

1999 DRAFTING REQUEST

Bill

Received: **02/10/2000**

Received By: **yacketa**

Wanted: **As time permits**

Identical to LRB:

For: **Revisor of Statutes**

By/Representing: **Bruce Munson**

This file may be shown to any legislator: **NO**

Drafter: **yacketa**

May Contact:

Alt. Drafters:

Subject: **State Government - miscellaneous**

Extra Copies: **All**

Pre Topic:

No specific pre topic given

Topic:

Revisor's bill

Instructions:

See Attached; revisor's bill 4

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	yacketa 02/10/2000	chanaman 02/10/2000		_____			
/P1		chanaman 02/11/2000	jfrantze 02/11/2000	_____	lrb_docadmin 02/11/2000		
/1			jfrantze 02/11/2000	_____	lrb_docadmin 02/11/2000	lrb_docadmin 02/28/2000	

FE Sent For:

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CmH

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1?	yacketa	<i>CmH</i> <i>1/11</i> <i>2/10</i>	<i>Jo</i> <i>2/10</i> <i>"</i>	<i>b</i> <i>ch</i> <i>2</i> <i>"</i>			
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Please submit
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plus the original
rough copy, to the
Revisor's office.
Thanks
CmH

1999-2000 DRAFTING INSERT
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LEGISLATIVE REFERENCE BUREAU

LRB-4524/p1

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

Analysis by the Legislative Reference Bureau

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

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

INS
1-1

6 SECTION 1. 13.62 (4m) of the statutes, as created[✓] by 1999 Wisconsin Act 9, is
7 amended to read:
8 13.62 (4m) "Budget bill subject" means a subject specified by the board which
9 that is included in the executive budget bill or bills introduced under s. 16.47.

NOTE: Replaces "which" with "that" to correct grammar.

INS
1-10

10 SECTION 2. 15.105 (27) of the statutes, as created[✓] by 1999 Wisconsin Act 9, is[✓]
11 amended to read:
12 15.105 (27) CENSUS EDUCATION BOARD. There is created a census education
13 board which that is attached to the department of administration under s. 15.03. The
14 board shall consist of 2 senators and 2 representatives to the assembly who shall be
15 appointed in the same manner as members of standing committees of the legislature
16 are appointed.

NOTE: Replaces "which" with "that" to correct grammar.

1 **SECTION 3.** 16.40 (20) of the statutes, as created by 1999 Wisconsin Act 24, is
2 renumbered 16.40 (22).

NOTE: 1999 Wis. Act 9 also created a provision numbered s. 16.40 (20).

3 **SECTION 4.** 16.965 (1) (b) of the statutes, as created by 1999 Wisconsin Act 9,
4 is amended to read:

5 16.965 (1) (b) "Smart growth area" means an area that will enable the
6 development and redevelopment of lands with existing infrastructure and
7 municipal, state and utility services, where practicable, or that will encourage
8 efficient development patterns that are both contiguous to existing development and
9 at densities ~~which~~ that have relatively low municipal, state governmental and utility
10 costs.

NOTE: Replaces "which" with "that" to correct grammar.

INSERT
2-11

11 **SECTION 5.** 18.57 (1) of the statutes, as affected by 1999 Wisconsin Act 9, is
12 amended to read:

13 18.57 (1) A separate and distinct fund shall be established in the state treasury
14 or in an account maintained by a trustee (9) (j) appointed for that purpose by the
15 authorizing resolution with respect to each revenue-producing enterprise or
16 program the income from which is to be applied to the payment of any enterprise
17 obligation. A separate and distinct fund shall be established in the state treasury
18 or in an account maintained by a trustee appointed for that purpose by the
19 authorizing resolution with respect to any special fund that is created by the
20 imposition of fees, penalties or excise taxes and is applied to the payment of special
21 fund obligations. All moneys resulting from the issuance of evidences of revenue
22 obligation shall be credited to the appropriate fund or applied for refunding or note
23 renewal purposes, except that moneys which represent premium or accrued interest

1 received on the issuance of evidences shall be credited to the appropriate redemption
2 fund.

NOTE: 1999 Wis. Act 9 deleted "(9) (j)" without showing it as stricken. The change
was intended.

3 SECTION 6. 20.115 (7) (b) of the statutes, as created by 1999 Wisconsin Act 9,
4 is amended to read:

5 20.115 (7) (b) *Principal repayment and interest, conservation reserve*
6 *enhancement.* A sum sufficient to reimburse s. 20.866 (1) (a) (u) for the principal and
7 interest costs incurred in financing the conservation reserve enhancement program
8 under s. 20.866 (2) (wf) and to make the payments determined by the building
9 commission under s. 13.488 (1) (m) that are attributable to the proceeds of
10 obligations incurred in financing those projects.

NOTE: Corrects cross-reference. There is no s. 20.866 (1) (a). Section 20.866 (1)
(u) provides for reimbursements of principal and interest under s. 20.115 (7) (b).

11 SECTION 7. 20.143 (3) (t) of the statutes, as created by 1999 Wisconsin Act 9,
12 is amended to read:

13 20.143 (3) (t) *Petroleum inspection fund — revenue obligation repayment.* From
14 the petroleum inspection fund, a sum sufficient to repay the fund in the state
15 treasury created under s. 18.57 (1), or the separate and distinct fund outside the state
16 treasury under s. 18.562 (3) and ~~(5) (e)~~, the amount needed to retire revenue
17 obligations issued under subch. II or IV of ch. 18, as authorized under s. 101.143 (9m).

NOTE: There is no s. 18.562 (5) (e). Section 18.562 (3) provides for a separate
redemption fund; s. 18.562 (5) relates to authorizing resolutions.

18 SECTION 8. 20.255 (1) (b) of the statutes, as affected by 1999 Wisconsin Act 9,
19 is amended to read:

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20 20.255 (1) (b) *General program operations; School for the Deaf and Center for*
21 *the Blind and Visually Impaired.* The amounts in the schedule for the operation and

1 maintenance of the Wisconsin School for the Deaf and the Wisconsin Center for the
2 Blind and Visually Impaired, including the matching of federal funds, but not
3 including expenses financed under par. (js).

NOTE: 1999 Wis. Act 9 deleted "including" without showing it as stricken. The change was not intended.

4 SECTION 9. 20.292 (1) (ep) of the statutes, as created by 1999 Wisconsin Act 9,
5 is amended to read:

6 20.292 (1) (ep) *Grants to students.* The amounts in the schedule for grants to
7 students under s. ~~38.30~~ 38.305.

NOTE: Section 38.30, as created by 1999 Wis. Act 9, is renumbered to s. 38.305 by this bill.

8 SECTION 10. 20.370 (1) (fs) of the statutes, as affected by 1999 Wisconsin Act
9 9, is amended to read:

10 20.370 (1) (fs) *Endangered resources — voluntary payments; sales, leases and fees.* As a
11 continuing appropriation, from moneys received as amounts designated under ss.
12 71.10 (5) (b) and 71.30 (10) (b), the net amounts certified under ss. 71.10 (5) (h) 4. and
13 71.30 (10) (h) 3., all moneys received from the sale or lease of resources derived from
14 the land in the state natural areas system and all moneys received from fees collected
15 under ss. 23.27 (3) (b), 29.563 (10) and 341.14 (6r) (b) 5., for the purposes of the
16 endangered resources program, as defined under ss. 71.10 (5) (a) 2. and 71.30 (10)
17 (a) 2. Three percent of the moneys certified under ss. 71.10 (5) (h) 4. and 71.30 (10)
18 (h) 3. in each fiscal year ~~to~~ and 3% of the fees received under s. 341.14 (6r) (b) 5. in
19 each fiscal year shall be allocated for wildlife damage control and payment of claims
20 for damage associated with endangered or threatened species, except that this
21 combined allocation may not exceed \$100,000 per fiscal year.

NOTE: 1999 Wis. Act 9 deleted "to" without showing it as stricken. The change was intended.

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1 SECTION 11. 20.370 (5) (cq) of the statutes, as affected by 1999 Wisconsin Act
2 9, section 319g, is amended to read:

3 20.370 (5) (cq) *Recreation aids — recreational boating and other projects.* As
4 a continuing appropriation, the amounts in the schedule for recreational boating
5 aids under s. 30.92, for the grant for Black Point Estate under s. 23.0962, for the
6 Southeastern Wisconsin Fox River commission under 1997 Wisconsin Act 237,
7 section 9136 (2), and under 1999 Wisconsin Act 9, section 9136 (10z), for the Portage
8 levee system and the Portage canal under s. 31.309, for development of a state park
9 under s. 23.198, for activities relating to aquatic nuisance species under s. 30.1255
10 (4) and for the engineering and environmental study under s. 31.307.

NOTE: 1999 Wis. Act 9 inserted the underscored language without showing it as
underscored. The change was intended.

11 SECTION 12. 20.370 (6) (br) of the statutes, as affected by 1999 Wisconsin Act
12 9, is amended to read:

13 20.370 (6) (br) *Environmental aids — waste reduction and recycling*
14 *demonstration grants.* From the recycling fund, as a continuing appropriation, the
15 amounts in the schedule for waste reduction and recycling demonstration grants
16 under s. 287.25 and the grants required under 1999 Wisconsin Act 9, section 9136
17 (9) and (9e) (9cm).

NOTE: 1999 Wis. Act 9 s. 9136 (9) and (9cm) relate to the Wheelchair Recycling
Project. 1999 Wis. Act 9 s. 9136 (9c) relates to an Oconto County Boat landing. Drafting
records indicate that subs. (9c) and (9cm) were both originally numbered (9c), requiring
the renumbering of one. This provision was not changed to reflect the renumbering to
(9cm).

18 SECTION 13. 20.395 (1) (hq) of the statutes, as affected by 1999 Wisconsin Act
19 9, is repealed.

NOTE: By its terms, this paragraph does not apply after 12-31-99.

1 ✓ SECTION 14. 20.435 (8) (mm) of the statutes, as created by 1999 Wisconsin Act
2 ✓ 9, is amended to read:

3 20.435 (8) (mm) *Reimbursements from federal government.* All moneys
4 received from the federal government, other than moneys described under ss. 46.40
5 ~~(1) (bm)~~, 46.45 (2), 46.46, 49.45 (6u) and 49.49, that are intended to reimburse the
6 state for expenditures in previous fiscal years from general purpose revenue
7 appropriations whose purpose includes a requirement to match or secure federal
8 funds and that exceeded in those fiscal years the estimates reflected in the intentions
9 of the legislature and governor, as expressed by them in the budget determinations,
10 and the joint committee on finance, as expressed by the committee in any
11 determinations, and the estimates approved for expenditure by the secretary of
12 administration under s. 16.50 (2), for the purpose of paying federal disallowances,
13 federal sanctions or penalties and the costs of any corrective action affecting the
14 department of health and family services. Notwithstanding s. 20.001 (3) (c), at the
15 end of each fiscal year, the amount determined by the department of administration
16 under s. 16.54 (12) (d) shall lapse to the general fund.

