, whenever practicable, rent the armory ~~or armories~~ provided in such memorial building

for the use of companies of ~~said~~ the national guard.

SECTION 36. 25.17 (3) (bg) of the statutes, as affected by chapters 27 and 39, laws of 1973, is repealed and recreated to read:

25.17 (3) (bg) Make sums available, at the request of the department of veterans affairs, for the purpose of making additional housing loans to veterans under ss. 45.352, 1971 stats. and 45.80. Such sums shall be made available notwithstanding ss. 25.156 to 25.18 and shall not exceed \$16,500,000 outstanding at any one time of the balances of the general fund. Such loans shall initially be made by the department of veterans affairs from the appropriations under s. 20.485 (2) (y). Despite the specific provisions of sub. (1), the responsibility for collection of the interest and principal on such loans to veterans shall rest in the department of veterans affairs and the functions of the investment board shall be limited to advancing funds to the department of veterans affairs and to periodically receiving from the appropriations made by s. 20.485 (2) (b), (x) and (xm) payments of principal and interest on the advances made to the department of veterans affairs.

SECTION 37. 25.17 (14) (a) of the statutes is amended to read:

25.17 (14) (a) Bonds shall be valued at par. Other evidences of debt and loans secured by mortgages having a fixed term and rate shall be valued at ~~face amount~~ the outstanding principal balance.

SECTION 38. Chapter 38 (title) of the statutes is amended to read:

CHAPTER 38
VOCATIONAL, TECHNICAL AND ADULT
EDUCATION; ~~COUNTY TEACHERS COLLEGES~~

SECTION 39. 38.76 to 38.88 of the statutes are repealed.

SECTION 40. 39.32 (8) of the statutes is created to read:

39.32 (8) Those students who are eligible recipients of benefits under s. 39.43 and received loan assistance under s. 39.43 prior to the 1975-76 school year shall remain eligible for forgiveness of loans made under that section prior to July 1, 1976.

SECTION 41. 39.34 and 39.35 of the statutes are created to read:

39.34 Repayment of scholarships for teachers in educationally disadvantaged areas. Notwithstanding s. 39.35 (3), 1969 stats., the board shall compute interest on scholarships awarded to recipients under such section from the date the first payment is due rather than the date the loan is disbursed and may waive the community service work requirement originally stipulated as a condition agreed to by the student applying for scholarship assistance.

39.35 Repayment of stipends for teachers of the handicapped. Notwithstanding s. 39.37 (3) (b), 1969 stats., if the stipend under such section is not fully amortized at the end of a 5-year period or repaid by that date, it shall be repaid at the rate of not less than one-fifth of the then outstanding amount per year plus interest at the rate of 5% on such amount computed from the date the first payment is due.

SECTION 42. 39.43 of the statutes is created to read:

39.43 Loan forgiveness for critical manpower occupations. (1) There is established, to be administered by the board, a loan forgiveness program for students enrolled in full-time courses of study in critical manpower shortage areas at accredited, nonprofit institutions of higher education in this state and outside the state.

(2) Critical manpower shortage areas shall be determined by the state manpower council and shall include the first professional degree in veterinary medicine, dentistry, dental hygiene and optometry.

(3) Eligible students enrolled in designated critical manpower shortage areas shall receive loans under s. 39.32 not to exceed \$2,500 per academic year. Loan amounts shall be based on the financial need of the student as determined by the board.

(4) Loans made to students under this section before or after the effective date of this act (1975) shall be forgiven at the rate of one-fifth the sum total of the amount borrowed plus accrued interest for each year the recipient practices, or is otherwise employed in the critical manpower occupation in this state.

(5) To be eligible under this section, a student must meet the following requirements:

(a) Be accepted for or satisfactorily enrolled in a designated critical manpower shortage course of study at an accredited nonprofit institution of higher education.

(b) Indicate a willingness to remain in the state or return to the state to practice, or be employed in, the critical manpower occupation for which he was aided.

(c) Be a resident of this state.

(6) No loans may be made under this section on or after July 1, 1976.

SECTION 43. 39.435 (4) of the statutes, as created by chapter 39, laws of 1975, is amended to read:

39.435 (4) The board may set aside not more than 20% of the funds remaining, after taking into consideration funds provided under subs. (5) ~~to (7) and (6)~~, for late applicants, grant adjustments and uniquely needy students attending either public or private institutions.

