

State of Wisconsin



1999 Assembly Bill 920

Date of enactment: April 21, 2000

Date of publication*: May 5, 2000

1999 WISCONSIN ACT 83

AN ACT relating to: repealing, consolidating, renumbering, amending and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references and eliminating defects, anachronisms, conflicts, ambiguities and obsolete provisions (Revisor's Revision Bill).

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

NOTE: No substantive change to any affected statute is intended to be made by this bill.

SECTION 1. 1.10 of the statutes is amended to read:

1.10 State song, state dance and state symbols. (1)

The Wisconsin state song is "On, Wisconsin", music written by W. T. Purdy, the words to which are as follows: "On, Wisconsin! On, Wisconsin! Grand old badger state! We, thy loyal sons and daughters, Hail thee, good and great. On, Wisconsin! On, Wisconsin Champion of the right, 'Forward', our motto — God will give thee might!".

(2) The Wisconsin state dance is the polka.

(3) The Wisconsin state symbols are as follows:

(a) The mourning dove (*zenaidura macroura corolinensis linnaus*) is the symbol of peace; the Wisconsin.

(b) Milk is the state beverage is milk; the Wisconsin.

(c) The sugar maple (*acer saccharum*) is the state tree is the sugar maple (*acer saccharum*); the Wisconsin.

(d) Corn (*Zea mays*) is the state grain is corn (*Zea mays*); the Wisconsin.

(e) The wood violet (*viola papilionacea*) is the state flower is the wood violet (*viola papilionacea*); the Wisconsin.

(f) The robin (*turdus migratorius*) is the state bird is the robin (*turdus migratorius*); the Wisconsin.

(g) The muskellunge (*Esox masquinongy masquinongy Mitchell*) is the state fish is the muskellunge (*Esox masquinongy masquinongy Mitchell*); the Wisconsin.

(h) The badger (*taxidea taxus*) is the state animal is the badger (*taxidea taxus*); the Wisconsin.

(i) The dairy cow (*bos taurus*) is the state domestic animal is the dairy cow (*bos taurus*); the Wisconsin.

(j) The white-tailed deer (*odocoileus virginianus*) is the state wildlife animal is the white-tailed deer (*odocoileus virginianus*); the Wisconsin.

(k) The American water spaniel is the state dog is the American water spaniel; the Wisconsin.

(L) The honey bee (*apis mellifera*) is the state insect is the honey bee (*apis mellifera*); the Wisconsin.

(m) The trilobite (*calymene celebra*) is the state fossil is the trilobite (*calymene celebra*); the Wisconsin.

(n) Galena (lead sulfide) is the state mineral is the galena (lead sulfide); the Wisconsin.

(o) Red granite is the state rock is the red granite; and the Wisconsin.

(p) Antigo silt loam (*typic glossoboralf*) is the state soil is the Antigo silt loam (*typic glossoboralf*).

(4) The Wisconsin Blue Book shall include the information contained in this section concerning the state song, dance, beverage, tree, grain, flower, bird, fish, ani-

* Section 991.11, WISCONSIN STATUTES 1997-98: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

mal, domestic animal, wildlife animal, dog, insect, fossil, mineral, rock and soil.

NOTE: Subdivides provision in outline form and reorders text for internal consistency and conformity with current style.

SECTION 2. 11.01 (6) (a) 1., 3. and 7. of the statutes are amended to read:

11.01 (6) (a) 1. A gift, subscription, loan, advance, or deposit of money or anything of value (except a loan of money by a commercial lending institution made by the institution in accordance with applicable laws and regulations in the ordinary course of business), made for political purposes. In this subdivision "anything of value" means a thing of merchantable value.

3. A contract, promise or agreement, if legally enforceable, to make a gift, subscription, loan, advance, or deposit of money or anything of value (except a loan of money by a commercial lending institution in accordance with applicable laws and regulations in the ordinary course of business), for a political purpose.

7. A gift, subscription, loan, advance, or deposit of money or anything of value (except a loan of money by a commercial lending institution made by the institution in accordance with applicable laws and regulations in the ordinary course of business), or a contract, promise or agreement, if legally enforceable, to make the same, made by a committee for a purpose authorized under s. 11.25 (2) (b), or by an individual for a purpose authorized under s. 11.25 (2) (b) if deposited in a campaign depository account.

NOTE: Replaces parentheses in conformity with current style.

SECTION 3. 11.01 (7) (a) 1. and 3. of the statutes are amended to read:

11.01 (7) (a) 1. A purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value (except a loan of money by a commercial lending institution made by the institution in accordance with applicable laws and regulations in the ordinary course of business), made for political purposes. In this subdivision, "anything of value" means a thing of merchantable value.

3. A contract, promise, or agreement, if legally enforceable, to make a purchase, payment, distribution, loan, advance, deposit or gift of money or anything of value (except a loan of money by a commercial lending institution in accordance with applicable laws and regulations in the ordinary course of business), for a political purpose.

NOTE: Replaces parentheses in conformity with current style.

SECTION 4. 11.31 (6) of the statutes is renumbered 11.31 (6) (a) (intro.) and amended to read:

11.31 (6) (a) (intro.) In computing the limitations under this section an individual or campaign treasurer may exclude any contributions of the following:

1. Contributions returned to the contributor; ~~any loan.~~

2. Loan repayments made; ~~any inaugural.~~

3. Inaugural expenses paid from the campaign depository account under s. 11.25 (2) (b); ~~any expenses.~~

4. Expenses incurred as a result of a recount; ~~all.~~

5. All federal, state or local taxes paid; ~~any reimbursement.~~

6. Reimbursement made to a candidate for the candidate's travel expenses; ~~the.~~

7. The gross receipts from the sale at an auction of any materials contributed to a candidate and reported by the candidate as a disbursement at the time the contribution is made; ~~all.~~

8. All refunds or deposits paid; ~~the.~~

9. The cost of services and materials purchased from a service provider for the purpose of compliance with the electronic filing requirement under s. 11.21 (16); ~~and the.~~

10. The cost of facilities rental, entertainment expense, food and beverages (including the preparation and service thereof if contracted to an outside agency), if utilized for a meal, sale, rally or similar fund raising effort or program which that is intended for political purposes.

(b) Any ~~such~~ exclusion claimed under par. (a) shall be reported to the appropriate filing officer in ~~such the~~ form as that the board ~~may require~~ requires.

NOTE: Subdivides provision in outline form and replaces parentheses for improved readability and conformity with current style.

SECTION 5. 16.46 (1) to (5) of the statutes are amended to read:

16.46 (1) A summary of the actual and estimated receipts of the state government in all operating funds under existing laws during the current and the succeeding bienniums, classified so as to show the receipts by funds, organization units and sources of income; ~~;~~

(2) A summary of the actual and estimated disbursements of the state government from all operating funds during the current biennium and of the requests of agencies and the recommendations of the governor for the succeeding biennium; ~~;~~

(3) A statement showing the condition of all operating funds of the treasury at the close of the preceding fiscal year and the estimated condition at the close of the current year; ~~;~~

(4) A statement showing how the total estimated disbursements during each year of the succeeding biennium compare with the estimated receipts, and the additional revenues, if any, needed to defray the estimated expenses of the state; ~~;~~

(5) A statement of the actual and estimated receipts and disbursements of each department and of all state aids and activities during the current biennium, the departmental estimates and requests, and the recommendations of the governor for the succeeding biennium.

Estimates of expenditures shall be classified to set forth such expenditures by funds, organization units, appropriation, object and activities at the discretion of the secretary.

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

SECTION 6. 16.82 (1) and (2) of the statutes are amended to read:

16.82 (1) Shall have access at all reasonable times to all state offices.

(2) May examine all books, records, papers and documents in any such office or institution as pertain directly or indirectly to the purchase of, control of, or distribution of supplies, materials and equipment.

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

SECTION 7. 19.01 (4) (intro.) and (a) of the statutes are consolidated, renumbered 19.01 (4) (a) (intro.) and amended to read:

19.01 (4) (a) (intro.) Official oaths and bonds of the following public officials shall be filed: (a) ~~In~~ in the office of the secretary of state: ~~Of all~~

1. ~~All~~ members and officers of the legislature; ~~of the~~
2. ~~The~~ governor;
3. ~~The~~ lieutenant governor ~~and~~
4. ~~The~~ state superintendent; ~~of the~~
5. ~~The~~ justices, reporter and clerk of the supreme court; ~~of the~~
6. ~~The~~ judges of the court of appeals; ~~of the~~
7. ~~The~~ judges and reporters of the circuit courts; ~~of all~~

8. ~~All~~ notaries public; ~~of every~~
9. ~~Every~~ officer, except the secretary of state, state treasurer, district attorney and attorney general, whose compensation is paid in whole or in part out of the state treasury, including every member or appointee of a board or commission whose compensation is so paid; ~~and of every~~

10. ~~Every~~ deputy or assistant of an officer who files with the secretary of state;

NOTE: Subdivides provision in outline form and reorders and renumbers text to create grammatically correct complete sentences for improved readability and conformity with current style.

SECTION 8. 19.01 (4) (b) of the statutes is renumbered 19.01 (4) (b) (intro.) and amended to read:

19.01 (4) (b) (intro.) ~~In~~ Official oaths and bonds of the following public officials shall be filed in the office of the governor: Of the

1. ~~The~~ secretary of state;
2. ~~The~~ state treasurer ~~and~~
3. ~~The~~ attorney general;

SECTION 9. 19.01 (4) (bn) of the statutes is amended to read:

19.01 (4) (bn) ~~With~~ Official oaths and bonds of all district attorneys shall be filed with the secretary of administration; ~~district attorneys.~~

SECTION 10. 19.01 (4) (c) of the statutes is renumbered 19.01 (4) (c) (intro.) and amended to read:

19.01 (4) (c) (intro.) ~~In~~ Official oaths and bonds of the following public officials shall be filed in the office of the clerk of the circuit court for any county: Of all in which the official serves:

1. ~~All~~ court commissioners; ~~of all~~
2. ~~All~~ family court commissioners; ~~of all~~
3. ~~All~~ municipal judges; ~~and of all other~~
4. ~~All~~ judges or judicial officers, ~~not included in subds. 1. to 3.,~~ elected or appointed for that county, or whose jurisdiction is limited ~~thereto;~~ to that county.

SECTION 11. 19.01 (4) (d) of the statutes is amended to read:

19.01 (4) (d) ~~In~~ Official oaths and bonds of all elected or appointed county officers, other than those enumerated in par. (c), and of all officers whose compensation is paid out of the county treasury shall be filed in the office of the county clerk of any county: Of all county officers elected or appointed in and for such county, other than those enumerated in par. (c), and of all officers whose compensation is paid out of the treasury of such county. The in which the officer serves.

(dm) Official oaths and bonds of members of the governing board, and the superintendent and other officers of any joint county school, county hospital, county sanatorium, county asylum or other joint county institution shall file be filed in the office of the county clerk of the county in which the buildings of such institutions the institution that the official serves are located;

Note: Subdivides provision in outline form and reorders and renumbers text to create grammatically correct complete sentences for improved readability and conformity with current style.

SECTION 12. 19.01 (4) (dd) of the statutes is renumbered 19.01 (4m) and amended to read:

19.01 (4m) APPROVAL AND NOTICE. Bonds specified in ~~pars. sub. (4) (c) and (d) and (dm)~~ and bonds of any county employe required by statute or county ordinance to be bonded shall be approved by the district attorney as to amount, form and execution before the bonds are accepted for filing. The clerk of the circuit court and the county clerk respectively shall notify in writing the county board or chairperson within 5 days after the entry upon the term of office of a judicial or county officer specified in ~~pars. sub. (4) (c) and (d) and (dm)~~ or after a county employe required to be bonded has begun employment. The notice shall state whether or not the required bond has been furnished and shall be published with the proceedings of the county board.

NOTE: Relocates this provision to a separate subsection because its subject matter does not fit logically with the remaining paragraphs of s. 19.01 (4). The title is created because the other subsections under s. 19.01 have titles.

SECTION 13. 19.01 (4) (e) to (j) of the statutes are amended to read:

19.01 (4) (e) ~~In Official oaths and bonds of all elected or appointed town officers shall be filed in the office of any the town clerk: Of all officers elected or appointed in and for such the town in which the officer serves, except the that oaths and bonds of town clerk who clerks shall file be filed~~ in the office of the town treasurer;.

(f) ~~In Official oaths and bonds of all elected or appointed city officers shall be filed in the office of any the city clerk: Of all officers elected or appointed in and for such the city in which the officer serves, except the that oaths and bonds of city clerk who clerks shall file be filed~~ in the office of the city treasurer;.

(g) ~~In Official oaths and bonds of all elected or appointed village officers shall be filed the office of any the village clerk: Of all officers elected or appointed in and for such the village in which the officers serves, except the that oaths and bonds of village clerk who clerks shall file be filed~~ in the office of the village treasurer;.

(h) The official oath and bond of any officer of a school district or of an incorporated school board shall be filed with the clerk of ~~such the~~ school district or the clerk of ~~such the~~ incorporated school board ~~for or on which the~~ official serves.

(j) ~~With Official oaths and bonds of the members of a technical college district shall be filed with the secretary of a for the technical college district: Of all members of the district board of such district for which the member serves.~~

NOTE: Reorders text and replaces language to create grammatically correct complete sentences for improved readability and conformity with current style.

SECTION 14. 20.003 (3) (b) 1. to 5. and (c) 1. to 5. of the statutes are amended to read:

20.003 (3) (b) 1. Appropriations from general purpose revenues shall be assigned paragraph letters (a) to (fz);.

2. To the extent feasible, appropriations from program revenues shall be assigned paragraph letters (g) to (jz) and (L) to (pz);.

3. To the extent feasible, appropriations from program revenue service shall be assigned paragraph letters (k) to (kz);.

4. Appropriations from segregated revenues shall be assigned paragraph letters (q) to (zz);.

5. To the extent feasible, federal program revenues shall be assigned paragraph letters (m) to (pz); ~~and.~~

(c) 1. Appropriations from general purpose revenues shall be shown with a 2nd paragraph letter of "a" to "f";.

2. Appropriations from program revenues shall be shown with a 2nd paragraph letter of "g" to "j" or "L" to "p";.

3. Appropriations from program revenue-service shall be shown with a 2nd paragraph letter of "k";.

4. Appropriations from segregated revenues shall be shown with a 2nd paragraph letter of "q" to "z";.

5. Federal program revenues shall be shown with a 2nd paragraph letter of "m" to "p"; ~~and.~~

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

SECTION 15. 20.921 (1) (d) 2. of the statutes is amended to read:

20.921 (1) (d) 2. The trustee shall make purchases of savings bonds in the name of the officer or employe ~~(, or other beneficiary named in the request),~~ whenever the amount to their credit is sufficient for that purpose and transmit them to the person entitled thereto. If the officer or employe cancels the request for the purchase of savings bonds, or upon termination of the trust, the amount remaining to a person's credit is not sufficient to purchase a bond the trustee may purchase savings stamps and transmit them to the person entitled thereto or refund the amount.

NOTE: Replaces parentheses in greater conformity with current style.

SECTION 16. 23.09 (26) (a) 2. of the statutes is renumbered 23.09 (26) (a).

NOTE: The designation as subdivision 2. is unnecessary.

Section 23.09 (26) (a) is not divided into subdivisions.

SECTION 17. 24.01 (2) of the statutes is amended to read:

24.01 (2) "Board" means the board of commissioners of public lands, ~~except that this definition does not apply to ch. 25.~~

NOTE: Definitions in s. 24.01 apply to chs. 23 to 29. Ch. 169, Laws of 1981, renumbered all of the public lands provisions in ch. 25 to be in ch. 24 and contains a note saying, "This bill consolidates the program responsibilities of the board of commissioners of public lands into chapter 24 of the statutes." Chapter 25 now relates to the program responsibilities of the investment board. See also the creation of s. 25.01 by this bill.

SECTION 18. 24.10 of the statutes is amended to read:

24.10 Procedure at sale. At the time and place specified in ~~such the~~ notice ~~under s. 24.09 (1) (d)~~ the board shall commence the sale ~~of the lands described in the notice~~ and thereafter continue the same from day to day ~~(, Sundays excepted),~~ between 9 a.m. and the setting of the sun, until all lands described in ~~said the~~ notice have been offered. The order of ~~such the~~ sale shall be to begin at the lowest number of the sections, townships and ranges in each county and proceed regularly to the highest, until all then to be sold are offered for sale. ~~Each lot or tract of such lands shall, except such as may be~~ Except for lands withheld as provided in from sale under s. 24.09; (2), each lot or tract of lands to be sold shall be offered separately at the minimum price fixed by law, and shall be cried at public auction long enough to enable every one present to bid; ~~and if.~~ If the minimum price or more ~~be is~~ bid, ~~such the~~ lot or tract shall be struck off to the highest bidder; ~~but if such the minimum price be is~~ not bid the tract shall be set down unsold.

NOTE: Breaks up long sentences, replaces punctuation, inserts specific cross-references and references and replaces

parentheses for greater conformity with current style and improved readability.

SECTION 19. 24.14 (title) of the statutes is amended to read:

24.14 (title) **Rights of swamp-land swampland purchasers.**

NOTE: Inserts preferred spelling.

SECTION 20. 24.61 (3) (a) 1. of the statutes is renumbered 24.61 (3) (a) 1. (intro.) and amended to read:

24.61 (3) (a) 1. (intro.) A school district by whatever name designated, to be used for the any of the following:

a. The operation and maintenance of schools, in erecting.

b. Erecting and remodeling school buildings, and teacherages, in the purchase of.

c. Purchasing teacherages, teacherage sites, school-house sites, bus garage sites, transportation vehicles, bus garages, school equipment, or and school playgrounds, or in refunding.

d. Refunding any indebtedness incurred for a lawful purpose and within the constitutional limitations, and for the.

e. The purpose authorized by s. 67.04 or.

f. Any purpose otherwise authorized by law;.

NOTE: Subdivides provision and modifies paragraph's punctuation for conformity with current style and internal consistency.

SECTION 21. 24.61 (3) (a) 2. of the statutes is amended to read:

24.61 (3) (a) 2. A town, village, city or county as provided under s. 67.04 or otherwise authorized by law; or.

SECTION 22. 24.79 (title) of the statutes is amended to read:

24.79 (title) **Swamp-land Swampland grants.**

SECTION 23. 25.01 of the statutes is created to read:

25.01 Definition. In this chapter, unless the context requires otherwise, "board" means the investment board.

NOTE: Under s. 24.01 (2), in chs. 23 to 29, "board" means the board of commissioners of public lands. Ch. 169, Laws of 1981, renumbered all of the public lands provisions in ch. 25 to be in ch. 24 and contains a note saying "This bill consolidates the program responsibilities of the board of commissioners of public lands into chapter 24 of the statutes." Chapter 25 now relates to the program responsibilities of the investment board.

