

1 SECTION 211. 196.26 (1) ~~intro.~~ and (a) (intro.) of the statutes, as affected by
2 1997 Wisconsin Act 218, are consolidated, renumbered 196.26 (1) ~~intro.~~ and
3 amended to read:

4 196.26 (1) COMPLAINT. (intro.) In this section:

5 (a) ~~“Complaint”~~ “complaint” means any of the following:

NOTE: Eliminates unnecessary paragraph level in this subsection for conformity with current style. There is no par. (b).

6 SECTION 212. The treatment of 196.26 (1) of the statutes by 1997 Wisconsin Act
7 218 is not repealed by 1997 Wisconsin Act 229. Both treatments stand.

NOTE: There is no conflict of substance.

8 SECTION 213. 196.26 (1m) of the statutes, as affected by 1997 Wisconsin Acts
9 218 and 229, is amended to read:

10 196.26 (1m) ~~COMPLAINT AND INVESTIGATION~~ INVESTIGATION OF COMPLAINT. If any
11 mercantile, agricultural or manufacturing society, body politic, municipal
12 organization or 25 persons file a complaint specified in sub. (1) (a) ~~1~~ against a public
13 utility, or if the commission terminates a proceeding on a complaint under s. 196.199
14 (3) (a) 1m. b., or if a person files a complaint specified in sub. (1) ~~(a) 3.~~ (c) the
15 commission, with or without notice, may investigate the complaint under this section
16 as it ~~deems~~ considers necessary. If the mobile home park occupants of 25% of the total
17 number of manufactured homes or mobile homes in a mobile home park or the mobile
18 home park occupants of 25 manufactured homes or mobile homes in a mobile home
19 park, whichever is less, files a complaint specified in sub. (1) (a) against a mobile
20 home park contractor or mobile home park operator, the commission, with or without
21 notice, may investigate the complaint as it ~~deems~~ considers necessary. The
22 commission may not issue an order based on an investigation under this subsection
23 without a public hearing.

SEC. — RN; 196.26 (1)(a) 1. to 3.; 196.26 (1)(a) to (c)

Intro.)

Intro.)

to maintain correct statute numbering system. KG
Bruce: I renumbered the underlying subdivisions to maintain correct statute numbering system. KG

NOTE: Conforms title to the subject matter of the provision. Reconciles the treatments of this provision by 1997 Wis. Acts 218 and 229. Section 196.26 (1) (a) is renumbered s. 196.26 (1) by this bill. Replaces "deems" with the preferred "considers" for conformity with current style.

Acts

① SECTION 214. 196.26 (2) (a) of the statutes, as affected by 1997 Wisconsin

2 218 and 229, is amended to read:

3 196.26 (2) (a) Prior to a hearing under this section, the commission shall notify
4 the public utility, mobile home park contractor ~~or~~, mobile home park operator or
5 party to an interconnection agreement complained of that a complaint has been
6 made, and 10 days after the notice has been given the commission may proceed to
7 set a time and place for a hearing and an investigation. This paragraph does not
8 apply to a complaint specified in sub. (1) (a) ~~2~~ (b).

NOTE: Reconciles the treatments of this provision by 1997 Wis. Acts 218 and 229. Section 196.26 (1) (a) is renumbered s. 196.26 (1) by this bill.

Acts

SECTION 215. 196.26 (2) (b) of the statutes, as affected by 1997 Wisconsin

218 and 229, is amended to read:

11 196.26 (2) (b) The commission shall give the complainant and either the public
12 utility, mobile home park contractor ~~or~~, mobile home park operator or party to an
13 interconnection agreement which is the subject of a complaint specified in sub. (1m)
14 (1) (a) ~~1.~~ or ~~3.~~ (c) or, for a complaint specified in sub. (1) (a) ~~2.~~ (b), a party to an
15 interconnection agreement who is identified in a notice under s. 196.199 (3) (b) 1. b.,
16 10 days' notice of the time and place of the hearing and the matter to be considered
17 and determined at the hearing. The complainant and either the public utility, mobile
18 home park contractor ~~or~~ mobile home park operator ~~or~~ the party to the
19 interconnection agreement may be heard. The commission may subpoena any
20 witness at the request of the public utility, mobile home park contractor, mobile home
21 park operator, party to the interconnection agreement or complainant.

Bruce:
fix
your
macro

?

NOTE: Reconciles the treatments of this provision by 1997 Wis. Acts 218 and 229. Section 196.26 (1) (a) is renumbered s. 196.26 (1) by this bill.

1 **SECTION 216.** 196.26 (4) (c) of the statutes, as created by 1997 Wisconsin Act
2 218, is amended to read:

3 196.26 (4) (c) Paragraphs (a) and (b) do not apply to a complaint specified in
4 sub. (1) (a) ~~2. or 3.~~ (b) or (c). ✓

NOTE: Section 196.26 (1) (a) is renumbered s. 196.26 (1) by this bill.