NOTE: There is no s. 46.40 (1) (bm). Drafting records indicate that a draft creating
s. 46.40 (1) (bm) was not included in 1999 Wis. Act 9 as enacted.

17 ✓ SECTION 15. 20.505 (1) (ng) of the statutes, as created by 1999 Wisconsin Act
18 ✓ 24, is amended to read:

19 20.505 (1) (ng) *Sale of forest products; funds for public schools and public roads.*
20 All moneys received from the sale of forest products at Fort McCoy under 10 USC
21 2665 for distribution to Monroe County and to the school districts located in Monroe
22 County under s. 16.40 ~~(20)~~ [✓] (22).

NOTE: Section 16.40 (20), as created by 1999 Wis. Act 24, is renumbered s. 16.40 (22)
by this bill.

1 SECTION 16. 23.0917 (1) (b) of the statutes, as created by 1999 Wisconsin Act
2 9, is amended to read:

3 23.0917 (1) (b) "Baraboo Hills" means the area that is within the boundaries
4 of the Baraboo Range National Natural Landmark.

NOTE: Inserts missing article.

5 SECTION 17. 23.0917 (1) (c) of the statutes, as created by 1999 Wisconsin Act
6 9, is amended to read:

7 23.0917 (1) (c) "Department land" means an area of land that is owned by the
8 state, that is under the jurisdiction of the department and that is used for one of the
9 purposes specified in s. 23.09 ~~(2d)~~ (2) (d).

NOTE: Corrects cross-reference. There is no s. 23.09 (2d). Section 23.09 (2) (d) relates to purposes for lands acquired by the department of natural resources.

10 SECTION 18. 23.198 (1) (a) of the statutes, as created by 1999 Wisconsin Act 9,
11 is amended to read:

12 23.198 **Milwaukee Lakeshore State Park.** (1) **STEWARDSHIP FUNDING.** (a)
13 From the appropriation under s. 20.866 (2) (ta), the department shall provide up to
14 \$1,500,000 for the development of a state park ~~which~~ that will provide access to Lake
15 Michigan in the city of Milwaukee. For purposes of s. 23.0917, moneys provided
16 under this paragraph shall be treated as moneys obligated under the subprogram for
17 property development and local assistance.

NOTE: Replaces "which" with "that" to correct grammar.

18 SECTION 19. 23.32 (3) (a) 3. of the statutes is amended to read:

19 23.32 (3) (a) 3. For each copy of a digital wetland ~~data base~~ database covering
20 one township, \$15.

NOTE: Corrects spelling.

NOTE: Section 20.370 (5) (ax) and (6) (bt) were repealed eff. 6-30-98 by 1995 Wis. Act 27.

1 **SECTION 23.** 29.229 (5m) (c) of the statutes, as affected by 1999 Wisconsin Act
2 9, is amended to read:

3 **29.229 (5m) (c)** The band is requested to enact tribal laws or ordinances that
4 deny an application to issue or renew, suspend if already issued or otherwise
5 withhold or restrict an approval issued under this section if the applicant for or the
6 holder of the approval fails to provide the information required under tribal laws or
7 ordinances enacted under par. (b) or fails to comply, after appropriate notice, with a
8 subpoena or warrant issued by the department of workforce development or a county
9 child support agency under s. 59.53 (5) and related to paternity or child support
10 proceedings or if the department of workforce development certifies that the
11 applicant for or the holder of the approval has failed to pay court-ordered payments
12 of child or family support, maintenance, birth expenses, medical expenses or other
13 expenses related to the support of a child or former spouse. The band is also
14 requested to enact tribal laws or ~~ordinance~~ ordinances that invalidate an approval
15 issued under this subsection if issued in reliance upon a statement made or
16 subscribed under oath or affirmation under tribal laws or ordinances enacted under
17 par. (b) that is false.

NOTE: The singular is replaced with the plural for correct sentence agreement.

18 **SECTION 24.** 30.20 (1) (d) of the statutes, as created by 1999 Wisconsin Act 9,
19 is amended to read:

20 **30.20 (1) (d)** The drainage board for the Duck Creek Drainage District may,
21 without a permit under sub. (2) (c), remove material from a drain that the board
22 operates in the Duck Creek Drainage District if the removal is required, under rules
23 promulgated by the department of agriculture, trade and consumer protection, in

1 order to conform the drain to specifications imposed by the department of
2 agriculture, trade and consumer protection after consulting with the department of
3 natural resources.

NOTE: Inserts commas to correct grammar.

4 SECTION 25. 30.77 (3) (dm) 2g. of the statutes, as created by 1999 Wisconsin Act
5 9, is amended to read:

6 30.77 (3) (dm) 2g. If a local entity or ~~an~~ a boating organization objects to an
7 ordinance enacted under par. (a) that applies to a river or stream, or to an ordinance
8 enacted under par. (b), on the grounds that all or a portion of the ordinance is not
9 necessary for public health, safety, welfare or the public's interest in preserving the
10 state's natural resources, the procedure under subd 2r. shall apply.

NOTE: Inserts correct article.

11 SECTION 26. 31.385 (4) (a) of the statutes, as created by 1999 Wisconsin Act 9,
12 is amended to read:

13 31.385 (4) (a) The department shall maintain an inventory of all dams in the
14 state that require a dam safety project under this section. The inventory shall list
15 the dam safety projects in the chronological order in which they are required to be
16 undertaken. For each dam safety project on the inventory, the department shall
17 include a statement of which parts of the dam safety project are required to protect
18 the rights held by the public in the navigable waters contained by the dam.

NOTE: Inserts missing article.

19 SECTION 27. 38.28 (1m) (a) 1. of the statutes, as affected by 1999 Wisconsin Act
20 9, is amended to read:

21 38.28 (1m) (a) 1. "District aidable cost" means the annual cost of operating a
22 technical college district, including debt service charges for district bonds and

1 promissory notes for building programs or capital equipment, but excluding all
2 expenditures relating to auxiliary enterprises and community service programs, all
3 expenditures funded by or reimbursed with federal revenues, all receipts under sub.
4 (6) and ss. 38.12 (9), 38.14 (3) and (9), 118.15 (2) (a), 118.55 (7r) and 146.55 (5), all
5 receipts from grants awarded under ss. 16.004 (14), 38.04 (8) and (20), 38.14 (11),
6 38.26, 38.27, ~~38.30~~ [✓] 38.305, 38.31, 38.33 and 38.38, all fees collected under s. 38.24
7 and driver education and chauffeur training aids.

NOTE: Section 38.30, as created by 1999 Wis. Act 9, is renumbered s. 38.305 by this
bill.

8 **SECTION 28.** [✓] 38.30 of the statutes, as created by [✓] 1999 Wisconsin Act 9, is
9 renumbered 38.305.

NOTE: Confirms renumbering by the revisor. A previously existing section is
numbered s. 38.30.

10 **SECTION 29.** 39.435 (6) of the statutes, as affected by 1999 Wisconsin Act 9, is
11 amended to read:

12 39.435 (6) The board may not make a grant under this section to a person [✓] if
13 whose name appears on the statewide support lien docket under s. 49.854 (2) (b),
14 unless the person provides to the board a payment agreement that has been
15 approved by the county child support agency under s. 59.53 (5) and that is consistent
16 with rules promulgated under s. 49.858 (2) (a).

NOTE: Deletes word inadvertently retained by 1999 Wis. Act 9.

17 **SECTION 30.** 39.51 (1) (title) and [✓] (intro.) of the statutes are renumbered 45.54
18 (1) (title) and (intro.).

NOTE: The remainder of s. 39.51 (1) was renumbered to s. 45.54 by 1999 Wis. Act
9, which did not create a new (intro.) at s. 45.54 and therefore requires the renumbering
by this provision.

19 **SECTION 31.** 43.03 (9) of the statutes is amended to read:

1 43.03 (9) Develop and maintain a computer ~~data base~~ database containing
 2 bibliographic and library holding information for all types of library materials owned
 3 by libraries throughout the state to serve as a resource sharing tool and assist
 4 libraries in developing computerized bibliographic ~~data bases~~ databases.

NOTE: Corrects spelling.

5 **SECTION 32.** 43.05 (11) of the statutes is amended to read:

6 43.05 (11) Maintain a reference and loan library to supplement the collections
 7 of all types of libraries in this state by providing specialized materials not
 8 appropriately held and information sources not provided by local librarians or readily
 9 available from other area or state-level resource providers. The library shall provide
 10 specialized information services to state agency libraries and state employees,
 11 institution libraries, public library systems, public libraries, school librarians and
 12 other types of libraries according to policies developed by the division. Library and
 13 information services may include development of collections of specialized materials,
 14 interlibrary loan services, reference services, provision of ~~data base~~ database search
 15 services and maintenance of a statewide ~~data base~~ database of library materials.
 16 The library may contract with state agencies and libraries to provide library material
 17 cataloging and processing services.

NOTE: Corrects spelling.

18 **SECTION 33.** 45.37 (3) (title) of the statutes, as affected by 1999 Wisconsin Act
 19 9, is repealed and recreated to read:

20 45.37 (3) (title) EXCEPTIONS TO THE BASIC ELIGIBILITY REQUIREMENTS.

NOTE: 1999 Wis. Act 9, s. 983, repealed s. 45.37 (3) (b) (title), but that title was erroneously shown as the title of s. 45.37 (3) in Act 9, s. 984. This provision confirms that no change to ~~the~~ s. 45.37 (3) (title) was intended.

1 **SECTION 34.** 46.2805 (9) of the statutes, as created by 1999 Wisconsin Act 9, is
2 amended to read:

3 46.2805 (9) "Older person" means a person who is aged at least 65 years of age.

NOTE: Inserts standard terminology.

4 **SECTION 35.** 46.286 (1) (a) 2. (intro.) of the statutes, as created by 1999
5 Wisconsin Act 9, is amended to read:

6 46.286 (1) (a) 2. (intro.) The person has a condition that is expected to last at
7 least 90 days or result in death within 12 months after the date of application and,
8 on the date that the family care benefit became available in the person's county of
9 residence, the person was a resident in a nursing home or had been receiving for at
10 least 60 days, under a written plan of care, long-term care services, as specified by
11 the department, ~~which~~ that were funded under any of the following:

NOTE: Replaces "which" with "that" to correct grammar.