This bill excepts the applicability of the s. 24.01 (2) definition to ch. 25 and defines "board" as the investment board for purposes of ch. 25. Currently in ch. 25, the investment board is referred to as both "the board" and the "investment board". Except in provisions that contain references to other boards as well the investment board, this bill replaces "the investment board" with "the board". See also the treatment of s. 24.01 (2) by this bill.

SECTION 24. 25.14 (1) of the statutes is renumbered 25.14 (1) (a) (intro.) and amended to read:

25.14 (1) (a) (intro.) There is created a state investment fund under the jurisdiction and management of the investment board (hereinafter referred to as "board") to be operated as an investment trust for the purpose of managing the securities of all of the state's funds consisting

of the funds specified in s. 25.17 (1), except the all of the following:

1. The state life fund;.

2. The fixed retirement investment trust;.

3. The variable retirement investment trust;.

4. The capital improvement fund;.

5. The bond security and redemption fund;.

6. The state building trust fund; the.

7. The state housing authority reserve fund; the.

8. The children's trust fund; the.

9. The patients compensation fund; the.

10. The tuition trust fund; funds which.

11. Funds that under article X of the constitution are controlled and invested by the board of commissioners of public lands; funds which.

12. Funds that are required by specific provision of law to be controlled and invested by any other authority; the.

13. The university trust funds and the.

14. The trust funds of the state universities except that the.

(b) The respective authorities controlling the investment of any such excluded fund excluded under par. (a) may authorize the transfer of any temporary cash assets of any such excluded fund excluded under par. (a) to the state investment fund in accordance with subs. (2) and (3).

NOTE: Renumbers provision for improved readability and conformity with current style. The stricken language in par. (a) (intro.) is unnecessary after the creation of the definition of "board" as s. 25.01 by this bill. Replaces "which" with "that" to correct grammar.

SECTION 25. 25.14 (3) of the statutes is amended to read:

25.14 (3) The department of administration, upon consultation with the investment board, shall distribute all earnings, profits or losses of the state investment fund to each participating fund in the same ratio as each such participating fund's average daily balance within the state investment fund bears to the total average daily balance of all participating funds, except as provided in s. 14.58 (19) and except that the department of administration shall credit to the appropriation account under s. 20.585 (1) (jt) an amount equal to the amount assessed under s. 25.19 (3) from the earnings or profits of the funds against which an assessment is made. Such distribution Distributions under this section shall be made at such times as the department of administration may determine, but must be made at least semiannually in each complete fiscal year of operation.

NOTE: Insert specific references. See also the note to the creation of s. 25.01 by this bill.

SECTION 26. 25.15 (5) of the statutes is amended to read:

25.15 (5) COMMISSIONS. All records of commissions paid by the ~~investment~~ board for purchases and sales of investments are open to public inspection.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 27. 25.156 (1) of the statutes is amended to read:

25.156 (1) The members of the board shall be the governing body of the ~~investment~~ board and shall promulgate rules and formulate policies ~~deemed~~ considered necessary and appropriate to carry out its functions.

NOTE: Replaces disfavored term. See also the note to the creation of s. 25.01 by this bill.

SECTION 28. 25.156 (2) of the statutes, as affected by 1999 Wisconsin Act 9, is amended to read:

25.156 (2) The ~~investment~~ board shall employ an executive director, who shall serve outside the classified service. The executive director shall be qualified by training and prior experience to manage, administer and direct the investment of funds. The ~~investment~~ board shall fix the compensation of the executive director, and may award bonus compensation.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 29. 25.156 (2m) of the statutes is amended to read:

25.156 (2m) The ~~investment~~ board shall employ an internal auditor, who shall serve outside the classified service. The board shall fix the compensation of the internal auditor.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 30. 25.156 (8) of the statutes is amended to read:

25.156 (8) The ~~investment~~ board shall keep full minutes of its proceedings.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 31. 25.156 (9) of the statutes is amended to read:

25.156 (9) The chairperson of the ~~investment~~ board shall appear at least annually before any committee established in the senate, whose jurisdiction includes financial institutions, if that committee so requests.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 32. 25.16 (1) of the statutes is amended to read:

25.16 (1) The executive and administrative functions of the ~~investment~~ board, except for the functions performed by the internal auditor under s. 25.165 (2), shall be vested in an executive director, who shall perform the functions of executive director in conformity with the requirements of the members of the board and in accordance with policies, principles and directives determined by the members of the board.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 33. 25.16 (2) of the statutes is amended to read:

25.16 (2) Subject to authorization under s. 16.505, the executive director may appoint a chief legal counsel, chief financial officer, chief risk officer and not more

than 11 investment directors and shall appoint a chief investment officer and all other employees necessary to carry out the functions of the ~~investment~~ board, except that the ~~investment~~ board shall appoint the internal auditor and shall participate in the selection of the chief investment officer and investment directors and the internal auditor shall appoint his or her staff. The executive director shall appoint all employees outside the classified service, except blue collar and clerical employees. Neither the executive director, the internal auditor, the chief investment officer, the chief legal counsel, the chief financial officer, the chief risk officer, any investment director nor any other employe of the board shall have any financial interest, either directly or indirectly, in any firm engaged in the sale or marketing of real estate or investments of any kind, nor shall any of them render investment advice to others for remuneration.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 34. 25.16 (7) of the statutes, as affected by 1999 Wisconsin Act 9, is amended to read:

25.16 (7) The executive director shall fix the compensation of all employees appointed by the executive director, subject to restrictions set forth in the compensation plan under s. 230.12 or any applicable collective bargaining agreement in the case of employees in the classified service, but the ~~investment~~ board may provide for bonus compensation to employees in the unclassified service.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 35. 25.165 (1) of the statutes, as affected by 1999 Wisconsin Act 9, is amended to read:

25.165 (1) There is created in the ~~investment~~ board an internal audit subunit, under the supervision of the internal auditor. The internal auditor shall report directly to the board and, subject to authorization under s. 16.505, shall appoint all employees necessary to carry out the duties of the internal auditor. The internal auditor shall appoint all employees outside the classified service, except blue collar and clerical employees. The internal auditor shall fix the compensation of all employees appointed by the internal auditor, subject to restrictions set forth in the compensation plan under s. 230.12 or any applicable collective bargaining agreement in the case of employees in the classified service, but the ~~investment~~ board may provide for bonus compensation to employees in the unclassified service.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 36. 25.17 (1) (pg) of the statutes is amended to read:

25.17 (1) (pg) State building trust fund (s. 25.30), except for the purpose and extent of loans to the Wisconsin ~~state public building corporation~~ State Public Building Corporation, the Wisconsin ~~university building corporation~~ University Building Corporation, and the Wisconsin ~~state colleges building corporation~~ State Col-

leges Building Corporation, which are subject to sub. (2) (b); and

NOTE: Deletes unnecessary "and" and capitalizes corporate titles consistent with current style.

SECTION 37. 25.17 (2) (a) of the statutes is amended to read:

25.17 (2) (a) Invest any of the funds specified in sub. (1), except operating funds, the capital improvement fund and the bond security and redemption fund, in loans to the Wisconsin ~~university building corporation, state colleges building corporation~~ University Building Corporation, the Wisconsin State Colleges Building Corporation or the Wisconsin ~~state public building corporation~~ State Public Building Corporation, but only if ~~such~~ the loans are secured by mortgages upon property owned by the respective corporations producing sufficient income to retire the mortgage over the term of the loan or are secured by the pledge of rentals sufficient in amount to retire the indebtedness. The ~~investment~~ board shall make no loans to any building corporation described in this subsection except under the conditions ~~herein~~ prescribed in this paragraph, or except as otherwise provided in par. (b). These loans shall be made only when in the judgment of the ~~investment~~ board it is to the interest of the funds to do so, except that loans made under par. (b) shall be made at the direction of the building commission.

NOTE: Capitalizes corporate titles consistent with current style and inserts specific references. See also the note to the creation of s. 25.01 by this bill.

SECTION 38. 25.17 (2) (b) of the statutes is amended to read:

25.17 (2) (b) Invest the state building trust fund in loans to the Wisconsin ~~state public building corporation~~ State Public Building Corporation, to the Wisconsin ~~university building corporation~~ University Building Corporation, and to the Wisconsin ~~state colleges building corporation~~ State Colleges Building Corporation. Except for interim loans for construction, or other temporary financing for the purchase of lands, planning (including both engineering and financing), and all other expenses incidental to any of the foregoing, ~~such~~ loans under this paragraph shall be secured by a pledge and assignment of net revenues derived from the operation of buildings by ~~said corporations~~ the borrowing corporation on lands leased or conveyed to ~~said corporations~~ the corporation. Any ~~such~~ loan under this paragraph shall be made upon the direction of the building commission.

NOTE: Capitalizes corporate titles consistent with current style and inserts specific references. Replaces parentheses in conformity with current style.

SECTION 39. 25.17 (2) (d) of the statutes is amended to read:

25.17 (2) (d) Invest the environmental improvement fund, and collect the principal and interest of all moneys loaned or invested from the environmental improvement fund, as directed by the department of administration under s. 281.59 (2m). In making ~~such investment invest-~~

ments under this paragraph, the ~~investment~~ board shall accept any reasonable terms and conditions that the department of administration specifies and is relieved of any obligations relevant to prudent investment of the fund, including those set forth under ch. 881.

NOTE: Inserts specific references. See also the note to the creation of s. 25.01 by this bill.

SECTION 40. 25.17 (2) (e) of the statutes is amended to read:

25.17 (2) (e) Invest the transportation infrastructure loan fund, and collect the principal and interest of all moneys loaned or invested from the transportation infrastructure loan fund, as directed by the department of administration under s. 85.52 (4m). In making ~~such investment investments under this paragraph~~, the ~~investment~~ board shall accept any reasonable terms and conditions that the department of administration specifies and is relieved of any obligations relevant to prudent investment of the fund, including those set forth under ch. 881.

NOTE: Inserts specific references. See also the note to the creation of s. 25.01 by this bill.

SECTION 41. 25.17 (5) of the statutes is amended to read:

25.17 (5) The limitations upon the percentage of the assets of any fund ~~which that~~ are imposed by sub. (4) or any other statute shall not be applicable to investments made by the ~~investment~~ board of funds in the variable retirement investment trust created under s. 40.04 (3) and ~~said those~~ investments shall be excluded in computing the assets to which ~~any such~~ the limitations imposed by sub. (4) apply. Assets of the variable retirement investment trust shall be invested primarily in equity securities ~~which that~~ shall include common stocks, real estate or other recognized forms of equities whether or not subject to indebtedness, including securities convertible into common stocks and securities of corporations in the venture capital stage. The ~~investment~~ board may, however, temporarily invest ~~such~~ assets of the variable retirement investment trust in investments ~~which that~~ are authorized under sub. (3), but the assets so temporarily invested shall be replaced by equity securities at the earliest time ~~deemed~~ considered by the board to be practicable considering the then existing condition of the securities market and other influential factors. Investments in securities of corporations ~~which that~~ are in the venture capital stage shall not exceed 2% of the admitted assets of the variable retirement investment trust.

NOTE: Replaces disfavored terms, inserts specific references and replaces "which" with "that" to correct grammar. See also the note to the creation of s. 25.01 by this bill.

SECTION 42. 25.17 (6) of the statutes is amended to read:

25.17 (6) Notwithstanding any other statute, transfers from the variable retirement investment trust to the fixed retirement investment trust under s. 40.04 (7) may be made in cash or securities or both as determined by the

investment board. The investment board shall determine market values for securities in the variable retirement investment trust as of the close of business on the last working day preceding a transfer. If securities are transferred, to the extent determined feasible by the investment board, a proportionate amount of all securities in even hundreds of shares of stock or even thousands of par value of bonds in the variable retirement investment trust shall be transferred. The investment board may hold or sell the transferred securities as it determines appropriate considering market and economic conditions. Any limitation on the percentage of assets in common stocks or in the stock of one company does not apply to the transferred securities, except the investment board shall, at such time as it determines that market, economic and other conditions are appropriate to the sale of the securities, sell sufficient transferred securities so as to comply with percentage of asset limitations.

NOTE: Inserts "that" to improve readability. See also the note to the creation of s. 25.01 by this bill.

SECTION 43. 25.17 (8) of the statutes is amended to read:

25.17 (8) Accept, when necessary to protect a mortgage loan, a quitclaim deed or warranty deed to the mortgaged property in full satisfaction of the mortgage debt, and manage, operate, lease, exchange, sell and convey, by land contract, quitclaim deed or warranty deed, and grant easement rights in, any real property acquired by said the board.

NOTE: Inserts comma to correct grammar. See also the note to the creation of s. 25.01 by this bill.

SECTION 44. 25.17 (9) of the statutes is amended to read:

25.17 (9) Give ~~such~~ advice and assistance ~~as may be~~ requested by the board of commissioners of public lands or the board of regents of the University of Wisconsin System ~~in concerning~~ the investment of any moneys ~~which that~~ under sub. (1) are excepted from the moneys to be loaned or invested by the investment board, and assign, sell, convey and deed to ~~them such the board of commissioners of public lands or the board of regents of the University of Wisconsin System~~ any investments made by the said investment board as may be mutually agreeable. The cost of any services rendered to the board of commissioners of public lands or the board of regents of the University of Wisconsin System pursuant to under this section shall be charged to the fund to which the moneys invested belong and shall be added to the appropriation to the investment board in s. 20.536.

NOTE: Inserts specific references and a missing "the". Deletes unnecessary language. Replaces "which" with "that" to correct grammar. See also the note to the creation of s. 25.01 by this bill.

SECTION 45. 25.17 (10) of the statutes is amended to read:

25.17 (10) If a building constitutes any part of the security for a loan made by the ~~investment~~ board under

s. 25.17 (3) (bh) or 620.22 (2), ~~such the~~ building shall be kept insured for at least the unpaid amount of the loan or ~~such any~~ larger amount as that may be necessary to comply with any coinsurance clause inserted in or attached to the policy. When the full insurable value of the building is less than the unpaid amount of the loan, ~~such the~~ building shall be kept insured for the full insurable value thereof of the building.

NOTE: Inserts specific reference. Replaces "such" for internal consistency and to modernize language. See also the note to the creation of s. 25.01 by this bill.

SECTION 46. 25.17 (12) (d) of the statutes is amended to read:

25.17 (12) (d) All other state boards, commissions, departments, institutions and officers in the investment of any funds ~~which that~~ under sub. (1) are hereafter to be loaned and invested by the investment board.

NOTE: Replaces incorrectly used "which". Deletes superfluous "hereafter". See also the note to the creation of s. 25.01 by this bill.

SECTION 47. 25.17 (13) of the statutes is amended to read:

25.17 (13) Succeed to all of the property, documents, records and assets of the state annuity and investment board in the investment of the several funds ~~which that~~ were under the control of ~~said the state annuity and investment~~ board.

NOTE: Replaces "which" with "that" to correct grammar. See also the note to the creation of s. 25.01 by this bill.

SECTION 48. 25.17 (14) (a) of the statutes is amended to read:

25.17 (14) (a) Bonds and other evidences of debt and loans secured by mortgages having a fixed term and rate shall be valued at market value, except that if the investment board determines that a market value cannot readily be determined ~~such items for any item, the item~~ shall be valued at the outstanding principal balance.

NOTE: Replaces plural form of word with singular for sentence agreement and inserts comma to correct grammar. See also the note to the creation of s. 25.01 by this bill.

SECTION 49. 25.17 (14) (c) of the statutes is amended to read:

25.17 (14) (c) Real property ~~which that~~ is leased to others shall be valued at market value, except that if the investment board determines that the market value cannot readily be assigned ~~such, the~~ real property shall be valued at cost.

NOTE: Replaces "which" with "that" to correct grammar. Inserts "the" and comma to improve readability and grammar. See also the note to the creation of s. 25.01 by this bill.

SECTION 50. 25.17 (14) (d) of the statutes is amended to read:

25.17 (14) (d) Any preferred stock, bond, or mortgage ~~which that~~ is in arrears or in default shall be assigned a value by the investment board ~~which that~~ will approximate what the board in its sole discretion feels the asset is worth.

NOTE: Replaces "which" with "that" to correct grammar. See also the note to the creation of s. 25.01 by this bill.

SECTION 51. 25.17 (15) of the statutes is amended to read:

25.17 (15) For purposes of the power and authority of the investment board to make investments, the "admitted assets" of the fixed retirement investment trust or the variable retirement investment trust shall be the total valuation of the assets of such trust as set forth in the last report made pursuant to under sub. (14).

NOTE: Inserts preferred term. See also the note to the creation of s. 25.01 by this bill.

SECTION 52. 25.17 (17) of the statutes is amended to read:

25.17 (17) No later than January 31 annually, submit a report to the joint committee on finance concerning the amount of credits generated by the investment board with brokerage firms during the preceding calendar year. The report shall contain a separate itemization of the amount of directed credits for services to be provided by the firm providing the credit and ~~3rd-party~~ 3rd-party credits for services to be provided by any firm. The report shall include information regarding utilization of 3rd-party credits by the board.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 53. 25.17 (70) (a) and (b) (intro.) of the statutes are consolidated, renumbered 25.17 (70) (intro.) and amended to read:

25.17 (70) (intro.) No later than June 30 of every odd-numbered year, after receiving a report from the department of commerce under s. 560.08 (2) (m) and in consultation with the department of commerce, submit to the governor and to the presiding officer of each house of the legislature a plan for making investments in this state. The purpose of the plan is to encourage the board to make the maximum amount of investments in this state, subject to s. 25.15 and consistent with the statutory purpose of each trust or fund managed by the board. ~~(b)~~ The plan shall discuss potential investments to be made during the first to 5th fiscal years following submittal, and shall include, but not be limited to, the following:

NOTE: Accommodates the renumbering of this subsection in accordance with current style to allow proper citation and computer searching. See the next section of this bill.

SECTION 54. 25.17 (70) (b) 1. to 4. of the statutes are renumbered 25.17 (70) (a) to (d), and 25.17 (70) (b) (intro.) and 3., as renumbered, are amended to read:

25.17 (70) (b) (intro.) Nonbinding management objectives for each fiscal year stated, as appropriate, as a dollar amount or as a percentage of the total amount of all investments made by the investment board, for the following:

3. The number and value of investments to be made annually in companies that are reasonably likely to use the moneys invested by the investment board to maintain or expand employment in this state. Such investments may include ~~1) loans~~ any of the following:

a. Loans to corporations and other organizations to maintain or expand operations in this state; ~~2) purchases.~~

b. Purchases of new equity offerings by companies whose equities are not broadly traded on major exchanges, if the proceeds are to be used to maintain or expand operations in this state; ~~3) purchases.~~

c. Purchases of real estate located in this state; ~~4) purchases.~~

d. Purchases of certificates of deposit or similar instruments issued by financial institutions with substantial operations in this state; ~~5) investments.~~

e. Investments in venture capital firms based in this state; ~~6) investments.~~

f. Investments in venture capital firms based in other states, if those investments are to be used to purchase securities in companies located in this state; ~~7) investments.~~

g. Investments in businesses headquartered in this state that have less than 500 employees; ~~and 8) other.~~

h. Other investments that the investment board determines will result in maintenance or expansion of employment in this state.

