

**1999 DRAFTING REQUEST**

**Bill**

Received: **11/18/98**

Received By: **dykmapj**

Wanted: **As time permits**

Identical to LRB:

For: **Revisor of Statutes**

By/Representing: **Bruce Hoesly**

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

Drafter: **dykmapj**

May Contact:

Alt. Drafters:

Subject: **Legislature - miscellaneous**

Extra Copies: **Karen Gilfoy**

**Pre Topic:**

No specific pre topic given

**Topic:**

99 rb 2

**Instructions:**

See Attached

**Drafting History:**

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04/29/99

Sent to  
Gordon Anderson  
at Leg. Council  
per CMH

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*cmH*

**Pre Topic:**

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*P.A.s  
please submit one single-  
sided copy, plus ALL the  
original rough copies,  
to the revisors office*

**Topic:**

99 rb 2

**Instructions:**

See Attached

*Thanks,  
Cathlene*

*the  
box*

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*CMM*

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*1-P3 CMY  
4/13*

*Km 4/13      cb 4/14  
Km 14*

<END>

*PA's -  
Please submit  
one single-sided  
copy, plus the  
original rough  
copies (all of them)  
to the revisors  
office.  
Thanks*

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the /P2 rough  
copy. Thanks KG

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KMG

[\*\*\*NOTES]

4/18

4/18

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**Dykman, Peter**

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**From:** Hoesly, Bruce  
**Sent:** Wednesday, March 31, 1999 3:23 PM  
**To:** Dykman, Peter  
**Cc:** Gilfoy, Karen

It is my understanding that Bruce Munson returned the large revisor's correction bill for redraft as a p2. This is a reminder that the statute treatments contained in the RSB to LRB cabinet as "99 rb1 supp" must be added to that redraft.

Thanks

*Bruce*  
Bruce Hoesly  
Assistant Revisor of Statutes

*I copied them into the folders for 99-0926*

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Subject: Legislature - miscellaneous

Extra Copies: Karen Gilfoy

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Topic:

99 rb 2

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Instructions:

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DRAFTING INSERT  
FROM THE  
REVISOR OF STATUTES BUREAU

LRB-0926/P1

.....

1     **AN ACT relating to:** repealing, consolidating, renumbering, amending and  
2           revising various provisions of the statutes for the purpose of correcting  
3           errors, supplying omissions, correcting and clarifying references, eliminat-  
4           ing defects, anachronisms, conflicts, ambiguities and obsolete provisions,  
5           reconciling conflicts and repelling unintended repeals (Revisor's Correction  
6           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:***

7           **SECTION 1.** 6.875 (1) (b) of the statutes, as affected by 1997 Wisconsin Act  
8           188, is amended to read:

9           6.875 (1) (b) "Relative" means a spouse or individual related within the 1st,  
10          2nd or 3rd degree of kinship under s. ~~852.03 (2), 1995 stats~~ 990.001 (16).

NOTE: Section 852.03 (2), 1995 stats., is recreated as s. 990.001 (16) by this bill for user convenience. See also the note to the creation of s. 990.001 (16) by this bill.

11          **SECTION 2.** 11.26 (1) (d) of the statutes is amended to read:

12          11.26 (1) (d) Candidates for local offices, an amount equal to the greater of  
13          the following:

- 14           1) ~~\$250; or~~ Two hundred fifty dollars.  
15           2) ~~one~~ One cent times the number of inhabitants of the jurisdiction or dis-  
16          trict, according to the latest federal census or the census information on which the



1 district is based, as certified by the appropriate filing officer, but not more than  
2 \$3,000.

NOTE: Conforms numbering to current style.

3 **SECTION 3.** 13.63 (1) of the statutes, as affected by 1997 Wisconsin Acts 191  
4 and 237, is renumbered 13.63 (1) (a) and amended to read:

5 13.63 (1) (a) An application for a license to act as a lobbyist may be obtained  
6 from and filed with the board. An applicant shall include his or her social security  
7 number on the application. The application shall be signed, under the penalty  
8 for making false statements under s. 13.69 (6m), by the lobbyist. Upon approval  
9 of the application and payment of the applicable license fee under s. 13.75 (1) or  
10 (1m) to the board, the board shall issue a license which entitles the licensee to  
11 practice lobbying on behalf of each registered principal who or which has filed an  
12 authorization under s. 13.65 for that lobbyist and paid the authorization fee  
13 under s. 13.75 (4). The license shall expire on December 31 of each even-num-  
14 bered year.

15 (b) The board shall not issue a license to an applicant who does not provide  
16 his or her social security number. The board shall not issue a license to an appli-  
17 cant or shall revoke any license issued to a lobbyist if the department of revenue  
18 certifies to the board that the applicant or lobbyist is liable for delinquent taxes  
19 under s. 73.0301. The board shall refuse to issue a license or shall suspend any  
20 existing license for failure of an applicant or licensee to pay court-ordered pay-  
21 ments of child or family support, maintenance, birth expenses, medical expenses  
22 or other expenses related to the support of a child or former spouse or failure of  
23 an applicant or licensee to comply, after appropriate notice, with a subpoena or  
24 warrant issued by the department of workforce development or a county child

1 support agency under s. 59.53 (5) and related to paternity or child support pro-  
2 ceedings, as provided in a memorandum of understanding entered into under s.  
3 49.857. No ~~other~~ application may be disapproved by the board except an applica-  
4 tion for a license by a person who is ineligible for licensure under this subsection  
5 or s. 13.69 (4) or an application by a lobbyist whose license has been revoked under  
6 this subsection or s. 13.69 (7) and only for the period of such ineligibility or revoca-  
7 tion.

8 (c) Denial of a license on the basis of a certification by the department of rev-  
9 enue may be reviewed under s. 73.0301. Except with respect to a license that is  
10 denied or suspended pursuant to a memorandum of understanding entered into  
11 under s. 49.857, denial or suspension of a license ~~Denial~~ of any other license may  
12 be reviewed under ch. 227.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). The under-  
scored language is inserted to give effect to the treatment of this provision by 1997  
Wis. Act 237. The stricken language reconciles the treatments by 1997 Wis. Acts 191  
and 237.

13 **SECTION 4.** 15.407 (4) (a) 1. of the statutes is repealed.

NOTE: By its terms, this provision has no application after June 30, 1993.

14 **SECTION 5.** 15.407 (4) (a) 2. of the statutes is renumbered 15.407 (4) (a) and  
15 amended to read:

16 15.407 (4) (a) Three speech-language pathologists registered under subch.  
17 II of ch. 459. ~~This subdivision applies after June 30, 1993.~~

NOTE: Deletes obsolete transition language.

18 **SECTION 6.** 15.407 (4) (b) 1. of the statutes is repealed.

NOTE: By its terms, this provision has no application after June 30, 1993.

19 **SECTION 7.** 15.407 (4) (b) 2. of the statutes is renumbered 15.407(4)(b) and  
20 amended to read:

1           15.407 (4) (b) Two audiologists licensed under subch. II of ch. 459. ~~This sub-~~  
2 ~~division applies after June 30, 1993.~~

NOTE: Deletes obsolete transition language.

3           **SECTION 8.** 16.72 (8) of the statutes, as created by 1997 Wisconsin Act 212,  
4 is renumbered 16.72 (9).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis.  
Act 27 also created an s. 16.72 (8).

5           **SECTION 9.** 19.01 (1) (intro.) of the statutes is amended to read:

6           19.01 (1) FORM OF OATH. (intro.) Every official oath required by article IV,  
7 section 28, of the constitution or by any statute shall be in writing, subscribed,  
8 sworn to, and except as provided otherwise by s. 757.02 and SCR ~~40.13~~ 40.15,  
9 shall be in substantially the following form:

NOTE: The attorney's oath is at SCR 40.15. SCR 40.13 has no relation to oaths.

10          **SECTION 10.** 19.55 (2) (d) of the statutes, as affected by 1997 Wisconsin Acts  
11 191 and 237, is amended to read:

12          19.55 (2) (d) Records of the social security number of any individual who  
13 files an application for licensure as a lobbyist under s. 13.63 or who registers as  
14 a principal under s. 13.64, except to the department of workforce development for  
15 purposes of administration of s. 49.22 or to the department of revenue for pur-  
16 poses of administration of s. 73.0301.

NOTE: The underscored language was deleted by 1997 Wis. Act 237 without  
being shown as stricken. No change was intended.

17          **SECTION 11.** The treatment of 19.85 (1) (d) of the statutes by 1997 Wisconsin  
18 Act 227 is not repealed by 1997 Wisconsin Act 283. Both treatments stand.

NOTE: There is no conflict of substance.

19          **SECTION 12.** 20.143 (1) (c) of the statutes, as affected by 1997 Wisconsin Act  
20 237, section 24, is amended to read:

1           20.143 (1) (c) *Wisconsin development fund; grants, loans, reimbursements*  
2 *and assistance.* Biennially, the amounts in the schedule for grants under s.  
3 560.615; for grants and loans under ss. 560.62, 560.63 and 560.66; for grants  
4 under s. 560.145; for loans under s. 560.147; for grants under s. 560.16; for reim-  
5 bursements under s. 560.167; for providing assistance under s. 560.06; for the  
6 ~~loan~~ loans under 1997 Wisconsin Act 27, section 9110 (7f), and 1997 Wisconsin Act  
7 310, section 2 (2d); and for the grants under 1995 Wisconsin Act 27, section 9116  
8 (7gg), 1995 Wisconsin Act 119, section 2 (1), and 1997 Wisconsin Act 27, section  
9 9110 (6g). Of the amounts in the schedule, \$50,000 shall be allocated in each of  
10 fiscal years 1997-98, 1998-99 and 1999-2000 for providing the assistance under  
11 s. 560.06. Notwithstanding s. 560.62 (4), of the amounts in the schedule, \$125,000  
12 shall be allocated in each of 4 consecutive fiscal years, beginning with fiscal year  
13 1998-99, for grants and loans under s. 560.62 (1) (a).

NOTE: 1997 Wis. Act 237, s. 24, repeals and recreates this provision effective  
6-30-99 without taking the treatment by 1997 Wis. Act 310, s. 1, into account. Lan-  
guage deleted by the Act 237 repeal is reinserted to give effect to Act 310, s. 1.

14           **SECTION 13.** 20.143 (1) (c) of the statutes, as affected by 1997 Wisconsin Act  
15 310, section 1c, is amended to read:

16           20.143 (1) (c) *Wisconsin development fund; grants, loans, reimbursements*  
17 *and assistance.* Biennially, the amounts in the schedule for grants under s.  
18 560.615; for grants and loans under ss. 560.62, 560.63 and 560.66; for grants  
19 under s. 560.145; for loans under s. 560.147; for grants under s. 560.16; for reim-  
20 bursements under s. 560.167; for providing assistance under s. 560.06; for the  
21 loan under 1997 Wisconsin Act 27, section 9110 (7f); and for the grants under 1995  
22 Wisconsin Act 27, section 9116 (7gg), 1995 Wisconsin Act 119, section 2 (1), and  
23 1997 Wisconsin Act 27, section 9110 (6g). Of the amounts in the schedule, \$50,000

1 shall be allocated in each of fiscal years 1997-98, 1998-99 and 1999-2000 for pro-  
2 viding the assistance under s. 560.06. Notwithstanding s. 560.62 (4), of the  
3 amounts in the schedule, \$125,000 shall be allocated in each of 4 consecutive fis-  
4 cal years, beginning with fiscal year 1998-99, for grants and loans under s. 560.62  
5 (1) (a).

NOTE: 1997 Wis. Act 310, s. 1c, repeals and recreates this provision effective  
7-1-99 without taking the treatment by 1997 Wis. Act 237, s. 24, into account. Lan-  
guage deleted by the Act 310 repeal is reinserted to give effect to Act 237, s. 24.

6 **SECTION 14.** The treatment of 20.143 (1) (c) of the statutes by 1997 Wisconsin  
7 Act 237, section 23, is not repealed by 1997 Wisconsin Act 310, section 1. Both  
8 treatments stand.

NOTE: There is no conflict of substance.

9 **SECTION 15.** The treatment of 20.143 (1) (ie) of the statutes by 1997 Wiscon-  
10 sin Act 237 is not repealed by 1997 Wisconsin Act 310. Both treatments stand.

NOTE: There is no conflict of substance.

11 **SECTION 16.** The treatment of 20.155 (1) (g) of the statutes by 1997 Wiscon-  
12 sin Act 140 is not repealed by 1997 Wisconsin Act 229. Both treatments stand.

NOTE: There is no conflict of substance.