12 **SECTION 36.** 46.286 (3) (a) 3. of the statutes, as created by 1999 Wisconsin Act
13 9, is amended to read:

14 46.286 (3) (a) 3. Is functionally eligible at the intermediate level and is
15 determined by an agency under s. 46.90 (2) or specified in s. ~~55.05~~ 55.01 (1t) to be in
16 need of protective services under s. 55.05 or protective placement under s. 55.06.

NOTE: Corrects cross-reference. There is no s. 55.05 (1t). Section 55.01 (1t) relates to county protective service agencies.

17 **SECTION 37.** 46.2895 (4) (b) of the statutes, as created by 1999 Wisconsin Act
18 9, is amended to read:

19 46.2895 (4) (b) Adopt bylaws and policies and procedures for the regulation of
20 its affairs and the conduct of its business. The bylaws, policies and procedures shall
21 be consistent with ss. 46.2085 46.2805 to 46.2895 and, if the family care district
22 contracts with the department under par. (d), with the terms of that contract.

NOTE: Corrects cross-reference consistent with s. 46.2895⁽⁴⁾ (intro.). There is no s. 46.2085.

1 SECTION 38. 46.40 (9) (c) (title) of the statutes, as created by 1999 Wisconsin
2 Act 9, is amended to read:

3 46.40 (9) (c) (title) *Adjustment for medical assistance* ^{plain space} ~~by~~ *in buy-in program.*

NOTE: Corrects spelling.

4 SECTION 39. 48.685 (4m) (b) (intro.) of the statutes, as affected by 1997 Wisconsin
5 ²³⁷ and 1999 Wisconsin Act 9, sections 1163d and 1173j, is amended to read:

6 48.685 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
7 sub. (5), an entity may not employ or contract with a ~~has, or~~ caregiver or permit a
8 nonclient resident to reside at the entity ~~has, or,~~ if the entity knows or should have
9 known any of the following:

NOTE: 1999 Wis. Act 9 deleted "has, or" without showing it as stricken. The change was intended.

10 SECTION 40. 48.685 (6) (b) 1. of the statutes, as affected by 1999 Wisconsin Act
11 9, is amended to read:

12 48.685 (6) (b) 1. For caregivers who are licensed by the department, for persons
13 under 18 years of age, but not under 12 years of age, who are caregivers of a day care
14 center that is licensed under s. 48.65 or established or contracted for under s. 120.13
15 ~~(4)~~ (14) or of a day care provider that is certified under s. 48.651, for persons who are
16 nonclient residents of an entity that is licensed by the department, and for other
17 persons specified by the department by rule, the entity shall send the background
18 information form to the department.

NOTE: Corrects cross-reference. Section 120.13 (4) relates to on-farm training programs for veterans; sub. (14) relates to day care.

19 SECTION 41. 49.029 (2) of the statutes, as affected by 1999 Wisconsin Act 9, is
20 amended to read:

27

1 49.029 (2) AMOUNT AND DISTRIBUTION OF RELIEF BLOCK GRANT. From the
2 appropriation under s. 20.435 ~~(5)~~ (4) (kb), the department shall distribute a relief
3 block grant to each eligible tribal governing body in an amount and in a manner
4 determined in accordance with rules promulgated by the department. The
5 department shall promulgate the rules after consulting with all tribal governing
6 bodies eligible for a relief block grant. In promulgating rules under this section, the
7 department shall consider each tribe's economic circumstances and need for health
8 care services.

NOTE: 1999 Wis. Act 9 deleted "(5)" without showing it as ~~underscored~~ ^{stricken} and inserted
"(4)" without showing it as underscored. The change was intended.

9 **SECTION 42.** 49.195 (3n) (L) of the statutes, as [✓] created by 1999 Wisconsin Act
10 9, is amended to read:

11 49.195 [✓](3n) (L) If no appeal or other proceeding for review permitted by law is
12 pending and the time for taking an appeal or petitioning for review has expired, the
13 department shall make a demand to the debtor for payment of the debt ~~which~~ that
14 is subject to levy and give notice that the department may pursue legal action for
15 collection of the debt against the debtor. The department shall make the demand for
16 payment and give the notice at least 10 days prior to the levy, personally or by any
17 type of mail service ~~which~~ that requires a signature of acceptance, at the address of
18 the debtor as it appears on the records of the department. The demand for payment
19 and notice shall include a statement of the amount of the debt, including interest and
20 penalties, and the name of the debtor who is liable for the debt. The debtor's refusal
21 or failure to accept or receive the notice does not prevent the department from
22 making the levy. Notice prior to levy is not required for a subsequent levy on any debt
23 of the same debtor within one year of the date of service of the original levy.

NOTE: Replaces "which" with "that" to correct grammar.

1 **SECTION 43.** 49.195 (3n) (m) 1. of the statutes, as created by 1999 Wisconsin Act
2 9, is amended to read:
3 49.195 (3n) (m) 1. The department shall serve the levy upon the debtor and 3rd
4 party by personal service or by any type of mail service ~~which~~ that requires a
5 signature of acceptance.

NOTE: Replaces "which" with "that" to correct grammar.

6 **SECTION 44.** 49.195 (3n) (s) of the statutes, as affected by 1999 Wisconsin Act
7 9, is amended to read:
8 49.195 (3n) (s) Any debtor who is subject to a levy proceeding made by the
9 department has the right to appeal the levy proceeding under ch. ~~227.44~~ 227. The
10 appeal is limited to questions of prior payment of the debt that the department is
11 proceeding against, and mistaken identity of the debtor. The levy is not stayed
12 pending an appeal in any case where property is secured through the levy.

NOTE: Deletes unnecessary comma and corrects cross-reference. Section 227.44 is not the only ch. 227 section applicable to appeals.

13 **SECTION 45.** 49.45 (39) (b) (title) of the statutes is created to read:
14 49.45 (39) (b) ^(title) ~~School Medical Services~~.

NOTE: 1999 Wis. Act 9 renumbered s. 49.45 (39) (b) (title) to s. 49.45 (39) (b) 1. (title), leaving par. (b) without a (title), inconsistent with current style.

15 **SECTION 46.** 49.453 (4) (a) 1. a. (intro.) of the statutes, as created by 1999
16 Wisconsin Act 9, is renumbered 49.453 (4) (a) 1. (intro.).

NOTE: Corrects numbering.

17 **SECTION 47.** 49.472 (1) (c) of the statutes, as created by 1999 Wisconsin Act 9,
18 is amended to read:
19 49.472 (1) (c) "Independence account" means an account approved by the
20 department that consists solely of savings, and dividends or other gains derived from

1 those savings, from income earned from paid employment after the initial date ~~that~~
2 on which an individual began receiving medical assistance under this section.

NOTE: Inserts standard terminology.

3 **SECTION 48.** 50.034 (5p) of the statutes, as created by 1999 Wisconsin Act 9, is
4 amended to read:

5 50.034 (5p) APPLICABILITY. Subsections (5m) and (5n) apply only if the secretary
6 has certified under s. 46.281 (3) that a resource center is available for the residential
7 care apartment complex and for specified groups of eligible individuals that include
8 those ~~person~~ persons seeking admission to or the residents of the residential care
9 apartment complex.

NOTE: Corrects word form.

10 **SECTION 49.** 50.065 (4m) (b) (intro.) of the statutes, as affected by 1997
11 Wisconsin Act 2~~8~~⁷ and 1999 Wisconsin Act 9, sections 152.1~~m~~ⁱ and 152.1~~z~~ⁱ, is amended
12 to read:

13 50.065 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
14 sub. (5), an entity may not employ or contract with a ~~has, or~~ caregiver or permit to
15 reside at the entity a ~~has, or~~ nonclient resident, if the entity knows or should have
16 known any of the following:

NOTE: 1999 Wis. Act 9 deleted "has, or" without showing it as stricken. The change was intended.

17 **SECTION 50.** 59.69 (3) (b) of the statutes, as affected by 1999 Wisconsin Act 9,
18 is amended to read:

19 59.69 (3) (b) The development plan shall include the master plan, if any, of any
20 city or village ^{plain} ~~of which that~~ was adopted under s. 62.23 (2) or (3) and the official map,
21 if any, of such city or village ^{plain} ~~of which that~~ was adopted under s. 62.23 (6) in the county,
22 without change.



NOTE: Replaces "which" with "that" to correct grammar.

1 **SECTION 51.** 66.0295 (4) (b) 2. of the statutes, as created by 1999 Wisconsin Act
2 9, is amended to read:

3 66.0295 (4) (b) 2. Every local governmental unit that is adjacent to the local
4 governmental unit ~~which~~ that is the subject of the plan that is adopted or amended
5 as described in par. (b) (intro.).

NOTE: Replaces "which" with "that" to correct grammar.

6 **SECTION 52.** 66.431 (5r) (d) 5. of the statutes, as created by 1999 Wisconsin Act
7 9, is amended to read:

8 66.431 (5r) (d) 5. 'Approval of outstanding debt.' All outstanding bonds of the
9 authority issued under this subsection have been reviewed and approved by the
10 secretary of administration. In determining whether to approve outstanding bonds
11 under this subdivision, the secretary may consider any factor ~~which~~ that the
12 secretary determines to have a bearing on whether the state moral obligation pledge
13 under par. (j) should be granted with respect to an issuance of bonds.

NOTE: Replaces "which" with "that" to correct grammar.

14 **SECTION 53.** 66.462 (2) of the statutes, as affected by 1999 Wisconsin Act 9, is
15 renumbered 66.462 (2) (a).

NOTE: 1999 Wis. Act 9 created 66.462 (2) (b) requiring the renumbering of s. 462
(2) for internal consistency.

section 1634a

66.

16 **SECTION 54.** 69.05 (4) of the statutes is amended to read:

17 69.05 (4) Preserve, amend and certify vital records under this subchapter by
18 photographic, electronic or other means as directed by the state registrar, except that
19 a local registrar may destroy birth certificates on file for more than 365 days if the
20 state registrar determines that the local registrar has access through the state

1 registrar's computer ~~data base~~ database to the information necessary to issue
2 certified copies under s. 69.21 (1) (b) 2.

NOTE: Corrects spelling.

3 SECTION 55. 69.21 (1) (b) 3. of the statutes is amended to read:

4 69.21 (1) (b) 3. A local registrar may issue a copy of a birth or death certificate
5 under par. (a) through the state registrar's computer ~~data base~~ database if the event
6 ~~which~~^{that} is the subject of the birth or death occurred in the local registrar's registration
7 district or if the registrant resided in the local registrar's registration district when
8 the event occurred.