NOTE: Renumbers provision in accordance with current style. See the previous section of this bill. See also the note to the creation of s. 25.01 by this bill.

SECTION 55. 25.18 (1) (intro.) of the statutes is amended to read:

25.18 (1) (intro.) In addition to the powers and duties enumerated in s. 25.17, but subject to s. 25.183, the investment board may:

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 56. 25.18 (2) (intro.) of the statutes is amended to read:

25.18 (2) (intro.) In addition to the powers set forth in sub. (1) and s. 25.17, but subject to s. 25.183, the investment board may:

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 57. 25.185 (2) of the statutes is amended to read:

25.185 (2) The investment board shall attempt to ensure that 5% of the total funds expended for financial and investment analysis and for common stock and convertible bond brokerage commissions in each fiscal year is expended for the services of minority financial advisers or minority investment firms.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 58. 25.185 (3) of the statutes is amended to read:

25.185 (3) The investment board shall annually report to the department of administration the total amount of moneys expended under sub. (2) for common stock and convertible bond brokerage commissions, the services of minority financial advisers and the services of minority investment firms during the preceding fiscal year.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 59. 25.19 (1) of the statutes is amended to read:

25.19 (1) The state treasurer shall be the treasurer of the investment board and shall give an additional bond in such the amount and with such the corporate sureties as is required and approved by the board, the cost of which shall be borne by the board.

NOTE: Inserts preferred terminology. See also the note to the creation of s. 25.01 by this bill.

SECTION 60. 25.19 (1m) of the statutes is amended to read:

25.19 (1m) Any of the securities purchased by the investment board for any of the funds whose investment is under the control of the board may be deposited by the board in vaults or other safe depositories either in or outside of this state.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 61. 25.50 (1) (a) of the statutes is repealed.

NOTE: This provision defined "board" as meaning the investment board for purpose of s. 25.50. With the creation of s. 25.01 by this bill, this provision is unnecessary.

SECTION 62. 25.50 (5) (intro.) of the statutes is amended to read:

25.50 (5) INVESTMENT POLICIES. (intro.) The investment board shall formulate policies for the investment and reinvestment of moneys in the fund and the acquisition, retention, management and disposition of such investments. The board shall provide a copy of the investment policies, together with any guidelines adopted by the board to direct staff investment activity, to each local government having an investment in the fund upon the local government's request and at least annually to all investors. The board shall distribute at least annually performance information over the preceding one-year, 5-year and 10-year periods, compared with appropriate indices or benchmarks in the private sector. The investment policies shall include all of the following:

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 63. 25.50 (6) of the statutes is amended to read:

25.50 (6) INVESTMENT BOARD BOARD TO INVEST, REINVEST POOLED FUNDS. In the amounts available for investment purposes and subject to the policies formulated by the investment board, the investment board shall invest and reinvest moneys in the fund and acquire, retain, manage, including the exercise of any voting rights, and dispose of investments of the fund.

NOTE: See the note to the creation of s. 25.01 by this bill.

SECTION 64. 25.65 (1) (a) of the statutes is repealed.

NOTE: This provision defined "board" as meaning the investment board for purpose of s. 25.65. With the creation of s. 25.01 by this bill, this provision is unnecessary.

SECTION 65. 27.01 (5) of the statutes is amended to read:

27.01 (5) ROADSIDE PARKS. All areas designated as roadside parks shall be a part of the state park system. Roadside parks will consist of naturally attractive parcels

of land (, 5 acres or more in size), immediately contiguous to a state trunk highway. Each such area shall carry a distinctive name and shall be managed and developed as a part of the state park system.

NOTE: Deletes unnecessary parentheses.

SECTION 66. 27.01 (7) (c) (intro.) of the statutes is amended to read:

27.01 (7) (c) Vehicle admission receipt; exemptions. (intro.) No vehicle admission receipt is required for any of the following:

NOTE: Rewrites (intro.) to conform with current style.

SECTION 67. 27.01 (7) (c) 1. to 8. of the statutes are amended to read:

27.01 (7) (c) 1. Any vehicle in an admission area between November 1 and March 31, except as the department provides by rule;

2. Any vehicle operated by an employe, agent or officer of the state, the United States or a local unit of government while in the performance of official duties;

3. Any vehicle when furnishing services or supplies;

4. Any vehicle traveling on a public highway in a state park or state forest;

5. Any vehicle within state parks or state park areas designated by the department;

6. Any vehicle, except a motor bus, occupied by a person holding a senior citizen recreation card issued under s. 29.624;

7. Any vehicle, except a motor bus, occupied by a person holding a conservation patron license issued under s. 29.235;

8. Any vehicle towed behind or carried on another vehicle. The department may issue a special permit for a towed or carried vehicle in order to determine compliance with and facilitate enforcement of the vehicle admission receipt requirement;

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

SECTION 68. 27.05 (intro.) of the statutes is amended to read:

27.05 Powers of commission or general manager.

(intro.) The county park commission ~~except, or the general manager~~ in counties with a county executive or county administrator, ~~the general manager~~, shall have charge and supervision of all county parks, and all lands ~~heretofore or hereafter~~ acquired by the county for park or reservation purposes; ~~and. The county park commission or general manager~~, subject to the general supervision of the county board and ~~to such regulations as it may prescribe~~ prescribed by the county board, except as provided under s. 27.03 (2), may do any of the following:

NOTE: Reorders text to improve readability and clarity.

Deletes unnecessary "heretofore or hereafter" in conformity with current style.

SECTION 69. 27.05 (1) of the statutes is amended to read:

27.05 (1) Lay out, improve, maintain and govern all such county parks and open spaces; ~~provide.~~

(1g) Provide by contract with sanitary districts, counties, or towns, cities or villages, subject to the approval of the county board of supervisors, or in any other manner, for the disposal of sewage arising from the use of such county parks and take all action necessary to prevent the pollution of park or parkway areas or any portion thereof by sewage emanating from upland areas; lay.

(1m) Lay out, determine and prescribe building lines along, grade, construct, improve and maintain roads, parkways, boulevards and bridges therein in county parks or connecting the same county parks with any other parks or open spaces or with any municipality in the county, using such methods and materials as that it deems considers expedient; determine and prescribe building lines along the same; and make.

(1s) Make rules for the regulation of the use and enjoyment thereof of the county parks and open spaces by the public;

NOTE: Subdivides provision and modifies punctuation for conformity with current style and internal consistency.

SECTION 70. 27.05 (2) of the statutes is amended to read:

27.05 (2) Accept, in the name of the county, grants, conveyances and devises of land and bequests and donations of money to be used for park purposes;

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

SECTION 71. 29.522 (1) (a) 1., (b) 1. and (c) 2. of the statutes are amended to read:

29.522 (1) (a) 1. One net of a general hoop or circular-like structure commonly called a crib or pot with numbers of hoops holding, encasing or enclosing enclosing net webbing.

(b) 1. One net of a general hoop or circular-like structure called a crib or pot with numbers of hoops holding, encasing or enclosing enclosing net webbing.

(c) 2. Two fence-like nets called hearts set one on each side of the tunnel mouth and used to form a preliminary inclosure enclosure resembling a heart in shape with no cover on the top or bottom.

NOTE: Inserts preferred spelling.

SECTION 72. 29.924 (4) of the statutes is amended to read:

29.924 (4) ACCESS TO STORAGE PLACES. The owner or occupant of any eold storage cold-storage warehouse or building used for the storage or retention of wild animals or carcasses shall permit the department and its wardens to enter and examine the premises subject to ss. 66.122 and 66.123. The owner or occupant, or the agent or employe of the owner or occupant, shall deliver to the officer any wild animal or carcass, in his or her possession during the closed season, whether taken within or without the state.

NOTE: Corrects spelling.

SECTION 73. 31.06 (1) of the statutes is amended to read:

31.06 (1) Upon receipt of an application for a permit under s. 31.05 the department may order a hearing or it may mail a notice that it will proceed on the application without public hearing unless a request for a public hearing is filed as hereinafter provided in this section. The notice shall be mailed to the clerk of each municipality directly affected thereby and the by the proposed dam. The department may give further or other notice as it deems considers proper. The department shall mail a copy of the notice to the applicant who shall cause the same notice to be published in each county in which affected riparian lands are located as a class 1 notice, under ch. 985. If a hearing is not requested in writing within 30 days after mailing of the notice, the department may waive the hearing.

NOTE: Inserts specific cross-references and replaces disfavored term.

SECTION 74. 31.06 (3) of the statutes is renumbered 31.06 (3) (a) and amended to read:

31.06 (3) (a) At such a hearing under this section, or any adjournment thereof of the hearing, the department shall consider the application, and shall take evidence offered by the applicant and other persons in support thereof or in opposition thereto, supporting or opposing the proposed dam. The department may require the amendment of the application, and if.

(b) If it appears that the construction, operation or maintenance of the proposed dam is in the public interest, considering ecological, aesthetic, economic and recreational values, the department shall so find and grant a permit to the applicant, provided the department also finds that the applicant has complied with s. 31.14 (2) or (3) and, where applicable, with s. 31.05 (3), based on the department's own estimate of the area of the flowage.

(c) 1. The enjoyment of natural scenic beauty and environmental quality are declared to be public rights to be considered along with other public rights and the economic need of electric power for the full development of agricultural and industrial activity and other useful purposes in the area to be served. In considering public rights to the recreational use and natural scenic beauty of the river, the department shall investigate the potentialities of the lake and lake shore lakeshore created by the flowage and shall weigh the recreational use and scenic beauty thereof of the lake and lakeshore against the known recreational use and scenic beauty of the river in its natural state, and the. The department shall further weigh the known recreational use and scenic beauty of the particular section of river involved against the known recreational use and scenic beauty of other sections of the same river and other rivers in the area remaining in their natural state (without regard to plans of other dams subsequently filed or to be filed); if it.

2. a. It appears that the river in its natural state offers greater recreational facilities and scenic value for a larger

number of people than can be obtained from the use of the lake and lake shore lakeshore and that the remaining sections of the river and other rivers in the area in their natural state provide an insufficient amount of recreational facilities and scenic beauty, and if it further appears that the economic need of electric power is less than the value of the recreational and scenic beauty advantages of ~~such the~~ river in its natural state, ~~the department shall so find and the permit be denied. If the department finds that approval of the~~

b. The permit will cause environmental pollution, as defined in s. 299.01 (4), ~~the permit shall be denied.~~

NOTE: Inserts preferred spelling of "lakeshore", deletes unnecessary parentheses and subdivides long sentences and subsection for improved readability and conformity with current style.

SECTION 75. 31.06 (3) (c) 2. (intro.) of the statutes is created to read:

31.06 (3) (c) 2. (intro.) The department shall deny the permit if it finds any of the following:

NOTE: Creates (intro.) to facilitate the subdivision of s. 31.06 (3) (c) by the previous section of this bill.

SECTION 76. 35.91 (1) of the statutes is amended to read:

35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a price ~~(, calculated to the nearest dollar),~~ to be fixed by the department, based on cost plus 75% of the revisor's expenditures under s. 20.765 (3) (a) during the preceding biennium. The department may sell non-current editions of the Wisconsin statutes and Wisconsin annotations at reduced prices to be fixed by it.

NOTE: Replaces parentheses consistent with current style.

SECTION 77. 39.11 (4), (6), (7) and (8) of the statutes are amended to read:

39.11 (4) Initiate, develop and maintain a comprehensive state plan for the orderly operation of a statewide television system for the presentation of noncommercial instructional programs ~~which that~~ will serve the best interests of the people of the state now and in the future;.

(6) Furnish leadership in securing adequate funding for statewide joint use of radio and television for educational and cultural purposes, including funding for media programming for broadcast over the state networks. The educational communications board may submit joint budget requests with state agencies and other nonstate organizations or corporations for the purposes ~~stated above; enumerated in this subsection.~~

(7) Lease, purchase or construct radio and television facilities for joint use, such as network interconnection or relay equipment, mobile units, or other equipment available for statewide use;.

(8) Apply for, construct and operate radio and television transmission equipment in order to provide broadcast service to all areas of this state;.

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

SECTION 78. 40.02 (24) (a) of the statutes is amended to read:

40.02 (24) (a) A supreme court justice, court of appeals judge, circuit judge or state, county or municipal official elected by vote of the people;.

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

SECTION 79. 40.02 (25) (a) 1., 2. and 3. of the statutes are amended to read:

40.02 (25) (a) 1. Any participating state employee who has been participating under the Wisconsin retirement system for a period of at least 6 months prior to attainment of age 70 not including any period of leave of absence without pay;.

2. Any state employee who is a member or employee of the legislature, a state constitutional officer, a district attorney who did not elect under s. 978.12 (6) to continue insurance coverage with a county, or who did elect such coverage but has terminated that election under s. 978.12 (6), a justice of the supreme court, a court of appeals judge, a circuit judge or the chief clerk or sergeant at arms of the senate or assembly;.

3. The blind employees of the Wisconsin workshop for the blind authorized under s. 47.03 (1) (b), 1989 stats., or of the nonprofit corporation with which the department of workforce development contracts under s. 47.03 (1m) (a), 1989 stats., as of the beginning of the calendar month following completion of 1,000 hours of service. Persons employed by an employer who are blind when hired shall not be eligible for life insurance premium waiver because of any disability ~~which that~~ is directly or indirectly attributed to blindness and may convert life insurance coverage only once under the contract;.

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

SECTION 80. 40.02 (25) (b) 1. of the statutes, as affected by 1999 Wisconsin Act 9, is amended to read:

40.02 (25) (b) 1. Any teacher who is employed by the university for an expected duration of not less than 6 months on at least a one-third full-time employment basis and who is not described in subd. 1m.;

SECTION 81. 40.02 (25) (b) 2., 2m., 3., 4., 5., 6. b., 7., 8., 9. and 10. of the statutes are amended to read:

40.02 (25) (b) 2. Any person employed as a graduate assistant and other employes-in-training as are designated by the board of regents of the university, who are employed on at least a one-third full-time basis;.

2m. A crew leader or regional crew leader employed by the Wisconsin conservation corps board for whom the Wisconsin conservation corps board under s. 106.215 (10) (fm) has authorized group health care coverage;.

3. The surviving spouse of an employe, or of a retired employe, who is currently covered by health insurance at the time of death of the employe or retired employe. The spouse shall have the same right to health insurance coverage as the deceased employe or retired employe, but

without state contribution, under rules promulgated by the secretary;.

4. Any insured employe who is retired on an immediate or disability annuity, or who receives a lump sum payment under s. 40.25 (1) ~~which~~ that would have been an immediate annuity if paid as an annuity, if the employe meets all of the requirements for an immediate annuity including filing of application whether or not final administrative action has been taken;.

5. Any participating state employe under the Wisconsin retirement system, notwithstanding par. (a) 1.;

6. b. Who is eligible for an immediate annuity but defers application;.

7. Any employe whose health insurance premiums are being paid under s. 40.05 (4) (bm);.

8. Any other state employe for whom coverage is authorized under a collective bargaining agreement pursuant to subch. I or V of ch. 111 or under s. 230.12 or 233.10;.

9. Except as provided under s. 40.51 (7), any other employe of any employer, other than the state, ~~which~~ that has acted under s. 40.51 to make such coverage available to its employes;.

10. Any participating employe who is an employe of this state and who qualifies for a disability benefit under s. 40.63 or 40.65; ~~or~~;

NOTE: Replaces punctuation for internal consistency.

SECTION 82. 40.06 (1) (a) of the statutes is amended to read:

40.06 (1) (a) Except as otherwise provided by rule or statute, the employe contributions and premium payments specified in s. 40.05 shall be deducted from the earnings of each employe and from the annuity ~~if sufficient~~ of each insured retired employe and transmitted to the department, or an agent specified by the department, in the manner and within the time limit fixed by the department together with the required employer contributions and premium payments and reports in the form specified by the department. Notwithstanding any other law, rule or regulation, the payment of earnings less the required deductions shall be a complete discharge of all claims for service rendered during the period covered by the payment.

NOTE: Replaces parentheses in conformity with current style.

SECTION 83. 43.05 (14) of the statutes is amended to read:

43.05 (14) (b) Conduct a review of a public library system if at least 30% of the libraries in participating municipalities that include at least 30% of the population of all participating municipalities state in the report under s. 43.58 (6) (c) that the public library system did not adequately meet the needs of the library. If the division determines that the public library system did not adequately meet the needs of libraries participating in the system, it shall prepare an advisory plan suggesting how

the public library system can so do in the future, including suggestions designed to foster intrasystem communications and local dispute resolution. The advisory plan shall be distributed to the public library system board, the boards of all libraries participating in the system and the county boards of all counties participating in the system.

(a) In this subsection, "participating municipality" has the meaning given in s. 43.18 (1) ~~(e)~~ (ag).

NOTE: The definition of "participating municipality" is relocated to a separate paragraph at the beginning of the subsection consistent with current style. The cross-reference is changed due to the renumbering of s. 43.18 (1) (c) to s. 43.18 (1) (ag) in SECTION 86.

SECTION 84. 43.18 (1) (intro.) of the statutes is renumbered 43.18 (1) (am) and amended to read:

43.18 (1) (am) Not less than 3 years after affiliating with a public library system, a participating municipality or a county may withdraw from the system by adoption of a resolution by a two-thirds vote of its governing body under pars. ~~(a)~~ (ar) and (b), if the resolution is adopted at least 6 months prior to the close of the system's fiscal year. The resolution shall become effective at the close of the system's fiscal year.

NOTE: This provision is not an introductory paragraph and is renumbered to a paragraph as it is one of the several paragraphs in s. 43.18 (1) dealing with municipal withdrawals from library systems. Cross-reference is changed to reflect renumbering in SECTION 85.

SECTION 85. 43.18 (1) (a) of the statutes is renumbered 43.18 (1) (ar).

NOTE: This provision is renumbered to accommodate the renumbering of 43.18 (1) (intro.) and (c) by this bill.

SECTION 86. 43.18 (1) (c) of the statutes is renumbered 43.18 (1) (ag).

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

SECTION 87. 45.35 (17) (c) 1. a. and b. of the statutes are amended to read:

45.35 (17) (c) 1. a. The applicant did not report income amounts as required on the loan application;.

b. The applicant did not make the disclosures required under subd. 2. a., b. or c. on the loan application; ~~or~~;

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

SECTION 88. 45.37 (4) (c) (intro.) of the statutes is renumbered 45.37 (4) (c) 1m. (intro.).