SECTION 44. 39.435 (7) of the statutes, as created by chapter 39, laws of 1975, is repealed.

SECTION 45. 40.03 (2) of the statutes is amended to read:

40.03 (2) Notwithstanding sub. (1), medical records may be disclosed only when a disability application denial is appealed under the provisions of ch. 227 or pursuant to a court order duly obtained upon a showing to the court that such information is relevant to a pending court action.

SECTION 46. 40.12 (2m) of the statutes is created to read:

40.12 (2m) Notwithstanding sub. (2), if an employe fully terminates all coverage under the benefit plans provided under chs. 40, 41 and 42 and closes all accounts thereunder and does not become a member, participant, employe or annuitant under any such plan for a period of one full calendar year, any previously filed waiver shall no longer apply should the individual again become an employe after the effective date of this act (1975).

SECTION 47. 40.40 (2) of the statutes is amended to read:

40.40 (2) With respect to persons serving in positions subject to the state teachers retirement system who are employed by vocational, technical and adult education districts "public agency" means the state until July 1, 1974, except that for the purposes of s. 40.42 (2), and the applicable portions of s. 40.42 (3) ~~to (5)~~ "public agency" means the employer school district or other local unit of government.

SECTION 48. 40.40 (6) of the statutes is renumbered 40.50 (3).

SECTION 49. 40.42 (4) and (5) of the statutes are repealed.

SECTION 50. 40.50 (2) of the statutes is repealed and recreated to read:

40.50 (2) "Beneficiary" means the person, or a trust in which such person has a beneficial interest, so designated by a member, participant, employe or annuitant in the last written designation of beneficiary on file with, and in a form approved by, the

department at the time of death. If a member, participant, employe or annuitant has filed a written designation of beneficiary in a form which is applicable only to a specified benefit plan, however, such written designation shall not apply in determining beneficiaries under another benefit plan.

(a) In the absence of a written designation of beneficiary, or if all beneficiaries so designated die before filing with the department an application for any death benefit payable, the beneficiary shall be the person determined in the following sequence: group 1, widow or widower; group 2, children (including stepchildren of both current and former marriages and legally adopted children) if at least one child survives the member, participant, employe or annuitant, in which event the share of any deceased child shall be payable to the surviving spouse of such child or to the surviving children of such child if there is no spouse, or otherwise to the other eligible children in this group; group 3, parent; group 4, grandchild; group 5, brother and sister. No payment may be made to a person included in any group if there is a living person in any preceding group. Any person who dies before filing with the department an application for any death benefit payable to such person shall not be considered a beneficiary except as provided under group 2. If a person dies after filing a beneficiary application but before such application is initially approved any benefit payable shall be paid in accord with the written designation of beneficiary, if any, filed with the department in connection with such application or otherwise to the person's estate.

(b) Payment to 2 or more persons as joint beneficiary shall be share and share alike unless the member, participant, employe or annuitant has designated otherwise in a written designation of beneficiary on file with the department pursuant to this subsection.

(c) A person determined to be a beneficiary pursuant to this subsection may waive any benefit payable and the beneficiary shall then be determined as if such person had died prior to filing an application.

(d) If there is no written designation of beneficiary and no beneficiary determined as provided in par. (a), the beneficiary shall be the estate of the member, participant, employe or annuitant.

(e) A designation of beneficiary may be signed and filed by a guardian when accompanied by a certified copy of an order of a circuit or county court approving the specific terms thereof.

(f) If a member, participant, employe or annuitant fully terminates all coverage and closes all accounts to which a written beneficiary designation applies, such designation does not apply if such individual again becomes a member, participant, employe or annuitant.

SECTION 51. 40.50 (4) of the statutes is created to read:

40.50 (4) "Employer" means a public agency as defined in s. 40.40 (1), employer as defined in ss. 41.02 (4) and 42.20 (6) or a city of the 1st class subject to subch. II of ch. 42.

SECTION 52. 40.62 of the statutes is created to read:

40.62 Late reports and payments. (1) (a) If any employer fails to transmit to the department any report required by law or by rule before the end of the calendar month following the date when such report is due, the department shall prepare such report and submit to the employer a statement of the expenses incurred in securing such report, including the value of the personal services rendered in its preparation. The department shall file duplicates of the statement with the department of administration.