NOTE: Corrects spelling. Replaces "which" with "that" to correct grammar.

9 SECTION 56. 70.11 (2) of the statutes, as affected by 1999 Wisconsin Act 9, is
10 amended to read:

11 70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.
12 Property owned by any county, city, village, town, school district, technical college
13 district, public inland lake protection and rehabilitation district, metropolitan
14 sewerage district, municipal water district created under s. 198.22, joint local water
15 authority created under s. 66.0735, family care district under s. 46.2895 or town
16 sanitary district; lands belonging to cities of any other state used for public parks;
17 land tax-deeded to any county or city before January 2; but any residence located
18 upon property owned by the county for park purposes ~~which~~^{that} is rented out by the
19 county for a nonpark purpose shall not be exempt from taxation. Except as to land
20 acquired under s. 59.84 (2) (d), this exemption shall not apply to land conveyed after
21 August 17, 1961, to any such governmental unit or for its benefit while the grantor
22 or others for his or her benefit are permitted to occupy the land or part thereof in
23 consideration for the conveyance. Leasing the property exempt under this

1 subsection, regardless of the lessee and the use of the leasehold income, does not
2 render that property taxable.

NOTE: The underscored comma was inserted by 1999 Wis. Act 9 without being shown as underscored. The change was intended. *Replace "which" with "that" to correct grammar.*

3 **SECTION 57.** 71.14 (3m) (a) (intro.) of the statutes, as created by 1999 Wisconsin
4 Act 9, is amended to read:

5 71.14 (3m) (a) ^(intro.) Subject to par. (b) and except as provided in sub. (2) and s. 71.04
6 (1) (b) 2., only the following trusts, or portions of trusts, ~~which~~ that become
7 irrevocable on or after October 29, 1999, are resident of this state:

NOTE: Replaces "which" with "that" to correct grammar.

8 **SECTION 58.** 73.03 (28m) of the statutes is amended to read:

9 73.03 (28m) To enter into contracts for data-base database and data processing
10 services for audits of occasional sales of motor vehicles.

NOTE: Corrects spelling.

11 **SECTION 59.** 79.10 (10) (c) of the statutes, as created by 1999 Wisconsin Act 5,
12 is amended to read:

13 79.10 (10) (c) If a person who is certified under par. (a) to claim the credit under
14 sub. (9) (bm) becomes ineligible for the credit under sub. (9) (bm), that person shall,
15 within 30 days of becoming ineligible, notify the treasurer of the county in which the
16 property is located or, if the property is located in a city that collects taxes under s.
17 74.87, ~~with~~ the treasurer of the city in which the property is located.

NOTE: Deletes unnecessary word.

18 **SECTION 60.** 84.30 (3) (c) 1. and 2. of the statutes, as ~~created~~ ^{affected} by 1999 Wisconsin
19 Act 9, are amended to read:

1 84.30 (3) (c) 1. Signs ~~which~~ that contain, include or are illuminated by any
2 flashing, intermittent or moving light or lights are prohibited, except electronic signs
3 permitted by rule of the department.

4 2. Signs ~~which~~ that are not effectively shielded as to prevent beams or rays of
5 light from being directed at any portion of the traveled ways of the interstate or
6 federal-aid primary highway and ~~which~~ that are of such intensity or brilliance as to
7 cause glare or to impair the vision of the driver of any motor vehicle, or ~~which~~ that
8 otherwise interfere with any driver's operation of a motor vehicle, are prohibited.

NOTE: Replaces "which" with [✓]"that" to correct grammar.

9 **SECTION 61.** 85.10[✓]5 of the statutes is amended to read:

10 **85.105 Sale of motor vehicle records.** Notwithstanding s. 343.24 (2m), the
11 department may contract with a person to periodically furnish that person with any
12 records on computer tape or other electronic media that contain information from
13 files of motor vehicle accidents or uniform traffic citations and ~~which~~ ^{that} were produced
14 for or developed by the department for purposes related to maintenance of the
15 operating record file ~~data-base~~ database. The department and the person desiring
16 to contract with the department shall make a good faith effort to negotiate the
17 purchase price for the records to be provided under this section.

NOTE: Corrects spelling. ⁼Replaces "which" with "that" to correct grammar.

18 **SECTION 62.** 85.12[✓] (1) of the statutes is amended to read:

19 85.12 (1) The department shall administer a statewide public safety radio
20 management program. From the appropriations under s. 20.395 (5) (dk) and (dq),
21 the department may provide statewide tower site management, public safety
22 frequency management, public safety ~~data-base~~ database administration and
23 planning services related to statewide public safety radio management.

NOTE: Corrects spelling.

1 **SECTION 63.** 85.53 (3) of the statutes, as affected by 1999 Wisconsin Act 9, is
2 amended to read:

3 85.53 (3) Grants under this section shall be paid from the appropriation under
4 s. 20.395 (5) (jr). The amount of a grant may not exceed 80% of the amount expended
5 by an eligible applicant for services related to the program.

NOTE: 1999 Wis. Act 9 deleted the underscored period without showing it as stricken. No change was intended.

6 **SECTION 64.** 92.14 (4) (title) of the statutes is repealed.

NOTE: All of the other parts of s. 92.14 (4) were either repealed or renumbered by 1999 Wis. Act 9.

7 **SECTION 65.** 97.42 (12) (title) of the statutes is created to read:

8 97.42 (12) (title) SUBSTANTIAL OR REPEATED VIOLATIONS.

NOTE: The other subsections in s. 97.42 have titles.

9 **SECTION 66.** 101.143 (1) (hm) of the statutes is amended to read:

10 101.143 (1) (hm) "Terminal" means a petroleum product storage system that
11 is itself connected to a pipeline facility, as defined in 49 USC Appendix ~~2001 (4) 60101~~
12 (18) or is one of a number of connected petroleum product storage systems at least
13 one of which is connected to a pipeline facility, as defined in 49 USC Appendix ~~2001~~
14 (4) 60101 (18).

NOTE: 49 USC Appendix 2001 (4) was codified as 49 USC 60101 (18).

15 **SECTION 67.** 101.143 (11) (intro.) of the statutes, as created by 1999 Wisconsin
16 Act 9, is amended to read:

17 101.143 (11) (intro.) **REPORTS.** No later than each January 1 and July 1, the
18 department of commerce and the department of natural resources shall submit ~~the~~
19 to the governor, to the joint legislative audit committee, to the joint committee on
20 finance and to the appropriate standing committees of the legislature, under s.

1 13.172 (3), a report on the program under this section. The departments shall
2 include all of the following information in the report:

NOTE: Inserts correct word.

3 SECTION 68. 101.9204 (1) (g) of the statutes, as created by 1999 Wisconsin Act
4 9, is amended to read:

5 101.9204 (1) (g) If the mobile home is a used mobile home which that was last
6 previously titled in another jurisdiction, the applicant shall furnish any certificate
7 of ownership issued by the other jurisdiction and a statement, in the form prescribed
8 by the the department, *or who please fix spacing* pertaining to the title history and ownership of the mobile
9 home, ~~such statement to be in the form that the department prescribes.~~

NOTE: Replaces "which" with "that" to correct grammar. Moves and rephrases clause for improved clarity and readability.

10 SECTION 69. 101.9205 (2) (c) of the statutes, as created by 1999 Wisconsin Act
11 9, is amended to read:

12 101.9205 (2) (c) In any other manner which that the department determines
13 to be desirable.

NOTE: Replaces "which" with "that" to correct grammar.

14 SECTION 70. 101.9206 (1) (e) of the statutes, as created by 1999 Wisconsin Act
15 9, is amended to read:

16 101.9206 (1) (e) Any other data which that the department considers pertinent
17 and desirable.

NOTE: Replaces "which" with "that" to correct grammar.

18 SECTION 71. 101.9206 (3) (b) 2. of the statutes, as created by 1999 Wisconsin
19 Act 2, is amended to read:

20 101.9206 (3) (b) 2. The applicant has filed with the department a bond in the
21 form prescribed by the department and executed by the applicant, and either

1 accompanied by the deposit of cash with the department or also executed by a person
2 authorized to conduct a surety business in this state. The bond shall be in an amount
3 equal to 1.5 times the value of the mobile home as determined by the department and
4 conditioned to indemnify any prior owner and secured party and any subsequent
5 purchaser of the mobile home or person acquiring any security interest in it, and
6 their respective successors in interest, against any expense, loss or damage,
7 including reasonable attorney fees, by reason of the issuance of the certificate of title
8 of for the mobile home or on account of any defect in or undisclosed security interest
9 upon the right, title and interest of the applicant in and to the mobile home. Any such
10 interested person has a right of action to recover on the bond for any breach of its
11 conditions, but the aggregate liability of the surety to all persons shall not exceed the
12 amount of the bond. The bond, and any deposit accompanying it, shall be returned
13 at the end of 5 years or prior thereto if, apart from this section, a nondistinctive
14 certificate of title could then be issued for the mobile home.

NOTE: Replaces "of" with "for" in order to make terminology consistent throughout
ch. 101.

15 **SECTION 72.** 101.9208 (1) (b) of the statutes, as created by 1999[✓] Wisconsin Act
16 9, is amended to read:

17 101.9208 (1) (b) Upon filing an application under ~~sub. (1) par. (a)~~ or ~~(4) (d)~~
18 before the first day of the 2nd month beginning after September 1, 2000, an
19 environmental impact fee of \$5, by the person filing the application. Upon filing an
20 application under ~~sub. (1) par. (a)~~ or ~~(4) (d)~~ on or after September 1, 2000, an
21 environmental impact fee of \$6, by the person filing the application. All moneys
22 collected under this subsection shall be credited to the environmental fund for
23 environmental management.

NOTE: Corrects cross-references.

1 **SECTION 73.** 101.9208 (1) (h) of the statutes, as created by 1999 Wisconsin Act
2 9, is amended to read:

3 101.9208 (1) (h) For processing applications for certificates of title ~~which~~ that
4 have a special handling request for fast service, a fee established by the department
5 by rule, which fee shall approximate the cost to the department for providing this
6 special handling service to persons so requesting.

NOTE: Replaces "which" with "that" to correct grammar.