NOTE: See the note to the next section of this bill.

SECTION 89. 45.37 (4) (c) 1. to 4. of the statutes are renumbered 45.37 (4) (c) 1m. a. to d. and amended to read:

45.37 (4) (c) 1m. a. Eligible veterans shall have 1st priority;.

b. Spouses of eligible veterans shall be given 2nd priority;.

c. Surviving spouses of eligible veterans shall be given 3rd priority;.

d. Parents of eligible veterans shall be given 4th priority;.

NOTE: Section 45.37 (4) (c) 1. to 4. is a series that sets out the order of priority for admission to the veteran's home. Subdivision 5. gives authority to deviate from that order and is not properly a part of the series. Paragraph (c) is renumbered to separate subd. 5. from subds. 1. to 4. Punctuation is replaced consistent with current style.

SECTION 90. 46.03 (2a) of the statutes is amended to read:

46.03 (2a) GIFTS. ~~The department may~~ Be authorized to accept gifts, grants or donations of money or of property from private sources to be administered by the department for the execution of its functions. All moneys so received shall be paid into the general fund and are appropriated therefrom as provided in s. 20.435 (9) (i).

NOTE: Modifies text for sentence agreement with s. 46.03 (intro.).

SECTION 91. 46.03 (4) (a) of the statutes is amended to read:

46.03 (4) (a) Develop and maintain such education and prevention programs of education and prevention as it deems that it considers to be proper.

NOTE: Inserts specific references for improved readability.

SECTION 92. 46.03 (4) (b) 1. of the statutes is renumbered 46.03 (4) (b) and amended to read:

46.03 (4) (b) ~~The department, in~~ In order to discharge more effectively its responsibilities under this chapter and ch. 48 and other relevant provisions of the statutes, is ~~be~~ authorized to study causes and methods of prevention and treatment of mental illness, mental deficiency, mental infirmity, and related social problems, including establishment of demonstration projects to apply and evaluate such methods in actual cases. The department is directed and authorized to utilize all powers provided by the statutes, including the authority under sub. (2a), to accept grants of money or property from federal, state or private sources, and to enlist the cooperation of other appropriate agencies and state departments; ~~it.~~ The department may enter into agreements with local government subdivisions, departments and agencies for the joint conduct of ~~such these~~ projects; and it may purchase services when deemed appropriate.

NOTE: Modifies text for sentence agreement with s. 46.03 (intro.). Section 46.03 (4) (b) is not divided into subdivisions. Divides long sentence and inserts specific reference for improved readability.

SECTION 93. 46.22 (1) (c) 1. (intro.) and a. of the statutes are amended to read:

46.22 (1) (c) 1. (intro.) Make investigations in cooperation with the court, institution superintendent, district attorney and other agencies and officials operating in the welfare field regarding admissions to and release (or conditional release) from the following institutions:

a. 'County institutions.' ~~County~~ Any county infirmary, home, asylum or hospital (for mental diseases, tuberculosis or otherwise) ~~or asylum.~~

NOTE: Adds "any" for sentence agreement. Replaces parentheses for greater conformity with current style and improved readability.

SECTION 94. 48.04 (1) of the statutes is renumbered 48.04.

NOTE: Section 48.04 is not divided into subsections.

SECTION 95. 48.067 (1), (3), (4), (5), (6), (7) and (8) of the statutes are amended to read:

48.067 (1) Provide intake services 24 hours a day, 7 days a week, for the purpose of screening children taken into custody and not released under s. 48.20 (2) and the adult expectant mothers of unborn children taken into custody and not released under s. 48.203 (1);.

(3) Determine whether the child or the expectant mother of an unborn child shall be held under s. 48.205 and such policies as the judge shall promulgate under s. 48.06 (1) or (2);.

(4) If the child or the expectant mother of an unborn child is not released, determine where the child or expectant mother shall be held;.

(5) Provide crisis counseling during the intake process when such counseling appears to be necessary;.

(6) Receive referral information, conduct intake inquiries, request that a petition be filed, and enter into informal dispositions under policies promulgated under s. 48.06 (1) or (2);.

(7) Make referrals of cases to other agencies if their assistance appears to be needed or desirable;.

(8) Make interim recommendations to the court concerning children, and unborn children and their expectant mothers, awaiting final disposition under s. 48.355; ~~and.~~

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

SECTION 96. 48.205 (1) (a) of the statutes is amended to read:

48.205 (1) (a) Probable cause exists to believe that if the child is not held he or she will cause injury to himself or herself or be subject to injury by others;.

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

SECTION 97. 48.205 (1) (am) of the statutes is amended to read:

48.205 (1) (am) Probable cause exists to believe that if the child is not held he or she will be subject to injury by others, based on a determination under par. (a) or a finding under s. 48.21 (4) that if another child in the home is not held that child will be subject to injury by others;.

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

SECTION 98. 48.205 (1) (b) of the statutes is amended to read:

48.205 (1) (b) Probable cause exists to believe that the parent, guardian or legal custodian of the child or other responsible adult is neglecting, refusing, unable or unavailable to provide adequate supervision and care and that services to ensure the child's safety and well-being are not available or would be inadequate; ~~or.~~

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

SECTION 99. 48.41 (2) (a) of the statutes is amended to read:

48.41 (2) (a) The parent appears personally at the hearing and gives his or her consent to the termination of his or her parental rights. The judge may accept the consent only after the judge has explained the effect of termination of parental rights and has questioned the parent, or has permitted an attorney who represents any of the parties to question the parent, and is satisfied that the consent is informed and voluntary; ~~or~~.

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

SECTION 100. 48.42 (1) (a) and (b) of the statutes are amended to read:

48.42 (1) (a) The name, birth date and address of the child;

(b) The names and addresses of the child's parent or parents, guardian and legal custodian;

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

SECTION 101. 48.42 (1) (c) (intro.) of the statutes is created to read:

48.42 (1) (c) (intro.) One of the following:

NOTE: The creation of s. 48.42 (1) (c) (intro.) is necessitated by the amendment of s. 48.42 (1) (c) 1.

SECTION 102. 48.42 (1) (c) 1. of the statutes is amended to read:

48.42 (1) (c) 1. A statement that consent will be given to termination of parental rights as provided in s. 48.41; ~~or~~.

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

SECTION 103. 48.60 (2) (a), (b) and (c) of the statutes are amended to read:

48.60 (2) (a) A relative or guardian who provides care and maintenance for such children;

(b) A bona fide educational institution whose pupils, in the ordinary course of events, return annually to the homes of their parents or guardians for not less than 2 months of summer vacation;

(c) A public agency;

SECTION 104. 48.60 (2) (d) of the statutes, as affected by 1999 Wisconsin Act 9, is amended to read:

48.60 (2) (d) A hospital, maternity hospital, maternity home or nursing home licensed, approved or supervised by the department;

NOTE: SECTIONS 103 and 104 replace punctuation for internal consistency and conformity with current style.

SECTION 105. 48.61 (1) to (6) of the statutes are amended to read:

48.61 (1) To accept legal or physical custody of children transferred to it by the court under s. 48.355;

(2) To contract with any parent or guardian or other person for the supervision or care and maintenance of any child;

(3) To provide appropriate care and training for children in its legal or physical custody and, if licensed to do so, to place children in licensed foster homes, licensed treatment foster homes and licensed group homes;

(4) To provide for the moral and religious training of children in its legal custody according to the religious belief of the child or the child's parents;

(5) If licensed to do so, to accept guardianship of children when appointed by the court, and to place children under its guardianship for adoption;

(6) To provide services to the court under s. 48.07;

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

SECTION 106. 50.05 (9) (a) (intro.) of the statutes is amended to read:

50.05 (9) (a) (intro.) A receiver may not be required to honor any lease, mortgage, secured transaction or other wholly or partially executory contract entered into by the owners or operators of the facility if any of the following is applicable:

NOTE: Adds language for clarity, internal consistency and conformity with current style. See also the next SECTION of the bill.

SECTION 107. 50.05 (9) (a) 1. of the statutes is amended to read:

50.05 (9) (a) 1. The person seeking payment under the lease, mortgage, secured transaction or other wholly or partially executory contract was an operator or controlling person of the facility or was an affiliate of an operator or controlling person at the time the lease, mortgage, secured transaction or other wholly or partially executory contract was made; ~~or~~.

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

SECTION 108. 50.49 (1) (b) (intro.) of the statutes is amended to read:

50.49 (1) (b) (intro.) "Home health services" means the following items and services that are furnished to an individual, who is under the care of a physician, by a home health agency or by others under arrangements with them made by such the home health agency, that are under a plan (for furnishing such those items and services to such the individual) that is established and periodically reviewed by a physician, ~~which items and services that~~ are, except as provided in subd. 6., provided on a visiting basis in a place of residence used as such the individual's home:

NOTE: Inserts specific references and deletes unnecessary parentheses for improved readability and consistency with current style.

SECTION 109. 51.05 (1) (title), (2) (title), (3) (title), (3g) (title), (3m) (title) and (4) (title) of the statutes are created to read:

51.05 (1) (title) DESIGNATION.

(2) (title) ADMISSIONS AUTHORIZED BY COUNTIES.

(3) (title) ADMISSIONS AUTHORIZED BY DEPARTMENT.

(3g) (title) EXPENSE REDUCTION.

(3m) (title) REVENUES AND EXPENDITURES; REPORTS.

(4) (title) TRANSFERS AND DISCHARGES.

NOTE: The remaining subsections of s. 51.05 have titles.

SECTION 110. 51.20 (2) of the statutes is renumbered 51.20 (2) (a) and amended to read:

51.20 (2) (a) Upon the filing of a petition for examination, the court shall review the petition to determine whether an order of detention should be issued. The subject individual shall be detained only if there is cause to believe that the individual is mentally ill, drug dependent or developmentally disabled and the individual is eligible for commitment under sub. (1) (a) or (am) based upon specific recent overt acts, attempts or threats to act or on a pattern of recent acts or omissions made by the individual.

(b) If the subject individual is to be detained, a law enforcement officer shall present the subject individual with a notice of hearing, a copy of the petition and detention order and a written statement of the individual's right to an attorney, a jury trial if requested more than 48 hours prior to the final hearing, the standard upon which he or she may be committed under this section and the right to a hearing to determine probable cause for commitment within 72 hours after the individual arrives at the facility, excluding Saturdays, Sundays and legal holidays. The officer shall orally inform the individual that he or she is being taken into custody as the result of a petition and detention order issued under this chapter. If the individual is not to be detained, the law enforcement officer shall serve these documents on the subject individual and shall also orally inform the individual of these rights. The individual who is the subject of the petition, his or her counsel and, if the individual is a minor, his or her parent or guardian, if known, shall receive notice of all proceedings under this section. The court may also designate other persons to receive notices of hearings and rights under this chapter. Any such notice may be given by telephone. The person giving telephone notice shall place in the case file a signed statement of the time notice was given and the person to whom he or she spoke. The notice of time and place of a hearing shall be served personally on the subject of the petition, and his or her attorney, within a reasonable time prior to the hearing to determine probable cause for commitment.

(c) If the law enforcement officer has a detention order issued by a court, or if the law enforcement officer has cause to believe that the subject individual is mentally ill, drug dependent or developmentally disabled and is eligible for commitment under sub. (1) (a) or (am), based upon specific recent overt acts, attempts or threats to act or on a pattern of omissions made by the individual, the law enforcement officer shall take the subject individual into custody. If the individual is detained by a law enforcement officer, the individual shall be orally informed of his or her rights under this section on arrival

at the detention facility by the facility staff, who shall also serve all documents required by this section on the individual.

(d) Placement shall be made in a hospital ~~which~~ that is approved by the department as a detention facility or under contract with a county department under s. 51.42 or 51.437, approved public treatment facility, mental health institute, center for the developmentally disabled under the requirements of s. 51.06 (3), state treatment facility, or in an approved private treatment facility if the facility agrees to detain the subject individual. Upon arrival at the facility, the individual is ~~deemed~~ considered to be in the custody of the facility.

NOTE: Subdivides long provision for improved readability. Replaces disfavored term.

SECTION 111. 51.20 (9) (a) of the statutes is renumbered 51.20 (9) (a) 1. and amended to read:

51.20 (9) (a) 1. If the court finds after the hearing that there is probable cause to believe the allegations under sub. (1), it shall appoint 2 licensed physicians specializing in psychiatry, or one licensed physician and one licensed psychologist, or 2 licensed physicians one of whom shall have specialized training in psychiatry, if available, or 2 physicians, to personally examine the subject individual. ~~Such~~ The examiners shall have the specialized knowledge determined by the court to be appropriate to the needs of the subject individual. The examiners may not be related to the subject individual by blood or marriage and may not have any interest in his or her property.

2. One of the examiners appointed under subd. 1. may be selected by the subject individual if ~~such person~~ the subject individual makes his or her selection known to the court within 24 hours after completion of the hearing to determine probable cause for commitment. The court may deny the subject individual's selection if the examiner does not meet the requirements of ~~this paragraph subd. 1.~~ or ~~such person~~ the subject individual's selection is not available.

3. If requested by the subject individual, the individual's attorney or any other interested party with court permission, the individual has a right at his or her own expense or, if indigent and with approval of the court hearing the petition, at the reasonable expense of the individual's county of legal residence, to secure an additional medical or psychological examination, and to offer the evaluator's personal testimony, as evidence at the hearing. ~~The examiners may not be related to the subject individual by blood or marriage, and may have no interest in his or her property.~~

4. Prior to the examination, the subject individual shall be informed that his or her statements can be used as a basis for commitment ~~and,~~ that he or she has the right to remain silent, and that the examiner is required to make a report to the court even if the subject individual remains silent. ~~A written report shall be made of all such~~

examinations and filed with the court. The issuance of such a warning to the subject individual prior to each examination establishes a presumption that the individual understands that he or she need not speak to the examiner.

5. The examiners shall personally observe and examine the subject individual at any suitable place and satisfy themselves, if reasonably possible, as to the individual's mental condition, and shall make independent reports to the court. The subject individual's treatment records shall be available to the examiners. If the subject individual is not detained pending the hearing, the court shall designate the time and place where the examination is to be held and shall require the individual's appearance. A written report shall be made of all such examinations and filed with the court. The report and testimony, if any, by the examiners shall be based on beliefs to a reasonable degree of medical certainty, or professional certainty if an examiner is a psychologist, in regard to the existence of the conditions described in sub. (1), and the appropriateness of various treatment modalities or facilities. If the examiners are unable to make conclusions to a reasonable degree of medical or professional certainty, the examiners shall so state in their report and testimony, if any.

NOTE: Subdivides long provision and reorders text for improved readability.

SECTION 112. 59.22 (2) (a) of the statutes is amended to read:

59.22 (2) (a) The Except for elective offices included under sub. (1), supervisors and circuit judges, the board has the powers set forth in this subsection, sub. (3) and s. 59.03 (1) as to any office, department, board, commission, committee, position or employe in county service (other than elective offices included under sub. (1), supervisors and circuit judges) created under any statute, the salary or compensation for which is paid in whole or in part by the county, and the jurisdiction and duties of which lie within the county or any portion thereof and the powers conferred by this section shall be in addition to all other grants of power and shall be limited only by express language.

NOTE: Reorders text for more logical placement and to eliminate parentheses.

SECTION 113. 59.22 (2) (c) of the statutes is renumbered 59.22 (2) (c) 1. (intro.) and amended to read:

59.22 (2) (c) 1. (intro.) The Except as provided in subd. 2. and par. (d), the board may provide do any of the following:

a. Provide, fix or change the salary or compensation of any such office, board, commission, committee, position, employe or deputies to elective officers that is subject to sub. (1) without regard to the tenure of the incumbent (except as provided in par. (d)) and also establish,

b. Establish the number of employes in any department or office including deputies to elective officers, ~~and may establish.~~

c. Establish regulations of employment for any person paid from the county treasury, ~~but no.~~

2. No action of the board ~~shall~~ may be contrary to or in derogation of the rules ~~and regulations~~ of the department of health and family services under s. 49.33 (4) to (7) relating to employes administering old-age assistance, aid to families with dependent children, aid to the blind and aid to totally and permanently disabled persons or ss. 63.01 to 63.17.

NOTE: Subdivides provision and reorders text for more logical placement and to eliminate parentheses. Deletes "and regulations" as unnecessary. Departments are authorized to promulgate administrative rules, not regulations. Replaces improperly used "shall".

SECTION 114. 59.52 (11) (d) of the statutes is amended to read:

59.52 (11) (d) *Bonds of officers and employes.* Provide for the protection of the county and public against loss or damage resulting from the act, neglect or default of county officers, department heads and employes and may contract for and procure bonds or contracts of insurance to accomplish that purpose either from commercial companies or by self-insurance created by setting up an annual fund for such purpose or by a combination thereof. Any number of officers, department heads or employes not otherwise required by statute to furnish an official bond may be combined in a schedule or blanket bond or contract of insurance. So far as applicable ss. 19.01 (2), (2m), (3), (4) (d) and ~~(dd) (dm) and (4m)~~ and 19.07 shall apply to ~~such~~ the bonds or contracts of insurance. The bond shall be for a definite period, ~~and each.~~ Each renewal ~~thereof of the bond~~ shall constitute a new bond for the principal amount covering the renewal period.

NOTE: Reflects treatment of s. 19.01 (4) (d) and (dd) by this bill.

SECTION 115. 59.57 (2) (c) 2. and 3. of the statutes are amended to read:

59.57 (2) (c) 2. "Industrial development agency" or "agency" means a public body corporate and politic created under this subsection, which agency shall have the characteristics and powers described in this subsection;.

3. "Industrial development project" means any site, structure, facility or undertaking comprising or being connected with or being a part of an industrial or manufacturing enterprise established or to be established by an industrial development agency;.

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

SECTION 116. 59.79 (9) (title) of the statutes is renumbered 59.792 (title) and amended to read:

59.792 (title) Sewage Milwaukee County; sewage, waste, refuse.

NOTE: Section 59.97 (9) is moved to a separate section in order to subdivide this long provision and to revise its structure to conform more closely with current style. See the next 4 SECTIONS of this bill.

SECTION 117. 59.79 (9) (a) of the statutes is renumbered 59.792 (2) and amended to read:

59.792 (2) Provide The county's board may provide for the transmission and disposal of sewage from any of the county buildings, and for such purpose. The county shall after October 1, 1965, annually pay to the municipality in which the buildings are situated for the transmission and disposal of sewage, such its proportion of the expense of the transmission and disposal of the sewage by the municipality, as certified under s. 66.91 (5), to any such municipality; such. The county's proportionate expense to shall be determined by the ratio which that the amount of sewage contributed by any such county buildings may bear bears to the total amount of sewage contributed by any such the municipality to such the sewage system; but each. Each municipality in which county buildings are located, if payment is to be made, shall provide and furnish meters to determine the amount of sewage so contributed. This paragraph subsection shall not apply to user charges billed to the county under s. 66.912.