(b) Within 60 days after the receipt of the statement under par. (a) by the employer the statement shall be audited as other claims against the employer are audited and shall be paid into the state treasury and credited to the appropriation under s. 20.515 (1) (w).

(c) In default of payment by the employer, the amount specified in the statement under par. (a) shall become a special charge against the employer and shall be included in the next certification of state taxes and charges and shall be collected, with interest at the rate of 10% per annum from the date such statement was submitted to the employer, as other charges are certified and collected, or collected as provided under sub. (3), and when so collected such amount and the interest shall be credited to the appropriation under s. 20.515 (1) (w).

(2) Interest shall be charged on accounts receivable from any employer if the remittance and any corresponding report are not received by the department in the manner and within the time limit fixed by rule or statute at the rate of one-half of one percent for each month or fraction thereof, from the due date to the date received by the department with a minimum charge of \$3, and such interest or minimum charge shall be paid forthwith to the department, and if it is not paid within 60 days after it is payable, it shall be collected as provided under sub. (3).

(3) (a) Whenever any employer fails to pay to the department any amount due, the department shall certify such amount or the estimated amount thereof to the department of administration which shall withhold such amount or estimated amount from the next apportionment of state aids or taxes of any kind payable to such employer and shall pay the amount so withheld to the department. When the exact amount due is determined and the department receives a sum in excess of such amount, the department shall pay such excess amount to the employer from whose aid such excess was withheld.

(b) When any such interest is payable by a department or agency of the state, the department shall certify the amount thereof with an explanation of such charge, together with a voucher in payment therefor to the department of administration which shall forthwith approve such voucher and within no more than 5 days make payment from the appropriation of the department or agency which failed to submit its payroll report on time.

SECTION 53. 40.75 of the statutes is created to read:

40.75 Payments of benefits to minors and incompetents. In any case in which a benefit amount becomes payable to a minor or to a person adjudged insane or mentally incompetent, the department may waive guardianship proceedings, and direct payment of such amount to the person providing for or caring for such minor, or to the spouse, parent or blood relative providing for or caring for such insane or incompetent person.

SECTION 54. 41.02 (12) (a) of the statutes is amended to read:

41.02 (12) (a) Who are engaged in teaching within the meaning of s. 42.20 (21) except that, notwithstanding s. 42.20 (10), effective July 4, 1977, all service as a state constitutional officer shall be included under the retirement program provided by subch. I and not under ch. 42.

SECTION 56. 41.05 (4) of the statutes is repealed.

SECTION 57. 41.14 (1) (a) of the statutes is amended to read:

41.14 (1) (a) The beneficiary determined under s. 40.50 of any participant or of any annuitant on the date of death of the participant or annuitant, ~~or if any beneficiary dies before his application for the death benefit is acted upon by the board, the surviving beneficiaries of the participant or annuitant.~~

SECTION 58. 41.15 (4) (d) of the statutes is amended to read:

41.15 (4) (d) ~~The~~ Any beneficiary, or the legal or natural guardian of a minor beneficiary, ~~when the participant or annuitant has not specified in a written notice received by the board prior to his death that the death benefit shall be paid as a life annuity,~~ may, in lieu of a life annuity, elect that such beneficiary receive the death benefit in the form of a temporary annuity of such amount as is approved, beginning on the day following the date of death of the participant or annuitant and ending with the monthly payment immediately prior to the beneficiary's 21st birthday, and a final payment, payable one month after the termination of the temporary annuity, of such amount as can be provided from the death benefit, after providing for the temporary annuity, on the basis of the prescribed rate of interest and the actuarial tables in effect on the date of initial approval of such annuity as provided in s. 41.04 (1) (b), but a beneficiary, prior to the final payment, may, if the amount of such final payment is sufficient to provide an immediate beneficiary annuity in the normal form of at least \$25 monthly, elect to receive in lieu of such final payment an annuity commencing on the day following the date of termination of the temporary annuity, determined on the basis of the prescribed rate of interest and the actuarial tables in effect on the date of initial approval of such annuity as provided in s. 41.04 (1) (b).

SECTION 59. 41.19 (2) of the statutes is repealed.

SECTION 60. 41.21 (1a) and (1b) of the statutes are repealed.

SECTION 61. 41.22 (2) of the statutes is repealed.

SECTION 62. 42.223 (2) of the statutes is repealed and recreated to read:

42.223 (2) Amounts waived, released or forfeited under any provision of this subchapter shall be credited to the state accumulation fund.