7 **SECTION 74.** 101.921 (1) (a) of the statutes, as created by 1999 Wisconsin Act
8 9, is amended to read:

9 101.921 (1) (a) Except as provided in par. (b), if a mobile home dealer acquires
10 a mobile home and holds it for resale or accepts a mobile home for sale on
11 consignment, the mobile home dealer may not submit to the department the
12 certificate of title or application for certificate of title naming the mobile home dealer
13 as owner of the mobile home. Upon transferring the mobile home to another person,
14 the mobile home dealer shall immediately give the transferee, on a form prescribed
15 by the department, a receipt for all title, security interest and sales tax moneys paid
16 to the mobile home dealer for transmittal to the department when required. The
17 mobile home dealer shall promptly execute the assignment and warranty of title,
18 showing the name and address of the transferee and of any secured party holding a
19 security interest created or reserved at the time of the resale or sale on consignment,
20 in the spaces provided therefor on the certificate or as the department prescribes.
21 Within 7 business days following the sale or transfer, the mobile home dealer shall
22 mail or deliver the certificate or application for certificate to the department with the
23 transferee's application for a new certificate. A nonresident who purchases a mobile

1 home from a mobile home dealer in this state may not, unless otherwise authorized
2 by rule of the department, apply for a certificate of title issued for the mobile home
3 in this state unless the mobile home dealer determines that a certificate of title is
4 necessary to protect the interests of a secured party. The mobile home dealer is
5 responsible for determining whether a certificate of title and perfection of security
6 interest is required. The mobile home dealer is liable for any damages incurred by
7 the department or any secured party for the mobile home dealer's failure to perfect
8 a security interest ~~which~~ that the mobile home dealer had knowledge of at the time
9 of sale.

NOTE: Replaces "which" with "that" to correct grammar.

10 SECTION 75. 101.9211 (4) (b) 1. (intro.) of the statutes, as created by 1999
11 Wisconsin Act 9, is amended to read:

12 101.9211 (4) (b) ^{1.}1. (intro.) The department shall transfer the decedent's
13 interest in any mobile home to his or her surviving spouse upon receipt of the title
14 executed by the surviving spouse and a statement by the spouse ~~which shall state~~
15 that states all of the following:

NOTE: Replaces "which" with "that" and replaces the passive voice with active voice
to correct grammar.

16 SECTION 76. 101.9212 (3) of the statutes, as created by 1999 Wisconsin Act 9,
17 is amended to read:

18 101.9212 (3) The department shall retain for 5 years a record of every
19 surrendered certificate of title, the record to be maintained so as to permit the tracing
20 of title ~~of~~ for the mobile home designated therein.

NOTE: Replaces "of" with "for" in order to make terminology consistent throughout
ch. 101.

1 SECTION 77. 101.9213 (7) of the statutes, as created by 1999 Wisconsin Act 9,
2 is amended to read:

3 101.9213 (7) If a mobile home is subject to a security interest when brought
4 into this state, s. 409.103 (1), (2) and (3) states the rules ~~which~~ that apply to
5 determine the validity and perfection of the security interest in this state.

NOTE: Replaces "which" with "that" to correct grammar.

6 SECTION 78. 101.9216 (1) of the statutes, as created by 1999 Wisconsin Act 9,
7 is amended to read:

8 101.9216 (1) Within one month, or within 10 days following written demand
9 by the debtor, after there is no outstanding obligation and no commitment to make
10 advances, incur obligations or otherwise give value, secured by the security interest
11 in a mobile home under any security agreement between the owner and the secured
12 party, the secured party shall execute and deliver to the owner, as the department
13 prescribes, a release of the security interest in the form and manner prescribed by
14 the department and a notice to the owner stating in no less than 10-point boldface
15 type the owner's obligation under sub. (2). If the secured party fails to execute and
16 deliver the release and notice of the owner's obligation as required by this subsection,
17 the secured party is liable to the owner for \$25 and for any loss caused to the owner
18 by the failure.

NOTE: Inserts commas to correct grammar.

19 SECTION 79. 101.9217 (3) of the statutes, as created by 1999 Wisconsin Act 9,
20 is amended to read:

21 101.9217 (3) Any secured party who fails to disclose information under sub. (1)
22 shall be liable for any loss caused to the owner ~~thereby~~ by the failure

NOTE: Inserts missing article.

to disclose
information
Inserts the specific
reference for clarity.

1 **SECTION 80.** 101.9218 of the statutes, as created by 1999 Wisconsin Act 9, is
2 amended to read:

3 **101.9218 Method of perfecting exclusive.** The method provided in ss.
4 101.921 to 101.9218 of perfecting and giving notice of security interests subject to ss.
5 101.921 to 101.9218 is exclusive. Security interests subject to ss. 101.921 to 101.9218
6 are hereby exempted from the provisions of law ~~which~~ that otherwise require or
7 relate to the filing of instruments creating or evidencing security interests.

NOTE: Replaces "which" with "that" to correct grammar.

8 **SECTION 81.** 101.9219 (3) (b) of the statutes, as created by 1999 Wisconsin Act
9, is amended to read:

10 101.9219 (3) (b) The applicant has filed with the department a bond in the form
11 prescribed by the department and executed by the applicant, and either
12 accompanied by the deposit of cash with the department or also executed by a person
13 authorized to conduct a surety business in this state. The bond shall be in an amount
14 equal to 1.5 times the value of the mobile home as determined by the department and
15 conditioned to indemnify any prior owner and secured party and any subsequent
16 purchaser of the mobile home or person acquiring any security interest in it, and
17 their respective successors in interest, against any expense, loss or damage,
18 including reasonable attorney fees, by reason of the issuance of the certificate of title
19 ~~of~~ [✓] for the mobile home or on account of any defect in or undisclosed security interest
20 upon the right, title and interest of the applicant in and to the mobile home. Any such
21 interested person has a right of action to recover on the bond for any breach of its
22 conditions, but the aggregate liability of the surety to all persons shall not exceed the
23 amount of the bond. The bond, and any deposit accompanying it, shall be returned
24 at the end of 5 years or prior thereto if, apart from this section, a nondistinctive

1 certificate of title could then be issued for the mobile home, or if the currently valid
2 certificate of title for the mobile home is surrendered to the department, unless the
3 department has been notified of the pendency of an action to recover on the bond.

NOTE: Replaces "of" with "for" in order to make terminology consistent throughout
ch. 101.

4 **SECTION 82.** 101.922 (4) of the statutes, as created by 1999 Wisconsin Act 9, is
5 amended to read:

6 101.922 (4) The department may seize and impound any certificate of title
7 ~~which~~ that has been suspended or revoked.

NOTE: Replaces "which" with "that" to correct grammar.

8 **SECTION 83.** 101.9221 (1) (a) of the statutes, as created by 1999 Wisconsin Act
9 9, is amended to read:

10 101.9221 (1) (a) The person alleged to be the owner of the mobile home is not
11 the owner.

NOTE: Inserts missing word.

12 **SECTION 84.** 101.9222 (2) (b) of the statutes, as created by 1999 Wisconsin Act
13 9, is amended to read:

14 101.9222 (2) (b) The department of ~~commerce~~ issues a certificate of title of for
15 the mobile home under this chapter.

NOTE: Replaces "of" with "for" in order to make terminology consistent throughout
ch. 101. Deletes unnecessary "of commerce." "department" is defined in s. 101.01 (1m)
as being the Department of Commerce.

16 **SECTION 85.** 101.9222 (3) of the statutes, as created by 1999 Wisconsin Act 9,
17 is amended to read:

18 101.9222 (3) If the department is not satisfied that there are no undisclosed
19 security interests, created before July 1, 2000, in a previously certificated mobile
20 home, the department shall, unless the applicant fulfills the requirements of s.

1 101.9219 (3), issue a distinctive certificate of title ~~of~~ [✓]for the mobile home containing
 2 the legend "This mobile home may be subject to an undisclosed security interest" and
 3 any other information that the department prescribes.

NOTE: Replaces "of" with "for" in order [✓]to make terminology consistent throughout
 ch. 101.

4 SECTION 86. 101.951 (6) (k) [✓]of the statutes, as created [✓]by 1999 Wisconsin Act
 5 9, is amended to read:

6 101.951 (6) (k) Having indulged in any unconscionable practice relating to ~~said~~ [✓]
 7 the business of selling mobile homes to a consumer or to the retail market.

NOTE: Inserts the specific reference for clarity.

8 SECTION 87. 101.953 (1) (intro.) and (a) to (d) of the statutes, as created by 1999
 9 Wisconsin Act 9, are amended to read:

10 101.953 ~~¶~~ ¹(1) (intro.) A one-year written warranty is required for every new
 11 mobile home sold, or leased to another, by a mobile home manufacturer, mobile home
 12 dealer or mobile home salesperson in this state, and for every new mobile home sold
 13 by any person who induces a resident of the state to enter into the transaction by
 14 personal solicitation in this state or by mail or telephone solicitation directed to the
 15 particular consumer in this state. The warranty shall ~~state~~ contain all of the
 16 following:

17 (a) ~~That~~ A statement that the mobile home meets those standards prescribed
 18 by law or administrative rule of the department of administration or of the
 19 department of commerce, ~~which~~ that are in effect at the time of the manufacture of
 20 the mobile home.

21 (b) ~~That~~ A statement that the mobile home is free from defects in material and
 22 workmanship and is reasonably fit for human habitation if it receives reasonable
 23 care and maintenance as defined by rule of the department.

1 (c) 1. ~~That~~ A statement that the mobile home manufacturer and mobile home
2 dealer shall take corrective action for defects ~~which~~ that become evident within one
3 year from the delivery date and as to which the mobile home owner has given notice
4 to the manufacturer or dealer not later than one year and 10 days after the delivery
5 date and at the address set forth in the warranty; and that the mobile home
6 manufacturer and mobile home dealer shall make the appropriate adjustments and
7 repairs, within 30 days after notification of the defect, at the site of the mobile home
8 without charge to the mobile home owner. If the mobile home dealer makes the
9 adjustment, the mobile home manufacturer shall fully reimburse the dealer.

10 2. If a repair, replacement, substitution or alteration is made under the
11 warranty and it is discovered, before or after expiration of the warranty period, a
12 statement that the repair, replacement, substitution or alteration has not restored
13 the mobile home to the condition in which it was warranted except for reasonable
14 wear and tear, such failure shall be considered a violation of the warranty and the
15 mobile home shall be restored to the condition in which it was warranted to be at the
16 time of the sale except for reasonable wear and tear, at no cost to the purchaser or
17 the purchaser's assignee notwithstanding that the additional repair may occur after
18 the expiration of the warranty period.

19 (d) ~~That~~ A statement that if during any period of time after notification of a
20 defect the mobile home is uninhabitable, as defined by rule of the department, that
21 period of time shall not be considered part of the one-year warranty period.

NOTE: Corrects sentence agreement[✓] problem. Replaces "which"[✓] with "that" to
correct grammar.