NOTE: Deletes obsolete transition provision and reorganizes text and breaks up long sentence for improved readability and conformity with current style. See also the note to the previous section of this bill.

SECTION 118. 59.79 (9) (b) of the statutes is renumbered 59.792 (3) (a) 1. and amended to read:

59.792 (3) (a) 1. Engage in the function of the destruction or disposal of waste by providing dumpage facilities; acquire.

2. Acquire lands by purchase, lease, donation or right of eminent domain within such the county and use the lands as dumpage sites for depositing, salvaging, processing, burning or otherwise disposing of the waste, and acquire.

3. Acquire land by purchase, lease or donation outside such the county for said purposes described in subd. 2. where state and local regulations permit; construct.

4. Construct and equip incinerators and other structures to be used for disposal of waste; maintain.

5. Maintain, control and operate dumpage sites; maintain.

6. Maintain, control and operate incinerators for burning such materials; utilize waste.

7. Utilize or dispose of by sale or otherwise heat or power reclaimed from incinerator facilities; sell.

8. Sell all salvageable waste materials and by-products; levy.

9. Levy a tax to create a working capital fund to maintain and operate dumpage facilities, construct, equip and operate incinerators and other structures for disposal of wastes; charge.

10. Charge or assess reasonable fees to persons making use of such sites, incinerators or other structures for the disposal of waste; make.

11. Make charges approximately commensurate with the cost of services rendered to any municipality using the county waste disposal facilities; authorize.

12. Authorize payment to any municipality, in which county waste disposal facilities, including incinerators, are located, to cover the reasonable cost of fire fighting services rendered to such the county when the occasion demands such fire fighting service; contract is required.

13. Contract with private collectors and municipalities and transporters to receive and dispose of waste other than garbage at dumpage and incinerator sites; levy.

14. Levy taxes to provide funds to acquire sites and to construct and equip incinerators and other structures for disposal of wastes; enact.

15. Enact and enforce ordinances, and adopt and enforce rules and regulations, necessary for the orderly conduct of providing such dumpage facilities and services and provide forfeitures for the violation thereof.

(b) The charges for waste disposal services shall be determined by the board and shall include a reasonable charge for depreciation. In the determination of the charges the board shall give full consideration to any fees directly collected for the service. Waste disposal charges shall be apportioned under s. 70.63 to the respective municipalities receiving the service. The depreciation charges shall create a reserve for future capital outlays for waste disposal facilities.

(c) Before acquiring ~~in such county~~ any site in the county to be used for dumping or the erection of an incinerator or other structure for the disposal of waste, a public hearing shall be held in the county following notice of hearing by publication as a class 3 notice, under ch. 985. ~~The term "waste" as used in this paragraph includes, without limitation because of enumeration, garbage, ashes, municipal, domestic, industrial and commercial rubbish, waste or refuse material.~~

(d) The powers conferred by this paragraph subsection are declared to be necessary to the preservation of the public health, welfare and convenience of the county.

NOTE: The definition of "waste" is relocated to the beginning of the section in conformity with current style by the next section of this bill. Breaks up long sentence and subdivides provision for improved readability and conformity with current style. See also the previous 2 sections of this bill.

SECTION 119. 59.792 (1) of the statutes is created to read:

59.792 (1) In this section:

(a) "County" means a county with a population of 500,000 or more.

(b) "Waste" includes, without limitation because of enumeration, garbage, ashes, municipal, domestic, industrial and commercial rubbish, waste or refuse material.

NOTE: "County" is made a defined term for clarity. The definition of "waste" is relocated from within the text of the provision for conformity with current style. See also the previous 3 sections of this bill.

SECTION 120. 59.792 (3) (a) (intro.) of the statutes is created to read:

59.792 (3) (a) (intro.) The county's board may do any of the following:

NOTE: The renumbering of s. 59.72 (9) (b) to s. 59.792 (3) (a) 1. by this bill necessitates the creation of this (intro.) paragraph.

SECTION 121. 59.84 (2) (d) 5. of the statutes is amended to read:

59.84 (2) (d) 5. Whenever, before actual expressway project construction, a saving is shown to be probable in the cost of constructing a proposed new municipal or privately owned public utility ~~which, if presently installed in a public way in a proposed normal manner, would ultimately be interfered with by expressway construction~~, by initially constructing the municipal or privately owned public utility in other than a normal manner to accommodate future expressway construction, in order to effect savings by avoiding reconstruction and relocating at a later date, the board may contract with the municipal government or utility company involved for the construction of the public utility in ~~such~~ other than normal manner and to pay to ~~it~~ the municipal government or utility company the portion of the cost of the special construction in excess of the cost if constructed in the proposed normal manner. ~~Funds for such purpose, the funds for which~~ may be taken from the land acquisition fund authorized in subd. 2.

NOTE: Replaces parentheses and inserts specific reference for improved readability and conformity with current style.

SECTION 122. 67.03 (1) (intro.) and (b) of the statutes are consolidated, renumbered 67.03 (1) (a) and amended to read:

67.03 (1) (a) Except as provided in s. 67.01 (9), municipalities may borrow money and issue municipal obligations therefor only for the purposes and by the procedure specified in this chapter. The aggregate amount of indebtedness, including existing indebtedness, of any municipality shall not exceed 5% of the value of the taxable property located ~~therein in the municipality~~ as equalized for state purposes except as follows: ~~(b) For that the aggregate amount of indebtedness of any school district which that offers no less than grades 1 to 12 and which that at the time of incurring such the debt is eligible to receive state aid under s. 121.08, shall not exceed 10% of such the equalized value shall be permitted of the taxable property located in the school district.~~

(b) Any school district about to incur indebtedness may apply to the state superintendent of public instruction for, and the state superintendent may issue, a certificate as to the eligibility of the school district to receive state aid under s. 121.08, which certificate shall be con-

clusive as to such eligibility for 30 days, but not beyond the next June 30.

NOTE: Renumbers provision to eliminate improper use of the (intro.) paragraph and replaces disfavored terms.

SECTION 123. 70.77 (1) of the statutes is renumbered 70.77.

NOTE: Deletes unnecessary subsection number. Section 70.77 is not divided into subsections.

SECTION 124. 77.51 (4) (b) 1. of the statutes is amended to read:

77.51 (4) (b) 1. Cash or term discounts allowed and taken on sales;

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

SECTION 125. 77.51 (15) (a) 1., 2. and 3. of the statutes are amended to read:

- 77.51 (15) (a) 1. The cost of the property sold;
2. The cost of the materials used, labor or service cost, losses or any other expenses;
3. The cost of transportation of the property prior to its purchase;

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

SECTION 126. 77.51 (15) (b) 1. and 2. of the statutes are amended to read:

- 77.51 (15) (b) 1. Cash discounts allowed and taken on sales;
2. The amount charged for property returned by customers when that entire amount is refunded either in cash or in credit;

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

SECTION 127. 77.52 (18) (intro.) and (a) of the statutes are renumbered 77.52 (18) (am) and (bm).

NOTE: Corrects numbering. This provision contains 2 separate paragraphs. The current (intro.) paragraph is not an introductory paragraph under current drafting standards.

SECTION 128. 77.55 (1) (a) of the statutes is amended to read:

77.55 (1) (a) The United States, its unincorporated agencies and instrumentalities;

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

SECTION 129. 77.61 (5) (b) (intro.), 1., 2., 3., 4. and 5. of the statutes are amended to read:

77.61 (5) (b) (intro.) Subject to pars. (c) and (d) and to the rules of the department, any sales tax or use tax returns or any schedules, exhibits, writings or audit reports pertaining to the ~~same~~ returns, on file with the department, shall be open to examination by any of the following persons or the contents thereof divulged or used as provided in the following cases and only to the extent therein authorized:

1. The secretary of revenue, or any officer, agent or employe of the department of revenue;
2. The attorney general, department of justice employes;

3. Members of the senate committee on organization or its authorized agents or the assembly committee on organization or its authorized agents provided the examination is approved by a majority vote of a quorum of its members and the tax return information is disclosed only in a meeting closed to the public. The committee may disclose tax return information to the senate or assembly or to other legislative committees if the information does not disclose the identity of particular returns or reports and the items thereof of particular returns or reports. The department of revenue shall provide assistance to the committees or their authorized agents in order to identify returns deemed that are considered necessary by them to accomplish the review and analysis of tax policy.

4. Public officers of the federal government or other state governments or the authorized agents of ~~such~~ those officers, where necessary in the administration of the laws of ~~such~~ the federal government or other state governments, to the extent that ~~such~~ the federal government accords or other state governments accord similar rights of examination or information to officials of this state.

5. a. The person who filed or submitted ~~such~~ the return, or to whom the ~~same~~ return relates or by that person's authorized agent or attorney.

b. The person required to file reports on collection or taxes withheld from another.

NOTE: Replaces punctuation for internal consistency and conformity with current style, replaces disfavored terms and corrects sentence agreement.

SECTION 130. 77.62 (1) of the statutes is renumbered 77.62, and 77.62 (2), (3), (4) and (5), as renumbered, are amended to read:

77.62 (2) Release real property from the lien of a warrant.

(3) Satisfy warrants.

(4) Approve instalment payment agreements.

(5) Compromise on the basis of ability to pay.

NOTE: Deletes unnecessary subsection division. Section 77.62 is not divided into subsections. Replaces punctuation for internal consistency and conformity with current style.

SECTION 131. 77.995 of the statutes is renumbered 77.995 (2) and amended to read:

77.995 (2) There is imposed a fee at the rate of 3%, or 5% for the rental of limousines, of the gross receipts on the rental, but not for rental and not for rental as a service or repair replacement vehicle of Type 1 automobiles, as defined in s. 340.01 (4) (a); of station wagons, as defined in s. 340.01 (61); of mobile homes, as defined in s. 340.01 (29); of motor homes, as defined in s. 340.01 (33m); and of camping trailers, as defined in s. 340.01 (6m) by establishments primarily engaged in short-term rental of vehicles without drivers, for a period of 30 days or less, unless the sale is exempt from the sales tax under s. 77.54 (1), (4), (7) (a), (7m) or (9a). ~~In this section, "limousine" means a passenger automobile that has a capacity of 10 or fewer persons, excluding the driver; that has a~~

~~minimum of 5 seats behind the driver; that is operated for hire on an hourly basis under a prearranged contract for the transportation of passengers on public roads and highways along a route under the control of the person who hires the vehicle and not over a defined regular route; but "limousine" does not include taxicabs, hotel or airport shuttles or buses, buses employed solely in transporting school children or teachers, vehicles owned and operated without charge or remuneration by a business entity for its own purposes, vehicles used in carpools or vanpools, public agency vehicles that are not operated as a commercial venture, vehicles operated as part of the employment transit assistance program under s. 106.26, ambulances or any vehicle that is used exclusively in the business of funeral directing.~~

NOTE: The next section of this bill moves the stricken definitions to a separate definitions subsection at the beginning of the section in conformity with current style.

SECTION 132. 77.995 (1) of the statutes is created to read:

77.995 (1) In this section:

(a) Except as provided in par. (b), "limousine" means a passenger automobile that has a capacity of 10 or fewer persons, excluding the driver; that has a minimum of 5 seats behind the driver; and that is operated for hire on an hourly basis under a prearranged contract for the transportation of passengers on public roads and highways along a route under the control of the person who hires the vehicle and not over a defined regular route.

(b) "Limousine" does not include taxicabs, hotel or airport shuttles or buses, buses employed solely in transporting school children or teachers, vehicles owned and operated without charge or remuneration by a business entity for its own purposes, vehicles used in car pools or van pools, public agency vehicles that are not operated as a commercial venture, vehicles operated as part of the employment transit assistance program under s. 106.26, ambulances or any vehicle that is used exclusively in the business of funeral directing.

NOTE: Moves definition to beginning of section in conformity with current style. Inserts preferred spelling of "car pool" and "van pool".

SECTION 133. 78.39 (2) and (3) of the statutes are amended to read:

78.39 (2) "Alternate fuels dealer" means any person ~~(including the state of Wisconsin and any political subdivision thereof of the state,~~ but not including the United States or its agencies except to the extent now or hereafter permitted by the constitution and laws thereof) of the United States, in the business of handling alternate fuels who delivers any part thereof of the alternate fuels into the fuel supply tank or tanks of a motor vehicle not then owned or controlled by that person or to a retailer or user if the supplier reports and pays the tax under s. 78.40 (1).

(3) "Alternate fuels user" means the owner or other person ~~(including the state of Wisconsin and any political subdivision thereof of the state,~~ but not including the

United States or its agencies except to the extent now or hereafter permitted by the constitution and laws thereof of the United States, responsible for the operation of a motor vehicle at the time an alternate fuel is placed in the fuel supply tank or tanks thereof of the motor vehicle while such the vehicle is within this state.

NOTE: Replaces parentheses in conformity with current style. Inserts specific references and deletes "of Wisconsin" pursuant to s. 13.93 (1) (i).

SECTION 134. 79.10 (7m) (b) 1. a. of the statutes, as affected by 1999 Wisconsin Act 5, is renumbered 79.10 (7m) (b) 1.

NOTE: Deletes unnecessary subdivision paragraph numbering. Section 79.10 (7m) (b) 1. is not divided into smaller units.

SECTION 135. 84.09 (4) of the statutes is amended to read:

84.09 (4) The cost of the lands and interests acquired and damages allowed pursuant to this section, expenses incidental thereto, expenses of the county highway committee incurred in performing duties under this section and the county highway committee's customary per diem (, or if on an annual salary, a per diem not to exceed the lawful rate permitted for members of county boards) and expenses of the county highway committee incurred in performing duties pursuant to this section shall be if the highway committee members receive an annual salary, are paid out of the available improvement or maintenance funds, and members. Members of the a highway committee on who receive an annual salary basis shall be entitled to such the per diem paid, as compensation for their services, in addition to their annual salary fixed pursuant to s. 59.10 (3) (i).

NOTE: Breaks up long sentence and reorders text for more logical placement and to eliminate parentheses.

SECTION 136. 88.10 (2) of the statutes is renumbered 88.10.

NOTE: Deletes unnecessary subsection number. Section 88.10 is not divided into units.

SECTION 137. 93.11 (3) of the statutes is amended to read:

93.11 (3) The department may (, by general order; after public hearing), fix and cause to be collected a reasonable, uniform fee for certification where necessary for the adequate enforcement of an order issued under s. 93.10. The department shall fix and cause to be collected a reasonable, uniform fee for certification where the purpose of such certification is merely to furnish to an interested party an official statement of the grade.

NOTE: Replaces parentheses in conformity with current style.

SECTION 138. 94.43 (3) of the statutes is amended to read:

94.43 (3) Application for a seed labeler's license shall be submitted on a form prescribed by the department and shall be accompanied by a fee based on the gross sales of seed within the state by the applicant under his or her own label during the previous 12 months prior

to filing the application. Fees for a labeler's license shall be computed on gross sales according to the following schedule: ~~Less~~

(a) For gross sales that are less than \$10,000; \$25;

(b) For gross sales that are \$10,000 or more but less than \$25,000; \$50;

(c) For gross sales that are \$25,000 or more but less than \$75,000; \$100;

(d) For gross sales that are \$75,000 or more but less than \$200,000; \$150; ~~and,~~

(e) For gross sales that are \$200,000 or more; \$200.

NOTE: Subdivides provision in outline form and replaces punctuation consistent with current style. Adds "For gross sales" text to prevent beginning a subunit with a number.

SECTION 139. 94.66 (9) of the statutes is amended to read:

94.66 (9) A fee of one and one-quarter cent per ton on all liming materials (, or the equivalent amount on marl and paper mill refuse lime), sold within the state, with a minimum fee of \$1 shall be paid annually, for the preceding calendar year, on or before February 1 each year to the department by the licensee. These fees shall be used for research on liming materials or crop response thereto by the University of Wisconsin-Madison college of agricultural and life sciences, for the dissemination of the results of such research, and for other activities which that will tend to promote the correct usage of liming materials. In case the University of Wisconsin-Madison college of agricultural and life sciences is unable to carry on the recommended program the department may contract with another appropriate institution or agency.

NOTE: Replaces parentheses in conformity with current style and replaces "which" with "that" to correct grammar.

SECTION 140. 94.675 (1) and (2) of the statutes are amended to read:

94.675 (1) If its strength, quality, purity or effectiveness falls below the standards expressed on the label,

(2) If any substance has been substituted wholly or in part for the articles;

NOTE: Replaces punctuation in conformity with current style.

SECTION 141. 94.77 (2) of the statutes is renumbered 94.77.

NOTE: Deletes unnecessary subsection number. Section 94.77 is not divided into smaller units.

SECTION 142. 95.22 (1) of the statutes is renumbered 95.22 and amended to read:

95.22 Reports of animal diseases. Each veterinarian shall immediately report to the department the existence among animals of any communicable disease coming to the veterinarian's knowledge. The report shall be in writing and shall include a description of the diseased animal, the name and address of the owner or person in charge of the animal, if known, and the location of the animal. The definition of "communicable disease" in s. 990.01 (5g) does not apply to this ~~subsection~~ section.

NOTE: Deletes unnecessary subsection number. Section 95.22 is not divided into smaller units.

SECTION 143. 95.26 (4) of the statutes is amended to read:

95.26 (4) Cattle and American bison ~~which that~~ are classified as “reactors” to the brucellosis test ~~(, whether or not conducted pursuant to this section),~~ shall be slaughtered. A report of any test disclosing reactors shall be mailed to the owner thereof. The reactors shall be identified by a reactor tag and permanent mark as prescribed by the department. The owner shall effect slaughter of the reactors within 15 days of the date they are so identified, except that the department, for cause shown, may extend ~~such~~ the time an additional 15 days. ~~In the event~~ If the owner of reactors ~~shall fail~~ fails to comply with this subsection within the time limited, the department shall cause the removal and slaughter of ~~such~~ the reactors. No indemnity shall be paid on any reactors disposed of by the department. No milk shall be sold from any reactors or from any herd of cattle in which reactors are kept contrary to the provisions of this section.

NOTE: Replaces parentheses and disfavored language in conformity with current style.

SECTION 144. 97.27 (1) (a) of the statutes is amended to read:

97.27 (1) (a) ~~“Cold-storage~~ “Cold-storage warehouse” means a warehouse in which food is to be stored at temperatures between zero and 50 degrees Fahrenheit.

NOTE: Corrects spelling.