SECTION 63. 42.223 (3) and (4) of the statutes are repealed.

SECTION 64. 42.243 (7) (g) (intro.) of the statutes is amended to read:

42.243 (7) (g) (intro.) *Annuities.* When a member has ceased to be employed as a teacher in the public schools, ~~state universities~~ or university ~~in this state of Wisconsin system,~~ and is not on leave of absence from a teaching position in the public schools, ~~state universities~~ or university ~~in this state of Wisconsin system,~~ the accumulation from the member's required deposits or state deposits may be applied by the member as a net single premium at the rate certified for beginning payments by the board, to the purchase of a variable annuity, ~~which variable annuity may be:~~ in any of the optional forms set forth in s. 42.49 (2) (a) to (e).

SECTION 65. 42.243 (7) (g) 1 to 5 of the statutes are repealed.

SECTION 66. 42.41 (5) of the statutes is repealed.

SECTION 67. 42.49 (2) (ab) of the statutes is repealed.

SECTION 68. 42.49 (2) (b) of the statutes is repealed and recreated to read:

42.49 (2) (b) An annuity payable monthly to the member during life, with a guarantee of at least 180 monthly payments.

SECTION 69. 42.49 (2) (ba) of the statutes is repealed.

SECTION 70. 42.50 (2) and (3) of the statutes are repealed and recreated to read:

42.50 (2) Any death benefit payable pursuant to this section shall be payable to the beneficiary either as a single payment, instalments certain or as an annuity in one of the optional forms set forth in s. 42.49 (2) (a) or (b) as elected by the beneficiary.

(3) (a) Upon the death of an annuitant receiving a retirement annuity which provides a guaranteed number of monthly payments, monthly payments shall be continued to one beneficiary, or be divided as specified by the annuitant, and equally if not specified, between 2 or more beneficiaries designated by such annuitant, until

payments have been made for the guaranteed number of months. Any such beneficiary may elect at any time to receive the then present value of his benefit in a single sum.

(b) In lieu of the continuation of monthly payments under par. (a), the then present value of such payments shall be paid as a single payment if:

1. The estate of the annuitant is his beneficiary;
2. No beneficiary of the annuitant survives;
3. The death of the beneficiary occurs after he has become entitled to receive payments under this subsection, but prior to the end of the period guaranteed;
4. The amount of the monthly payments to the beneficiary is less than \$25; or
5. At the death of the annuitant the remainder of the period for which payments are guaranteed is less than 12 months.

SECTION 71. 42.50 (4) (c) of the statutes is repealed.

SECTION 73. 42.78 (5) (a) (intro.) of the statutes is amended to read:

42.78 (5) (a) (intro.) The death benefit payable to a beneficiary shall be the full amount of the accumulation in the retirement deposit fund to the credit of the member from the member's deposits under s. 42.80 ~~(6)~~ (5a) to (9), plus:

SECTION 74. 48.58 (2) of the statutes, as created by chapter 39, laws of 1975, is amended to read:

48.58 (2) A county shall be reimbursed by the state for 50% of the allowable per capita cost of care of the children who are in a children's home under sub. (1) ~~(a), (b) and (c)~~. Reimbursement under sub. (1) ~~(c)~~ shall be limited to the first 30 days of care. Allowable cost shall be determined according to s. 46.037. Payment shall be made from the appropriation under s. 20.435 (4) (b).

SECTION 75. 51.06 of the statutes is amended to read:

51.06 Execution of commitment; expenses. (1) The sheriff and such assistants as the court deems necessary shall execute the commitment; but if any competent relative or friend of any patient or staff of the treatment center so requests, the commitment may be delivered to and executed by him. For such execution he shall be entitled to his necessary expenses, not exceeding the fees and expenses allowed to sheriffs. The officer, unless otherwise ordered by the court, shall, on the day that a patient is adjudged mentally ill ~~or infirm or deficient~~, deliver him to the proper ~~institution~~ treatment center. Every female patient transported to a ~~hospital~~ treatment center shall be accompanied by a competent woman. The court shall prescribe the kind of transportation to be used. Whenever ordered by the court, the persons executing the commitment shall wear civilian clothes.

(2) Copies of the application for examination and of the report of the examining physicians and the adjudication and the commitment shall be delivered to the person in charge of the ~~institution~~ treatment center to which the patient is committed. Names of applicants shall be omitted from such copies.