22 **SECTION 88.** 101.965 (3) of the statutes, as created by 1999 Wisconsin Act 9, is
23 amended to read:

1 101.965 (3) Nothing in this subchapter prohibits the bringing of a civil action
2 against a mobile home manufacturer, mobile home dealer or mobile home
3 salesperson by an aggrieved consumer. If judgment is rendered for the consumer
4 based on an act or omission by the mobile home manufacturer, mobile home dealer
5 or mobile home salesperson, ~~which~~ ^{that} constituted a violation of this subchapter, the
6 plaintiff shall recover actual and proper attorney fees in addition to costs otherwise
7 recoverable.

NOTE: Replaces "which" with "that" to correct grammar.

8 **SECTION 89.** 102.16 (2) (c) of the statutes is amended to read:

9 102.16 (2) (c) After a fee dispute is submitted to the department, the insurer
10 or self-insured employer that is a party to the dispute shall provide to the
11 department information on that fee and information on fees charged by other health
12 service providers for comparable services. The insurer or self-insured employer
13 shall obtain the information on comparable fees from a ~~data-base~~ ^{database} that is
14 certified by the department under par. (h). Except as provided in par. (e) 1., if the
15 insurer or self-insured employer does not provide the information required under
16 this paragraph, the department shall determine that the disputed fee is reasonable
17 and order that it be paid. If the insurer or self-insured employer provides the
18 information required under this paragraph, the department shall use that
19 information to determine the reasonableness of the disputed fee.

NOTE: Corrects spelling.

20 **SECTION 90.** 102.16 (2) (d) of the statutes is amended to read:

21 102.16 (2) (d) For fee disputes that are submitted to the department before
22 July 1, 2000, the department shall analyze the information provided to the
23 department under par. (c) according to the criteria provided in this paragraph to

1 determine the reasonableness of the disputed fee. The department shall determine
2 that a disputed fee is reasonable and order that the disputed fee be paid if that fee
3 is at or below the mean fee for the health service procedure for which the disputed
4 fee was charged, plus 1.5 standard deviations from that mean, as shown by data from
5 a ~~data base~~ database that is certified by the department under par. (h). The
6 department shall determine that a disputed fee is unreasonable and order that a
7 reasonable fee be paid if the disputed fee is above the mean fee for the health service
8 procedure for which the disputed fee was charged, plus 1.5 standard deviations from
9 that mean, as shown by data from a ~~data base~~ database that is certified by the
10 department under par. (h), unless the health service provider proves to the
11 satisfaction of the department that a higher fee is justified because the service
12 provided in the disputed case was more difficult or more complicated to provide than
13 in the usual case.

NOTE: Corrects spelling. ✓

14 **SECTION 91.** 102.16 (2) (e) 1. and 2. of the statutes are amended to read:

15 102.16 (2) (e) 1. Subject to subd. 2., if an insurer or self-insured employer that
16 disputes the reasonableness of a fee charged by a health service provider cannot
17 provide information on fees charged by other health service providers for comparable
18 services because the ~~data base~~ database to which the insurer or self-insured
19 employer subscribes is not able to provide accurate information for the health service
20 procedure at issue, the department may use any other information that the
21 department considers to be reliable and relevant to the disputed fee to determine the
22 reasonableness of the disputed fee.

1 2. Notwithstanding subd. 1., the department may use only a hospital radiology
2 ~~data base~~ database that has been certified by the department under par. (h) to
3 determine the reasonableness of a hospital fee for radiology services.

NOTE: Corrects spelling. ✓

4 **SECTION 92.** 102.16 (2) (h) of the statutes is amended to read:

5 102.16 (2) (h) The department shall promulgate rules establishing procedures
6 and requirements for the fee dispute resolution process under this subsection,
7 including rules specifying the standards that health service fee ~~data bases~~ databases
8 must meet for certification under this paragraph. Using those standards, the
9 department shall certify ~~data bases~~ databases of the health service fees that various
10 health service providers charge. In certifying ~~data bases~~ databases under this
11 paragraph, the department shall certify at least one ~~data base~~ database of hospital
12 fees for radiology services, including diagnostic and interventional radiology,
13 diagnostic ultrasound and nuclear medicine.

NOTE: Corrects spelling. ✓

14 **SECTION 93.** 103.92 (2) (b) ~~2m.~~ of the statutes, as created by 1999 Wisconsin Act
15 9, is renumbered 103.92 (1) (b) ~~2m.~~

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). There was no
preexisting s. 103.92 (2) (b). The subject matter of this provision fits within s. 103.92 (1)
(b).

16 **SECTION 94.** 108.05 (1) (j) (intro.) of the statutes, as affected by 1999 Wisconsin
17 Act ~~15,~~ is amended to read:

18 108.05 (1) (j) (intro.) Each eligible employee shall be paid benefits for each week
19 of total unemployment ~~which that~~ commences on or after January 3, 1999, and
20 before April 2, 2000, at the weekly benefit rate specified in this paragraph. Unless
21 sub. (1m) applies, the weekly benefit rate shall equal 4% of the employee's base period
22 wages ~~which that~~ were paid during that quarter of the employee's base period in which

1 the employe was paid the highest total wages, rounded down to the nearest whole
2 dollar, except that if that amount is less than the minimum amount shown in the
3 following schedule, no benefits are payable to the employe and if that amount is more
4 than the maximum amount shown in the following schedule, the employe's weekly
5 benefit rate shall be the maximum amount shown in the following schedule and
6 except that if the employe's benefits are exhausted during any week under s. 108.06
7 (1), the employe shall be paid the remaining amount of benefits payable to the
8 employe in lieu of the amount shown in the following schedule: [See Figure 108.05
9 (1) (j) following] ✓

NOTE: Replaces "which" with "that" to correct grammar.

10 **SECTION 95.** 108.05 (1) (k) (intro.) and (L) (intro.) of the statutes, as created by
11 1999 Wisconsin Act 15, are amended to read:

12 108.05 (1) (k) (intro.) Each eligible employe shall be paid benefits for each week
13 of total unemployment ~~which~~ that commences on or after April 2, 2000, and before
14 October 1, 2000, at the weekly benefit rate specified in this paragraph. Unless sub.
15 (1m) applies, the weekly benefit rate shall equal 4% of the employe's base period
16 wages ~~which~~ that were paid during that quarter of the employe's base period in which
17 the employe was paid the highest total wages, rounded down to the nearest whole
18 dollar, except that if that amount is less than the minimum amount shown in the
19 following schedule, no benefits are payable to the employe and if that amount is more
20 than the maximum amount shown in the following schedule, the employe's weekly
21 benefit rate shall be the maximum amount shown in the following schedule and
22 except that if the employe's benefits are exhausted during any week under s. 108.06
23 (1), the employe shall be paid the remaining amount of benefits payable to the

1 employe in lieu of the amount shown in the following schedule: [See Figure 108.05
 2 (1) (k) following]
 3 (L) ^(intro.) Each eligible employe shall be paid benefits for each week of total
 4 unemployment ~~which~~ that commences on or after October 1, 2000, at the weekly
 5 benefit rate specified in this paragraph. Unless sub. (1m) applies, the weekly benefit
 6 rate shall equal 4% of the employe's base period wages ~~which~~ that were paid during
 7 that quarter of the employe's base period in which the employe was paid the highest
 8 total wages, rounded down to the nearest whole dollar, except that if that amount is
 9 less than the minimum amount shown in the following schedule, no benefits are
 10 payable to the employe and if that amount is more than the maximum amount shown
 11 in the following schedule, the employe's weekly benefit rate shall be the maximum
 12 amount shown in the following schedule and except that if the employe's benefits are
 13 exhausted during any week under s. 108.06 (1), the employe shall be paid the
 14 remaining amount of benefits payable to the employe in lieu of the amount shown
 15 in the following schedule: [See Figure 108.05 (1) (L) following]

NOTE: Replaces "which" with "that" to correct grammar.

INSERT
36-16

16 **SECTION 96.** 115.435 (1) (intro.) of the statutes, as created by 1999 Wisconsin
 17 Act 9, is amended to read:

18 115.435 (1) (intro.) A school district that satisfies all of the following criteria
 19 may apply to the department by October 15 of each school year for a grant to
 20 supplement aid under s. 121.08.:

NOTE: Corrects punctuation.

21 **SECTION 97.** 115.51 (4) of the statutes, as created by 1999 Wisconsin Act 9, is
 22 amended to read:

1 115.51 (4) "Visually impaired" means loss of vision[✓] or blindness[✓], as described
2 in the rule promulgated by the state superintendent to define "visual impairments"
3 for the purposes of s. 115.76 (5) (a) 4.

NOTE: Inserts commas to correct grammar.

4 **SECTION 98.** The treatment of 115.995[✓] of the statutes by 1999 Wisconsin Act
5 9 is not repealed by 1999 Wisconsin Act 19[✓]. Both treatments stand.

NOTE: There is no conflict of substance.

6 **SECTION 99.** 115.995 (1)[✓] of the statutes, as created by 1999 Wisconsin Act 9, is
7 amended to read:

8 115.995 (1) From the appropriation under s. 20.255 (2) (cc), divide
9 proportionally, based upon costs reported under s. 115.993, an annual payment of
10 \$250,000 among school districts whose enrollments in the previous school year were
11 at least 15% limited-English speaking proficient pupils. Aid paid under this
12 subsection does not reduce aid paid under sub. (2).

✓ NOTE: Amends terminology consistent with the amendment of s. 115.995 by 1999
Wis. Act 19.

13 **SECTION 100.** 118.28[✓] of the statutes is amended to read:

14 **118.28 Community action agencies.** The school board of a school district
15 may appropriate funds for promoting and assisting any community action agency
16 under s. 49.37, 1997 stats.

✓ NOTE: Section 49.37 was repealed eff. 10-29-99 by 1999 Wis. Act 9.

17 **SECTION 101.** The amendment of 118.30 (2) (b) 2. of the statutes by 1999
18 Wisconsin Act 9 is not repealed by 1999 Wisconsin Act 19. Both treatments stand.

NOTE: There is no conflict of substance.

19 **SECTION 102.** 118.33 (1) (f) 1. of the statutes, as affected by 1999 Wisconsin Act
20 9, is amended to read:

1 118.33 (1) (f) 1. By September 1, 2002, each school board operating high school
 2 grades shall develop a written policy specifying criteria for granting a high school
 3 diploma that are in addition to the requirements under par. (a). The criteria shall
 4 include the pupil's score on the examination administered under s. 118.30 (~~1g~~) [✓] (1m)
 5 (d), the pupil's academic performance, the recommendations of teachers. Except as
 6 provided in subd. 2., the criteria apply to pupils enrolled in charter schools located
 7 in the school district.