5 **SECTION 217.** 196.28 (3) of the statutes, as affected by 1997 Wisconsin ^{Acts} ~~Act~~ 218
6 and 229, is amended to read:

7 196.28 (3) Notice of the time and place for a hearing under sub. (2) shall be
8 given to the public utility, mobile home park contractor or mobile home park
9 operator, and to such other interested persons as the commission deems considers
10 necessary. After the notice has been given, proceedings shall be had and conducted
11 in reference to the matter investigated as if a complaint specified in s. 196.26 (1) (a)
12 ✓ ~~1.~~ had been filed with the commission (~~1m~~) relative to the matter investigated. The
13 same order or orders may be made in reference to the matter as if the investigation
14 had been made on complaint under s. 196.26.

NOTE: Reconciles the treatments of this provision by 1997 Wis. Acts 218 and 229. Section 196.26 (1) (a) is renumbered s. 196.26 (1) by this bill. The stricken "(1m)" was inserted by Act 229, but rendered surplusage by the treatment of this provision by Act 218.

15 ~~215~~ **SECTION 218.** 196.85 (3) of the statutes, as affected by 1997 Wisconsin Acts 184
16 and 229, is amended to read:

17 196.85 (3) If any public utility, sewerage system, joint local water authority,
18 mobile home park operator or power district is billed under sub. (1), (2) ~~or~~ (2e) or (2g)
19 and fails to pay the bill within 30 days or fails to file objections to the bill with the
20 commission, as provided in this subsection, the commission shall transmit to the
21 state treasurer a certified copy of the bill, together with notice of failure to pay the

1 bill, and on the same day the commission shall mail by registered mail to the public
2 utility, sewerage system, joint local water authority, mobile home park operator or
3 power district a copy of the notice which it has transmitted to the state treasurer.
4 Within 10 days after receipt of the notice and certified copy of the bill, the state
5 treasurer shall levy the amount stated on the bill to be due, with interest, by distress
6 and sale of any property, including stocks, securities, bank accounts, evidences of
7 debt, and accounts receivable belonging to the delinquent public utility, sewerage
8 system, joint local water authority, mobile home park operator or power district. The
9 levy by distress and sale shall be governed by s. 74.10, 1985 stats., except that it shall
10 be made by the state treasurer and that goods and chattels anywhere within the state
11 may be levied upon.

NOTE: Replaces "or" with a comma for correct punctuation.

12 **SECTION 219.** 196.85 (4) (a) of the statutes, as affected by 1997 Wisconsin Acts
13 184 and 229, is amended to read:

14 196.85 (4) (a) Within 30 days after the date of the mailing of any bill under sub.
15 (1), (2) and ^e(2e) or (2g), the public utility, sewerage system, joint local water
16 authority, mobile home park operator or power district that has been billed may file
17 with the commission objections setting out in detail the grounds upon which the
18 objector regards the bill to be excessive, erroneous, unlawful or invalid. The
19 commission, after notice to the objector, shall hold a hearing upon the objections,
20 from 5 to 10 days after providing the notice. If after the hearing the commission finds
21 any part of the bill to be excessive, erroneous, unlawful or invalid it shall record its
22 findings upon its minutes and transmit to the objector by registered mail an
23 amended bill, in accordance with the findings. The amended bill shall have the same

1 force and effect under this section as an original bill rendered under sub. (1), (2) and,
2 (2e) or (2g).

NOTE: Replaces “and” with a comma for correct punctuation.

3 **SECTION 220.** 196.85 (5) of the statutes, as affected by 1997 Wisconsin Acts 184
4 and 229, is amended to read:

5 196.85 (5) No suit or proceeding may be maintained in any court to restrain or
6 delay the collection or payment of any bill rendered under sub. (1), (2) and, (2e) or
7 (2g). Every public utility, sewerage system, joint local water authority, mobile home
8 park operator or power district that is billed shall pay the amount of the bill, and after
9 payment may in the manner provided under this section, at any time within 2 years
10 from the date the payment was made, sue the state to recover the amount paid plus
11 interest from the date of payment, upon the ground that the assessment was
12 excessive, erroneous, unlawful or invalid in whole or in part. If the court finds that
13 any part of the bill for which payment was made was excessive, erroneous, unlawful
14 or invalid, the state treasurer shall make a refund to the claimant as directed by the
15 court. The refund shall be charged to the appropriations to the commission.

NOTE: Replaces “and” with a comma for correct punctuation.

16 **SECTION 221.** 198.13 (3) (a) of the statutes, as affected by 1997 Wisconsin Act
17 254, is amended to read:

18 198.13 (3) (a) If within 2 years of its creation a district has not become the owner
19 or operator, or commenced construction, of a public utility. Any time consumed in any
20 proceeding or contest before any commission or court shall not be included as part
21 of the 2-year period.

NOTE: Inserts missing word.

1 **SECTION 222.** 198.17 (3) (b) of the statutes, as affected by 1997 Wisconsin Act
2 254, is amended to read:

3 198.17 (3) (b) The defendant ~~or~~ owner shall answer in the action commenced
4 under par. (a) within 10 days after service of the summons and complaint on the
5 owner and the action shall be at issue and stand ready for trial upon 10 days' notice
6 by either party. Unless the parties waive a jury, the question as to the necessity of
7 the taking of the utility by the district shall be as speedily as possible submitted to
8 a jury. If the jury or the court, in case a jury is waived, finds that a necessity exists
9 for the taking by the district of the utility, to which the owner shall not have
10 consented, the directors shall cause speedy notice of the finding of necessity to be
11 certified to the commission and the owner. The commission and the parties shall
12 then proceed to the ascertainment of the just compensation to be paid by the district
13 to the owner for the utility. The consummation of the transfer of the utility to the
14 district and the payment of the compensation to the owner shall be in the manner
15 provided in sub. (2).