SECTION 145. 97.27 (1) (b) (intro.), (c) and (d) of the statutes are amended to read:

97.27 (1) (b) (intro.) “Food warehouse” means a warehouse used for the storage of food, and includes a ~~cold-storage~~ cold-storage warehouse, ~~frozen-food~~ frozen-food warehouse and ~~frozen-food~~ frozen-food locker plant. “Food warehouse” does not include:

(c) ~~“Frozen-food~~ “Frozen-food locker plant” means a warehouse in which individual locked compartments not exceeding 20 cubic feet in capacity are rented to consumers for the storage of food at temperatures at or below 5 degrees Fahrenheit.

(d) ~~“Frozen-food~~ “Frozen-food warehouse” means a warehouse at which food is to be stored at temperatures at or below 5 degrees Fahrenheit.

NOTE: Corrects spelling.

SECTION 146. 97.27 (5) of the statutes is renumbered 97.27 (5) (intro.) and amended to read:

97.27 (5) RULE MAKING. (intro.) The department may promulgate rules to establish the fees required under sub. (3) or to govern the sanitary operation of food warehouses. Rules may include ~~standards~~ any of the following:

(a) Standards for the construction and maintenance of food storage facilities; ~~standards.~~

(b) Standards for the storage, identification and handling of food; ~~record-keeping.~~

(c) Record-keeping requirements to show the length of time that food is kept in storage; ~~and freezing.~~

(d) Freezing and temperature requirements applicable to ~~frozen-food~~ frozen-food warehouses, ~~frozen-food~~ frozen-food locker plants and ~~cold-storage~~ cold-storage warehouses.

NOTE: Corrects spelling, replaces punctuation and subdivides provision in outline form in conformity with current style.

SECTION 147. 98.06 (2) (b) of the statutes is amended to read:

98.06 (2) (b) If a commodity is packaged in an aerosol container, it shall be sold by weight (including the propellant).

NOTE: Deletes unnecessary parentheses consistent with current style.

SECTION 148. 99.01 (3) of the statutes is amended to read:

99.01 (3) “Public warehouse” means a warehouse that is operated by a public warehouse keeper for the storage for hire of the property of others. “Public warehouse” includes a food warehouse, as defined in s. 97.27 (1) (b), if the warehouse is operated by a public warehouse keeper on a storage for hire basis. “Public warehouse” does not include a ~~frozen-food~~ frozen-food locker plant as defined in s. 97.27 (1) (c).

NOTE: Corrects spelling.

SECTION 149. 99.015 of the statutes is amended to read:

99.015 Warehouses classified. For the purposes of this chapter, public warehouses are classified as follows:

(1) Class 1 warehouses have less than 10,000 square feet of floor space; ~~and~~

(2) Class 2 warehouses have 10,000 square feet or over but less than 50,000; ~~and~~

(3) Class 3 warehouses have 50,000 square feet or over but less than 100,000; ~~and~~

(4) Class 4 warehouses have 100,000 square feet or over but less than 150,000; ~~and~~

(5) Class 5 warehouses have 150,000 square feet or over.

NOTE: Subdivides provision in outline form and replaces punctuation in conformity with current style.

SECTION 150. 99.02 (1) of the statutes is amended to read:

99.02 (1) APPLICATION. Except as provided in sub. (2), no person may operate a warehouse, including a ~~cold-storage~~ cold-storage warehouse, for the storage of property as bailee for hire without a public warehouse keeper’s license. A person desiring a public warehouse keeper’s license shall apply on a form furnished by the department and shall set forth the location, size, character and equipment of the building or premises to be used by the applicant, the kinds of goods intended to be stored, the name of each partner if a partnership or of each member if a limited liability company, the names of the officers if

a corporation, and such other facts as the department requires to show that the property proposed to be used is suitable for a warehouse and that the applicant is qualified as a public warehouse keeper. Subject to s. 93.135, if the property proposed to be used is suitable for a public warehouse and the applicant is otherwise qualified, a license shall be issued upon payment of the license fee under sub. (3) and the filing of security or insurance as required under s. 99.03.

NOTE: Corrects spelling.

SECTION 151. 99.02 (3) (d) of the statutes is renumbered 99.02 (3) (d) (intro.) and amended to read:

99.02 (3) (d) (intro.) If the department conducts a reinspection of any warehouse operated by a person licensed under this section due to any violation of any federal or state law ~~which that~~ the department determines in a regularly scheduled inspection of that warehouse, the department shall charge for ~~that~~ the license holder for the reinspection the as follows:

1. The holder of a license under par. (a) 1.: \$50;
 2. The holder of a license under par. (a) 2.: \$100;
 3. The holder of a license under par. (a) 3.: \$150;
 4. The holder of a license under par. (a) 4.: \$200;
- and
5. The holder of a license under par. (a) 5.: \$250.

NOTE: Subdivides provision in outline form and replaces punctuation for improved readability and conformity with current style. Replaces "which" with "that" to correct grammar.

SECTION 152. 106.001 (intro.) of the statutes is created to read:

106.001 Definitions. (intro.) In this subchapter:

NOTE: Creates title and (intro.) for new definitions section applicable to entire subchapter.

SECTION 153. 106.001 (3) of the statutes is created to read:

106.001 (3) "Organization" means an organization of employes, association of employers or other similar responsible agency in this state.

NOTE: Defines as one word a phrase that is repeated numerous times, for improved readability.

SECTION 154. 106.01 (title) of the statutes is amended to read:

106.01 (title) Designation of "indenture" and "apprentice" Apprenticeship indentures.

NOTE: Modernizes title of s. 106.01.

SECTION 155. 106.01 (1) of the statutes is renumbered 106.001 (1) and amended to read:

106.001 (1) ~~The term "apprentice" shall mean "Apprentice" means any person, 16 years of age or over, who shall enter into enters into an indenture with an employer or organization.~~

(2) "Indenture" means any contract or agreement of service, express or implied, whereby ~~the person an apprentice~~ is to receive from or through the ~~person's apprentice's~~ employer, in consideration for the ~~person's apprentice's~~ services in whole or in part, instruction in any trade, craft or business.

NOTE: Makes definition of "apprentice" applicable to entire subchapter and creates definition of "indenture" applicable to entire subchapter. Removes substantive, nondefinitional material from definition of "apprentice".

SECTION 156. 106.01 (2) and (3) of the statutes are amended to read:

106.01 (2) Every ~~contract or agreement entered into by an apprentice with an employer shall be known as an indenture;~~ such indenture shall be in writing and shall be executed in triplicate, ~~one copy of which.~~ One of the triplicate originals shall be delivered to the apprentice, one to shall be retained by the employer and one to shall be filed with the department at Madison.

(3) ~~Any~~ Except as provided in ss. 106.02, 106.025 and 106.03, any minor, 16 years of age or over, or any adult, may, by the execution of an indenture, bind himself or herself as ~~hereinafter provided in this section~~ for a term of service of not less than one year.

SECTION 157. 106.01 (4) (intro.) and (a) to (d) of the statutes are consolidated, renumbered 106.01 (4) and amended to read:

106.01 (4) Every indenture shall be signed: ~~(a) By the apprentice. (b) and the employer.~~ If the apprentice has not reached 18 years of age 18, ~~also by the father or mother; and if both the father and mother, the indenture shall be signed also by one of the apprentice's parents. If both parents are dead or legally incapable of giving consent, then (c) By the indenture shall be signed by the guardian of the minor, if any. (d) If there is no parent or guardian with authority to sign then or, if there is no guardian,~~ by a deputy of the department.

NOTE: The existing paragraphs did not fit grammatically within the outline form used. See also the next section of this bill.

SECTION 158. 106.01 (4) (e) of the statutes is repealed.

NOTE: The text of this paragraph is relocated within sub. (4) by the previous section of this bill for more logical placement.

SECTION 159. 106.01 (5) (b) of the statutes is amended to read:

106.01 (5) (b) The date of the birth of the ~~person indentured apprentice.~~

NOTE: Amends for consistency with definition of "apprentice" created in s. 106.001 (1).

SECTION 160. 106.01 (5) (c) of the statutes is amended to read:

106.01 (5) (c) A statement of the trade, craft or business ~~which that~~ the apprentice is to be taught, and the time at which the apprenticeship ~~shall will~~ begin and end.

SECTION 161. 106.01 (5) (d) of the statutes is amended to read:

106.01 (5) (d) An agreement stating the number of hours to be spent in work, and the number of hours to be spent in instruction. During the first 2 years of an apprenticeship, the apprentice's period of instruction shall be not less than 4 hours per week or the equivalent. If the apprenticeship is for a longer period than 2 years, the total

hours of instruction shall be not less than 400 hours. The total number of hours of instruction and service work shall not exceed 55 per week; ~~provided, except that nothing in this paragraph shall be construed to forbid overtime work as provided in sub. (7) of this section.~~

NOTE: Amends for consistency with antecedent and for improved readability and conformity with current style.

SECTION 162. 106.01 (5i) (a) of the statutes is amended to read:

106.01 (5i) (a) The proper persons described in sub. (4) (a) to (d) may enter into such an indenture with any ~~employer or organization of employees, association of employers or other similar responsible agency in this state. Such~~

~~(am) 1. Upon entering into an indenture, an organization, association or other agency shall thereupon, with the written consent of the other parties to the indenture, and the written acceptance thereof of the indenture by the proposed employer, assign the indenture to the proposed employer, and the proposed employer and the apprentice named in the indenture shall be bound by the terms thereof. Such of the indenture.~~

~~2. The consent and acceptance described in subd. 1. shall be executed in triplicate and one copy of each. One of the triplicate original consents and acceptances shall be delivered, respectively to the department, one to the employer and one to the apprentice, and in each case shall be attached to the proper indenture. The approval of the department shall first be had is required in each transaction. Such An organization, association or other agency that enters into an indenture under par. (a) shall have the exclusive right to assign the indenture, and the apprentice shall not be permitted to enter into any other indenture. The period transpiring before assignment to an employer shall not be credited toward the period of apprenticeship.~~

NOTE: "Organization", created as a definition by this bill, includes "association or other agency".

SECTION 163. 106.01 (5i) (b) of the statutes is amended to read:

106.01 (5i) (b) Any employer ~~that has entered into an indenture may assign the employer's indenture, with the approval of the department and the written consent of the other parties thereto, to the indenture, assign the indenture to any association of employers, organization of employees or any other similar responsible agency in this state. The period of time in which such association, the organization or other agency shall be such is the assignee shall not be credited as time served by the apprentice. After such the assignment, the association, organization or other agency shall, with the approval of the department and the written consent of the apprentice, assign reassign the indenture to an employer, but the apprentice shall not be bound by the assignment unless the assignee employer accepts, by the employer's signed instruments, the terms of the indenture and that the employer will complete the employer's agrees to perform the unperformed obliga-~~

~~tions thereunder; each such of the indenture. The consent and acceptance shall be executed in triplicate and one of each, respectively. One of the triplicate original consents and acceptances shall be delivered to the department, one to the assignee employer and one to the apprentice, and in each case shall be attached to the proper indenture. Upon acceptance the of the indenture, the assignee employer shall for all purposes be deemed considered a party to the indenture.~~

SECTION 164. 106.01 (5i) (c) of the statutes is amended to read:

106.01 (5i) (c) Any employer ~~that has entered into an indenture may, with the written consent, executed in triplicate, of the other parties to the indenture and the approval of the department, may assign such the indenture to another employer whose written acceptance shall be executed upon the instrument of consent. One copy of such consent and acceptance of the triplicate original consents and acceptances shall be delivered, respectively, to the apprentice, one to the assignee employer and one to the department, and shall in each case be attached to the indenture in their respective possessions each party's possession. After assignment, the new assignee employer shall perform the unperformed obligations of the indenture. The department shall continue to have jurisdiction over the an indenture assigned pursuant to under this subsection paragraph and the parties bound after such the assignment.~~

SECTION 165. 106.01 (5j), (5k), (6), (8), (9) and 10 of the statutes are amended to read:

106.01 (5j) The department ~~may, and it shall have power on its own motion, or on the complaint of any person, after due notice and a hearing had, make findings and issue orders declaring any indenture, contract or agreement at an end if it shall be is proved at such the hearing that any apprentice, employer or such organization, association or other agency that is a party to the indenture is unable to continue with the obligations under the contract indenture or has breached the same indenture. Upon the termination of the indenture, the released apprentice released therefrom shall be free to enter into a new indenture under such any terms and conditions and terms as approved by the department may approve and which that are not inconsistent with this section.~~

(5k) The department shall, upon request, furnish a copy of any instrument required to be filed with it under this section, to any party whose name appears on such the requested instrument.

(6) The An employer shall pay for the time the an apprentice is receiving related instruction for no fewer hours than specified in sub. (5) (d) at the same rate per hour as for services. ~~Nothing herein shall~~ This subsection does not prohibit an agreement between the parties requiring the apprentice to take additional instruction on the apprentice's own time in excess of the number of

hours required by statute. Attendance at school shall be certified by the teacher in charge.

(8) If either party to an indenture ~~shall fail~~ fails to perform any of the stipulations ~~thereof~~ of the indenture, the nonperforming party shall forfeit not less than one dollar nor more than \$100, ~~such forfeiture which is~~ to be collected on complaint of the department, and paid into the state treasury. Any indenture may be annulled by the department upon application of either party and good cause shown.

(9) ~~It shall be the duty of the~~ The department, ~~and it shall have power, jurisdiction and authority, to investigate, ascertain, determine and may investigate,~~ fix such reasonable classifications ~~and to,~~ issue rules ~~and regulations,~~ and general or special orders and ~~to,~~ hold hearings ~~and,~~ make findings and render orders ~~thereon~~ upon its findings as shall be necessary to carry out the intent and purposes of s. 106.01. ~~Such hearings, this section. The investigations, classifications, hearings, findings and orders shall be made as provided in s. 103.005 and.~~ Except as provided in sub. (8), the penalties specified in s. 103.005 (12) shall apply to and be imposed for any violations of s. 106.01, excepting as to the penalties provided in s. 106.01 (8). Said orders shall be this section. Orders issued under this subsection are subject to review in the manner provided in under ch. 227.

(10) It shall be the duty of all school officers and public school teachers to cooperate with the department and employers of apprentices to furnish, in a public school or any school supported in whole or in part by public moneys, ~~such any~~ instruction as ~~that~~ may be required to be given apprentices.

SECTION 166. 106.02 of the statutes is amended to read:

106.02 Carpenters' apprentices. After July 1, 1943, ~~every~~ Every person, regardless of age, commencing a carpentry apprenticeship, shall ~~be indentured~~ enter into an indenture under and be subject to s. 106.01, except that if the apprentice is 18 years or more of age the apprentice's signature only shall be necessary to bind the apprentice. ~~Such A~~ carpentry apprenticeship shall be for a period of 4 years, except that the department may upon the application of the apprentice or the employer, or both, extend ~~such that~~ term for ~~not to exceed~~ up to one additional year.

NOTE: Amends language to conform to the creation of the definition of "indenture" in s. 106.001 (2). Also deletes or replaces obsolete language for improved readability and consistency with current style.

SECTION 167. 106.025 (2) of the statutes is amended to read:

106.025 (2) Every person commencing a plumbing apprenticeship shall ~~be indentured~~ enter into an indenture under s. 106.01. The term of a plumbing apprentice is 5 years, but the department may upon application of the

apprentice, the apprentice's employer or both extend the term for up to one additional year.

NOTE: Amends language to conform to the creation of the definition of "indenture" in s. 106.001 (2).

SECTION 168. 108.02 (2) (dm) of the statutes is amended to read:

108.02 (2) (dm) In the employ of a group of operators of farms ~~(, or a cooperative organization of which such operators of farms are members),~~ in the performance of service described in par. (d), but only if such operators produced more than one-half of the commodity with respect to which such service is performed.

NOTE: Replaces parentheses and inserts specific reference for improved readability and consistency with current style.

SECTION 169. 108.02 (15) (e) of the statutes is amended to read:

108.02 (15) (e) In determining whether an individual's entire services shall be ~~deemed considered~~ "employment" subject to this chapter, under pars. (b), (c), (d), (dm) and (dn), the department may determine and re-determine the individual's status hereunder for such reasonable periods as it ~~deems considers~~ advisable, and may refund ~~(, as paid by mistake),~~ any contributions ~~which that~~ have been paid hereunder with respect to services duly covered under any other unemployment insurance law.

NOTE: Replaces parentheses and disfavored terms consistent with current style.

SECTION 170. 108.03 (1) of the statutes is amended to read:

108.03 (1) Benefits shall be paid to each unemployed and eligible employe from his or her employer's account, under the conditions and in the amounts stated in ~~(, or approved by the department pursuant to),~~ this chapter, and at such times, at such places, and in such manner as the department may from time to time approve or prescribe.

NOTE: Replaces parentheses consistent with current style.

SECTION 171. 108.04 (9) (a) and (b) of the statutes are amended to read:

108.04 (9) (a) If the position offered is vacant due directly to a strike, lockout or other labor dispute;

(b) If the wages, hours ~~(, including arrangement and number),~~ or other conditions of the work offered are substantially less favorable to the individual than those prevailing for similar work in the locality;

NOTE: Replaces punctuation and parentheses consistent with current style.

SECTION 172. 108.04 (12) (d) of the statutes is amended to read:

108.04 (12) (d) Any individual who receives unemployment insurance for a given week under the law of any other state ~~(, with no use of benefit credits earned under~~

this chapter), shall be ineligible for benefits paid or payable for that same week under this chapter.

NOTE: Replaces parentheses consistent with current style.

SECTION 173. 108.14 (8n) (b), (c) and (d) of the statutes are amended to read:

108.14 (8n) (b) ~~Such arrangements~~ Arrangements under par. (a) may provide, as to any individual whose employment has been covered by this chapter and by the unemployment insurance law of one or more other participating jurisdictions, for transfer by the department to another agency of relevant records or information, and the acceptance and use thereof ~~of the records and information~~, in combination with similar data from other jurisdictions, by ~~such the~~ other agency, as a basis for computing and paying benefits under the law administered by ~~such the~~ other agency. Reciprocally, ~~such~~ arrangements under par. (a) may provide for similar acceptance, combination and use by the department of data received from other jurisdictions to compute and pay benefits under this chapter.

(c) ~~Such arrangements~~ Arrangements under par. (a) shall provide for mutual acceptance by the participating agencies of data ~~thus~~ supplied under par. (b), including reasonable estimates of relevant data not otherwise available in the transferring agency.

(d) ~~Such arrangements~~ Arrangements under par. (a) shall specify an equitable basis for reimbursing the unemployment fund of each participating jurisdiction for any benefits paid therefrom on the basis of covered employment in ζ and data supplied by the agency of ζ , another ~~such~~ participating jurisdiction, out of the unemployment fund of ~~such the~~ other jurisdiction.

NOTE: Inserts specific references and cross-references for improved readability and consistency with current style.