↪ NOTE: Correct ³ cross-reference. There is no s. 118.30 (1g) (d). The graduation test
 is administered under s. 118.30 (1m) (d). ✓

8 **SECTION 103.** 119.04 (1) of the statutes, as affected [✓] by 1999 Wisconsin Act 9,
 9 is amended to read:

10 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c),
 11 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38
 12 (2), 115.45, 118.001 to 118.04, 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to
 13 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18,
 14 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.291,
 15 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (26), 120.125, 120.13
 16 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34) and (35) and 120.14 are applicable to
 17 a 1st class city school district and board.

NOTE: 1999 Wis. Act 9 deleted "118.291" without showing it as stricken. No change ↪
 was intended. ^

18 **SECTION 104.** 121.08 (4) (c) 3. of the statutes, as created [✓] by 1999 Wisconsin Act
 19 9, is amended to read:

20 121.08 (4) (c) 3. Multiply the amount of state aid that the school district is
 21 eligible to be paid from the appropriation under s. ~~20.225~~ 20.255 (2) (ac), calculated
 22 as if the reduction under par. (a) had not occurred, by the quotient under subd. 2.

NOTE: Corrects cross-reference consistent with the remainder of s. 121.08 (4).

1 **SECTION 105.** 125.51 (3) (bs) 2. of the statutes, as created by 1999 Wisconsin
2 Act 9, is amended to read:
3 125.51 (3) (bs) 2. Notwithstanding pars. (a) and (b) and s. 125.04 (3) (a) 3. and
4 (9), a "Class B" license authorizes a person operating a coliseum to furnish the holder
5 of a coliseum suite who has attained the legal drinking age with a selection of
6 intoxicating liquor in the coliseum suite that is not part of the "Class B" premises.
7 Intoxicating liquor furnished under this subdivision shall be furnished in original
8 packages or containers and stored in a cabinet, refrigerator or other secure storage
9 place. The cabinet, refrigerator or other secure storage place or the coliseum suite
10 must be capable of being locked. The cabinet, refrigerator or other secure storage
11 place or the coliseum ~~suit~~ suite shall be locked, or the intoxicating liquor shall be
12 removed from the coliseum ~~suit~~ suite, when the coliseum ~~suit~~ suite is not occupied
13 and when intoxicating liquor is not being furnished under this subdivision.
14 Intoxicating liquor may be furnished at the time the holder of the coliseum suite
15 occupies the coliseum suite, but for purposes of this chapter, the sale of intoxicating
16 liquor furnished under this subdivision is considered to occur at the time and place
17 that the holder pays for the intoxicating liquor. Notwithstanding s. 125.68 (4) (c), the
18 holder of a coliseum suite may pay for the intoxicating liquor at any time if he or she
19 pays in accordance with an agreement with the person operating the coliseum or
20 with the concessionaire. An individual who stocks or accepts payment for alcohol
21 beverages under this subdivision shall be the licensee, the agent named in the license
22 if the licensee is a corporation or limited liability company or the holder of a
23 manager's or operator's license or be supervised by one of those individuals.

NOTE: Corrects spelling.

1 **SECTION 106.** 146.70 (3) (a) 2. of the statutes is amended to read:

2 146.70 (3) (a) 2. "Costs" means the costs incurred by a service supplier after
3 August 1, 1987, in installing and maintaining the trunking and central office
4 equipment used only to operate a basic or sophisticated system and the ~~data base~~
5 database used only to operate a sophisticated system.

NOTE: Corrects spelling.

6 **SECTION 107.** 146.70 (3) (b) 3. a. of the statutes is amended to read:

7 146.70 (3) (b) 3. a. The amount of nonrecurring charges service users in the
8 county will pay for all nonrecurring services related to providing the trunking and
9 central office equipment used only to operate a basic or sophisticated system
10 established in that county and the ~~data base~~ database used only to operate that
11 sophisticated system.

NOTE: Corrects spelling.

12 **SECTION 108.** 146.70 (3) (j) of the statutes is amended to read:

13 146.70 (3) (j) A service supplier providing telephone service in a county, upon
14 request of that county, shall provide the county information on its capability and an
15 estimate of its costs to install and maintain trunking and central office equipment
16 to operate a basic or sophisticated system in that county and the ~~data base~~ database
17 required to operate a sophisticated system.

NOTE: Corrects spelling.

18 **SECTION 109.** 146.70 (10) (b) of the statutes is amended to read:

19 146.70 (10) (b) Any person who discloses or uses, for any purpose not related
20 to the operation of a basic or sophisticated system, any information contained in the
21 ~~data base~~ database of that system shall be fined not more than \$10,000 for each
22 occurrence.

NOTE: Corrects spelling.

INS
41-1

1 **SECTION 110.** 153.50 (1) (b) 2. d. and f. of the statutes, as created by 1999
2 Wisconsin Act 9, are amended to read:

3 153.50 (1) (b) 2. d. First date of the patient's same or similar illness, if any.
4 f. Dates of receipt by the patient of medical service.

NOTE: Inserts missing articles.

5 **SECTION 111.** 153.50 (4) (a) 1. of the statutes, as affected by 1999 Wisconsin Act
6 9, section 2280kr, is amended to read:

7 153.50 (4) (a) 1. An agent of the department who is responsible for the
8 patient-identifiable data in the department, in order to store the data and ensure the
9 accuracy of the information in the ~~data base~~ database of the department.

NOTE: Corrects spelling.

10 **SECTION 112.** 153.50 (4) (a) 2. of the statutes, as affected by 1999 Wisconsin Act
11 9, section 2280kr, is amended to read:

12 153.50 (4) (a) 2. A health care provider or the agent of a health care provider,
13 to ensure the accuracy of the information in the ~~data base~~ database of the
14 department.

NOTE: Corrects spelling.

INS
41-15

15 **SECTION 113.** 153.60 (1) of the statutes, as affected by 1999 Wisconsin Act 9,
16 is amended to read:

17 153.60 (1) The department shall, by the first October 1 after the
18 commencement of each fiscal year, estimate the total amount of expenditures under
19 this chapter for the department and the board for that fiscal year for data collection,
20 ~~data base~~ database development and maintenance, generation of data files and
21 standard reports, orientation and training provided under s. 153.05 (9) and
22 maintaining the board. The department shall assess the estimated total amount for

1 that fiscal year less the estimated total amount to be received for purposes of
 2 administration of this chapter under s. 20.435 (4) (hi) during the fiscal year, the
 3 unencumbered balance of the amount received for purposes of administration of this
 4 chapter under s. 20.435 (4) (hi) from the prior fiscal year and the amount in the
 5 appropriation account under s. 20.435 (1) (dg), 1997 stats., for the fiscal year, to
 6 health care providers who are in a class of health care providers from whom the
 7 department collects data under this chapter in a manner specified by the department
 8 by rule. The department shall obtain approval from the board for the amounts of
 9 assessments for health care providers other than hospitals and ambulatory surgery
 10 centers. The department shall work together with the department of regulation and
 11 licensing to develop a mechanism for collecting assessments from health care
 12 providers other than hospitals and ambulatory surgery centers. No health care
 13 provider that is not a facility may be assessed under this subsection an amount that
 14 exceeds \$75 per fiscal year. Each hospital shall pay the assessment on or before
 15 December 1. All payments of assessments shall be deposited in the appropriation
 16 under s. 20.435 (4) (hg).

NOTE: Corrects ^{spelling} ~~spelling~~ Section 20.435 (1) (dg) was repealed eff. 1-1-99 by 1997
 Wis. Act 237. (7)

17 **SECTION 114.** 166.20 (1) (fm) of the statutes is amended to read:

18 166.20 (1) (fm) "Hazardous material" has the meaning given in 49 USC
 19 Appendix 1802 (4) 5102 (2).

NOTE: 49 USC Appendix 1802 (4) was codified as 49 USC 5102 (2).

20 **SECTION 115.** 196.207 (6) (a) 3. of the statutes is amended to read:

21 196.207 (6) (a) 3. Intentionally disclose the unpublished telephone line
 22 identification through a computer data-base database, on-line bulletin board or
 23 other similar mechanism.

INS
43-1

NOTE: Corrects spelling. ✓

1 SECTION 116. 196.86 (2) of the statutes, as created by 1999 Wisconsin Act 9, is
2 amended to read: ✓

3 196.86 (2) If the department of natural resources makes a notification to the
4 commission under s. 285.48 (2), the commission shall assess against electric public
5 utility affiliates a total of \$2,400,000, or a decreased amount specified in a notice by
6 the department of natural resources under s. 285.48 (3) (d) 3., in each fiscal year of
7 the 10-year period that commences on July 1 of the fiscal year ending before the
8 initial compliance date. An assessment in a fiscal year against an electric public
9 utility affiliate under this subsection shall be in an amount that is proportionate to
10 the electric public utility affiliate's heat throughput ratio for the prior fiscal year. ✓