13 **SECTION 17.** 20.285 (2) (a) 1. of the statutes, as affected by 1999 Wisconsin  
14 Act 27, is amended to read:

15 20.285 (2) (a) 1. Any moneys in program revenue appropriations to the  
16 board of regents for operation may be temporarily transferred to or from any other  
17 program revenue appropriation, but any moneys so transferred shall be repaid  
18 to the appropriation from which taken before the close of the fiscal year in which  
19 the transfer was made. This subdivision does not apply to moneys transferred  
20 from the appropriation account under par. sub. (1) (h) to the appropriation  
21 account under par. sub. (1) (kp).

NOTE: Inserts the correct cross-references. There is no s. 20.285 (2) (kp). Section 20.285 (1) (h) and (kp) specifically provide for transfers between the accounts under those paragraphs.

1           **SECTION 18.** 20.370 (9) (hs) of the statutes, as created by 1997 Wisconsin Act  
2 237, is amended to read:

3           20.370 (9) (hs) *Approval fees from Lac du Flambeau band.* All moneys  
4 received from the Lac du Flambeau band of the Lake Superior Chippewa under  
5 s. ~~29.138~~ 29.229 (5r), to be paid to the band to be used for fishery management  
6 within the reservation, as defined in s. ~~29.138~~ 29.229 (1) (b).

NOTE: Inserts correct cross-references. 1997 Wis. Act 248 renumbered s. 29.138 to 29.229.

7           **SECTION 19.** 20.370 (9) (mt) of the statutes, as affected by 1997 Wisconsin  
8 Act 27, is amended to read:

9           20.370 (9) (mt) *Aids administration — environmental improvement pro-*  
10 *grams; state funds.* From the environmental improvement fund, the amounts in  
11 the schedule for the administration of ss. 281.58, ~~280.60~~ 281.60, 281.61 and  
12 281.62.

NOTE: Inserts the correct cross-reference. There is no s. 280.60. Section 281.60 relates to the state land recycling loan program.

13           **SECTION 20.** 20.434 (1) (b) of the statutes is amended to read:

14           20.434 (1) (b) *Grants to organizations.* The amounts in the schedule for  
15 grants to organizations under ss. 46.93 (2) and ~~46.935~~ (5).

NOTE: Section 46.935 was repealed by 1997 Wis. Act 27.

16           **SECTION 21.** 20.435 (5) (jz) of the statutes, as created by 1999 Wisconsin Act  
17 27, is amended to read:

18           20.435 (5) (jz) *Badger care premiums.* All moneys received from payments  
19 under s. 49.665 (5) to be used for the badger care health care program for low-in-  
20 come families under s. ~~49.466~~ 49.665.

NOTE: Inserts the correct cross-reference consistent with other cross-references to "badger care" in s. 20.435 (5). There is no s. 49.466.

1           **SECTION 22.** 20.435 (5) (kz) of the statutes, as affected by 1997 Wisconsin Act  
2 27, is amended to read:

3           20.435 (5) (kz) *Interagency and intra-agency local assistance.* All moneys  
4 received from other state agencies and all moneys received by the department  
5 from the department not directed to be deposited under par. sub. (1) (km) or (6)  
6 (k) for local assistance.

NOTE: The stricken word was rendered surplusage by the treatment of this provision by 1997 Wis. Act 27.

7           **SECTION 23.** 20.445 (3) (r) of the statutes is amended to read:

8           20.445 (3) (r) *Support receipt and disbursement program; payments.* From  
9 the support collections trust fund, all moneys received under s. 49.854, except for  
10 moneys received under s. 49.854 (11) (b), all moneys received under ss. 767.265  
11 and 767.29 for child or family support, maintenance, spousal support, health care  
12 expenses or birth expenses, and all other moneys received under judgments or  
13 orders in actions affecting the family, as defined in s. 767.02 (1), for disbursement  
14 to the persons for whom the payments are awarded, for returning seized funds  
15 under s. 49.854 (5) (f) and, if assigned under s. 46.261, 48.57 (3m) (b) 2. or (3n) (b)  
16 2., 49.145 (2) (s), 49.19 (4) (h) 1. b. or 49.775 (2) (bm), for transfer to the appropri-  
17 ation account under par. (k). Estimated disbursements under this paragraph  
18 shall not be included in the schedule under s. 20.005.

NOTE: Gives effect to the treatment of this provision by 1997 Wis. Act 105. 1997 Wis. Act 191 repealed and recreated this provision without taking the treatment by Act 105 into account.

1           **SECTION 24.** The treatment of 20.455 (3) (dz) of the statutes by 1997 Wiscon-  
2           sin Act 27, section 627b, is not repealed by 1997 Wisconsin Act 236. Both treat-  
3           ments stand.

NOTE: There is no conflict of substance.

4           **SECTION 25.** 20.510 (1) (i) of the statutes, as created by 1997 Wisconsin Act  
5           230, is renumbered 20.510(1) (j).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 27 also created a provision numbered s. 20.510 (1) (j).

6           **SECTION 26.** The treatment of 20.921 (2) (a) of the statutes by 1997 Wiscon-  
7           sin Act 191 is not repealed by 1997 Wisconsin Act 237. Both treatments stand.

NOTE: There is no conflict of substance.

8           **SECTION 27.** 23.09 (2) (d) 7. of the statutes is amended to read:  
9           23.09 (2) (d) 7. For state recreation areas as defined in s. ~~23.09 (1)~~ 23.091.

NOTE: Inserts correct cross-reference. Section 23.091 relates to state recreation areas. Section s. 23.09 (1) does not.

10          **SECTION 28.** 25.40 (1) (a) 13. of the statutes, as created by 1997 Wisconsin  
11          Act 255, is renumbered 25.40 (1) (a) 13m.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 27 also created a provision numbered s. 25.40 (1) (a) 13.

12          **SECTION 29.** 25.43 (2) (c) of the statutes, as affected by 1997 Wisconsin Acts  
13          237 and 252, is amended to read:

14           25.43 (2) (c) The department of administration may establish and change  
15          accounts in the environmental improvement fund other than those under pars.  
16          (a), (ae), (am) and (b). The department of administration shall consult the depart-  
17          ment of natural resources before establishing or changing an account that is  
18          needed to administer the programs under ss. 281.58, 281.59 and ~~or~~ 281.61.



1                   NOTE: The stricken "or" was inserted by 1997 Wis. Act 237 without being shown  
2 as underscored. No change was intended.

3                   **SECTION 30.** 29.024 (2) (title), (b), (c), (d), (f) 1. and (g) of the statutes, as  
4 affected by 1997 Wisconsin Act 248, section 124, and by 1997 Wisconsin Act 249,  
5 section 2, is amended to read:

6                   29.024 (2) (title) CONDITIONS AND RESTRICTIONS ON ~~LICENSES AND OTHER~~  
7 APPROVALS.

8                   (b) Except as provided under ~~sub. (12) (a)~~ s. 29.194 (1), a resident hunting,  
9 trapping or fishing approval may be issued only to a person who presents to the  
10 issuing agent or the department definite proof of his or her identity and that he  
11 or she is a resident.

12                   (c) No more than one of the same series of approval may be issued to the  
13 same person for the same hunting or fishing season in any year except as autho-  
14 riized by the department.

15                   (d) Except as provided under s. ~~29.33~~ 29.519 (2) (d) or by rule, no person may  
16 transfer his or her approval or permit the use of any approval by any other person.

17                   (f) 1. Except as provided under subd. 2. and as authorized by rules promul-  
18 gated under sub. ~~(3m)~~ (5) (a) 2., no person may obtain a hunting, trapping or fish-  
19 ing approval for another person.

20                   (g) No approval authorizing hunting, trapping, fishing or any other activity  
21 regulated by this chapter may be issued to any person who is prohibited from  
22 obtaining this type of approval under s. ~~29.226 or 29.227 (1) (e)~~ this chapter.

NOTE: 1997 Wis. Act 248 amended and renumbered s. 29.09 (1m) to s. 29.024 (2) and Wis. Act 1997 249, section 2, repealed and recreated s. 29.09 (1m), both eff. 1-1-99. This provision confirms the incorporation of the amendment by Act 248 into the Act 249 treatment by the revisor under s. 13.93 (2) (b) and corrects an erroneous cross-reference to reflect renumbering by 1997 Wis. Act 248.

1           **SECTION 31.** 29.053 (3) of the statutes, as affected by 1997 Wisconsin Act  
2 248, section 388, and 1997 Wisconsin Act 249, section 34, is amended to read:

3           29.053 (3) ~~this chapter s. 29.193 (2)~~ The department may modify any  
4 requirement of this chapter or rules promulgated under it, establish special sea-  
5 sons, authorize the use of special equipment or take any other action in order to  
6 provide additional hunting and fishing opportunities for persons who are physi-  
7 cally disabled or visually handicapped and may limit the number of persons  
8 involved.

9           NOTE: The stricken language was inserted by 1997 Wis. Act 248, but was ren-  
10 dered without effect by the treatment of this provision by 1997 Wis. Act 249.

11           **SECTION 32.** The treatment of 29.06 (1) (d) of the statutes by 1997 Wisconsin  
12 Act 248 is not repealed by 1997 Wisconsin Act 285. Both treatments stand.

          NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.06  
(1) (d) and renumbered it to s. 29.934 (1) (d).

13           **SECTION 33.** 29.062 of the statutes, as created by 1997 Wisconsin Act 321,  
14 is renumbered 29.936 and 29.936 (1) and (2), as renumbered, are amended to  
15 read:

16           29.936 (1) Notwithstanding s. ~~29.06~~ 29.934, the department may distribute  
17 for free carcasses from fish and game seized or confiscated under s. ~~29.05~~ 29.931  
18 that are suitable for eating to food distribution services, as defined in s. 46.765  
19 (1) (b). The department may have the fish or game that is seized or confiscated  
20 processed before distributing that fish or game to food distribution services. The  
21 department may collect the costs of the processing of the fish or game from the  
22 person from whom the fish and game was seized or confiscated.

23           (2) The department may notify the person from whom the fish or game was  
24 seized or confiscated under s. ~~29.05~~ 29.931 that he or she is liable for the costs

1 incurred by the department for processing the fish or game under this section.  
2 The notification shall be mailed to the person's last-known address and shall  
3 include the amount that the person is required to pay as well as the address where  
4 payment shall be sent.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). This section is moved for proper placement within the chapter and cross-references are amended to reflect the renumbering of chapter 29 by 1997 Wis. Act 248.

5 **SECTION 34.** The treatment of 29.09 (8m) (b) of the statutes by 1997 Wisconsin Act 248 is not repealed by 1997 Wisconsin Act 249. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.09 (8m) (b) and renumbered it to s. 29.193 (1) (b).

7 **SECTION 35.** The treatment of 29.09 (9) (b) 1. of the statutes by 1997 Wisconsin Act 248 is not repealed by 1997 Wisconsin Act 249. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.09 (9) (b) and renumbered it to s. 29.193 (2) (b).

9 **SECTION 36.** 29.09 (11m) of the statutes, as created by 1997 Wisconsin Act  
10 191, is renumbered 29.024 (2g) and 29.024 (2g) (a) 2. and 3., as renumbered, are  
11 amended to read:

12 29.024 (2g) (a) 2. Any permit issued under s. ~~29.38, 29.521, 29.525, 29.53~~  
13 ~~or 29.578~~ 29.537, 29.733, 29.735, 29.736 or 29.871.

14 3. A wild rice identification card issued under s. ~~29.544~~ 29.607.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b) and amends cross-references to reflect renumbering by 1997 Wis. Act 248.

15 **SECTION 37.** 29.09 (11r) of the statutes, as created by 1997 Wisconsin Act  
16 237, is renumbered 29.024 (2r), and 29.024 (2r) (a) 1. to 21. as renumbered are  
17 amended to read:

18 29.024 (2r) (a) 1. A license issued under s. ~~29.134~~ 29.501.

19 2. A wholesale fish dealer license issued under s. ~~29.135~~ 29.503.