NOTE: The treatment of this provision by 1997 Wis. Act 254 rendered the stricken
"or" surplusage.

16 **SECTION 223.** 217.05 (1m) (b) 2. of the statutes, as affected by 1997 Wisconsin
17 Act 237, is amended to read:

18 217.05 (1m) (b) 2. The division may disclose information under par. (a) 1. to the
19 department of ~~industry, labor and job~~ workforce development in accordance with a
20 memorandum of understanding under s. 49.857.

NOTE: The ~~Department of Industry, Labor and Job Development~~ was renamed the
~~Department of Workforce Development~~ by 1997 Wis. Act 3.

21 **SECTION 224.** 218.01 (2) (ie) 1. of the statutes, as affected by 1997 Wisconsin Act
22 237, is amended to read:

*Druse: We don't capitalize these words
in the statute. This adds to the
editing and spacing time.*

1 218.01 (2) (ie) 1. In addition to any other information required under this
 2 subsection, an application by an individual for the issuance or renewal of a license
 3 described in par. (d) shall include the individual's social security number and an
 4 application by a person who is not an individual for the issuance or renewal of a
 5 license described in par. (d) 1., 2., 3. or 5. shall include the person's federal employer
 6 identification number. The licensor may not disclose any information received under
 7 this subdivision to any person except the department of ~~industry, labor and job~~
 8 workforce development for purposes of administering s. 49.22 or the department of
 9 revenue for the sole purpose of requesting certifications under s. 73.0301.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
 Department of Workforce Development by 1997 Wis. Act 3.~~

10 **SECTION 225.** 218.01 (2) (ig) 2. b. of the statutes, as affected by 1997 Wisconsin
 11 Act 237, is amended to read:

12 218.01 (2) (ig) 2. b. The licensor may disclose information under subd. 1. a. to
 13 the department of ~~industry, labor and job~~ workforce development in accordance with
 14 a memorandum of understanding under s. 49.857.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
 Department of Workforce Development by 1997 Wis. Act 3.~~

15 **SECTION 226.** 218.01 (3) (ag) 2. of the statutes, as affected by 1997 Wisconsin
 16 Act 237, is amended to read:

17 218.01 (3) (ag) 2. A license described in ~~par. sub. (2)~~ (d) 1., 2., 3. or 5. shall be
 18 suspended or revoked if the department of revenue certifies under s. 73.0301 that the
 19 applicant or licensee is liable for delinquent taxes.

NOTE: Corrects cross-reference. There is no s. 218.01 (3) (d) 1., 2., 3. or 5. and sub.
 (3) (d) does not relate to specific types of licenses. The remainder of s. 218.01 (3) (ag)
 relates to licenses described in s. 218.01 (2) (d).

20 **SECTION 227.** 218.02 (2) (a) 2. b. of the statutes, as affected by 1997 Wisconsin
 21 Act 237, is amended to read:

5. 7

1 218.02 (2) (a) 2. b. The division may disclose information under subd. 1. a. to
2 the department of ~~industry, labor and job~~ workforce development in accordance with
3 a memorandum of understanding under s. ~~49.587~~.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.~~

4 **SECTION 228.** 218.02 (6) (b) of the statutes, as created by 1997 Wisconsin Act
5 191, is amended to read:

6 218.02 (6) (b) In accordance with a memorandum of understanding entered
7 into under s. ~~49.587~~ 49.857, the division shall restrict or suspend a license if the
8 licensee is an individual who fails to comply, after appropriate notice, with a
9 subpoena or warrant issued by the department of workforce development or a county
10 child support agency under s. 59.53 (5) and related to paternity or child support
11 proceedings or who is delinquent in making court-ordered payments of child or
12 family support, maintenance, birth expenses, medical expenses or other expenses
13 related to the support of a child or former spouse.

NOTE: Inserts correct cross-reference. There is no s. 49.587. Section 49.857 relates
to memoranda of understanding. △△

14 **SECTION 229.** 218.04 (3) (a) 2. b. of the statutes, as affected by 1997 Wisconsin
15 Act 237, is amended to read:

16 218.04 (3) (a) 2. b. The division may disclose information under subd. 1. a. to
17 the department of ~~industry, labor and job~~ workforce development in accordance with
18 a memorandum of understanding under s. ~~49.857~~.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.~~

19 **SECTION 230.** 218.05 (3) (am) 2. b. of the statutes, as affected by 1997 Wisconsin
20 Act 237, is amended to read:

1 218.05 (3) (am) 2. b. The division may disclose information under subd. 1. a.
2 to the department of industry, labor and job workforce development in accordance
3 with a memorandum of understanding under s. 49.857.

NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.

4 **SECTION 231.** 218.11 (2) (am) 3. of the statutes, as affected by 1997 Wisconsin
5 Act 237, is amended to read:

6 218.11 (2) (am) 3. The licensor may not disclose any information received under
7 subd. 1. to any person except to the department of industry, labor and job workforce
8 development for purposes of administering s. 49.22 or to the department of revenue
9 for the sole purpose of requesting certifications under s. 73.0301.

NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.