SECTION 76. 51.06 (3) of the statutes is created to read:

51.06 (3) The program director of a s. 51.42 or 51.437 program may request the sheriff to provide transportation for patients or may arrange any other feasible method of transportation. The board shall reimburse the transportation costs from its budgeted operating funds.

SECTION 77. 51.18 (1) of the statutes is amended to read:

51.18 (1) The department, with the approval of the appropriate s. 51.42 or 51.437 board, may place ~~an institute or colony~~ a patient of an institute or center for

the developmentally disabled in a suitable family boarding home upon such terms and conditions as it determines, if it considers that such course would benefit the patient. The cost of the supervision and maintenance of any patient so boarded out shall not exceed the average per capita cost of his maintenance in the institute or colony center. Beginning July 1, 1975, such costs less applicable collections shall be charged to the respective s. 51.42 or s. 51.437 board. The department may visit and investigate such home and may return the patient to the institute or colony center or place him in another home when deemed advisable.

SECTION 79. 53.02 (3) of the statutes is amended to read:

53.02 (3) (title) TAYCHEedah CORRECTIONAL INSTITUTION. For all purposes of discipline and for judicial proceedings, the ~~Wisconsin home for women~~ Taycheedah correctional institution and the precincts thereof shall be deemed to be in Fond du Lac county, and the courts of that county shall have jurisdiction of all crimes committed within the same. Every activity conducted under the jurisdiction of and by such ~~home~~ correctional institution, wherever located, is a precinct of the ~~home~~ correctional institution; and each precinct is part of the ~~home~~ correctional institution.

SECTION 80. 57.07 (title) and (1) of the statutes are amended to read:

57.07 (title) Paroles for female inmates. (1) Without regard to the minimum terms prescribed by s. 57.06 (1) (a), the department may parole female prisoners in ~~the home for women state prisons~~ whenever suitable employment has been secured for them, unless otherwise provided by the department, and their conduct for a reasonable time has satisfied the department that they will be law-abiding, temperate, honest and industrious. But persons serving life sentences shall be subject to s. 57.06 (1) (a).

SECTION 81m. 71.07 (1m) of the statutes, as created by chapter 39, laws of 1975, is amended to read:

71.07 (1m) CORPORATIONS. Income or loss from business, not requiring apportionment under sub. (2), (3) or (5), shall follow the situs of the business from which derived. Income or loss derived from rentals and royalties from real estate or tangible personal property, or from the operation of any farm, mine or quarry, or from the sale of real property or tangible personal property shall follow the situs of the property from which derived. Income from personal services performed by employes of corporations, and from patents, copyrights, trademarks, tradenames, plans, specifications, blueprints, processes, techniques, formulae, designs, layouts, patterns, drawings, manuals and technical know-how shall be deemed business income and shall follow the situs of the business. Gain or loss by a corporation on redemption of its own bonds shall be deemed business income or loss and shall follow the situs of the business, and a corporation's bond premium or discount shall be deemed business loss or income and shall follow the situs of the business. All other income or loss, including income or loss derived from land contracts, mortgages, stocks, bonds and securities or from the sale of similar intangible personal property, shall be deemed business income or loss and shall follow the situs of the business, except that such income or loss of a personal holding company shall follow its residence. For purposes of this subsection, "personal holding company" means "personal holding company" as defined in section 542 of the internal revenue code in effect on December 31, 1974. Interest received on state and federal tax refunds when the tax refunded was on business income or property shall be deemed income from business and shall follow the situs of the business from which derived.

SECTION 82. 84.01 (13) of the statutes is amended to read:

84.01 (13) ENGINEERING SERVICES. The highway commission may engage such engineering, consulting, surveying or other specialized services as it may deem advisable, which shall be exempt from ss. 16.70 to 16.82 and ss. 16.85 to 16.89, but

any such engagement involving an expenditure of ~~\$1,000~~ \$3,000 or more shall be by formal contract approved by the governor.

SECTION 83. 93.07 (5) of the statutes is amended to read:

93.07 (5) (title) ADVICE TO UNIVERSITY OF WISCONSIN SYSTEM. To give advice to the state superintendent of public instruction as to the courses in agricultural economics to be given in the ~~several state universities and county teachers colleges~~ university of Wisconsin system.