- 1           3. A taxidermist permit issued under s. ~~29.136~~ 29.506 (2).
- 2           4. A bait dealer license issued under s. ~~29.137~~ 29.509.
- 3           5. A guide license issued under s. ~~29.165~~ 29.512.
- 4           6. A sport trolling license issued under s. ~~29.166~~ 29.514.
- 5           7. A commercial fishing license issued under s. ~~29.33~~ 29.519.
- 6           8. A net license issued under s. ~~29.34~~ 29.523.
- 7           9. A slat net license issued under s. ~~29.343~~ 29.526.
- 8           10. A trammel net license issued under s. ~~29.344~~ 29.529.
- 9           11. A set or bank pole license issued under s. ~~29.36~~ 29.531.
- 10          12. A setline license issued under s. ~~29.37~~ 29.533.
- 11          13. A clamming license or permit issued under s. ~~29.38~~ 29.537.
- 12          14. A fish farm permit issued under s. ~~29.521~~ 29.733.
- 13          14m. A fish importation permit under s. ~~29.525~~ 29.735.
- 14          14r. A fish stocking permit under s. ~~29.53~~ 29.736.
- 15          15. A wild rice dealer license issued under s. ~~29.544~~ 29.607 (4) (b).
- 16          16. A wild ginseng dealer license issued under s. ~~29.547~~ 29.611 (7).
- 17          17. A license issued under s. ~~29.573~~ 29.865.
- 18          18. A game bird or animal farm license issued under s. ~~29.574~~ 29.867.
- 19          19. A fur animal farm license issued under s. ~~29.575~~ 29.869.
- 20          20. A deer farm license or a permit issued under s. ~~29.578~~ 29.871.
- 21          21. A wildlife exhibit license issued under s. ~~29.585~~ 29.877.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b) and amends cross-references to reflect renumbering by 1997 Wis. Act 248.

22           **SECTION 38.** The treatment of 29.138 (3) (a) of the statutes by 1997 Wiscon-  
23           sin Act 237 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.138 (3) (a) and renumbered it to s. 29.229 (3) (a).

1           **SECTION 39.** 29.145 (1cm) of the statutes, as created by 1997 Wisconsin Act  
2           322, is renumbered 29.193 (4) and amended to read:

3           29.193 (4) FEDERAL MATCHING FUNDS. If the department determines that the  
4           fee collected for an annual fishing license issued under sub. ~~(1e)~~ (3) (c) is less or  
5           more than is necessary to qualify these licenses for matching funding under 16  
6           USC 777c, the department shall submit proposed legislation to the legislature in  
7           the manner provided under s. 13.172. (2) to adjust the fee so that it equals the  
8           minimum amount necessary to qualify for the matching funding.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b) and corrects cross-reference. Section 29.145 (1c) was renumbered to s. 29.193 (3) by 1997 Wis. Act 248.

9           **SECTION 40.** 29.148 (4) of the statutes is renumbered 29.237 (4).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). The remainder of s. 29.148 was renumbered to s. 29.237 by 1997 Wis. Act 248.

10           **SECTION 41.** The treatment of 29.155 (2) (a) of the statutes by 1997 Wisconsin  
11           Act 195 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.155 (2) (a) and renumbered it to s. 29.197 (6) (a).

12           **SECTION 42.** 29.164 (2) (b) of the statutes, as affected by 1997 Wisconsin Act  
13           168, section 1, 1997 Wisconsin Act 248, section 213, and 1997 Wisconsin Act 249,  
14           section 21, is amended to read:

15           29.164 (2) (b) *Type of hunting authorized.* A license issued under this section  
16           authorizes hunting with a firearm or bow and arrow or with a crossbow if the  
17           holder of the license is a resident and has a Class A, Class B or Class C permit  
18           issued under s. 29.193 (2) ~~or 4.~~ that authorizes hunting with a crossbow or has a  
19           crossbow permit issued under s. 29.171 (4) (a).

NOTE: Deletes language inserted by 1997 Wis. Act 168 which was rendered without effect by 1997 Wis Act 249.

1           **SECTION 43.** 29.171 (2) of the statutes, as affected by 1997 Wisconsin Act  
2           168, section 2, 1997 Wisconsin Act 248, section 233, and 1997 Wisconsin Act 249,  
3           section 22, is amended to read:

4           29.171 (2) A resident archer hunting license authorizes the hunting of all  
5           game, except bear and wild turkey, during the open seasons for hunting that game  
6           with bow and arrow established by the department. This license authorizes hunt-  
7           ing with a bow and arrow only, unless hunting with a crossbow is authorized by  
8           a Class A, Class B or Class C permit issued under s. 29.193 (2) ~~or 4.~~ or a permit  
9           issued under sub. (4).

NOTE: Deletes language inserted by 1997 Wis. Act 168 which was rendered without effect by 1997 Wis Act 249.

10           **SECTION 44.** 29.171 (4)(b) (intro.) of the statutes, as affected by 1997 Wiscon-  
11           sin Act 168, section 3, 1997 Wisconsin Act 248, section 235, and 1997 Wisconsin  
12           Act 249, section 25, is amended to read:

13           29.171 (4) (b) (intro.) Crossbows used in hunting as authorized by a Class  
14           A, Class B or Class C permit issued under s. 29.193 (2) ~~or 4.~~ or under this subsec-  
15           tion shall meet all of the following specifications:

NOTE: Deletes language inserted by 1997 Wis. Act 168 which was rendered without effect by 1997 Wis Act 249.

16           **SECTION 45.** 29.177 of the statutes, as created by 1997 Wisconsin Act 170,  
17           is renumbered 29.038.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). Repositions provision for location within the correct subchapter of ch.29 after the renumbering of the chapter by 1997 Wis. Act 248

18           **SECTION 46.** 29.184 (5) (b) of the statutes, as affected by 1997 Wisconsin Act  
19           248, section 260, and 1997 Wisconsin Act 249, section 32, is amended to read:

1           29.184 (5) (b) If a disabled person holds either a Class A or a Class B bear  
2 license, a person who accompanies and assists the disabled person may engage  
3 in the activities authorized under sub. ~~(2)~~(3)(br) 1. to 3. without holding a Class B  
4 bear license.

NOTE: Inserts correct cross-reference. There is no s. 29.184 (3) (b) 1. to 3. Section 29.184 (3) (br) 1. to 3. relate to authorized activities for persons with bear licenses.

5           **SECTION 47.** 29.184 (6) (c) 1. of the statutes, as affected by 1997 Wisconsin  
6 Act 191, section 16 and Wisconsin Act 248, section 265, is amended to read:

7           29.184 (6) (c) 1. The department shall issue a notice of approval to those  
8 qualified applicants selected to receive a Class A bear license. A person who  
9 receives a notice of approval and who pays the required fee shall be issued the  
10 license subject to s. ~~29.09 (11m)~~ 29.024 (2g).

NOTE: This bill renumbers s. 29.09 (11m) to 29.024 (2g).

11           **SECTION 48.** 29.184 (6) (c) 2. of the statutes, as affected by 1997 Wisconsin  
12 Act 191, section 17, and 1997 Wisconsin Act 248, section 266, is amended to read:

13           29.184 (6) (c) 2. A Class B bear license shall be issued subject to s. 29.024  
14 ~~(11m)~~ (2g) by the department to any resident who applies for this license.

NOTE: Reconciles the treatment of this provision by 1997 Wis. Acts 191 and 248. Act 191 created s. 29.09 (11m) and inserted "(11m)" after "29.09" in this provision. Act 248 renumbered s. 29.09 to s. 29.024 without taking the creation of s. 29.09 (11m) into account. This bill renumbers s. 29.09 (11m) to 29.024 (2g) for proper location within the section.

15           **SECTION 49.** 29.193 (1) (a) of the statutes, as affected by 1997 Wisconsin Act  
16 248, section 135, is amended to read:

17           29.193 (1) (a) The department shall, after an investigation and without  
18 charging a fee, issue a trolling permit to any person who meets the requirements  
19 under s. 29.171 ~~(3)~~ (4) (a) 2. or 4.

NOTE: Corrects cross-reference. 1997 Wis. Act 248 changed this cross-reference from s. 29.104 (4) to s. 29.171 (3), but renumbered s. 29.104 (4) to s. 29.171 (4).

1           **SECTION 50.** 29.193 (2) (cr) 2. of the statutes, as affected by 1997 Wisconsin  
2 Act 248, section 142, and 1997 Wisconsin Act 249, section 13, is amended to read:

3           29.193 (2) (cr) 2. A Class A permit authorizes the holder to shoot or hunt  
4 from a stationary vehicle, to fish or troll as authorized under sub. ~~(8m)~~ (1) (b) and  
5 to hunt certain game with a crossbow as authorized under ss. ~~29.103 (2) (ar)~~,  
6 ~~29.104 (2) and 29.117 (2)~~ 29.164 (2) (b), 29.171 (2), 29.216 (2).

NOTE: Corrects cross-references to reflect renumbering by 1997 Wis. Act 248.

7           **SECTION 51.** 29.193 (3) (intro.) of the statutes, as affected by 1997 Wisconsin  
8 Act 191, section 21, and 1997 Wisconsin Act 248, section 323, is amended to read:

9           29.193 (3) FISHING LICENSE FOR DISABLED PERSONS. (intro.) The department  
10 shall issue, subject to s. ~~29.09 (11m)~~ 29.024 (2g), an annual disabled person fish-  
11 ing license to any resident who applies for this license and who does one of the  
12 following:

NOTE: This bill renumbers s. 29.09 (11m) to 29.024 (2g).

13           **SECTION 52.** 29.216 (2) of the statutes, as affected by 1997 Wisconsin Act  
14 248, section 279, and 1997 Wisconsin Act 249, section 33, is amended to read:

15           29.216 (2) AUTHORIZATION. The nonresident archer hunting license autho-  
16 rizes the hunting of all game, except bear, wild turkey and fur-bearing animals,  
17 during the open season for the hunting of that game with a bow and arrow. This  
18 license authorizes hunting with a bow and arrow only unless hunting with a  
19 crossbow is authorized by a Class A, Class B, or Class C permit issued under s.  
20 ~~29.09 (9)~~ 29.193 (2).

NOTE: Section 29.09 (9) was renumbered s. 29.193 (2) by 1997 Wis. Act 248.



1           **SECTION 53.** The treatment of 29.225 (title) of the statutes by 1997 Wiscon-  
2           sin Act 197 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

          NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.225  
(title) and renumbered it to s. 29.591 (title).

3           **SECTION 54.** The treatment of 29.225 (1) of the statutes by 1997 Wisconsin  
4           Act 197 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

          NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.225  
(1) and renumbered it to s. 29.591 (1).

5           **SECTION 55.** The treatment of 29.225 (2) of the statutes by 1997 Wisconsin  
6           Act 197 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

          NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.225  
(2) and renumbered it to s. 29.591 (2).

7           **SECTION 56.** The treatment of 29.225 (3) of the statutes by 1997 Wisconsin  
8           Act 197 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

          NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.225  
(3) and renumbered it to s. 29.591 (3).

9           **SECTION 57.** The treatment of 29.225 (4) (a) of the statutes by 1997 Wiscon-  
10          sin Act 197 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

          NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.225  
(4) (a) 1. and 2. and renumbered them to s. 29.591 (4) (a) 1. and 2.

11          **SECTION 58.** The treatment of 29.225 (4) (am) of the statutes by 1997 Wiscon-  
12          sin Act 197 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

          NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.225  
(4) (am) and renumbered them to s. 29.591 (4) (am).

13          **SECTION 59.** The treatment of 29.226 (1) of the statutes by 1997 Wisconsin  
14          Act 197 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

          NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.226-  
(1) and renumbered them to s. 29.593 (1).

15          **SECTION 60.** 29.229 (5m) (d) of the statutes, as created by 1997 Wisconsin  
16          Act 191, section 20, and affected by 1997 Wisconsin Act 248, section 308, is  
17          amended to read:

1           29.229 (5m) (d) Section ~~29.09 (11m)~~ 29.024 (2g) does not apply to approvals  
2 issued under this section.

NOTE: This bill renumbers s. 29.09 (11m) to s. 29.024 (2g).

3           **SECTION 61.** The treatment of 29.27 (3) of the statutes by 1997 Wisconsin Act  
4 248 is not repealed by 1997 Wisconsin Act 249. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.27  
(3) and renumbered it to s. 29.327 (2).

5           **SECTION 62.** 29.301 (1) (b) of the statutes, as affected by 1997 Wisconsin Act  
6 151, section 1, and 1997 Wisconsin Act 248, section 412, is amended to read:

7           29.301 (1) (b) No person may hunt within ~~1700~~ 1,700 feet of any hospital,  
8 sanatorium or the grounds of any school. The department may designate the form  
9 for or furnish signs designating the restricted area. No person may be convicted  
10 of a violation of this paragraph unless the restricted area is designated by the  
11 signs.

NOTE: 1997 Wis. Act 248 inserted "1,700" without deleting "1700".

12           **SECTION 63.** The treatment of 29.33 (1) of the statutes by 1997 Wisconsin Act  
13 189 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.33  
(1) and renumbered it to s. 29.519 (1).