10 **SECTION 232.** 218.21 (2m) (b) of the statutes, as affected by 1997 Wisconsin Act
11 237, is amended to read:

12 218.21 (2m) (b) The department of transportation may not disclose any
13 information received under sub. (2) (ag) or (am) to any person except to the
14 department of industry, labor and job workforce development for purposes of
15 administering s. 49.22 or the department of revenue for the sole purpose of
16 requesting certifications under s. 73.0301.

NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.

17 **SECTION 233.** 218.31 (1m) (b) of the statutes, as affected by 1997 Wisconsin Act
18 237, is amended to read:

19 218.31 (1m) (b) The department of transportation may not disclose any
20 information received under sub. (1) (ag) or (am) to any person except to the
21 department of industry, labor and job workforce development for purposes of

1 administering s. 49.22 or the department of revenue for the sole purpose of
2 requesting certifications under s. ~~78.0301~~.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.~~

3 **SECTION 234.** 224.72 (2) (c) 2. b. of the statutes, as affected by 1997 Wisconsin
4 Act 237, is amended to read:

5 224.72 (2) (c) 2. b. The department may disclose information under subd. 1. a.
6 to the department of ~~industry, labor and job~~ workforce development in accordance
7 with a memorandum of understanding under s. 49.857.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.~~

8 **SECTION 235.** The treatment of 224.72 (5) (a) of the statutes by 1997 Wisconsin
9 Act 145 is not repealed by 1997 Wisconsin Act 191. Both treatments stand.

NOTE: There is no conflict of substance.

10 **SECTION 236.** 224.77 (6) of the statutes, as created by 1997 Wisconsin Act 191,
11 is amended to read:

12 224.77 (6) RESTRICTION OR SUSPENSION OF REGISTRATION. The department shall
13 restrict or suspend the registration of a mortgage banker, loan originator or ~~loan~~
14 ~~selecitor~~ mortgage broker if the registrant is an individual who fails to comply, after
15 appropriate notice, with a subpoena or warrant issued by the department of
16 workforce development or a county child support agency under s. 59.53 (5) and
17 related to paternity or child support proceedings or who is delinquent in making
18 court-ordered payments of child or family support, maintenance, birth expenses,
19 medical expenses or other expenses related to the support of a child or former spouse,
20 as provided in a memorandum of understanding entered into under s. 49.857. A
21 registrant whose registration is restricted or suspended under this subsection is
22 entitled to a notice and hearing only as provided in a memorandum of understanding

1 entered into under s. 49.857 and is not entitled to any other notice or hearing under
2 this section.

NOTE: This provision was created by 1997 Wis. Act 191 without taking into account
1997 Wis. Act 145 which replaced the term "loan solicitor" to "mortgage broker",
throughout the statutes.

3 **SECTION 237.** 224.77 (6m) of the statutes, as affected by 1997 Wisconsin Act 237,
4 section 449s, is renumbered 224.77 (8).

NOTE: Renumbers provision for more logical placement within the section.

5 **SECTION 238.** 224.77 (7) of the statutes, as created by ~~1999~~ Wisconsin Act 237,
6 is amended to read:

7 **224.77 (7) REVOCATION FOR LIABILITY FOR DELINQUENT TAXES.** The department
8 shall revoke the certificate of registration of a mortgage banker, loan originator or
9 ~~loan solicitor~~ mortgage broker if the department of revenue certifies under s. 73.0301
10 that the registrant is liable for delinquent taxes. A registrant whose certificate of
11 registration is revoked under this subsection for delinquent taxes is entitled to a
12 notice under s. 73.0301 (2) (b) 1. b. and a hearing under s. 73.0301 (5) (a) but is not
13 entitled to any other notice, hearing or review under this section.

NOTE: This provision was created by 1997 Wis. Act 237 without taking into account
1997 Wis. Act 145 which replaced the term "loan solicitor" to "mortgage broker",
throughout the statutes.

14 **SECTION 239.** 229.70 (4) of the statutes is amended to read:

15 **229.70 (4)** It shall be a goal of a district, with regard to each of the contracts
16 described under sub. (3) (a), (b) and (c), to award at least 25% of the dollar value of
17 such contracts to minority businesses and at least 5% of the dollar value of such
18 contracts to women's businesses.

NOTE: Inserts "and" for correct grammar.

19 **SECTION 240.** 242.01 (11) of the statutes, as affected by 1997 Wisconsin Act 188,
20 is amended to read:

1 242.01 (11) “Relative” means an individual related by consanguinity within the
2 3rd degree of kinship as computed under s. ~~852.03 (2), 1995 stats. 990.001 (16)~~, a
3 spouse or an individual related to a spouse within the 3rd degree as so computed, and
4 includes an individual in an adoptive relationship within the 3rd degree.

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 treatment of s. 990.001 (16) by this bill.

5 **SECTION 241.** 252.10 (7) of the statutes, as affected by 1997 Wisconsin Acts 75,
6 156 and 175, is amended to read:

7 252.10 (7) Drugs necessary for the treatment of mycobacterium tuberculosis
8 shall be purchased by the department from the appropriation under s. 20.435 (5) (e)
9 and dispensed to patients through the public health dispensaries or through health
10 care providers, as defined in s. 146.81 (1), other than massage therapists or
11 bodyworkers issued a license of registration under subch. ~~X~~ XI of ch. 440, social
12 workers, marriage and family therapists or professional counselors certified under
13 ch. 457, speech–language pathologists or audiologists licensed under subch. II of ch.
14 459, speech and language pathologists licensed by the department of public
15 instruction or dietitians certified under subch. V of ch. 448.