SECTION 83b. 115.01 (5) of the statutes is amended to read:

115.01 (5) NAME. Each school district shall be known by the designation "School District of" followed by the name of the municipalities in which any high schools operated by the district lie, except that a school board may, by resolution enacted within 90 days of the effective date of this act (1975), designate a different name for the school district; however, such name shall contain the words "School District". A school district which does not operate a high school shall be known by number and by the name of the municipality or municipalities in which it lies.

SECTION 83d. 115.55 of the statutes is repealed and recreated to read:

115.55 Library for the blind and visually handicapped. Embossed, clear type or large type text books acquired by the school for the visually handicapped shall constitute a circulating collection for the blind and visually handicapped. The collection shall be kept at the school and be under the supervision of its superintendent. All blind and visually handicapped school age children of the state may use such books upon compliance with rules made by the superintendent and approved by the state superintendent.

SECTION 83f. 115.84 of the statutes is amended to read:

115.84 Local report. The school board, board of control or county handicapped children's education board maintaining special education programs or other services shall report annually to the department, and at such other times as it directs, such information as it requires. The report shall include the number of pupils instructed or provided service, their residence and the period of time each was instructed or otherwise served during the school year. Annually, each board shall submit to the department an itemized statement on oath of all ~~receipts and disbursements~~ on account of such special education programs or other services during the preceding school year.

SECTION 83h. 117.01 (2) (a) of the statutes is amended to read:

117.01 (2) (a) Every order of school district reorganization shall state the school districts from which any territory is detached, describe such territory and indicate the territory included within the reorganized school district. When the order creates a new school district, the order also shall ~~number the reorganized school district,~~ name the school district ~~according to the municipalities in which it is located,~~ state the type of school district pursuant to s. 115.01 (3) and the grades to be taught by the district pursuant to s. 115.01 (2), designate the number of school board members under s. 120.01, 120.42 or 120.72 and the method of election under s. 120.06 or 120.43 and fix the time and place for the first annual meeting if one is to be held. The secretary of the agency school committee with whom the order is filed shall give notice of the first annual meeting, if one is to be held, under s. 120.08 (1) (c) and shall act or designate a person to act as temporary chairman of the annual meeting until a chairman is elected.

SECTION 83m. 120.18 (1) of the statutes is amended to read:

120.18 (1) Except in a union high school district, the school census, showing the ~~names~~ numbers and ages of children between the ages of 4 and 20 residing in the school district, ~~and the names of their parents or other persons with whom such~~

children resided as of June 30. Children cared for at a charitable or penal institution of this state may not be included in the report. The school district clerk may employ a competent person to take the school census.

~~SECTION 84. 121.91 (5) (c) of the statutes, as created by chapter 39, laws of 1975, is amended to read:~~

~~121.91 (5) (c) Prevent the full implementation of a comprehensive plan, approved by the school board, to eliminate racial imbalance in the school district by a stated date, or~~

Vetoed
in Part

SECTION 85. 121.91 (5) (d) of the statutes is created to read:

121.91 (5) (d) Affect compliance by the school district with the specific order of a court or a state or federal agency, with the exception of orders issued by the department, directing that school district to take an action not required by the order of all other school districts.

SECTION 86. 143.17 (1) of the statutes is amended to read:

143.17 (1) The provisions of sub. (2), relating to periodic physical examinations, shall apply to the ~~county teachers colleges and~~ vocational, technical and adult education schools; and to the university of Wisconsin ~~and the state universities system~~, except that their classified civil service personnel shall not be required to submit to general physical examinations but shall submit to chest X-ray or tuberculin tests as required in sub. (2).

SECTION 86m. 160.01 (3) of the statutes is amended to read:

"160.01 (3) "Restaurant" means ~~and includes~~ any building, room or place wherein meals or lunches are prepared or served or sold to transients or the general public, and all places used in connection therewith. "Meals or lunches" shall not include soft drinks, ice cream, milk, milk drinks, ices and confections. The serving in taverns of free lunches consisting of popcorn, cheese, crackers, pretzels, cold sausage, cured fish or bread and butter shall not constitute such taverns to be restaurants. The term "restaurant" does not apply to churches, religious, fraternal, youths' or patriotic organizations, service clubs and civic organizations which occasionally prepare or serve or sell meals or lunches to transients or the general public nor shall it include any public or private school lunchroom or private individual selling foods from a movable or temporary stand at public farm sales.