14           **SECTION 64.** 29.334 of the statutes, as affected by 1997 Wisconsin Act 248,  
15 section 513, is amended to read:

16           **29.334 Hunting and trapping; treatment of animals.** A person who  
17 hunts or traps any game animal or fur-bearing animal shall kill the animal when  
18 it is taken and make it part of the daily bag or shall release the animal unless  
19 authorized under s. 29.857, 29.863, ~~28.867~~ 29.867, 29.869, 29.871 or 29.877.

20           NOTE: Inserts the correct cross-reference.

1           **SECTION 65.** 29.501 (3) of the statutes, as affected by 1997 Wisconsin Act  
2 237, section 65, and 1997 Wisconsin Act 248, section 288, is amended to read:

3           29.501 (3) Licenses shall be issued, subject to s. ~~29.09 (11m) and (11r)~~ 29.024  
4 (2g) and (2r), by the department upon application. The form of application and  
5 license shall be prescribed by the department.

NOTE: This bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

6           **SECTION 66.** 29.519 (1) (d) of the statutes, as affected by 1997 Wisconsin Act  
7 248, section 462, is renumbered 29.519 (1) (d) 2. and amended to read:

8           29.519 (1) (d) 2. The application for the license shall be made to the depart-  
9 ment, accompanied by the fee specified in s. 29.563 (7). The application shall state  
10 the name, birthdate, description and address of the residence of the applicant, the  
11 manner in which he or she proposes to fish, the name or number and overall  
12 length of his or her boats, the name of the hailing port from which the boats will  
13 operate, and the number and kind of nets or other gear he or she intends to use  
14 in connection with commercial fishing and any other information required by the  
15 department for statistical purposes. The applicant shall provide an itemized list-  
16 ing of commercial fishing gear and equipment with the current values of those  
17 items of commercial fishing equipment, sufficient to meet the investment  
18 requirements for licensing as established in rules promulgated under this sec-  
19 tion. ~~“Overall length” means the minimum distance between the extreme outside~~  
20 ~~end of the bow and the stern using the nearest whole number of feet.~~

NOTE: The stricken definition is moved to a separate provision consistent with  
current style. See the next section of this bill.

21           **SECTION 67.** 29.519 (1) (d) 1. of the statutes is created to read:

1           29.519 (1) (d) 1. In this paragraph, "overall length" means the minimum dis-  
2           tance between the extreme outside end of the bow and the stern using the nearest  
3           whole number of feet.

          NOTE: Relocates definition in separate provision consistent with current style.  
          See the previous section of this bill.

4           **SECTION 68.** 29.519 (2) (c) of the statutes, as affected by 1997 Wisconsin Act  
5           248, section 464, is renumbered 29.519 (2) (a) and amended to read:

6           29.519 (2) (a) *Nonresident defined.* In this ~~section~~ subsection, "nonresident"  
7           includes any individual who is not a resident, any individual applying for a  
8           license for use of nets on a boat registered or of record at a port outside of the state,  
9           or any partnership, association, corporation or limited liability company any of  
10          whose stock, boats, nets and fishing equipment has been owned by a nonresident  
11          at any time during the 2 years immediately prior to the application for a license.

          NOTE: The defined term only appears in subsection (2) of s. 29.33. This para-  
          graph is renumbered to assure its correct position as a definition in accordance with  
          current style.

12          **SECTION 69.** 29.519 (2) (d) of the statutes, as affected by 1997 Wisconsin Act  
13          237, section 67, and 1997 Wisconsin Act 248, section 465, is amended to read:

14          29.519 (2) (d) *Transfer of license.* The department may, upon application,  
15          permit the transfer of a license to any similar boat during the time a licensed boat  
16          is disabled or undergoing repairs or upon the sale of a licensed boat. The depart-  
17          ment shall promulgate rules governing the transfer of commercial fishing  
18          licenses between individuals equally qualified to hold the licenses and to mem-  
19          bers of a licensee's immediate family provided the rules assure the wise use and  
20          conservation of the fish resources being harvested under the license. The rules  
21          shall relate only to those waters in which the number of licenses is limited. The  
22          commercial fishing boards, under sub. (7), shall approve or deny transfers of com-

1       merchial fishing licenses in accordance with the rules promulgated under this sec-  
2       tion. For purposes of s. ~~29.09 (11m) and (11r)~~ 29.024 (2g) and (2r), a transfer of  
3       a license under this section shall be considered an issuance of a license to the  
4       transferee.

NOTE: This bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

5       **SECTION 70.** 29.522 of the statutes, as created by 1997 Wisconsin Act 237,  
6       is renumbered 29.734.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b) to locate the  
the provision in the proper subchapter after the renumbering of ch. 29 by 1997 Wis.  
Act 248.

7       **SECTION 71.** 29.563 (7) (c) 1. of the statutes, as created by 1997 Wisconsin  
8       Act 248, is amended to read:

9       29.563 (7) (c) 1. Outlying waters license transfers under s. 29.519 ~~(3)~~ (2) (d):  
10       \$25.

NOTE: Corrects cross-reference. There is no s. 29.519 (3). Outlying waters  
license transfers are under s. 29.519 (2) (d).

11       **SECTION 72.** The treatment of 29.585 (3) of the statutes by 1997 Wisconsin  
12       Act 191 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 amended s. 29.585  
(3) and renumbered it to s. 29.877 (3).

13       **SECTION 73.** 29.591 (2) of the statutes, as affected by 1997 Wisconsin Act  
14       197, section 7, and 1997 Wisconsin Act 248, section 420, is amended to read:

15       29.591 (2) ADMINISTRATION. ~~program and bow hunter education program~~  
16       The department may appoint county, regional and statewide directors and cate-  
17       gories of hunter education instructors necessary for the hunter education pro-  
18       gram and the bow hunter education program. These appointees are responsible  
19       to the department and shall serve on a voluntary basis without compensation.

NOTE: The stricken language was inserted by 1997 Wis. Act 197, but rendered  
surplusage by the treatment of this provision by 1997 Wis. Act 248.

1           **SECTION 74.** 29.593 (2) of the statutes, as affected by 1997 Wisconsin Act  
2 197, section 14, and 1997 Wisconsin Act 248, section 427, is amended to read:

3           29.593 (2) A person who has evidence that is satisfactory to the department  
4 indicating that he or she has completed in another state a hunter safety course  
5 and if the course is recognized by the department under a reciprocity agreement,  
6 the person may obtain an approval authorizing hunting ~~for successfully complet-~~  
7 ~~ing the course of instruction the hunter education program.~~

NOTE: The stricken language was inserted by 1997 Wis. Act 197, but rendered  
surplusage by the treatment of this provision by 1997 Wis. Act 248.

8           **SECTION 75.** 29.607 (3) of the statutes, as affected by 1997 Wisconsin Act  
9 237, section 71, and 1997 Wisconsin Act 248, section 594, is amended to read:

10           29.607 (3) LICENSE REQUIRED EXCEPTIONS; WILD RICE IDENTIFICATION CARD.  
11 Every person over the age of 16 and under the age of 65 shall obtain the appropri-  
12 ate wild rice license to harvest or deal in wild rice but no license to harvest is  
13 required of the members of the immediate family of a licensee or of a recipient of  
14 old-age assistance or members of their immediate families. The department,  
15 subject to s. ~~29.09 (11m) and (11r)~~ 29.024 (2g) and (2r), shall issue a wild rice iden-  
16 tification card to each member of a licensee's immediate family, to a recipient of  
17 old-age assistance and to each member of the recipient's family. The term "imme-  
18 diate family" includes husband and wife and minor children having their abode  
19 and domicile with the parent or legal guardian.

NOTE: This bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

20           **SECTION 76.** The treatment of 29.62 (1) of the statutes by 1997 Wisconsin Act  
21 237 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 consolidated s. 29.62  
(1) and (3), renumbered it to s. 29.421 and amended it.

1           **SECTION 77.** 29.733 (2) (a) of the statutes, as affected by 1997 Wisconsin Act  
2 237, section 69, and 1997 Wisconsin Act 248, section 581, is amended to read:

3           29.733 (2) (a) The department, subject to s. ~~29.09 (11m) and (11r)~~ 29.024 (2g)  
4 and (2r), shall issue a permit under this subsection for a natural body of water  
5 specified under sub. (1) (c) 1. if the department determines that no substantial  
6 public interest exists in the body of water and that no public or private rights in  
7 the body of water will be damaged.

NOTE: This bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

8           **SECTION 78.** 29.733 (2) (c) 1. of the statutes, as affected by 1997 Wisconsin  
9 Act 237, section 70, and 1997 Wisconsin Act 248, section 581, is amended to read:

10           29.733 (2) (c) 1. The department, subject to s. ~~29.09 (11m) and (11r)~~ 29.024  
11 (2g) and (2r), shall renew a permit issued under this subsection unless the depart-  
12 ment determines that there has been a substantial change in circumstances that  
13 is related to a determination made under par. (a) for the natural body of water or  
14 that is related to the application of the criteria promulgated under par. (f) to the  
15 body of water.

NOTE: This bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

16           **SECTION 79.** 29.745 (1) (b) of the statutes, as affected by 1997 Wisconsin Act  
17 248, section 589, is amended to read:

18           29.745 (1) (b) Application for a permit shall be made on forms provided by  
19 to the department.

20           NOTE: The stricken language was rendered surplusage by the treatment of this  
21 provision by 1997 Wis. Act 248.

22           **SECTION 80.** 29.867 (3) of the statutes, as affected by 1997 Wisconsin Act  
23 237, section 73, and 1997 Wisconsin Act 248, section 617, is amended to read:

1           29.867 (3) Upon issuance, subject to s. 29.024 (2g) and (2r), of the license,  
2 the department shall appoint one person, the licensee shall appoint one person,  
3 and these 2 appointees shall select a 3rd person, to determine as accurately as  
4 possible the number of wild birds and animals of the desired species on the land  
5 at the time of the issuing of the license. The necessary expenses of these persons  
6 shall be paid by the licensee. Within 30 days after the date of the determination  
7 as approved by the department, the licensee shall pay to the department a speci-  
8 fied sum determined by the department for those species of wild birds and ani-  
9 mals on the licensed premises that are desired for propagation purposes, the title  
10 of which is in the state. ~~subject to s. 29.09 (11m) and (11r) issued~~

NOTE: The stricken language was inserted by 1997 Wis. Acts 191 and 237, but was rendered without effect by the treatment of this provision by 1997 Wis. Act 248. This bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r). The underscored language is inserted to give effect to the Act 191 and 237 treatments.

11           **SECTION 81.** 29.869 (3) of the statutes, as affected by 1997 Wisconsin Act  
12 237, section 74, and 1997 Wisconsin Act 248, section 618, is amended to read:

13           29.869 (3) If the applicant is the owner or lessee of the lands, the land is  
14 suitable for the breeding and propagating of fur animals and the applicant  
15 intends in good faith to establish and maintain a fur animal farm, subject to s.  
16 ~~29.09 (11m) and (11r)~~ 29.024 (2g) and (2r) the department shall issue a license to  
17 the applicant. The license shall describe the lands and authorize the licensee to  
18 breed, propagate, trap and deal in fur animals that are on the licensed premises.

NOTE: This bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

19           **SECTION 82.** 29.871 (4) of the statutes, as affected by 1997 Wisconsin Act  
20 237, section 76, and 1997 Wisconsin Act 248, section 624, is amended to read:

21           29.871 (4) If the applicant is the owner or lessee of the lands and the appli-  
22 cant intends in good faith to establish and maintain a deer farm, the department



1 may inform the applicant that, as soon as the applicant has built a suitable deer  
2 fence around the premises to be included within the license, it will issue a license.  
3 The applicant shall install a deer-tight fence in accordance with specifications  
4 prescribed by the department. After the installation of the fence, the department  
5 shall issue a license to the applicant. The license shall describe the lands and  
6 authorize the licensee to breed, propagate, kill and sell the deer that are on the  
7 licensed premises. Section ~~29.09 (11m) and (11r)~~ 29.024 (2g) and (2r) applies to  
8 the issuance of licenses under this subsection.

NOTE: This bill rennumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

9 **SECTION 83.** 29.871 (5) of the statutes, as affected by 1997 Wisconsin Act  
10 237, section 77, and 1997 Wisconsin Act 248, section 624, is amended to read:

11 29.871 (5) The deer farm license shall be renewed each year, subject to s.  
12 ~~29.09 (11m) and (11r)~~ 29.024 (2g) and (2r), if the licensee has not violated any of  
13 the provisions under which it was issued.