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

16 **SECTION 242.** The treatment of 252.14 (1) (ar) 4m. of the statutes by 1997
17 Wisconsin Act 75 is not repealed by 1997 Wisconsin Act 175. Both treatments stand.

NOTE: There is no conflict of substance.

18 **SECTION 243.** 252.15 (1) (ar) 1. of the statutes, as affected by 1997 Wisconsin Act
19 156, is amended to read:

1 252.15 (1) (ar) 1. A person or entity that is specified in s. 146.81 (1), but does
2 not include a massage therapist or bodyworker issued a license of registration under
3 subch. ~~X~~ XI of ch. 440.

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

4 **SECTION 244.** 252.15 (1) (eg) of the statutes, as affected by 1997 Wisconsin Act
5 188, is amended to read:

6 252.15 (1) (eg) “Relative” means a spouse, parent, grandparent, stepparent,
7 brother, sister, first cousin, nephew or niece; or uncle or aunt within the 3rd degree
8 of kinship as computed under s. ~~852.03 (2), 1995 stats.~~ 990.001 (16). This
9 relationship may be by consanguinity or direct affinity.

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 treatment of s. 990.001 (16) by this bill.

10 **SECTION 245.** 252.24 (2) of the statutes, as affected by 1997 Wisconsin Act 237,
11 is amended to read:

12 252.24 (2) DEPARTMENT; DUTY. Except as provided in ss. 250.041 and ~~254.241~~
13 252.241, the department shall provide uniform, statewide licensing and regulation
14 of body piercers and uniform, statewide licensing and regulation of body-piercing
15 establishments under this section. The department shall inspect a body-piercing
16 establishment once before issuing a license for the body-piercing establishment
17 under this section and may make additional inspections that the department
18 determines are necessary.

NOTE: Inserts correct cross-reference. There is no s. 254.241. Section 252.241
relates to the licensing of body piercing establishments.

19 **SECTION 246.** 253.12 (3) (intro.) of the statutes is amended to read:

1 253.12 (3) DEPARTMENTAL POWERS AND DUTIES. (intro.) From the appropriations
2 under s. 20.435 (1) (5) (md) and (8) (n), the department shall perform all of the
3 following for the program under this section:

NOTE: Inserts correct cross-reference. Section 20.435 (1) (md) was renumbered to
s. 20.435 (5) (md) by 1997 Wis. Act 27.

4 **SECTION 247.** The treatment of 281.19 (2) (a) of the statutes by 1997 Wisconsin
5 Act 27 is not repealed by 1997 Wisconsin Act 193. Both treatments stand.

NOTE: There is no conflict of substance.

6 **SECTION 248.** 289.62 (2) (a), (b), (c) and (g) (intro.) of the statutes ~~is~~ ^{are} amended
7 to read:

8 289.62 (2) ~~AMOUNT OF TONNAGE FEE~~ (a) *Tonnage fee; solid waste.* Except as
9 provided under pars. (c) and (g), the tonnage fee imposed by sub. ~~(3)~~ (1) (a) is 1.5 cents
10 per ton for solid waste.

11 (b) *Tonnage fee; certain hazardous waste.* The tonnage fee imposed by sub. ~~(3)~~
12 (1) (a) is 15 cents per ton for hazardous wastes other than waste specified under par.
13 (c).

14 (c) *Tonnage fee; other waste.* Except as provided under par. (g), the tonnage fee
15 imposed by sub. ~~(3)~~ (1) (a) is 1.5 cents per ton for waste consisting of ashes and sludges
16 from electric and process steam generating facilities, sludges produced by waste
17 treatment or manufacturing processes at pulp or paper mills, manufacturing process
18 solid wastes from foundries and sludges produced by municipal wastewater
19 treatment facilities.

20 (g) *Tonnage fee; mining waste.* (intro.) Notwithstanding pars. (a) to (c), with
21 respect to prospecting or mining waste, the tonnage fee imposed under sub. ~~(3)~~ (1)
22 (a) is:

NOTE: Inserts correct cross-reference. There is no s. 289.62 (3). Tonnage fees are imposed under s. 289.62 (1) (a).

1 **SECTION 249.** 299.07 (1) (b) 2. of the statutes, as affected by 1997 Wisconsin Act
2 237, is amended to read:

3 299.07 (1) (b) 2. If the department is required to obtain the information under
4 s. 299.08 (1) (a), to the department of ~~industry, labor and job~~ workforce development
5 in accordance with a memorandum of understanding under s. 49.857.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.~~

6 **SECTION 250.** 299.08 (1) (b) 1. of the statutes, as affected by 1997 Wisconsin Act
7 237, is amended to read:

8 299.08 (1) (b) 1. To the department of ~~industry, labor and job~~ workforce
9 development in accordance with a memorandum of understanding under s. 49.857.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.~~

10 **SECTION 251.** 301.03 (14) of the statutes, as created by 1997 Wisconsin Act 283,
11 is renumbered 301.03 (15).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act
237 also created an s. 301.03 (14).