SECTION 87. 227.01 (5) (w) of the statutes is created to read:

227.01 (5) (w) Establishes rates for use of personal automobiles under s. 20.916 (4) (a).

SECTION 88. 231.03 (9) of the statutes is amended to read:

231.03 (9) Employ ~~outside the classified service~~ or contract for consulting engineers, architects, attorneys, accountants, construction and financial experts and such other employes and agents as it finds necessary and fix their compensation. Any employe of the authority shall be exempt from subch. II of ch. 16, except s. 16.35 shall apply.

SECTION 92. 257.19 (3m) of the statutes is repealed.

SECTION 93. 257.23 (2) of the statutes is amended to read:

257.23 (2) SALARY. The salary of the state public defender shall be determined by the supreme court ~~but shall not exceed the maximum of the salary range assigned to the senior assistant attorney general who represents the state in criminal appeals under s. 20.923.~~ He may, with the approval of the supreme court, employ one or more clerical assistants whose compensation shall be the same as that paid to persons performing comparable service in the department of justice.

SECTION 94. 257.23 (3) of the statutes is repealed.

SECTION 95. 257.23 (5) (b) of the statutes is repealed and recreated to read:

257.23 (5) (b) At the request of any such person determined by the state public defender to be indigent, or at the request of the supreme court, to prosecute a writ of error, appeal, writ of habeas corpus or other post-conviction remedy in behalf of such person in the appropriate state trial court, before the Wisconsin supreme court, and to seek review of the decision of the Wisconsin supreme court in the United States supreme court, if the state public defender is first satisfied that there is arguable merit to the proceeding.

~~SECTION 95m. 346.48 (2) (c) of the statutes, as affected by chapter 120, laws of 1975, is amended to read:~~

Vetoed in Part ~~346.48 (2) (c) When a school bus is being used on a highway for purposes other than the actual transportation of pupils or other authorized passengers to or from a school or a school-approved activity, the flashing red warning lights shall not be used, and all markings on the front and rear of the bus indicating it is a school bus shall be removed or completely concealed; except that any time a motor vehicle is equipped as provided under ss. 347.25 (2) and 347.44 and is transporting only children for any purpose, the school bus markings may remain unconcealed and the flashing red signals may be used as provided in this section and when so used, sub. (1) applies to operators of other motor vehicles.~~

SECTION 96. 601.12 (1) of the statutes is amended to read:

601.12 (1) LEGAL SERVICES. ~~One or more assistant attorneys general shall devote substantially full time to the legal work of the office. One shall be designated the assistant attorney general in charge of insurance regulatory matters. The attorney general shall allocate personnel on a full-time, part-time or temporary basis as the legal needs of the office demand.~~

SECTION 97. Chapter 39, laws of 1975, section 718 (20) is amended to read:

(Chapter 39, laws of 1975) Section 718 (20) PARAMEDIC TRAINING COURSES. Of the amounts appropriated under section 20.435 (1) (d) of the statutes ~~in 1975-76, \$75,000, \$37,500 in 1975-76 and \$37,500 in 1976-77~~ is provided for approved paramedic training courses. These funds shall not be released for expenditure until the department of health and social services has developed and adopted standards for the approval of course curriculum and programs utilizing emergency medical technicians — advanced (paramedics). Standards utilized by the department shall be in conformance with a state plan for establishing hospital-based training courses for paramedics developed by the medical education review committee ~~on~~ in consultation with areawide comprehensive health planning agencies. Funds provided in 1975-76 for approved paramedic training courses may be carried over and expended in 1976-77.

SECTION 98. Chapter 39, laws of 1975, section 735 (4), is amended to read:

(Chapter 39, laws of 1975) Section 735 (4) HIGHER EDUCATIONAL AIDS BOARD. The treatment of sections 20.235 (1) (f), (fc) and (fd), 39.31, 39.40 and 39.435 (3), and (4) and (7) and the repeal of ~~section 20.235 (1) (c) and 39.39~~ of the statutes by this act shall take effect July 1, 1976.

SECTION 99. **Name change.** (1) TAYCHEEDAH CORRECTIONAL INSTITUTION. Wherever the term "Wisconsin home for women" appears in the following sections of the statutes, the term "Taycheedah correctional institution" is substituted: 20.916 (3), 46.03 (1), 46.22 (5) (am), 46.36, 49.10 (12) (f) 1, 53.01, 53.06 and 973.01 (3).