NOTE: This bill rennumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

14 **SECTION 84.** 29.871 (11) of the statutes, as affected by 1997 Wisconsin Act  
15 191, section 32, 1997 Wisconsin Act 248, section 624, is amended to read:

16 29.871 (11) Each license and title to the deer in the issued enclosure shall  
17 be conditioned upon the licensee complying with this section and other statutes  
18 and rules relating to the maintenance of deer farms. In an action to revoke the  
19 license the court, in the judgment, shall provide that the title to all of the deer  
20 within the enclosure is forfeited to the state; that the licensed premises may not  
21 be used for a deer farm for a period of 5 years and until a new license has been  
22 issued by the department after the 5-year period; that the department shall  
23 within 30 days of the notice of entry of judgment enter the premises and open the

1 fences and may drive the animals out of the enclosure; that the lands for which  
2 the license has been forfeited may be used by the owner for all lawful purposes  
3 except the propagating of deer; and that during the 5-year period hunting or trap-  
4 ping is prohibited on the land. The department shall post notices of the judgment  
5 at intervals of 55 yards around the entire premises.

NOTE: The stricken language was inserted by 1997 Wis. Acts 191, but rendered  
surplusage by the treatment of this provision by 1997 Wis. Act 248.

6 **SECTION 85.** 29.871 (14) (am) of the statutes, as affected by 1997 Wisconsin  
7 Act 237, section 79, and Wisconsin Act 248, section 626, is amended to read:

8 29.871 (14) (am) Subject to s. ~~29.09 (11m) and (11r)~~ 29.024 (2g) and (2r), the  
9 department may issue retail deer sale permits authorizing a person to sell at  
10 retail white-tailed deer venison from a deer lawfully killed under this section if  
11 the venison is inspected under s. 97.42.

NOTE: This bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

12 **SECTION 86.** 29.871 (14) (b) (intro.) of the statutes, as affected by 1997 Wis-  
13 consin Act 237, section 80, and Wisconsin Act 248, section 627, is amended to  
14 read:

15 29.871 (14) (b) (intro.) The department may issue a venison serving permit  
16 authorizing a person to serve venison obtained from a deer farm licensed under  
17 this section. The application for this permit shall be in the form and include the  
18 information the department requires. The department, ~~the department,~~ subject  
19 to s. ~~29.09 (11m) and (11r)~~ 29.024 (2g) and (2r), may issue a venison serving permit  
20 conditioned as follows:

NOTE: The stricken "the department" was inserted by 1997 Wis. Acts 191, but  
rendered surplusage by the treatment of this provision by 1997 Wis. Act 248. This  
bill renumbers s. 29.09 (11m) and (11r) to 29.024 (2g) and (2r).

1           **SECTION 87.** 29.885 (1) (f) of the statutes, as affected by 1997 Wisconsin Act  
2 248, section 640, is amended to read:

3           29.885 (1) (f) Notwithstanding s. ~~29.01 (14)~~ 29.001 (90), "wild animal"  
4 means any undomesticated mammal or bird, but does not include farm-raised  
5 deer or farm-raised fish.

NOTE: Section 29.01 (14) was renumbered to s. 29.001 (90) by 1997 Wis. Act 248.

6           **SECTION 88.** 29.989 (1) (a) of the statutes, as affected by 1999 Wisconsin Act  
7 248, section 728, is amended to read:

8           29.989 (1) (a) If a court imposes a fine or forfeiture for a violation of a provi-  
9 sion of this chapter or an order issued under this chapter, ~~the court shall impose~~  
10 ~~a natural resources assessment equal to 75% of the amount of the fine or forfei-~~  
11 ~~ture where the payment of a natural resources restitution payment is required,~~  
12 ~~the court shall impose a natural resources restitution payment equal to the~~  
13 ~~amount of the statutory fee for the approval which was required and should have~~  
14 ~~been obtained.~~

NOTE: 1997 Wis. Act 248 deleted the underscored language without showing it  
as stricken and inserted the stricken language without showing it as underscored.  
No change was intended.

15           **SECTION 89.** The treatment of 29.99 (1) (c) of the statutes by 1997 Wisconsin  
16 Act 248 is not repealed by 1997 Wisconsin Act 283. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 renumbered s. 29.99  
(1) (c) to s. 29.971 (1) (c).

17           **SECTION 90.** The treatment of 29.99 (1m) (c) of the statutes by 1997 Wiscon-  
18 sin Act 248 is not repealed by 1997 Wisconsin Act 283. Both treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 renumbered s. 29.99  
(1m) (c) to s. 29.971 (1m) (c).

19           **SECTION 91.** 30.71 (1) of the statutes, as created by 1997 Wisconsin Act 330,  
20 is amended to read:

1           30.71 (1) In this section, "outlying waters" has the meaning given in s. ~~29.01~~  
2     ~~(11) 29.001 (63)~~.

NOTE: Section 29.01 (11) was renumbered s. 29.001 (63) by 1997 Wis. Act 248.

3           **SECTION 92.** 30.71 (2) of the statutes, as affected by 1997 Wisconsin Acts 248  
4     and 330, is amended to read:

5           30.71 (2) No person may, while maintaining or operating any boat equipped  
6     with toilets on the waters of this state ~~29.001 (45) (63)~~ dispose of any toilet wastes  
7     in any manner into the water.

NOTE: The stricken language was inserted by 1997 Wis. Act 248, but was rendered without effect by the treatment of this provision by 1997 Wis. Act 330.

8           **SECTION 93.** 32.05 (1) (a) of the statutes, as affected by 1997 Wisconsin Acts  
9     184 and 282, is amended to read:

10          32.05 (1) (a) Except as provided under par. (b), ~~the~~ a county board of supervi-  
11     sors or ~~the~~ a county highway committee when so authorized by the county board  
12     of supervisors, a city council, a village board, a town board, a sewerage commis-  
13     sion governing a metropolitan sewerage district created by ss. 66.22 or 66.88 to  
14     66.918, the secretary of transportation, a commission created by contract under  
15     s. 66.30, a joint local water authority created by contract under s. ~~66.0375~~  
16     66.0735, a housing authority under ss. 66.40 to 66.404, a local exposition district  
17     created under subch. II of ch. 229, a redevelopment authority under s. 66.431 or  
18     a community development authority under s. 66.4325 shall make an order provid-  
19     ing for the laying out, relocation and improvement of the public highway, street,  
20     alley, storm and sanitary sewers, watercourses, water transmission and distribu-  
21     tion facilities, mass transit facilities, airport, or other transportation facilities,  
22     gas or leachate extraction systems to remedy environmental pollution from a  
23     solid waste disposal facility, housing project, redevelopment project, exposition

1 center or exposition center facilities which shall be known as the relocation order.  
 2 This order shall include a map or plat showing the old and new locations and the  
 3 lands and interests required. A copy of the order shall, within 20 days after its  
 4 issue, be filed with the county clerk of the county wherein the lands are located  
 5 or, in lieu of filing a copy of the order, a plat may be filed or recorded in accordance  
 6 with s. 84.095.

NOTE: Corrects transposed number inserted by 1997 Wis. Act 184. Section 66.0735 as created by Act 184 relates to joint local water authorities. There is no s. 66.0375. Inserts "a" for proper sentence agreement.

7 **SECTION 94.** 35.84 (figure) line 22. of the statutes is amended to read:  
 8 35.84 (figure) line 22. ~~Integrated Legislative Information System Staff~~  
 9 Technology Services Bureau.

10 Column A Statutes, Hard Covers; s. 35.18 ..... 1  
 11 Column B Statutes, Soft Covers; s. 35.18 ..... 1  
 12 Column C Annotations; s. 35.23 ..... 1  
 13 Column D Laws of Wisconsin; s. 35.15 ..... 1

NOTE: 1997 Wis. Act 237 renamed the Integrated Legislative Information System Staff the Legislative Technology Services Bureau. The change is reflected in the printed volumes.

14 **SECTION 95.** 38.27 (5) (a) 1m. of the statutes, as affected by 1997 Wisconsin  
 15 Act 163, section 3, is renumbered 38.24 (5) (a) 1m.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wisconsin Act 163 created s. 38.24 (5) (a) 1g. and renumbered s. 38.24 (5) (a) 1. to s. 38.27 (5) (a) 1m. The renumbering to s. 38.27 was unintended. There is no s. 38.27 (5). The change was made in order to keep definitions within s. 38.24 (5) in alphabetical order.

16 **SECTION 96.** 40.25 (2) of the statutes, as affected by 1997 Wisconsin Act 173,  
 17 is amended to read:

18 40.25 (2) Subject to ~~subs. (2m) and sub. (2t)~~, if all requirements for payment  
 19 of a retirement annuity are met except attainment of age 55 or age 50 for protec-

1 tive occupation participants, a separation benefit may be paid, if the participant's  
2 written application for a separation benefit is received by the department prior  
3 to the participant's 55th birthday or 50th birthday for protective occupation par-  
4 ticipants, in an amount equal to the additional and employe required contribu-  
5 tion accumulations of the participant on the date the application for a separation  
6 benefit is approved.

NOTE: Section 40.25 (2m) was repealed by 1997 Wis. Act 69.

7 **SECTION 97.** 40.25 (2t) of the statutes, as created by 1997 Wisconsin Act 173,  
8 is amended to read:

9 40.25 (2t) A protective occupation participant who is covered by the pre-  
10 sumption under s. 891.455 and who applied for a duty disability benefit under s.  
11 40.65 on or after May 12, 1998, may not be paid a separation benefit under sub.  
12 (2) ~~or (2m)~~ during the period in which he or she is receiving the duty disability  
13 benefit.

NOTE: Section 40.25 (2m) was repealed by 1997 Wis. Act 69.

14 **SECTION 98.** The treatment of 40.51 (8m) of the statutes by 1997 Wisconsin  
15 Act 237 is not repealed by 1997 Wisconsin Act 252. Both treatments stand.

NOTE: There is no conflict of substance.

16 **SECTION 99.** 44.095 of the statutes is repealed.

NOTE: By its term, this section dose not apply after June 30, 1998.

17 **SECTION 100.** 46.86 (2m) (a) of the statutes is amended to read:

18 46.86 (2m) (a) In this subsection, "long-term treatment" means treatment  
19 that is, in the majority of instances, not less than 5 months and ~~not~~ not more than  
20 12 months in duration.

NOTE: Corrects spelling.

1           **SECTION 101.** The treatment of 48.01 (1) (a) of the statutes by 1997 Wiscon-  
2           sin Act 237 is not repealed by 1997 Wisconsin Act 292. Both treatments stand.

          NOTE: There is no conflict of substance.

3           **SECTION 102.** 48.27 (4) (b) (a) and (b) of the statutes, as created by 1997 Wis.  
4           Act 292, are renumbered 48.27 (4) (b) 1. and 2.

          NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b) to correct the  
          numbering of s. 48.27 (4) (b) by 1997 Wis. Act 292.

5           **SECTION 103.** The treatment of 48.299 (4) (b) of the statutes by 1997 Wiscon-  
6           sin Act 292 is not repealed by 1997 Wisconsin Act 334. Both treatments stand.

          NOTE: There is no conflict of substance.

7           **SECTION 104.** The treatment of 48.299 (5) of the statutes by 1997 Wisconsin  
8           Act 252 is not repealed by 1997 Wisconsin Act 292. Both treatments stand.

          NOTE: There is no conflict of substance.

9           **SECTION 105.** The treatment of 48.365 (2m) (a) of the statutes by 1997 Wis-  
10          consin Act 237 is not repealed by 1997 Wisconsin Act 292. Both treatments stand.

          NOTE: There is no conflict of substance.

11          **SECTION 106.** 48.396 (1) of the statutes, as affected by 1997 Wisconsin Act  
12          292, is amended to read:

13           48.396 (1) Law enforcement officers' records of children shall be kept sepa-  
14           rate from records of adults. Law enforcement officers' records of the adult expect-  
15           tant mothers of unborn children shall be kept separate from records of other  
16           adults. Law enforcement officers' records of children and the adult expectant  
17           mothers of unborn children shall not be open to inspection or their contents dis-  
18           closed except under sub. (1b), (1d) or (5) or s. 48.293 or by order of the court. This  
19           subsection does not apply to the representatives of newspapers or other reporters  
20           of news who wish to obtain information for the purpose of reporting news without  
21           revealing the identity of the child or adult expectant mother ~~child~~ involved, to the

1 confidential exchange of information between the police and officials of the school  
2 attended by the child or other law enforcement or social welfare agencies or to  
3 children 10 years of age or older who are subject to the jurisdiction of the court  
4 of criminal jurisdiction. A public school official who obtains information under  
5 this subsection shall keep the information confidential as required under s.  
6 118.125 and a private school official who obtains information under this subsec-  
7 tion shall keep the information confidential in the same manner as is required of  
8 a public school official under s. 118.125. A law enforcement agency that obtains  
9 information under this subsection shall keep the information confidential as  
10 required under this subsection and s. 938.396 (1). A social welfare agency that  
11 obtains information under this subsection shall keep the information confidential  
12 as required under ss. 48.78 and 938.78.