NOTE: Inserts missing article.

~~~~~

11 SECTION 117. 218.11 (7) (b) of the statutes, as affected by 1999 Wisconsin Act  
12 9, is amended to read: ✓

13 218.11 (7) (b) No license may be suspended or revoked except after a hearing  
14 thereon. The department shall give the licensee at least 5 days' notice of the time and  
15 place of such hearing. The order suspending or revoking such license shall not be  
16 effective until after 10 days' written notice thereof to the licensee, after such hearing  
17 has been had; except that the department, when in its opinion the best interest of the  
18 public or the trade demands it, may suspend a license upon not less than 24 hours'  
19 notice of hearing and with not less than 24 hours' notice of the suspension of the  
20 license. Matters involving suspensions and revocations shall be heard and decided  
21 upon by the division of hearings and appeals. This paragraph does not apply to  
22 licenses that are suspended or revoked under sub. (6m). ✓

NOTE: 1999 Wis. Act 9 deleted "or revoked" without showing it as stricken. No change was intended.





1 WHICH MAY INCLUDE POWERS TO ENCUMBER, SELL OR OTHERWISE  
2 DISPOSE OF ANY REAL OR PERSONAL PROPERTY WITHOUT ADVANCE  
3 NOTICE TO YOU OR APPROVAL BY YOU. THE POWERS WILL EXIST AFTER  
4 YOU BECOME DISABLED, OR INCAPACITATED, IF YOU CHOOSE THAT  
5 PROVISION. THIS DOCUMENT DOES NOT AUTHORIZE ANYONE TO MAKE  
6 MEDICAL OR OTHER HEALTH CARE DECISIONS FOR YOU. IF YOU OWN  
7 COMPLEX OR SPECIAL ASSETS SUCH AS A BUSINESS, OR IF THERE IS  
8 ANYTHING ABOUT THIS FORM THAT YOU DO NOT UNDERSTAND, YOU  
9 SHOULD ASK A LAWYER TO EXPLAIN THIS FORM TO YOU BEFORE YOU  
10 SIGN IT.

11 IF YOU WISH TO CHANGE YOUR BASIC POWER OF ATTORNEY FOR  
12 FINANCES AND PROPERTY, YOU MUST COMPLETE A NEW DOCUMENT  
13 AND REVOKE THIS ONE. YOU MAY REVOKE THIS DOCUMENT AT ANY TIME  
14 BY DESTROYING IT, BY DIRECTING ANOTHER PERSON TO DESTROY IT IN  
15 YOUR PRESENCE OR BY SIGNING A WRITTEN AND DATED STATEMENT  
16 EXPRESSING YOUR INTENT TO REVOKE THIS DOCUMENT. IF YOU  
17 REVOKE THIS DOCUMENT, YOU SHOULD NOTIFY YOUR AGENT AND ANY  
18 OTHER PERSON TO WHOM YOU HAVE GIVEN A COPY OF THE FORM. YOU  
19 ALSO SHOULD NOTIFY ALL PARTIES HAVING CUSTODY OF YOUR ASSETS.  
20 THESE PARTIES HAVE NO RESPONSIBILITY TO YOU UNLESS YOU  
21 ACTUALLY NOTIFY THEM OF THE REVOCATION. IF YOUR AGENT IS YOUR  
22 SPOUSE AND YOUR MARRIAGE IS ANNULLED, OR YOU ARE DIVORCED  
23 AFTER SIGNING THIS DOCUMENT, THIS DOCUMENT IS INVALID.

24 SINCE SOME 3RD PARTIES OR SOME TRANSACTIONS MAY NOT  
25 PERMIT USE OF THIS DOCUMENT, IT IS ADVISABLE TO CHECK IN

1 ADVANCE, IF POSSIBLE, FOR ANY SPECIAL REQUIREMENTS THAT MAY BE  
2 IMPOSED.

3 YOU SHOULD SIGN THIS FORM ONLY IF THE AGENT YOU NAME IS  
4 RELIABLE, TRUSTWORTHY AND COMPETENT TO MANAGE YOUR AFFAIRS.

5 I .... (insert your name and address) appoint .... (insert the name and address  
6 of the person appointed) as my agent to act for me in any lawful way with respect to  
7 the powers initialed below. If the person appointed is unable or unwilling to act as  
8 my agent, I appoint .... (insert name and address of alternate person appointed) to  
9 act for me in any lawful way with respect to the powers initialed below.

10 TO GRANT ONE OR MORE OF THE FOLLOWING POWERS, INITIAL THE  
11 LINE IN FRONT OF EACH POWER YOU ARE GRANTING.

12 TO WITHHOLD A POWER, DO NOT INITIAL THE LINE IN FRONT OF IT.  
13 YOU MAY, BUT NEED NOT, CROSS OUT EACH POWER WITHHELD.

14 **HANDLING MY MONEY AND PROPERTY**

15 *Initials*

16 \_\_\_\_\_ 1. *PAYMENTS OF BILLS:* My agent may make payments that are  
17 necessary or appropriate in connection with the administration of my affairs.

18 \_\_\_\_\_ 2. *BANKING:* My agent may conduct business with financial  
19 institutions, including endorsing all checks and drafts made payable to my order and  
20 collecting the proceeds; signing in my name checks or orders on all accounts in my  
21 name or for my benefit; withdrawing funds from accounts in my name; opening  
22 accounts in my name; and entering into and removing articles from my safe deposit  
23 box.

1           \_\_\_ 3. *INSURANCE*: My agent may obtain insurance of all types, as  
2 considered necessary or appropriate, settle and adjust insurance claims and borrow  
3 from insurers and 3rd parties using insurance policies as collateral.

4           \_\_\_ 4. *ACCOUNTS*: My agent may ask for, collect and receive money,  
5 dividends, interest, legacies and property due or that may become due and owing to  
6 me and give receipt for those payments.

7           \_\_\_ 5. *REAL ESTATE*: My agent may manage real property; sell, convey and  
8 mortgage realty for prices and on terms as considered advisable; foreclose mortgages  
9 and take title to property in my name; and execute deeds, mortgages, releases,  
10 satisfactions and other instruments relating to realty.

11          \_\_\_ 6. *BORROWING*: My agent may borrow money and encumber my assets  
12 for loans as considered necessary.

13          \_\_\_ 7. *SECURITIES*: My agent may buy, sell, pledge and exchange securities  
14 of all kinds in my name; sign and deliver in my name transfers and assignments of  
15 securities; and consent in my name to reorganizations, mergers or exchange of  
16 securities for new securities.

17          \_\_\_ 8. *INCOME TAXES*: My agent may make and sign tax returns; represent  
18 me in all income tax matters before any federal, state, or local tax collecting agency;  
19 and receive confidential information and perform any acts that I may perform,  
20 including receiving refund checks and the signing of returns.

21          \_\_\_ 9. *TRUSTS*: My agent may transfer at any time any of my property to  
22 a living trust that has been established by me before the execution of this document.

23                           **PROFESSIONAL AND TECHNICAL ASSISTANCE**

24           *Initials*



1 e. Forgive debts owed to me or disclaim or waive benefits payable to me, except  
2 a probate or nonprobate inheritance.

3 f. Appoint a substitute or successor agent for me.

4 g. Make gifts.

5 **COMPENSATION TO AGENT FROM PRINCIPAL'S FUNDS**

6 *Initials*

7 \_\_\_\_ 13. *COMPENSATION*. My agent may receive compensation only in an  
8 amount not greater than that usual for the services to be performed if expressly  
9 authorized in the special instructions portion of this document.

10 accounting

11 *Initials*

12 \_\_\_\_ 14. *ACCOUNTING*. My agent shall render an accounting (monthly)  
13 (quarterly) (annually) (CIRCLE ONE) to me or to .... (insert name and address)  
14 during my lifetime and a final accounting to the personal representative of my estate,  
15 if any is appointed, after my death.

16 **NOMINATION OF GUARDIAN**

17 *Initials*

18 \_\_\_\_ 15. *GUARDIAN*: If necessary, I nominate .... (name) of .... (address) as  
19 guardian of my person and I nominate .... (name) of .... (address) as guardian of my  
20 estate.

21 **SPECIAL INSTRUCTIONS**

22 *Initials*

23 \_\_\_\_ 16. *SPECIAL INSTRUCTIONS*:

24 ON THE FOLLOWING LINES YOU MAY GIVE SPECIAL INSTRUCTIONS  
25 REGARDING THE POWERS GRANTED TO YOUR AGENT.

1 .....  
 2 .....  
 3 .....  
 4 .....  
 5 .....  
 6 .....  
 7 .....  
 8 .....  
 9 .....

10 TO ESTABLISH WHEN, AND FOR HOW LONG, THE BASIC POWER OF  
 11 ATTORNEY FOR FINANCES AND PROPERTY IS IN EFFECT, YOU MUST  
 12 INITIAL ONLY ONE OF THE FOLLOWING 3 OPTIONS. IF YOU DO NOT  
 13 INITIAL ONE, OR IF YOU INITIAL MORE THAN ONE, THIS BASIC POWER OF  
 14 ATTORNEY FOR FINANCES AND PROPERTY WILL NOT TAKE EFFECT.

15 *Initials*

16 \_\_\_\_\_ This basic power of attorney for finances and property becomes effective  
 17 when I sign it and will continue in effect as a durable power of attorney under section  
 18 243.07, Wisconsin Statutes, if I become disabled or incapacitated.

19 \_\_\_\_\_ This basic power of attorney for finances and property becomes effective  
 20 only when both of the following apply:

- 21 a. I have signed it; and
- 22 b. I become disabled or incapacitated.

23 \_\_\_\_\_ This basic power of attorney for finances and property becomes effective  
 24 when I sign it BUT WILL CEASE TO BE EFFECTIVE IF I BECOME DISABLED  
 25 OR INCAPACITATED.

1 I agree that any 3rd party who receives a copy of this document may act under  
 2 it. Revocation of this basic power of attorney is not effective as to a 3rd party until  
 3 the 3rd party learns of the revocation. I agree to reimburse the 3rd party for any loss  
 4 resulting from claims that arise against the 3rd party because of reliance on this  
 5 basic power of attorney.

6 Signed this .... day of ....., (year)

7

8

....

9

(Your Signature)

10

11

....

12

(Your Social Security Number)

13

14

15

16

17

18

19

By signing as a witness, I am acknowledging the signature of the principal who  
 signed in my presence and the presence of the other witness, and the fact that he or  
 she has stated that this power of attorney reflects his or her wishes and is being  
 executed voluntarily. I believe him or her to be of sound mind and capable of creating  
 this power of attorney. I am not related to him or her by blood or marriage, and, to  
 the best of my knowledge, I am not entitled to any portion of his or her estate under  
 his or her will.

20

**Witness:.....**

**Witness:.....**

21

Dated: ....

Dated: ...

22

By Signature: ....

By Signature: ....

23

Print Name: ....

Print Name: ....

24

Address: ....

Address: ....

1 State of ....

2 County of ....

3 This document was acknowledged before me on .... (date) by .... (name of  
4 principal).

5 .....

6 (Signature of Notarial Officer)

7 (Seal, if any)

8 (Title)

9 [My commission is permanent or expires: .... ]

10 BY ACCEPTING OR ACTING UNDER THE APPOINTMENT, THE AGENT  
11 ASSUMES THE FIDUCIARY AND OTHER LEGAL RESPONSIBILITIES AND  
12 LIABILITIES OF AN AGENT.

13 .....

14 (Name of Agent)

15 .....

16 (Signature of Agent)

17 This document was drafted by .... (signature of person preparing the  
18 document).

NOTE: Drafting records for 1997 Wis. Act 253 indicate that the witness portion of  
this form was not properly formatted in double columns and that "Witness" was to be a  
heading and was not to be followed by dot leaders. "By" is changed to "Signature" for  
clarity.

19 SECTION 121. 251.02 (1) of the statutes, as affected by 1999 Wisconsin Act 9,  
20 is amended to read:

21 251.02 (1) In counties with a population of less than 500,000, the county board  
22 shall establish a county health department that meets the requirements of this  
23 chapter. The county health department shall serve all areas of the county that are