SECTION 174. 108.14 (8n) (f) of the statutes is amended to read:

108.14 (8n) (f) To facilitate the application of ~~such~~ arrangements under par. (a) to this chapter, the department may, from data received by it under such arrangements, make reasonable estimates of quarterly wages and may compute and pay benefits accordingly.

NOTE: Inserts specific cross-reference for improved readability and consistency with current style.

SECTION 175. 108.16 (6) (b) and (c) of the statutes are amended to read:

108.16 (6) (b) Any reimbursement made pursuant to s. 108.04 (13) (d); ζ .

(c) Any balance credited to an employer's account, if and when the employer ceases to be subject to this chapter, except as provided in sub. (8); ζ .

NOTE: Replaces punctuation consistent with current style.

SECTION 176. 108.16 (6) (e) of the statutes, as affected by 1999 Wisconsin Act 15, is amended to read:

108.16 (6) (e) The amount of any benefit check duly issued and delivered or mailed to an employe, if ~~such the~~

benefit check has not been presented for payment within one year after its date of issue; ~~provided that a substitute check may be issued and charged to the balancing account, if the employe makes application therefor within 6 years after the date of issue of the original check;~~ ζ .

NOTE: Inserts specific reference and replaces punctuation and a disfavored term for improved readability and consistency with current style. See also the next 2 sections of this bill.

SECTION 177. 108.16 (6m) (f) of the statutes is created to read:

108.16 (6m) (f) The amount of any substitute check issued under sub. (11).

NOTE: Relocates material from s. 108.16 (6) (e), above.

SECTION 178. 108.16 (11) of the statutes is created to read:

108.16 (11) The fund's treasurer may issue a substitute check to an employe to replace a check that is canceled under sub. (6) (e), if the employe makes application therefor within 6 years after the date of issue of the original check.

NOTE: Relocates material from s. 108.15 (6) (e), above.

SECTION 179. 111.02 (2) of the statutes is amended to read:

111.02 (2) "Collective bargaining" is the negotiating by an employer and a majority of the employer's employes in a collective bargaining unit ζ or their representatives), concerning representation or terms and conditions of employment of such employes, except as provided under ss. 111.05 (5) and 111.17 (2), in a mutually genuine effort to reach an agreement with reference to the subject under negotiation.

NOTE: Replaces parentheses consistent with current style.

SECTION 180. 111.05 (4) of the statutes is amended to read:

111.05 (4) Questions concerning the determination of collective bargaining units or representation of employes may be raised by petition of any employe or the employe's employer ζ or the representative of either of them). Where it appears by the petition that any emergency exists requiring prompt action, the commission shall act ~~upon said~~ on the petition ~~forthwith~~ immediately and hold the election requested within such time as will meet the requirements of the emergency presented. The fact that one election has been held ~~shall~~ does not prevent the holding of another election among the same group of employes, provided that it appears to the commission that sufficient reason ~~therefor~~ for another election exists.

NOTE: Replaces parentheses consistent with current style.

SECTION 181. 111.06 (1) (f) of the statutes is amended to read:

111.06 (1) (f) To violate the terms of a collective bargaining agreement ζ including an agreement to accept an arbitration award).

NOTE: Replaces parentheses consistent with current style.

SECTION 182. 111.06 (2) (e) of the statutes is amended to read:

111.06 (2) (e) To cooperate in engaging in, promoting or inducing picketing (~~that does not constituting~~ constitute an exercise of constitutionally guaranteed free speech), boycotting or any other overt concomitant of a strike unless a majority in a collective bargaining unit of the employees of an employer against whom such acts are primarily directed have voted by secret ballot to call a strike.

NOTE: Replaces text to accommodate the replacement of parentheses consistent with current style.

SECTION 183. 111.115 (3) of the statutes is amended to read:

111.115 (3) Where the exercise of the right to strike by employes of any employer engaged in the state of Wisconsin in the production, harvesting or initial off-farm processing (~~the latter after leaving the farm~~) of any farm or dairy product produced in this state would tend to cause the destruction or serious deterioration of such product, the employes shall give to the commission at least 10 days' notice of their intention to strike and the commission shall immediately notify the employer of the receipt of such notice. Upon receipt of such notice, the commission shall take immediate steps to effect mediation, if possible. In the event of the failure of the efforts to mediate, the commission shall endeavor to induce the parties to arbitrate the controversy.

NOTE: Replaces parenthetical phrase for improved readability and consistency with current style.

SECTION 184. 111.57 (3) (e) of the statutes is renumbered 111.57 (3) (e) 1. and amended to read:

111.57 (3) (e) 1. The overall compensation presently received by the employes, having regard not only to wages for time actually worked but also to wages for time not worked, including (~~without limiting the generality of the foregoing~~) vacation, holidays, and other excused time, and all benefits received, including insurance and pensions, medical and hospitalization benefits and the continuity and stability of employment enjoyed by the employes.

2. The ~~foregoing~~ enumeration of factors under subd. 1. shall not be construed as precluding the arbitrator from taking into consideration other factors not confined to the local labor market area ~~which that~~ are normally or traditionally taken into consideration in the determination of wages, hours and working conditions through voluntary collective bargaining or arbitration between the parties.

NOTE: Subdivides provision, inserts specific cross-reference and replaces parentheses for improved readability and consistency with current style.

SECTION 185. 112.10 (1) (b) of the statutes is amended to read:

112.10 (1) (b) "Gift instrument" means a will, deed, grant, conveyance, agreement, memorandum, writing, or

other governing document (~~including the terms of any institutional solicitations from which an institutional fund resulted~~), under which property is transferred to or held by an institution as an institutional fund.

NOTE: Replaces parentheses consistent with current style.

SECTION 186. 114.002 (6) of the statutes is amended to read:

114.002 (6) "Air navigation facility" means any facility, other than one owned or operated by the United States, used in, available for use in, or designed for use in aid of air navigation, including any structures, mechanisms, lights, beacons, markers, communicating systems, or other instrumentalities, or devices used or useful as an aid, or constituting an advantage or convenience to the safe ~~taking-off~~ takeoff, navigation, and landing of aircraft, or the safe and efficient operation or maintenance of an airport, and any combination of any or all of such facilities.

NOTE: Replaces word not appearing in the dictionary.

SECTION 187. 114.14 (3) of the statutes is renumbered 114.14 (3) (a) (intro.) and amended to read:

114.14 (3) (a) (intro.) ~~In~~ Except as provided in par. (b), in carrying out its duties the airport commission may employ do any of the following:

1. Employ a manager, who may be a member of the commission, and fix the manager's compensation (~~but no member of the commission shall vote on the question of his or her selection as manager nor on any question as to his or her compensation~~), and employ.

2. Employ and fix the compensation of ~~such other employes as may be deemed~~ other than a manager that the commission considers necessary; may make such

3. Make contracts or other arrangements ~~as may be deemed~~ that the commission considers necessary for the construction, improvement, equipment, maintenance or operation of the airport; ~~may contract.~~

4. Contract with the United States or any agency thereof; ~~may contract.~~

5. Contract with private parties for a term not to exceed 10 years for the operation of the airport, including all necessary arrangements for the improvement ~~and~~ equipment and successful operation thereof. ~~Provided, that in of the airport.~~

(b) 1. The public may in no case shall the public be deprived of equal and uniform use of the airport; ~~and further, that no.~~

2. No act, contract, lease or any activity of the airport commission shall be or become a binding contract on any government unit unless expressly authorized, and then only to the extent so expressly authorized.

NOTE: Subdivides provision in outline form and reorders text for improved readability and conformity with current style. See also the next section of this bill.

SECTION 188. 114.14 (3) (b) (intro.) and 3. of the statutes are created to read:

114.14 (3) (b) (intro.) The exercise of authority by the airport commission under par. (a) shall be subject to all of the following conditions:

3. No member of the commission may vote on the question of his or her selection as manager nor on any question as to his or her compensation.

NOTE: A paragraph (intro.) is created for clarity. The creation of subd. 3. relocates previously existing parenthetical material for more logical placement and to accommodate the renumbering by the previous section of this bill.

SECTION 189. 115.001 (15) (title) of the statutes is created to read:

115.001 (15) (title) STATE SUPERINTENDENT.

NOTE: The remaining subsections of s. 115.001 have titles.

SECTION 190. 115.46 (2) (d) and (e) of the statutes are amended to read:

115.46 (2) (d) "Originating state" means a state ~~and the subdivision thereof~~, subdivisions of the state, if any, whose determination that certain educational personnel are qualified to be employed for specific duties in schools is acceptable in accordance with the terms of a contract made pursuant to sub. (3).

(e) "Receiving state" means a state ~~and the subdivisions thereof which accept of the state~~, that accepts educational personnel in accordance with the terms of a contract made pursuant to sub. (3).

NOTE: Replaces parentheses consistent with current style and replaces "which" with "that" to correct grammar.

SECTION 191. 117.22 (2) (d) of the statutes is amended to read:

117.22 (2) (d) At least 12 weeks prior to the date of the election, the school district clerk shall publish a type A notice of the school board election, under s. 10.01 (2) (a). No later than 5 p.m. on the date 10 weeks prior to the election, any qualified elector of the school district created by the reorganization may file with the school district clerk a sworn declaration of candidacy for the school board and, if required, nomination papers, as provided under s. 120.06 (6) (b). For purposes of this paragraph, a candidate who resides in the territory of the school district created pursuant to a reorganization under s. 117.105 and is otherwise a qualified elector shall be considered a qualified elector for a school board election under par. (bm). A candidate shall file an amended declaration with the school district clerk as provided in s. 120.06 (6) (b) ~~5~~. Within 8 days after the first election in the newly created school district, the school district clerk shall notify the successful candidates of their election. On the 2nd Tuesday following the election, the clerk shall administer or receive the official oath and the newly elected members shall take office.

NOTE: Reflects treatment of s. 120.06 (6) (b) by this bill.

SECTION 192. 118.02 of the statutes is renumbered 118.02 (intro.) and amended to read:

118.02 Special observance days. (intro.) On the following days when school is held or, if the day falls on

a Saturday or Sunday, on a school day immediately preceding or following the respective day, the day shall be appropriately observed:

(1) January 15, Dr. Martin Luther King, Jr. Day~~;~~

(2) February 12~~;~~

(3) February 15, Susan B. Anthony's birthday~~;~~

(4) February 22~~;~~

(5) March 4, Casimir Pulaski Day~~;~~

(6) April 13, American Creed Day~~;~~

(7) April 22, Environmental Awareness Day~~;~~

(8) September 16, Mildred Fish Harnack Day~~;~~

(9) September 17, U.S. Constitution Day~~;~~

(10) September 28, Frances Willard Day~~;~~

(11) October 9, Leif Erikson Day~~;~~

(12) October 12~~;~~

(13) November 11~~;~~ and

(14) Wednesday of the 3rd week in September, as part of Wonderful Wisconsin Week under s. 14.16 (8), Wisconsin Day. ~~If any such day falls on a Saturday or Sunday, the observance shall be on a school day immediately preceding or following. If school is held on~~

(15) June 14, ~~that day shall be appropriately observed as if school is held.~~ Robert M. La Follette, Sr. Day. ~~If~~

(16) The last Friday in April, Arbor Day, except that if the governor by proclamation sets apart one day to be designated as Arbor and Bird Day, under s. 14.16 (1), that day shall be appropriately observed; otherwise, the last Friday in April shall be observed as Arbor Day.

NOTE: Subdivides provision in outline form, reorganizes text and replaces punctuation for improved readability and conformity with current style.

SECTION 193. 120.06 (6) (b) of the statutes is amended to read:

120.06 (6) (b) 1. No later than the first Tuesday in December prior to the spring election, the school district clerk shall publish a type A notice of the school district election under s. 10.01 (2) (a).

2. Except as authorized in this paragraph, no later than 5 p.m. on the first Tuesday in January prior to the spring election, or on the next day if Tuesday is a holiday, any qualified elector of the school district may file a sworn declaration of candidacy with the school district clerk in the form provided in s. 8.21 at the place specified in the notice. If the school district contains territory lying within a 2nd class city, or if the school board or annual meeting requires nomination papers under par. (a), any qualified elector of the school district who desires to be a candidate shall in addition file nomination papers in the form prescribed under s. 8.10 (2) and (3) with the school district clerk at the place specified in the notice.

3. If an incumbent fails to file a declaration of candidacy, and nomination papers, where required, within the time prescribed by this paragraph, all candidates for the office held by the incumbent, other than the incumbent,

may file a declaration of candidacy and nomination papers, where required, no later than 72 hours after the latest time prescribed in this paragraph. No extension of the time for filing a declaration of candidacy or nomination papers applies if the incumbent files written notification with the school district clerk, no later than 5 p.m. on the 2nd Friday preceding the latest time prescribed in this paragraph for filing declarations of candidacy, that the incumbent is not a candidate for reelection to his or her office, and the incumbent does not file a declaration of candidacy for that office within the time prescribed in this paragraph.

4. In the case of a 3-member school board, the qualified elector shall state in his or her declaration of candidacy and on the face of his or her nomination papers, if any, the office for which the elector is a candidate. In the case of an apportioned or numbered school board, the qualified elector shall state in his or her declaration of candidacy and on the face of his or her nomination papers, if any, the apportioned area or numbered seat for which the elector is a candidate.

5. If a candidate has not filed a registration statement under s. 11.05 by the time he or she files a declaration of candidacy, the candidate shall file the statement with the declaration. A candidate shall file an amended declaration under oath with the school district clerk in the event of a change in any information provided in the declaration as provided in s. 8.21.

NOTE: Subdivides long provision for improved readability.

SECTION 194. 120.06 (8) (intro.), (a), (b), (c) 1., 2. and 3., (d), (e) and (g) of the statutes are amended to read:

120.06 (8) (intro.) The school district clerk shall do all of the following:

(a) Notify the municipal clerk of each municipality lying wholly or partially within the school district of the primary election if one is to be held and of the spring election and furnish ~~such~~ those municipal clerks with a copy of the notice of the school board election;

(b) Determine for the primary, if any, and again for the spring election the order in which the names of candidates shall appear on the ballot by supervising the drawing of lots not later than the 2nd Tuesday in January, or the next day if the first Tuesday is a holiday, and the 2nd day following the completion of the canvass of the primary election, if any;

(c) 1. The date of the election;

2. The names of all candidates in the order in which they are listed on the ballot;

3. The location and open hours of polling places and a designation of which persons should vote at each polling place; and

(d) Where paper ballots are utilized at a spring primary or election, provide the municipal clerk an adequate supply of ballots for the primary or election at least 22 days before the primary or election;

(e) Receive all ballots after they have been counted, reported and secured;

(g) Retain and supervise the destruction of election materials from the primary, if any, and the spring election pursuant to s. 7.23 insofar as applicable; and

NOTE: Replaces introductory language and replaces disfavored term and punctuation consistent with current style.

SECTION 195. 120.13 (1) (b) of the statutes, as affected by 1999 Wisconsin Act 9, is renumbered 120.13 (1) (b) 1. and amended to read:

120.13 (1) (b) 1. The In addition to rule-making authority granted school boards under par. (a), the school district administrator, or any principal or teacher designated by the school district administrator also, may make rules, with the consent of the school board, and,

2. The school district administrator or any principal or teacher designated by the school district administrator may suspend a pupil for not more than 5 school days or, if a notice of expulsion hearing has been sent under par. (c) 4. or (e) 4. or s. 119.25 (2) (c), for not more than a total of 15 consecutive school days for noncompliance any of the following reasons:

a. Noncompliance with such rules adopted under subd. 1. or school board rules, or for knowingly,

b. Knowingly conveying any threat or false information concerning an attempt or alleged attempt being made or to be made to destroy any school property by means of explosives, or for conduct,

c. Conduct by the pupil while at school or while under the supervision of a school authority which that endangers the property, health or safety of others, or for conduct,

d. Conduct while not at school or while not under the supervision of a school authority which that endangers the property, health or safety of others at school or under the supervision of a school authority or endangers the property, health or safety of any employe or school board member of the school district in which the pupil is enrolled.

2m. In this paragraph subdivision 2. c. and d., conduct that endangers a person or property includes making a threat to the health or safety of a person or making a threat to damage a property.

3. Prior to any suspension, the pupil shall be advised of the reason for the proposed suspension. The pupil may be suspended if it is determined that the pupil is guilty of noncompliance with ~~such~~ a school board rule or a rule adopted under subd. 1., or of the conduct charged, and that the pupil's suspension is reasonably justified. The parent or guardian of a suspended minor pupil shall be given prompt notice of the suspension and the reason for the suspension.

4. The suspended pupil or the pupil's parent or guardian may, within 5 school days following the commencement of the suspension, have a conference with the school district administrator or his or her designee who

shall be someone other than a principal, administrator or teacher in the suspended pupil's school. If the school district administrator or his or her designee finds that the pupil was suspended unfairly or unjustly, or that the suspension was inappropriate, given the nature of the alleged offense, or that the pupil suffered undue consequences or penalties as a result of the suspension, reference to the suspension on the pupil's school record shall be expunged. ~~Such~~ The administrator, or the administrator's designee, shall make a finding shall be made within 15 days of the conference.

5. A pupil suspended under this paragraph shall not be denied the opportunity to take any quarterly, semester or grading period examinations or to complete course work missed during the suspension period, as provided in the attendance policy established under s. 118.16 (4) (a).

NOTE: Subdivides provision in outline form, reorders text and inserts specific references and cross-references text for improved readability and conformity with current style.

SECTION 196. 121.05 (1) (intro.) and (a) (intro.), 1., 2. and 3. of the statutes are amended to read:

121.05 (1) (intro.) The school district clerk shall include, as part of the annual school district report under s. 120.18, all of the following:

(a) (intro.) The average of the number of pupils enrolled on the 3rd Friday of September and the 2nd Friday of January of the previous school year, including all of the following:

1. Pupils enrolled concurrently in the school district and in a special education program operated by a county children with disabilities education board and in facilities of the school district. This subdivision does not apply beginning on the effective date of a resolution adopted under s. 115.817 (9) (c);;

2. Pupils enrolled in home instruction or any other school district special education program;;

3. Pupils for whom tuition is paid under s. 121.78; and.

NOTE: Adds language and replaces punctuation for clarity, internal consistency and conformity with current style.

SECTION 197. 138.12 (4) (b) (intro.), 1. and 2. of the statutes are amended to read:

138.12 (4) (b) (intro.) The division shall issue or renew a license when the division is satisfied that the person to be licensed satisfies all of the following, as applicable:

1. Is competent and trustworthy and intends to act in good faith in the capacity involved by the license applied for;;

2. Has a good business reputation and has had experience, training or education so as to be qualified in the business for which the license is applied for; and.