NOTE: Corrects word order.

13 **SECTION 107.** The treatments of 48.415 (2) (b) 1. of the statutes by 1997 Wis-  
14 consin Acts 237 and 292 are not repealed by 1997 Wisconsin Act 294. Both treat-  
15 ments stand.

NOTE: There is no conflict of substance. Section 48.415 (2) (b) 1. was renum-  
bered to s. 48.415 (2) (a) 2. a. by 1997 Wis. Act 294.

16 **SECTION 108.** The treatment of 48.415 (2) (b) 2. of the statutes by 1997 Wis-  
17 consin Act 237 is not repealed by 1997 Wisconsin Act 292. Both treatments stand.

NOTE: There is no conflict of substance. Section 48.415 (2) (b) 2. was renum-  
bered to s. 48.415 (2) (a) 2. b. by 1997 Wis. Act 294.

18 **SECTION 109.** The treatment of 48.415 (2) (c) of the statutes by 1997 Wiscon-  
19 sin Act 237 is not repealed by 1997 Wisconsin Act 292. Both treatments stand.

NOTE: There is no conflict of substance. Section 48.415 (2) (c) was renumbered  
to s. 48.415 (2) (a) 3. by 1997 Wis. Act 294.



1           **SECTION 110.** The treatment of 48.685 (2) (am) (intro.) of the statutes by  
2 1997 Wisconsin Act 237 is not repealed by 1997 Wisconsin Act 281. Both treat-  
3 ments stand.

NOTE: There is no conflict of substance.

4           **SECTION 111.** 48.685 (2) (b) 1. of the statutes, as affected by 1997 Wisconsin  
5 Act 237 and 281, is amended to read:

6           48.685 (2) (b) 1. (intro.) Subject to subs. 1. e. ~~and~~, 2., and 4. and par. (bd),  
7 every entity shall obtain all of the following with respect to a person specified  
8 under par. (ag) (intro.):

NOTE: Reconciles the treatments of this provision by 1997 Wis. Acts 237 and  
281.

9           **SECTION 112.** The treatment of 48.685 (2) (c) of the statutes by 1997 Wiscon-  
10 sin Act 237 is not repealed by 1997 Wisconsin Act 281. Both treatments stand.

NOTE: There is no conflict of substance.

11           **SECTION 113.** 48.685 (3) (a) of the statutes, as affected by 1997 Wisconsin  
12 Acts 237 and 281, is amended to read:

13           48.685 (3) (a) Every 4 years or at any time within that period that the  
14 department, a county department, a child welfare agency or a school board con-  
15 siders appropriate, the department, county department, child welfare agency or  
16 school board shall request the information specified in sub. (2) (am) 1. to 5. for all  
17 persons who are licensed, certified or contracted to operate an entity and for all  
18 persons specified in ~~par. sub. (2)~~ (ag) (intro.) who are nonclient residents of an  
19 entity and shall request the information specified in sub. (2) (am) 1. to 5. for all  
20 persons under 18 years of age, but not under 12 years of age, who are employes,  
21 contractors or nonclient residents of a day care center that is licensed under s.

1 48.65 or established or contracted for under s. 120.13 (4) or of a day care provider  
2 that is certified under s. 48.651.

NOTE: Inserts correct cross-reference. There is no s. 48.685 (3) (ag). Section  
48.685 (2) (ag) relates to nonclient residents of an entity.

3 **SECTION 114.** The treatment of 48.685 (3) (b) of the statutes by 1997 Wiscon-  
4 sin Act 237 is not repealed by 1997 Wisconsin Act 281. Both treatments stand.

NOTE: There is no conflict of substance.

5 **SECTION 115.** The treatment of 48.685 (5) (intro.) of the statutes by 1997 Wis-  
6 consin Act 237 is not repealed by 1997 Wisconsin Act 281. Both treatments stand.

NOTE: There is no conflict of substance.

7 **SECTION 116.** The treatment of 48.685 (5m) of the statutes by 1997 Wiscon-  
8 sin Act 237 is not repealed by 1997 Wisconsin Act 281. Both treatments stand.

NOTE: There is no conflict of substance.

9 **SECTION 117.** The treatment of 48.685 (6) (b) of the statutes by 1997 Wiscon-  
10 sin Act 237 is not repealed by 1997 Wisconsin Act 281. Both treatments stand.

NOTE: There is no conflict of substance.

11 **SECTION 118.** 48.981 (3) (c) 1. of the statutes, as affected by 1997 Wisconsin  
12 Act 292, is amended to read:

13 48.981 (3) (c) 1. Within 24 hours after receiving a report under par. (a), the  
14 agency shall, in accordance with the authority granted to the department under  
15 s. 48.48 (17) (a) 1. or the county department under s. 48.57 (1) (a), initiate a dili-  
16 gent investigation to determine if the child or unborn child is in need of protection  
17 or services. The investigation shall be conducted in accordance with standards  
18 established by the department for conducting child abuse and neglect investiga-  
19 tions or unborn child abuse investigations. If the investigation is of a report of  
20 child abuse or neglect or of ~~child~~ threatened child abuse or neglect by a caregiver  
21 specified in sub. (1) (am) 5. to 8. who continues to have access to the child or a care-

1 giver specified in sub. (1) (am) 1. to 4., or of a report that does not disclose who is  
2 suspected of the child abuse or neglect and in which the investigation does not  
3 disclose who abused or neglected the child, the investigation shall also include  
4 observation of or an interview with the child, or both, and, if possible, an interview  
5 with the child's parents, guardian or legal custodian. If the investigation is of a  
6 report of child abuse or neglect or threatened child abuse or neglect by a caregiver  
7 who continues to reside in the same dwelling as the child, the investigation shall  
8 also include, if possible, a visit to that dwelling. At the initial visit to the child's  
9 dwelling, the person making the investigation shall identify himself or herself  
10 and the agency involved to the child's parents, guardian or legal custodian. The  
11 agency may contact, observe or interview the child at any location without per-  
12 mission from the child's parent, guardian or legal custodian if necessary to deter-  
13 mine if the child is in need of protection or services, except that the person making  
14 the investigation may enter a child's dwelling only with permission from the  
15 child's parent, guardian or legal custodian or after obtaining a court order to do  
16 so.

NOTE: Corrects word order.

17 **SECTION 119.** The treatment of 48.981 (8) (a) of the statutes by 1997 Wiscon-  
18 sin Act 292 is not repealed by 1997 Wisconsin Act 293. Both treatments stand.

NOTE: There is no conflict of substance.

19 **SECTION 120.** The treatment of 48.981 (8) (d) 1. of the statutes by 1997 Wis-  
20 consin Act 292 is not repealed by 1997 Wisconsin Act 293. Both treatments stand.

NOTE: There is no conflict of substance.

21 **SECTION 121.** 48.988 (6) (a) of the statutes is amended to read:

1           48.988 **(6)** (a) Equivalent facilities for the child are not available in the send-  
2           ing agency's jurisdiction; and

          NOTE: Inserts necessary punctuation. The change is shown in the printed vol-  
          umes.

3           **SECTION 122.** 49.124 (1m) (a) of the statutes, as affected by 1997 Wisconsin  
4           Act 27, is amended to read:

5           49.124 **(1m)** (a) The department shall administer an employment and train-  
6           ing program for recipients under the food stamp program. The department may  
7           contract with a Wisconsin works agency to administer the employment and train-  
8           ing program under this subsection. Except as provided in pars. (b), and (bm) and  
9           ~~(br)~~, the department may require able individuals who are 18 to 60 years of age  
10          who are not participants in a Wisconsin works employment position to participate  
11          in the employment and training program under this subsection.

          NOTE: The creation of par. (br) was removed from 1997 Wis. Act 27 by the gov-  
          ernor's partial veto.

12          **SECTION 123.** 49.143 (2m) (intro.) of the statutes, as created by 1997 Wiscon-  
13          sin Act 236, is amended to read:

14          49.143 **(2m)** NUTRITION OUTREACH. (intro.) A Wisconsin works agency may  
15          establish a a nutrition outreach program with the community steering committee  
16          established under sub. (2) (a). The Wisconsin works agency and community steer-  
17          ing committee may coordinate with local food pantries and food banks and other  
18          interested parties to increase the supply of food available. Under the outreach  
19          program, the Wisconsin works agency may do anything that it determines would  
20          best effect the desired outcome of the program, including any of the following:

          NOTE: Deletes repeated unnecessary "a".

1           **SECTION 124.** 49.15 (3) (a) of the statutes, as created by 1997 Wisconsin Act  
2 27, is amended to read:

3           49.15 (3) (a) Unsubsidized employment, as defined in s. 49.147 (1) ~~(a)~~ (c).

          NOTE: Section 49.147 (1) (a) was renumbered 49.147 (1) (c) by 1997 Act 27.

4           **SECTION 125.** 49.175 (1) (p) of the statutes is amended to read:

5           49.175 (1) (p) *Indirect child care services.* For indirect child care services  
6 under s. ~~49.131 (2) (b)~~ 49.155 (1g), \$6,002,400 in each fiscal year. Notwithstand-  
7 ing sub. (2), the department may not use any funds allocated under this para-  
8 graph for any other purpose under this subsection.

          NOTE: Inserts correct cross-reference. Section 49.131 (2) (b) was renumbered  
s. 49.155 (1g) by 1997 Wis. Act 27.

9           **SECTION 126.** The treatment of 49.22 (6) of the statutes by 1997 Wisconsin  
10 Act 105 is not repealed by 1997 Wisconsin Act 191. Both treatments stand.

          NOTE: There is no conflict of substance.

11           **SECTION 127.** 49.225 of the statutes, as affected by 1997 Wisconsin Act 191,  
12 section 39, is renumbered 49.227.

          NOTE: 1997 Wis. Act 191, section 39, renumbered s. 46.251 to s. 49.225. Act 197,  
section 165, created a different provision as s. 49.225.

13           **SECTION 128.** 49.27 (6) (c) of the statutes, as affected by 1997 Wisconsin Act  
14 252, is amended to read:

15           49.27 (6) (c) *Benefits.* A county department under s. 46.215, 46.22 or 46.23  
16 shall provide assistance in paying the child care costs of a work-not-welfare  
17 group that is eligible to receive benefits under this paragraph if the child care is  
18 provided by a child care provider, as defined in s. 49.132 (1) (am), 1995 stats. The  
19 formula for determining the amount of assistance shall be the same as the for-  
20 mula established by the department under s. 49.191 (2). The rates for child care  
21 services under this paragraph shall be determined under s. 49.132 (4) (d), 1995

1 stats., s. 49.132 (4) (dg), 1995 stats., or s. 49.132 (4) (dm), 1995 stats., whichever  
2 is applicable, or, if a higher rate is established under s. 49.132 (4) (e), 1995 stats.,  
3 and if the child care services meet the quality standards established under s.  
4 49.132 (4) (e), 1995 stats., the rates for child care services under this paragraph  
5 that meet those standards shall be determined under s. 49.132 (4) (e), 1995 stats.  
6 The department shall promulgate rules for the disbursement of funds under this  
7 paragraph.

NOTE: Section 49.132 does not apply after November 1, 1997, and was repealed  
by 1997 Wis. Act 252.

8 **SECTION 129.** 49.493 (1) (b) of the statutes is amended to read:

9 49.493 (1) (b) "Medical benefits or assistance" means medical benefits  
10 under s. 49.02, ~~49.046~~ or 253.05 or medical assistance.

NOTE: Section 49.046 was repealed by 1995 Wis. Act 27.

11 **SECTION 130.** 49.665 (1) (b) of the statutes, as created by 1997 Wisconsin Act  
12 27, is amended to read:

13 49.665 (1) (b) "Dependent child" has the meaning given in s. 49.141 (1) (c).

NOTE: Inserts subsection number omitted by 1997 Wis. Act 27.

14 **SECTION 131.** The treatment of 49.855 (6) of the statutes by 1997 Wisconsin  
15 Act 27 is not repealed by 1997 Wisconsin Act 35. Both treatments stand.

NOTE: There is no conflict of substance.

16 **SECTION 132.** 49.857 (1) (d) 2. of the statutes, as created by 1997 Wisconsin  
17 Act 191, is amended to read:

18 49.857 (1) (d) 2. An approval specified in s. ~~29.09 (11m)~~ 29.024 (2g).

NOTE: This bill rennumbers s. 29.09 (11m) to s. 29.024 (2g).