12 **SECTION 252.** The treatment of 301.26 (7) (h) of the statutes by 1997 Wisconsin
13 Act 27 is not repealed by 1997 Wisconsin Act 35. Both treatments stand.

NOTE: There is no conflict of substance.

14 **SECTION 253.** The treatment of 303.01 (2) (em) of the statutes by 1997
15 Wisconsin Act 27 is not repealed by 1997 Wisconsin Act 36. Both treatments stand.

NOTE: There is no conflict of substance.

16 **SECTION 254.** The treatment of 303.065 (1) (b) 2. of the statutes by 1997
17 Wisconsin Act 283 is not repealed by 1997 Wisconsin Act 326. Both treatments stand.

NOTE: There is no conflict of substance.

are

1 **SECTION 255.** The treatment of 304.02 (5) of the statutes by 1997 Wisconsin Act
2 283 is not repealed by 1997 Wisconsin Act 326. Both treatments stand.

NOTE: There is no conflict of substance.

3 **SECTION 256.** The treatments of 304.06 (1) (b) of the statutes by 1997 Wisconsin
4 Act 283 ~~is~~ not repealed by 1997 Wisconsin Act 326. All treatments stand.

NOTE: There is no conflict of substance.

5 **SECTION 257.** The treatment of 304.071 (2) of the statutes by 1997 Wisconsin
6 Act 283 ~~is~~ not repealed by 1997 Wisconsin Act 326. All treatments stand.

NOTE: There is no conflict of substance.

7 **SECTION 258.** The treatments of 341.14 (6r) (b) 3. of the statutes by 1997
8 Wisconsin Act 27 ~~is~~ not repealed by 1997 Wisconsin Act 255. All treatments stand.

NOTE: There is no conflict of substance.

9 *are* **SECTION 259.** 343.23 (2) (b) of the statutes, as affected by 1997 Wisconsin Acts
10 84 and 237, is amended to read:

11 343.23 (2) (b) The information specified in par. (a) must be filed by the
12 department so that the complete operator's record is available for the use of the
13 secretary in determining whether operating privileges of such person shall be
14 suspended, revoked, canceled or withheld in the interest of public safety. The record
15 of suspensions, revocations and convictions that would be counted under s. 343.307
16 (2) shall be maintained for 10 years, except that if there are 2 or more suspensions,
17 revocations or convictions within any 10-year period, the record shall be maintained
18 permanently. The record of convictions for disqualifying offenses under s. 343.315
19 (2) (h) shall be maintained for at least 10 years. The record of convictions for
20 disqualifying offenses under s. 343.315 (2) (f) shall be maintained for at least 3 years.
21 The record of convictions for disqualifying offenses under s. 343.315 (2) (a) to (e) shall
22 be maintained permanently, except that 5 years after a licensee transfers residency

1 to another state such record may be transferred to another state of licensure of the
2 licensee if that state accepts responsibility for maintaining a permanent record of
3 convictions for disqualifying offenses. Such reports and records may be cumulative
4 beyond the period for which a license is granted, but the secretary, in exercising the
5 power of suspension granted under s. 343.32 (2) may consider only those reports and
6 records entered during the 4-year period immediately preceding the exercise of such
7 power of suspension ~~or revocation~~.

NOTE: 1997 Wis. Act 84 deleted "revocation" from the referred to power under s.
343.32 (2) and in this provision.

8 **SECTION 260.** The treatment of 343.30 (2d) of the statutes by 1997 Wisconsin
9 Act 84 is not repealed by 1997 Wisconsin Act 283. Both treatments stand.

NOTE: There is no conflict of substance.

10 **SECTION 261.** 343.305 (6) (e) 3. b. of the statutes, as affected by 1997 Wisconsin
11 Act 237, is amended to read:

12 343.305 (6) (e) 3. b. The licensor may not disclose any information received
13 under subd. 2. a. or b. except to the department of ~~industry, labor and job workforce~~
14 development for purposes of administering s. 49.22 or the department of revenue for
15 the sole purpose of requesting certifications under s. 73.0301.

NOTE: The ~~Department of Industry, Labor and Job Development~~ was renamed the
~~Department of Workforce Development~~ by 1997 Wis. Act 3.

16 **SECTION 262.** 343.44 (2s) (title) of the statutes is created to read:

17 343.44 (2s) (title) CITATIONS.

NOTE: All other s. 344.44 subsections have titles.

18 **SECTION 263.** The treatment of 343.50 (8) (b) of the statutes by 1997 Wisconsin
19 Act 119 is not repealed by 1997 Wisconsin Act 191. Both treatments stand.

NOTE: There is no conflict of substance.

1 **SECTION 264.** 343.61 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
2 237, is amended to read:

3 343.61 (2) (b) The department of transportation may not disclose any
4 information received under par. (a) 1. or 2. to any person except to the department
5 of ~~industry, labor and job~~ workforce development for purposes of administering s.
6 49.22 or the department of revenue for the sole purpose of requesting certification
7 under s. 73.0301.

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.~~

8 **SECTION 265.** The treatment of 345.47 (1) (b) of the statutes by 1997 Wisconsin
9 Act 84 is not repealed by 1997 Wisconsin Act 237. Both treatments stand.

NOTE: There is no conflict of substance.