(2) CENTERS FOR THE DEVELOPMENTALLY DISABLED. In the following sections of the statutes, the term "centers for the developmentally disabled" is substituted for the terms "colonies", "colony", "colony and training school", "colonies and training

schools" or "institutions for the retarded": 20.916 (3), 29.145 (1), 46.03 (1), 46.048, 46.10 (14), 46.22 (5) (a) 2, 49.10 (12) (f) 1, 51.05 (1), 51.065, 51.19, 51.21 (2), 51.22 (title), (1), (3) and (4), 51.23, 55.06 (9) and (16), 157.06 (1); and 269.57 (5) as affected by supreme court order dated February 17, 1975 and effective January 1, 1976.

SECTION 100. Program responsibilities. (1) In the list of program responsibility citations enumerated for the department of administration under section 15.101 (intro.) of the statutes, reference to sections "41.19 (2) (c) and 41.21 (1a)" is deleted.

(2) In the list of program responsibility citations enumerated for the department of public instruction under section 15.371 (intro.) of the statutes, reference to sections "38.76 to 38.88" is deleted.

(3) In the list of program responsibility citations enumerated for the department of justice under section 15.251 (intro.) of the statutes, reference to section "257.01" is deleted; and reference to section "40.04" is substituted for reference to section "41.03 (3)".

(4) In the list of program responsibility citations enumerated for the investment board under section 15.761 of the statutes, reference to section "14.58 (16)" is deleted.

SECTION 101. Sale of correctional farm lands. During the 1975-77 biennium, receipts from the sale of lands previously used for farming in the correctional services program shall be deposited in the general fund. This provision shall supersede section 46.06 (4) of the statutes for the 1975-77 biennium as it relates to proceeds of such sales.

SECTION 102. Mileage reimbursement. (1) A reimbursement factor, in addition to that granted under section 20.916 (4) of the statutes, based on the price of regular gasoline in the city of Milwaukee, as reported in the U.S. department of labor, bureau of labor statistics, "Regular and premium gasoline indexes for the United States and selected areas", shall be applied to employes' total mileage of the month as an add-on or deduction from the prevailing formula. Determination of this additional reimbursement factor shall be made on a monthly basis by the department of administration in accordance with the U.S. department of labor gasoline price index applied to the following table:

Gas		Add on Factor
Index	range (cents)	
41.1	- 47.3	\$.005
47.4	- 53.5	.010
53.6	- 59.8	.015
59.9	- 66.0	.020
66.1	- 72.3	.025
72.4	- 78.5	.030
78.6	- 84.8	.035
84.9	- 91.0	.040
91.1	- 97.3	.045
97.3	- Above	.050

(2) This additional reimbursement under sub. (1) shall apply to employe travel for the period July 1, 1975 to October 1, 1975. The department of administration may approve such additional reimbursement — not to exceed the total amount authorized by statute — to employes for travel during the period indicated notwithstanding that previous vouchers for a portion of such costs may have already been approved.

SECTION 102m. School district cost limitation adjustment. In addition to amounts set forth in section 121.91 (1) of the statutes, as created by chapter 39, laws of 1975, the Shawano school district may increase its 1975-76 allowable shared cost budget by such additional amounts as determined by the state superintendent not to exceed an amount equal to the budgeted per pupil shared cost increase under section

121.91 (1) of the statutes multiplied by the number of native American pupils who were eligible to attend the Shawano school district but who, because of the enactment of P.L. 93-197, chose to attend a school not under the general supervision of the Shawano school district board.

SECTION 104. Appropriation decrease. The appropriation under section 20.235 (1) (fe) of the statutes, as affected by chapter 39, laws of 1975, to the higher educational aids board, is decreased by \$70,000 in 1976-77 to reduce funding for Wisconsin higher education grants.

SECTION 105. Misdemeanants, special disposition; effective date. The treatment of section 973.015 of the statutes by chapter 39, laws of 1975, shall take effect on July 1, 1976.

SECTION 106. Effective date. (1) The treatment of section 45.58 (2) of the statutes by this act shall take effect for care provided after December 31, 1975.

(2) The treatment of section 71.07 (1m) of the statutes by this act shall apply to the reporting of income for the calendar year 1975 and corresponding fiscal year and thereafter.