19 **SECTION 133.** 49.857 (1) (d) 2m. of the statutes, as created by 1997 Wisconsin  
20 Act 191, is amended to read:

21 49.857 (1) (d) 2m. A fishing approval issued under s. ~~29.138~~ 29.229.

NOTE: Inserts correct cross-reference. 1997 Wis. Act 248 renumbered s. 29.138 to s. 29.229.

1           **SECTION 134.** 50.01 (2) of the statutes, as affected by 1997 Wisconsin Act  
2 156, is amended to read:

3           50.01 (2) "Nurse's assistant" means a person who performs routine patient  
4 care duties delegated by a registered nurse or licensed practical nurse who super-  
5 vises the person, for the direct health care of a patient or resident. "Nurse's assis-  
6 tant" does not mean a person who is licensed, permitted, certified or registered  
7 under subch. ~~X~~ XI of ch. 440 or ch. 441, 448, 449, 450, 451, 455 or 459 or a person  
8 whose duties primarily involve skills that are different than those taught in  
9 instructional programs for nurse's assistants.

NOTE: Subch. X of ch. 440, as created by 1997 Wis. Act 156, is renumbered subch. XI of ch. 440 by this bill.

10           **SECTION 135.** 50.035 (9) of the statutes, as affected by 1997 Wisconsin Act  
11 27, is amended to read:

12           50.035 (9) NOTIFICATION TO PROSPECTIVE RESIDENTS OF ASSESSMENT REQUIRE-  
13 MENT. Every community-based residential facility shall inform all prospective  
14 residents of the assessment requirements under ss. 46.27 (7) (cj) 3. and (11) (c) 5n.  
15 and 46.277 (3) (5) (d) 1n. for the receipt of funds under those sections.

16           NOTE: Inserts the correct cross-reference. There is no s. 46.277 (3) (d). Sec-  
17 tion 46.277 (5) (d) 1n. relates to community-based residential facility assessments.

18           **SECTION 136.** 50.04 (5) (a) 5. b. of the statutes, as affected by 1997 Wisconsin  
19 Act 280, is amended to read:

20           50.04 (5) (a) 5. b. Except as provided in subd. 5. a., a nursing home that vio-  
21 lates a statute or rule resulting in a class "A" or class "B" violation and that has  
22 received a notice of a class "A" or class "B" violation of the same statute or rule

1 within the previous 3-year period may be subject to a forfeiture 3 times the  
2 amount authorized for the most recent class of violation involved.

NOTE: The underscored "a" was inserted by 1997 Wis. Act 280 without being  
underscored. The change was intended.

3 **SECTION 137.** 50.065 (3) (a) of the statutes, as created by 1997 Wisconsin Act  
4 237, is amended to read:

5 50.065 (3) (a) Every 4 years or at any time within that period that the  
6 department considers appropriate, the department shall request the information  
7 specified in sub. (2) (am) 1. to 4. for all persons who are licensed to operate an  
8 entity and for all persons specified in ~~par.~~ sub. (2) (ag) (intro.) who are nonclient  
9 residents of an entity.

NOTE: Inserts correct cross-reference. There is no s. 50.065 (3) (ag). Section  
50.065 (2) (ag) relates to nonclient residents of an entity.

10 **SECTION 138.** The treatment of 51.30 (4) (a) of the statutes by 1997 Wisconsin  
11 Act 231 is not repealed by 1997 Wisconsin Act 237. Both treatments stand.

NOTE: There is no conflict of substance.

12 **SECTION 139.** 55.045 of the statutes is amended to read:

13 **55.045 Funding.** The appropriate county department designated under s.  
14 55.02 shall, within the limits of available state and federal funds and of county  
15 funds required to be appropriated to match state funds, provide for the reason-  
16 able program needs of persons who are protectively placed or who receive protec-  
17 tive services under this chapter, including reasonable expenses for the evalua-  
18 tions required by ~~sub. s.~~ s. 55.06 (8). Payment and collections for protective  
19 placement or protective services provided in public facilities specified in s. 46.10  
20 shall be governed in accordance with s. 46.10. The department may require that  
21 a person who is protectively placed or receives protective services under this



1 chapter provide reimbursement for services or care and custody received, based  
2 on the ability of the person to pay for such costs.

NOTE: Inserts the correct cross-reference. This provision was renumbered  
from s. 55.06 (13) by 1995 Wis. Act 92 without taking the cross-reference into  
account.

3 SECTION 140. The treatment of 59.25 (3) (f) 2. of the statutes by 1997 Wiscon-  
4 sin Act 237 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

NOTE: There is no conflict of substance.

5 SECTION 141. The treatment of 59.40 (2) (m) of the statutes by 1997 Wiscon-  
6 sin Act 237 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

NOTE: There is no conflict of substance.

7 SECTION 142. 59.64 (1) (d) 1m. (form) of the statutes, as affected by 1997 Wis-  
8 consin Act 250 and 253, is amended to read:

9 59.64 (1) (d) 1m. (form)

10 STATE OF WISCONSIN

11 v.

12 ....

13 IN CIRCUIT COURT FOR .... COUNTY

14 Complaint for ....

15 Before ....., .... Court Commissioner.

16 Heard the .... day of ....., ....(year)

17 To the County Board of .... County:

18 I hereby certify that in the foregoing entitled action the following named  
19 persons rendered services and attended before me in the capacity stated. I fur-  
20 ther certify that ~~they~~ the following named persons are severally entitled to the  
21 amounts specified below for the services, attendance and travel, that the services

1 were actually and necessarily rendered, and that the action was prosecuted in  
2 good faith:

3 A.B. .... (constable or sheriff), actually and necessarily traveled in serving  
4 the .... herein, .... miles, and attended court .... days, and is entitled to \$.... for other  
5 just and lawful services in the cause, and in all is entitled to \$.... .

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

NOTE: 1997 Wis. Act 253 deleted the stricken "they" without showing it as  
stricken and inserted the underscored "the" without showing it as underscored. The  
change was intended.

7 **SECTION 143.** 62.09 (7) (e) of the statutes is amended to read:

8 62.09 (7) (e) Whenever a city official in that official's official capacity is pro-  
9 ceeded against or obliged to proceed before any court, board or commission, to  
10 defend or maintain his or her official position, or because of some act arising out  
11 of the performance of that official's official duties, and that official has prevailed  
12 in such proceeding, or the council has ordered the proceeding discontinued, the  
13 council may provide for payment to such official such sum as it sees fit, to reim-  
14 burse the official for the expenses reasonably incurred for costs and attorney fees.

NOTE: Inserts necessary word for proper grammar.

15 **SECTION 144.** 66.076 (1) of the statutes, as affected by 1997 Wisconsin Act  
16 53 and 213, is amended to read:

17 66.076 (1) (a) In addition to all other methods provided by law, any municipi-  
18 pality may construct, acquire or lease, extend or improve any plant and equip-  
19 ment within or without its corporate limits for the collection, transportation, stor-  
20 age, treatment and disposal of sewage or storm water and surface water,  
21 including the lateral, main and interceptor sewers necessary in connection there-  
22 with, and any town, village or city may arrange for the service to be furnished by

1 a metropolitan sewerage district or joint sewerage system. Except as provided in  
2 s. 66.60 (6m), payment for a sewerage project or service described in this para-  
3 graph, or any part of the ~~such~~ project or service, may be provided from the general  
4 fund, from taxation, special assessments, sewerage service charges, or from the  
5 proceeds of either municipal obligations, revenue bonds or from any combination  
6 of these enumerated methods of financing.

NOTE: Each "or" is added to correct grammar. The interaction of the treatments  
by 1997 Wis. Acts 53 and 213 renders "such" surplusage.

7 **SECTION 145.** 70.395 (2) (dg) of the statutes, as amended by 1997 Wisconsin  
8 Act 27, is amended to read:

9 70.395 (2) (dg) Each person constructing a metalliferous mining site shall  
10 pay to the department of revenue for deposit in the investment and local impact  
11 fund, as a construction fee, an amount sufficient to make the construction period  
12 payments under par. (d) 5. in respect to that site. Any person paying a construc-  
13 tion fee under this paragraph may credit against taxes due under s. 70.375 an  
14 amount equal to the payments that the taxpayer has made under this paragraph,  
15 provided that the credit does not reduce the taxpayer's liability under s. 70.375  
16 below the amount needed to make the first-dollar payments under ~~subs. par. (d)~~  
17 1., 2. and 2m. for that year in respect to the taxpayer's mine. Any amount not  
18 creditable because of that limitation in any year may be carried forward.

NOTE: Inserts correct cross-reference. There is no s. 70.395 (2) (dg) 1. 2. and  
2m. Section 70.395 (2) (d) relates to payments under that section.

19 **SECTION 146.** 70.44 (1) of the statutes, as affected by 1997 Wisconsin Acts  
20 35 and 250, is amended to read:

21 70.44 (1) Real or personal property omitted from assessment in any of the  
22 2 next previous years, unless previously reassessed for the same year or years,

1 shall be entered once additionally for each previous year of such omission, desig-  
2 nating each such additional entry as omitted for the year ---- of omission and affix-  
3 ing a just valuation to each entry for a former year as the same should then have  
4 been assessed according to the assessor's best judgment, and taxes shall be appor-  
5 tioned, using the net tax rate as provided in s. 70.43, and collected on the tax roll  
6 for such entry. This section shall not apply to manufacturing property assessed  
7 by the department of revenue under s. 70.995.

NOTE: The stricken blank was inserted by 1997 Wis. Act 250, but was rendered  
surplusage by the treatment of this provision by 1997 Wis. Act 35.

8 **SECTION 147.** 70.995 (12) (a) of the statutes, as affected by 1997 Wisconsin  
9 Acts 35 and 250, is amended to read:

10 70.995 (12) (a) The department of revenue shall prescribe a standard  
11 manufacturing property report form that shall be submitted annually for each  
12 real estate parcel and each personal property account on or before March 1 by all  
13 manufacturers whose property is assessed under this section. The report form  
14 shall contain all information deemed necessary by the department and shall  
15 include, without limitation, income and operating statements, fixed asset sched-  
16 ules and a report of new construction or demolition. Failure to submit the report  
17 shall result in denial of any right of redetermination by the state board of asses-  
18 sors or the tax appeals commission. If any property is omitted or understated in  
19 the assessment roll in any of the next 5 previous years, the assessor shall enter  
20 the value of the omitted or understated property once for each previous year of  
21 the omission or understatement. The assessor shall designate each additional  
22 entry as omitted or understated for the year ---- of omission or understatement.  
23 The assessor shall affix a just valuation to each entry for a former year as it should

1 have been assessed according to the assessor's best judgment. Taxes shall be  
2 apportioned and collected on the tax roll for each entry, on the basis of the net tax  
3 rate for the year of the omission, taking into account credits under s. 79.10, and  
4 interest shall be added at the rate of 0.0267% per day for the period of time  
5 between the date when the form is required to be submitted and the date when  
6 the assessor affixes the just valuation.

NOTE: The stricken blank was inserted by 1997 Wis. Act 250, but was rendered  
surplusage by the treatment of this provision by 1997 Wis. Act 35.

7 **SECTION 148.** 71.05 (6) (b) 25. of the statutes is amended to read:

8 71.05 (6) (b) 25. All gains that are not excluded from taxation under subd.  
9 9., on business assets or on assets used in farming, including shares in a corpora-  
10 tion or trust that meets the standards under s. 182.001 (1), or both, held more  
11 than one year, that are sold or otherwise disposed of to persons who are related  
12 to the seller or transferor by blood, marriage or adoption within the 3rd degree  
13 of kinship as ~~that term is used in s. 852.03 (2)~~ determined under s. 990.001 (16),  
14 as computed under the Internal Revenue Code, not including amounts treated as  
15 ordinary income for federal income tax purposes because of the recapture of  
16 depreciation or any other reason.

NOTE: Section 852.03 (2) was repealed by 1997 Wis. Act 188 and is recreated  
as s. 990.001 (16) by this bill. See also the treatment of s. 990.001 (16) by this bill.

17 **SECTION 149.** 71.78 (1m), (2) and (3) of the statutes, as created by 1997 Wis-  
18 consin Act 323, are renumbered 71.78 (1m) (a), (b) and (c) and amended to read:

19 71.78 (1m) (a) No person, except the person who filed the return or claim,  
20 may inspect a return or claim that is filed under this chapter unless that person  
21 does so in performing the duties of his or her position. Violation of this ~~subsection~~  
22 paragraph by a state employe is grounds for dismissal.

1 (b) If any person is charged with a violation of ~~sub. (1m)~~ par. (a), the secre-  
2 tary of revenue shall notify each taxpayer whose return or claim was improperly  
3 inspected by that person.