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

SECTION 198. 138.12 (9) (a) of the statutes is amended to read:

138.12 (9) (a) The service charge shall be computed on the balance of the premiums due ~~ε~~ after subtracting the down payment made by the insured in accordance with the premium finance agreement~~ε~~, from the effective date of the insurance coverage, for which the premiums are being advanced, to and including the date when the final instalment of the premium finance agreement is payable.

NOTE: Replaces parentheses consistent with current style.

SECTION 199. 138.12 (10) (b) of the statutes is amended to read:

138.12 (10) (b) The interest shall be computed on the balance of the premiums due ~~ε~~ after subtracting the down payment made by the insured in accordance with the premium finance agreement~~ε~~, from the effective date of the insurance coverage, for which the premiums are being advanced, to and including the date when the final instalment of the premium finance agreement is payable.

NOTE: Replaces parentheses consistent with current style.

SECTION 200. 146.82 (2) (a) 2. (intro.), a. and b. of the statutes are amended to read:

146.82 (2) (a) 2. (intro.) To the extent that performance of their duties requires access to the records, to a health care provider or any person acting under the supervision of a health care provider or to a person licensed under s. 146.50, including ~~but not limited to~~ medical staff members, employes or persons serving in training programs or participating in volunteer programs and affiliated with the health care provider, if any of the following is applicable:

a. The person is rendering assistance to the patient;;

b. The person is being consulted regarding the health of the patient; ~~or.~~

NOTE: Adds language and replaces punctuation for clarity, internal consistency and conformity with current style.

SECTION 201. 150.96 (3) of the statutes is amended to read:

150.96 (3) "The federal act" means the mental retardation facilities and community mental health centers construction act of 1963 (P.L. 88-164), ~~as now and hereafter amended.~~

NOTE: Deletes language in conformity with current style.

SECTION 202. 150.963 (2) (intro.) and (a) of the statutes are amended to read:

150.963 (2) (intro.) The department shall ~~constitute~~ be the sole agency of the state for all of the purpose of following purposes:

(a) Making inventories of existing facilities, surveying the need for construction for facilities for the mentally retarded and community mental health centers, and developing programs of construction, ~~and.~~

NOTE: Adds language and replaces punctuation for clarity, internal consistency and conformity with current style.

SECTION 203. 150.963 (3) of the statutes is amended to read:

150.963 (3) The department, in carrying out the purposes of this subchapter, may do any of the following:

(a) Require ~~such~~ reports, make ~~such~~ inspections and investigations and prescribe ~~such~~ rules as that it deems considers necessary;

(b) Provide ~~such~~ methods of administration, appoint personnel, and take ~~such~~ other action as that is necessary to comply with the requirements of the federal act and regulations ~~thereunder~~; under the federal act.

(c) Procure the temporary or intermittent services of experts or consultants or organizations ~~thereof~~ of experts and consultants, by contract, when ~~such~~ those services are to be performed on a part-time or fee-for-service basis and do not involve the performance of administrative duties;

(d) To the extent that it considers desirable to effectuate the purposes of this subchapter, enter into agreements for the utilization of facilities and services of other departments, agencies and institutions, public or private;

(e) Accept on behalf of the state and deposit with the state treasurer any grant, gift or contribution made to assist in meeting the cost of carrying out the purposes of this subchapter, and ~~to expend the~~ those funds for the purposes of this subchapter;

(f) Do all other things on behalf of the state necessary to obtain full benefits under the federal act ~~as now and hereafter amended~~.

NOTE: Deletes and replaces disfavored, unnecessary and redundant language, adds language and replaces punctuation for clarity, internal consistency and conformity with current style.

SECTION 204. 157.06 (2) (f) 5. b. of the statutes is renumbered 157.06 (2) (f) 5.

NOTE: Deletes unnecessary subdivision paragraph number. Section 157.06 (2) (f) 5. is not subdivided into subdivision paragraphs.

SECTION 205. 157.06 (2) (i) 2. b. of the statutes is renumbered 157.06 (2) (i) 2.

NOTE: Deletes unnecessary subdivision paragraph number. Section 157.06 (2) (i) 2. is not subdivided into subdivision paragraphs.

SECTION 206. 157.70 (8) (a) of the statutes is renumbered 157.70 (8).

NOTE: Deletes unnecessary paragraph number. Section 157.70 (8) is not subdivided into paragraphs.

SECTION 207. 165.70 (1) (intro.) and (a) of the statutes are amended to read:

165.70 (1) (intro.) The department of justice shall do all of the following:

(a) Investigate crime ~~which~~ that is statewide in nature, importance or influence;

NOTE: Adds language and replaces punctuation for clarity, internal consistency and conformity with current style. Replaces "which" with "that" to correct grammar.

SECTION 208. 166.08 (4) of the statutes is renumbered 166.08 (4) (a) and amended to read:

166.08 (4) (a) All state officers, subject to such regulations as the governor ~~(~~ or other official authorized under the constitution or this section to exercise the powers and discharge the duties of the office of governor), may issue, shall, in addition to any deputy authorized to exercise all of the powers and discharge the duties of the office, designate by title emergency interim successors and specify their order of succession. The officer shall review and revise, as necessary, designations made pursuant to this section to ensure their current status. The officer shall designate a sufficient number of ~~such~~ emergency interim successors so that there will be not less than 3 nor more than 7 ~~such~~ deputies or emergency interim successors or any combination ~~thereof~~ of deputies or emergency interim successors, at any time.

(b) If any state officer is unavailable following an attack, and if his or her deputy, if any, is also unavailable, the powers of his or her office shall be exercised and the duties of his or her office shall be discharged by his or her designated emergency interim successors in the order specified. ~~Such~~ The emergency interim successors successor shall exercise ~~said~~ the powers and discharge ~~said~~ the duties of the office only until ~~such time as~~ any of the following occurs:

1. Where a vacancy exists, the governor under the constitution or authority other than this section, or other official authorized under the constitution or this section to exercise the powers and discharge the duties of the office of governor ~~may, where a vacancy exists, appoint,~~ appoints a successor to fill the vacancy ~~or until a~~.

2. A successor is ~~otherwise~~ appointed, or elected and qualified as provided by law; ~~or an other than under subd.~~

1.

3. An officer or his or her, the officer's deputy or a preceding named emergency interim successor becomes available to exercise, or resume the exercise of, the powers and discharge the duties of ~~his or her~~ the office.

NOTE: Subdivides provision, inserts specific references, replaces parentheses and replaces pronouns for improved readability and conformity with current style.

SECTION 209. 178.24 (2) of the statutes is renumbered 178.24 (2) (intro.) and amended to read:

178.24 (2) (intro.) The interest charged may be redeemed at any time before foreclosure, or in case of a sale being directed by the court may be purchased without thereby causing a dissolution:

(a) With separate property, by any one or more of the partners; or

(b) with With partnership property, by any one or more of the partners with the consent of all the partners whose interests are not so charged or sold.

NOTE: Subdivides provision in outline form consistent with current style.

SECTION 210. 182.202 (2) of the statutes is renumbered 182.202.

NOTE: Deletes unnecessary subsection number. Section 182.202 is not divided into subsections.

SECTION 211. 182.219 (4) of the statutes is renumbered 182.219.

NOTE: Deletes unnecessary subsection number. Section 182.219 is not divided into subsections.

SECTION 212. 182.46 of the statutes is amended to read:

182.46 Tax exemptions. The exercise of the powers granted by ss. 182.30 to 182.48 will be in all respects for the benefit of the people of this state, for the increase of their commerce and prosperity and for the improvement of their health and living conditions, ~~therefore, Therefore~~ the corporation shall not be required to pay any taxes or assessments upon any turnpike project or any property acquired or used by the corporation under the provisions of ss. 182.30 to 182.48 or upon the income therefrom, and the bonds issued under the provisions of ss. 182.30 to 182.48, their transfer and the income ~~therefrom (from the bonds, including any profit made on the sale thereof) of the bonds,~~ shall at all times be free from taxation within this state.

NOTE: Breaks up long sentence and replaces parentheses in conformity with current style.

SECTION 213. 182.70 (10) of the statutes is renumbered 182.70 (10) (intro.) and amended to read:

182.70 (10) (intro.) ~~This The~~ state ~~shall have has~~ the right, whenever it ~~may have has~~ the constitutional power, to take over to itself, and become the owner of all reservoirs and other works and property acquired by the company, under this section, by paying ~~therefor for the property either of the following:~~

(a) ~~The~~ total capital invested ~~by the company,~~ including outstanding bonds or other obligations of the company lawfully issued and outstanding, ~~€ the computation to of which shall include outstanding bonds or other obligations and stock or stocks plus undistributed earned surplus) or the,~~

(b) ~~The~~ actual value of the physical properties ~~so to be taken over, without any allowance for franchise or goodwill of the business; and if, If~~ the actual value cannot be agreed upon by the state and the owner, ~~then the same it~~ shall be determined by the commission.

NOTE: Subdivides provision, replaces parentheses and replaces language for improved readability and conformity with current style.

SECTION 214. 186.098 (10) (title) of the statutes is created to read:

186.098 (10) (title) LOANS TO MEMBERS SECURED BY MORTGAGES.

NOTE: The other subsections of s. 186.098 (10) have titles.

SECTION 215. 195.08 (1) of the statutes is renumbered 195.08 (1r).

NOTE: Accommodates the renumbering of s. 195.08 (12) by this bill.

SECTION 216. 195.08 (3) (title) of the statutes is amended to read:

195.08 (3) (title) ~~SAME SCHEDULES,~~ RULES AND REGULATIONS.

NOTE: Inserts specific reference for clarity.

SECTION 217. 195.08 (4) (title) of the statutes is amended to read:

195.08 (4) (title) ~~SAME SCHEDULES,~~ COPIES IN DEPOTS.

NOTE: Inserts specific reference for clarity.

SECTION 218. 195.08 (5) (title) of the statutes is amended to read:

195.08 (5) (title) ~~SAME SCHEDULES,~~ JOINT RATES.

NOTE: Inserts specific reference for clarity.

SECTION 219. 195.08 (12) of the statutes is renumbered 195.08 (1g) and amended to read:

195.08 (1g) ~~DEFINITION. The word "schedules" as used in In~~ this section "schedules" does not include "time tables" "timetables".

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

SECTION 220. 198.06 (5) (title) of the statutes is created to read:

198.06 (5) (title) FILING OF RESULT, COMMISSION APPROVAL.

NOTE: The other subsections of s. 198.06 have titles.

SECTION 221. 215.13 (26) (a), (b) and (c) of the statutes are amended to read:

215.13 (26) (a) United States government securities;

(b) Savings accounts of savings and loan associations doing business in the state;

(c) Savings accounts of savings and loan associations located outside the state, if those savings accounts are insured by the deposit insurance corporation;

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

SECTION 222. 219.01 (3) and (4) of the statutes are amended to read:

219.01 (3) To invest their funds, and moneys in their custody or possession (~~which that~~ are eligible for investment and which they are by law permitted or required to invest), in notes or bonds secured by mortgage or trust deed insured by the federal housing administrator, and in debentures issued by the federal housing administrator, and in securities issued by national mortgage associations.

(4) To invest their funds and moneys in their custody or possession (~~which that~~ are eligible for investment and which ~~that~~ they are by law permitted or required to invest), in notes, bonds or other forms of evidence of indebtedness guaranteed by the U.S. department of veterans affairs or otherwise guaranteed or secured under the servicemen's readjustment act of 1944, P.L. 78-346, and acts ~~amendatory thereof and supplemental thereto~~ as amended.

NOTE: Deletes parentheses consistent with current style.

SECTION 223. 219.07 of the statutes is renumbered 219.07 (1) (a) 1. and amended to read:

219.07 (1) (a) 1. All banks, trust companies, bankers, savings banks and institutions, building and loan associa-

tions, savings and loan associations, credit unions, investment companies, and other persons carrying on a banking business, all.

2. All executors, administrators, guardians, trustees and other fiduciaries, and the.

3. The state and all public officers, municipal corporations, political subdivisions, and public bodies, except those under ch. 604.

(b) Any authorized investor may legally invest any sinking funds, moneys, or other funds belonging to them or within their control in any bonds or other obligations issued by a redevelopment authority created by s. 66.431, or issued by any redevelopment authority or urban renewal agency in the United States, when such the bonds or other obligations are secured by an agreement between the issuer and the federal government in which the issuer agrees to borrow from the federal government and the federal government agrees to lend to the issuer, prior to the maturity of such the bonds or other obligations, moneys in an amount which that, together with any other moneys irrevocably committed to the payment of principal and interest on such bonds or other obligations, will suffice to pay the principal of such the bonds or other obligations with interest to maturity thereon on the bonds, which moneys under the terms of said the agreement are required to be used for the purpose of paying the principal of and the interest on such the bonds or other obligations at their maturity. Such

(2) The bonds and other obligations described in sub. (1) (b) shall be authorized security for all public deposits.

(3) It is the purpose of this section to authorize any persons, political subdivisions and officers, public or private, to use any funds owned or controlled by them for the purchase of any such bonds described in sub. (1) (b) or other obligations. Nothing contained in this section with regard to legal investments shall be construed as relieving any person of any duty of exercising reasonable care in selecting securities. This section shall apply notwithstanding any restrictions on investments contained in other provisions of the statutes.

NOTE: Subdivides provision and replaces parentheses for improved readability and conformity with current style. See also the next section of this bill.

SECTION 224. 219.07 (1) (a) (intro.) of the statutes is created to read:

219.07 (1) (a) (intro.) In this subsection "authorized investor" means:

NOTE: The subdivision of s. 219.07 by the previous section requires the creation of this (intro.) provision. See also the previous section of this bill.

SECTION 225. 221.0717 (5) (title) of the statutes is amended to read:

221.0717 (5) (title) ~~JUDGEMENTS~~ JUDGMENTS.

NOTE: Corrects spelling.

SECTION 226. 289.33 (3) (d) of the statutes is amended to read:

289.33 (3) (d) "Local approval" includes any requirement for a permit, license, authorization, approval, variance or exception or any restriction, condition of approval or other restriction, regulation, requirement or prohibition imposed by a charter ordinance, general ordinance, zoning ordinance, resolution or regulation by a town, city, village, county or special purpose district, including without limitation because of enumeration any ordinance, resolution or regulation adopted under s. 59.03 (2), 59.11 (5), 59.42 (1), 59.48, 59.51 (1) and (2), 59.52 (2), (5), (6), (7), (8), (9), (11), (12), (13), (15), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25), (26) and (27), 59.53 (1), (2), (3), (4), (5), (7), (8), (9), (11), (12), (13), (14), (15), (19), (20) and (23), 59.535 (2), (3) and (4), 59.54 (1), (2), (3), (4), (4m), (5), (6), (7), (8), (10), (11), (12), (16), (17), (18), (19), (20), (21), (22), (23), (24), (25) and (26), 59.55 (3), (4), (5) and (6), 59.56 (1), (2), (4), (5), (6), (7), (9), (10), (11), (12), (12m), (13) and (16), 59.57 (1), 59.58 (1) and (5), 59.62, 59.69, 59.692, 59.693, 59.696, 59.697, 59.698, 59.70 (1), (2), (3), (5), (7), (8), (9), (10), (11), (21), (22) and (23), 59.79 (1), (2), (3), (4), (5), (6), (7), (8), (9), (10) and (11), ~~59.792 (2) and (3)~~, 59.80, 59.82, 60.10, 60.22, 60.23, 60.54, 60.77, 61.34, 61.35, 61.351, 61.354, 62.11, 62.23, 62.231, 62.234, 66.01, 66.052, 66.24 (8), 87.30, 91.73, 196.58, 236.45, 281.43 or 349.16 or subch. VIII of ch. 60.

NOTE: Reflects renumbering of s. 59.79 (9) by this bill.

SECTION 227. 786.36 of the statutes is renumbered 786.36 (1) (intro.) and amended to read:

786.36 (1) (intro.) Any resident of this state, whether a minor or adult, may upon petition to the circuit court of the county where he or she resides and upon filing a copy of the notice, with proof of publication, as required by s. 786.37, if no sufficient cause is shown to the contrary, have his or her name changed or established by order of the court. If the person whose name is to be changed is a minor under the age of 14 years, the petition may be made by: ~~both~~ whichever of the following is applicable:

(a) Both parents, if they are living, or the survivor of them; ~~the~~.

(b) ~~The~~ guardian or person having legal custody of the minor if both parents are dead or if the parental rights have been terminated by judicial proceedings; ~~or the~~.

(c) ~~The~~ minor's mother, if the minor is a nonmarital child who is not adopted or whose parents do not subsequently intermarry under s. 767.60, except that the father must also make the petition unless his rights have been legally terminated.

(2) The order shall be entered at length upon the records of the court and a certified copy of the record shall be recorded in the office of the register of deeds of the county, who shall make an entry in a book to be kept by the register. The fee for recording a certified copy is

the fee specified under s. 59.43 (2) (ag). If the person whose name is changed or established was born or married in this state, the clerk of the court shall send to the state registrar of vital statistics, on a form designed by the state registrar of vital statistics, an abstract of the record, duly certified, accompanied by the fee prescribed in s. 69.22, which fee the clerk of court shall charge to and collect from the petitioner. The state registrar of vital statistics shall then correct the birth record, marriage record or both, and direct the register of deeds and local registrar to make similar corrections on their records.

(3) No person engaged in the practice of any profession for which a license is required by the state may change his or her given name or his or her surname to any other given name or any other surname than that under which the person was originally licensed in the profession in this or any other state, in any instance in which the state board or commission for the particular profession, after a hearing, finds that practicing under the changed name operates to unfairly compete with another practitioner or misleads the public as to identity or otherwise results in detriment to the profession or the public. This prohibition against a change of name by a person engaged in the practice of any profession does not apply to any person legally qualified to teach in the public schools in this state, nor to a change of name resulting

from marriage or divorce, nor to members of any profession for which there exists no state board or commission authorized to issue licenses or pass upon the qualifications of applicants or hear complaints respecting conduct of members of the profession.

(4) Any change of name other than as authorized by law is void.

NOTE: Subdivides long section.

SECTION 228. 947.02 (4) of the statutes is amended to read:

947.02 (4) A person known to be a professional gambler or known as a frequenter of gambling places or who derives part of his or her support from begging or as a fortune teller or similar ~~imposter~~ impostor.

NOTE: Inserts primary dictionary spelling for consistency with other statutes.

SECTION 229. 951.01 (3) of the statutes is amended to read:

951.01 (3) "Farm animal" means any ~~warmblooded~~ warm-blooded animal normally raised on farms in the United States and used or intended for use as food or fiber.

NOTE: Inserts preferred spelling.

SECTION 230. **Effective dates.** This act takes effect on the day after publication, except as follows:

(1) The treatment of sections 25.156 (2), 25.16 (7) and 25.165 (1) of the statutes takes effect on July 1, 2000.