10 **SECTION 266.** The treatment of 346.65 (5m) of the statutes by 1997 Wisconsin
11 Act 135 is not repealed by 1997 Wisconsin Act 277. Both treatments stand.

NOTE: There is no conflict of substance.

12 **SECTION 267.** The treatment of 346.65 (6) (a) 1. of the statutes by 1997
13 Wisconsin Act 237 is not repealed by 1997 Wisconsin Act 295. Both treatments stand.

NOTE: There is no conflict of substance.

14 **SECTION 268.** The treatment of 346.65 (6) (a) 2. of the statutes by 1997
15 Wisconsin Act 237 is not repealed by 1997 Wisconsin Act 295. Both treatments stand.

NOTE: There is no conflict of substance.

16 **SECTION 269.** 346.65 (6) (d) of the statutes, as affected by 1997 Wisconsin ^{Acts} ~~Act~~
17 237 and 295, is amended to read:

18 346.65 (6) (d) At the hearing set under par. (c), the state has the burden of
19 proving to a reasonable certainty by the greater weight of the credible evidence that
20 the motor vehicle is a motor vehicle owned by a person who committed a violation of
21 s. 346.63 (1) (a) or (b) or (2) (a) 1. or 2., 940.09 (1) (a), (b) (c) or (d) or 940.25 (1) (a) or

not a good way to draft this. KG

Also, if you search FOLIO for "does not include", you will find that most definitions like this are not split into separate stat. units. (I wouldn't split this into sub.)

Bruce: I fixed this to some degree, but it is still not correctly drafted. Definitions should always specify where they apply (i.e., "In this chapter").

(b) and, if the seizure is under par. (a) 1., that the person had 2 prior convictions, suspensions or revocations, as counted under s. 343.307 (1) or, if the seizure is under par. (a) 2., 3 or more prior convictions, suspensions or revocations, as counted under s. 343.307 (1). If the, (e) or (d), (e) or (d) state fails to meet the burden of proof required under this paragraph, the motor vehicle shall be returned to the owner upon the payment of storage costs.

NOTE: The stricken language was inserted by 1997 Wis. Act 295, but was rendered surplusage by the treatment of this provision by 1997 Wis. Act 237.

SECTION 270. The treatment of 409.203 (1) (a) of the statutes by 1997 Wisconsin Act 265 is not repealed by 1997 Wisconsin Act 297. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 271. 423.201 of the statutes, as affected by 1997 Wisconsin Act 302, is renumbered 423.201 and amended to read:

423.201 (1) "~~Consumer approval transaction~~" means a consumer transaction other than a sale or lease or listing for sale of real property or a sale of goods at auction 1) which that is initiated by face-to-face solicitation away from a regular place of business of the merchant or by mail or telephone solicitation directed to the particular customer and 2) which that is consummated or in which the customer's offer to contract or other writing evidencing the transaction is received by the merchant away from a regular place of business of the merchant and involves the extension of credit or is a cash transaction in which the amount the customer pays exceeds \$25.

Except as provided in sub. (2), "consumer"

(B)

(2) "Consumer approval transaction" shall in no event include a catalog sale which that is not accompanied by any other solicitation or a consumer loan conducted and consummated entirely by mail.

NOTE: Removes numbering that is inconsistent with current style, replaces improperly used word and subdivides provision for greater readability.

1 **SECTION 272.** 440.03 (11m) (c) of the statutes, as affected by 1997 Wisconsin Act
2 191, section 318, is amended to read:

3 440.03 (11m) (c) The department of regulation and licensing may not disclose
4 a social security number obtained under par. (a) to any person except to the
5 department of workforce development for purposes of administering s. 49.22 and, for
6 a social security number obtained under par. (a) 1., the department of revenue for the
7 sole purpose of ~~making the determination required under s. 440.08 (2r)~~ requesting
8 certifications under s. 73.0301. *e*

NOTE: 1997 Wis. Act 237 repealed s. 440.08 (2r). Conforms this provision with the other treatments in Act 237 regarding the disclosure of social security numbers to the department of revenue for the purpose of determining tax delinquencies.

9 **SECTION 273.** 440.042 (1) of the statutes, as affected by 1997 Wisconsin Act 156,
10 is amended to read:

11 440.042 (1) The secretary may appoint persons or advisory committees to
12 advise the department and the boards, examining boards and affiliated
13 credentialing boards in the department on matters relating to the regulation of
14 credential holders. The secretary shall appoint an advisory committee to advise the
15 department on matters relating to carrying out the duties specified in s. ~~440.972~~
16 440.982 and making investigations, conducting hearings and taking disciplinary
17 action under s. ~~440.976~~ 440.986. A person or an advisory committee member
18 appointed under this subsection shall serve without compensation, but may be
19 reimbursed for his or her actual and necessary expenses incurred in the performance
20 of his or her duties.

NOTE: Sections 440.972 and 440.976, as created by 1997 Wis. Act 156, are renumbered ss. 440.982 and 440.986 by this bill.

1 **SECTION 274.** 440.08 (2) (a) 67q. of the statutes, as created by 1997 Wisconsin
2 Act 261, is renumbered 440.08 (2) (a) 67v.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 156 also created a provision numbered s. 440.08 (2) (a) 67q.