4 (c) Any person who is notified under ~~sub. (2)~~ par. (b) may bring an action for  
5 damages in regard to the inspection.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b) and conforms  
cross-references. Section 71.78 (2) and (3) previously existed.

6 **SECTION 150.** 73.0301 (1) (d) 1. of the statutes, as created by 1997 Wisconsin  
7 Act 237, is amended to read:

8 73.0301 (1) (d) 1. An approval specified in s. ~~29.09 (11r)~~ 29.024 (2r).

NOTE: This bill renumbers s. 29.09 (11r) to 29.024 (2r).

9 **SECTION 151.** 75.16 of the statutes is amended to read:

10 **75.16 Deed, by whom executed; form.** All deeds of lands given under s.  
11 75.14 shall be executed by the county clerk in the name of the state of Wisconsin  
12 and of the county as the grantors therein, and shall be substantially in the follow-  
13 ing or other equivalent form:

14 To all to whom these presents shall come, greeting:

15 Whereas, ....., treasurer of the county of ....., has deposited in the office of the  
16 county clerk of the county of ....., in the state of Wisconsin, a tax certificate of said  
17 county, whereby it appears, as the fact is, that the following described piece (or  
18 pieces) or parcel (or parcels) of land lying and being situated in the county of .....,  
19 to wit: (Here describe the lands) was (or were) included in the tax certificate  
20 issued to the county of .... on ~~August 15 .....~~, .... ~~(year)~~ (date), for the nonpayment  
21 of real property taxes, special assessments, special charges or special taxes, in the  
22 amount of .... dollars and .... cents, in the whole, which sum was the amount  
23 assessed and due and unpaid on said tract (or several tracts) of land, and whereas

1 it further appears, as the fact is, that the owner (or owners) or claimant (or claim-  
 2 ants) of said land has (or have) not redeemed from said certificate the lands which  
 3 were included as aforesaid, and said lands continue to remain unredeemed,  
 4 whereby said described lands have become forfeited and the said county is  
 5 entitled to a conveyance thereof:

6 Now, therefore, know all by these presents that the county of ....., in said  
 7 state, and the state of Wisconsin, in conformity to law, have given and hereby do  
 8 give, grant and convey the tract (or several tracts) of land above described,  
 9 together with the hereditaments and appurtenances, to the said county of .... and  
 10 its assigns, to their sole use and benefit forever.

11 In testimony whereof, I, ....., the clerk of the county of ....., have executed this  
 12 deed pursuant to and in virtue of the authority in me vested by the statutes of the  
 13 state of Wisconsin, and for and on behalf of said state and the county of .... afore-  
 14 said, and have hereunto subscribed my name officially and affixed the seal of the  
 15 said .... (name it), at .... in said county of ....., this .... day of ....., .... (year)

16 [L. S.]

17 A. B.

18 (Here give official designation.)

19 Done in presence of

20 ....

21 ....

NOTE: Under prior statute, tax certificates were issued on August 15, but are  
 now issued on September 1 under s. 74.57. The specific date is eliminated to accom-  
 modate possible future changes.

22 **SECTION 152.** The treatment of 83.08 (1) of the statutes by 1997 Wisconsin  
 23 Act 253 is not repealed by 1997 Wisconsin Act 282. Both treatments stand.

NOTE: There is no conflict of substance.

1           **SECTION 153.** 84.095 of the statutes, as created by 1997 Wisconsin Act 91,  
2 is renumbered 84.093.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis.  
Act 282 also created a provision numbered s. 84.095.

3           **SECTION 154.** 94.64 (6) of the statutes, as affected by 1999 Wisconsin Act 27,  
4 is amended to read:

5           94.64 (6) RECORDS. A person who manufactures, sells or distributes fertil-  
6 izer in this state shall keep records showing the grades and quantities of fertilizer  
7 manufactured, sold or distributed in this state. The person shall keep the records  
8 relating to the 12 months covered by a report under ~~par. sub. (5)~~ (a) 1. for at least  
9 24 months following the date of filing the report. The person shall make the  
10 records available to the department for inspection and copying upon request.

NOTE: Inserts the correct cross-reference. There is no s. 94.64 (6) (a) 1.  
Reporting is required under s. 94.64 (5) (a) 1.

11           **SECTION 155.** 95.60 (4s) (b) of the statutes, as created by 1997 Wisconsin Act  
12 27, is amended to read:

13           95.60 (4s) (b) In consultation with the department of natural resources, pro-  
14 mulgate rules specifying fish health standards and requirements for certifying  
15 that fish meet those standards for the purpose of s. ~~29.53~~ 29.736.

NOTE: Inserts correct cross-reference. 1997 Wis. Act 248 renumbered s. 29.53  
to s. 29.736.

16           **SECTION 156.** 100.209 of the statutes, as created by 1997 Wisconsin Act 260,  
17 is renumbered 100.2095.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis.  
Act 111 renumbered s. 134.42 to be 100.209.

18           **SECTION 157.** 100.26 (2) of the statutes, as affected by 1997 Wisconsin Acts  
19 253 and 283, is amended to read:



1           100.26 (2) Any person violating s. 100.02 shall be guilty of a felony and upon  
2 conviction shall be fined not less than \$50 nor more than \$3,000 or imprisoned  
3 for not less than 30 days nor more than 3 4 years and 6 months, or both.

NOTE: The stricken "3" was inserted by 1997 Wis. Act 253, but was rendered  
without effect by the treatment of this provision by 1997 Wis. Act 283.

4           **SECTION 158.** 101.132 (2) (c) 2. of the statutes, as affected by 1997 Wisconsin  
5 Act 237, section 347, is amended to read:

6           101.132 (2) (c) 2. The department may grant a variance from the require-  
7 ments relating to exterior accessibility under par. (a) 1. or (b), or from administra-  
8 tive rules promulgated under par. (e) 2. ~~or 3.~~, if the person designing, constructing  
9 or remodeling the housing shows that meeting those requirements is impractical  
10 because of the terrain or unusual characteristics of the site. The department shall  
11 use a slope analysis of the undisturbed site for covered multifamily housing under  
12 par. (a) or the existing site for remodeling under par. (b) to determine the mini-  
13 mum number of accessible entrances at each site, with a minimum goal of exterior  
14 accessibility of 50% of the dwelling units of covered multifamily housing at one  
15 site. The department may impose specific conditions in granting a variance to  
16 promote exterior accessibility of the housing to persons with disabilities. If the  
17 department finds that exterior accessibility is impractical as to all dwelling units  
18 at a site, it may grant a waiver from the requirements under par. (a) 1. or (b).

NOTE: There is no s. 101.132 ((2) e) 3.

19           **SECTION 159.** The treatment of 104.07 (2) of the statutes by 1997 Wisconsin  
20 Act 112 is not repealed by 1997 Wisconsin Act 237. Both treatments stand.

NOTE: There is no conflict of substance.

21           **SECTION 160.** The treatment of 114.33 (6) of the statutes by 1997 Wisconsin  
22 Act 253 is not repealed by 1997 Wisconsin Act 282. Both treatments stand.

NOTE: There is no conflict of substance.

1           **SECTION 161.** 115.42 of the statutes, as created by 1997 Wisconsin Act 298,  
2 is renumbered 115.425.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis.  
Act 237 also creates a provision numbered s. 115.42.

3           **SECTION 162.** The treatment of 116.032 (1) of the statutes by 1997 Wisconsin  
4 Act 237 is not repealed by 1997 Wisconsin Act 238. Both treatments stand.

NOTE: There is no conflict of substance.

5           **SECTION 163.** The treatment of 116.08 (4) of the statutes by 1997 Wisconsin  
6 Act 164 is not repealed by 1997 Wisconsin Act 238. Both treatments stand.

NOTE: There is no conflict of substance.

7           **SECTION 164.** The treatment of 117.05 (1m) of the statutes by 1997 Wisconsin  
8 Act 27 is not repealed by 1997 Wisconsin Act 286. Both treatments stand.

NOTE: There is no conflict of substance.

9           **SECTION 165.** The treatment of 117.05 (9) (a) (intro.) of the statutes by 1997  
10 Wisconsin Act 27 is not repealed by 1997 Wisconsin Act 286. Both treatments  
11 stand.

NOTE: There is no conflict of substance.

12           **SECTION 166.** 117.05 (9) (b) of the statutes, as affected by 1997 Wisconsin Act  
13 27 and 286, is amended to read:

14           117.05 (9) (b) The clerk of the school district ordering the dissolution or  
15 requesting review shall pay the fee under par. (a) 3. or 4. to the state superinten-  
16 dent. The clerk of each affected school district shall pay the fee under par. (a) 1.  
17 to the ~~department~~ state superintendent. The ~~department~~ state superintendent  
18 shall allocate the fee under par. (a) 1. among the school districts from which terri-  
19 tory is being detached to create a new school district if there is more than one such

1 school district. The secretary of the board shall forward the fees collected under  
2 par. (a) 1. and 5. to the state superintendent.

NOTE: 1997 Wis. Act 286 inserted the stricken language without taking into  
account the treatment of this provision by 1997 Wis. Act 27. 1997 Wis. Act 27 changed  
the other references to department contained in this paragraph to state superinten-  
dent.

3 **SECTION 167.** The treatment of 117.30 (1) of the statutes by 1997 Wisconsin  
4 Act 27 is not repealed by 1997 Wisconsin Act 286. Both treatments stand.

NOTE: There is no conflict of substance.

5 **SECTION 168.** 118.30 (2) (b) 1. of the statutes, as affected by 1997 Wisconsin  
6 Act 164, is amended to read:

7 118.30 (2) (b) 1. If a pupil is enrolled in a special education program under  
8 subch. V of ch. 115, the school board shall comply with s. 115.77 (1) (1m) (bg).

NOTE: Corrects cross-reference. There is no s. 115.77 (1) (bg).

9 **SECTION 169.** The treatment of 119.04 (1) of the statutes by 1997 Wisconsin  
10 Acts 77, 113 and 240 are not repealed by 1997 Wisconsin Act 335. All treatments  
11 stand.

NOTE: There is no conflict of substance.

12 **SECTION 170.** The treatment of 121.14 (1) of the statutes by 1997 Wisconsin  
13 Act 164 are not repealed by 1997 Wisconsin Act 240. Both treatments stand.

NOTE: There is no conflict of substance.

14 **SECTION 171.** 121.15 (3m) (b) of the statutes, as affected by 1997 Wisconsin  
15 Acts 113 and 237, is amended to read:

16 121.15 (3m) (b) ~~May 15, 1999~~ Annually by May 15, the department, the  
17 department of administration and the legislative fiscal bureau shall jointly cer-  
18 tify to the joint committee on finance an estimate of the amount necessary to  
19 appropriate under s. 20.255 (2) (ac) in the following school year to ensure that the

1 sum of state school aids and the school levy tax credit under s. 79.10 (4) equals  
2 two-thirds of partial school revenues.

NOTE: The stricken language was inserted by 1997 Wis. Act 237, but rendered  
surplusage by the treatment of this provision by 1997 Wis. Act 113.

3 **SECTION 172.** 121.90 (2) of the statutes, as affected by 1997 Wisconsin Acts  
4 237 and 286, is renumbered 121.90 (2) (am) and 121.90 (2) (am) 1., as renum-  
5 bered, is amended to read:

6 121.90 (2) (am) 1. Any additional aid that a school district receives as a  
7 result of ss. 121.07 (6) (e) 1. and (7) (e) 1. and 121.105 (3) for school district consoli-  
8 dations that are effective on or after July 1, 1995, as determined by the depart-  
9 ment. ~~"State aid" also includes amounts under s. 79.095 for the current school~~  
10 ~~year.~~

NOTE: The stricken language was inserted by 1997 Wis. Act 237 without taking  
into account the treatment of this provision by 1997 Wis. Act 286. That resulted in  
the stricken language not fitting logically into this provision. The stricken language  
is recreated as s. 121.90 (2) (bm) by this bill.

11 **SECTION 173.** 121.90 (2) (bm) of the statutes is created to read:

12 121.90 (2) (bm) "State aid" also includes amounts under s. 79.095 for the  
13 current school year.

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

14 **SECTION 174.** The treatment of 121.905 (3) (a) of the statutes by 1997 Wis-  
15 consin Acts 113 and 164 is not repealed by 1997 Wisconsin Act 286. All treatments  
16 stand.

NOTE: There is no conflict of substance.

17 **SECTION 175.** The treatment of 121.905 (3) (b) of the statutes by 1997 Wis-  
18 consin Act 164 is not repealed by 1997 Wisconsin Act 286. All treatments stand.

NOTE: There is no conflict of substance.