3 **SECTION 275.** 440.97 of the statutes, as created by 1997 Wisconsin Act 156, is
4 renumbered 440.98.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a provision numbered s. 440.97.

5 **SECTION 276.** 440.9705 of the statutes, as created by 1997 Wisconsin Act 156,
6 is renumbered 440.9805.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). Moves section for proper location within ~~Subchapter XI~~ ^{of ch. 440} as renumbered by this bill.

7 **SECTION 277.** 440.971 of the statutes, as created by 1997 Wisconsin Act 156, is
8 renumbered 440.981.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). Moves section for proper location within ~~Subchapter XI~~ as renumbered by this bill.

9 **SECTION 278.** 440.972 of the statutes, as created by 1997 Wisconsin Act 156, is
10 renumbered 440.982.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a provision numbered s. 440.972.

11 **SECTION 279.** 440.973 of the statutes, as created by 1997 Wisconsin Act 156, is
12 renumbered 440.983 and 440.983 (4), as renumbered, is amended to read:

13 ~~440.973~~ (4) Submits evidence satisfactory to the department that he or she
14 satisfies the requirements established in rules promulgated under s. 440.972
15 440.982 (1) (b).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a provision numbered s. 440.973. Section 440.972, as created by 1997 Wis. Act 156, is renumbered s. 440.982 by this bill.

16 **SECTION 280.** 440.974 of the statutes, as created by 1997 Wisconsin Act 156, is
17 renumbered 440.984 and 440.984 (6), as renumbered, is amended to read:

1 440.984 (6) The person submits the evidence specified in s. ~~440.973~~ 440.983 (5).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a s. 440.974. Section 440.973, as created by 1997 Wis. Act 156, is renumbered s. 440.983 by this bill.

2 **SECTION 281.** 440.975 of the statutes, as created by 1997 Wisconsin Act 156, is
3 renumbered 440.985, and 440.985 (2), as renumbered, is amended to read:

4 440.985 (2) Evidence satisfactory to the department that the applicant has
5 completed any continuing education requirements specified in rules promulgated
6 under s. ~~440.972~~ 440.982 (2).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a provision numbered s. 440.975. Section 440.972, as created by 1997 Wis. Act 156, is renumbered s. 440.982 by this bill.

7 **SECTION 282.** 440.976 of the statutes, as created by 1997 Wisconsin Act 156, is
8 renumbered 440.986 and 440.986 (2) (g) and (3) (intro.), as renumbered, are amended
9 to read:

10 440.986 (2) (g) Violated any standard relating to the practice of massage
11 therapy or bodywork established by the department in the rules promulgated under
12 s. ~~440.972~~ 440.982 (1) (a).

13 (3) (intro.) In lieu of proceeding under sub. (2), the department may place, in
14 the registry established under s. ~~440.972~~ 440.982 (1) (c), a copy of a complaint
15 received by the department against a registrant, the registrant's response to the
16 complaint and a copy of any records of the department concerning the complaint. The
17 department shall use the following procedure in placing information in the registry
18 under this subsection:

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a provision numbered s. 440.976. Section 440.972, as created by 1997 Wis. Act 156, is renumbered s. 440.982 by this bill.

19 **SECTION 283.** 440.977 of the statutes, as created by 1997 Wisconsin Act 156, is
20 renumbered 440.987.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a provision numbered s. 440.977.

1 **SECTION 284.** 440.978 of the statutes, as created by 1997 Wisconsin Act 156, is
2 renumbered 440.988 and 440.988 (2), as renumbered, is amended to read:

3 440.988 (2) A person who violates s. ~~440.971~~ 440.981 (1) or a person presenting
4 or attempting to use as his or her own the license of registration of another, or any
5 person who falsely impersonates any other registrant of like or different name, or any
6 person who attempts to use an expired or revoked license of registration, may be
7 fined not less than \$100 nor more than \$500 or imprisoned for not more than 3
8 months or both.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a provision numbered s. 440.978. Section 440.971 as created by 1997 Wis. Act 156, is renumbered s. 440.981 by this bill.

9 **SECTION 285.** 440.979 of the statutes, as created by 1997 Wisconsin Act 156, is
10 renumbered 440.989.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). Moves section for proper location within Subchapter XI as renumbered by this bill.

11 **SECTION 286.** Subchapter X of chapter 440 [precedes 440.981] of the statutes, as
12 created by 1997 Wisconsin Act 156, is renumbered subchapter XI of chapter 440.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 81 also created a Subch. X of ch. 440.

13 **SECTION 287.** 440.999 of the statutes, as created by 1997 Wisconsin Act 81, is
14 renumbered 440.979.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). Moves section for proper location within Subchapter X, as created by 1997 Wis. Act 81, required by the renumbering of the provisions of Subchapter X, as created by 1997 Wis. Act 156, by this bill.

15 **SECTION 288.** 443.11 (6) of the statutes, as affected by 1997 Wisconsin Acts 237
16 and 300, is amended to read:

17 443.11 (6) The examining board, for reasons the appropriate section of the
18 examining board considers sufficient, may reissue a certificate of registration or a

of ch. 440

9696

of ch. 440

[precedes 440.979]



1 certificate of record to any person, or a certificate of authorization to any firm,
2 partnership or corporation, whose certificate has been revoked, except for a
3 certificate revoked under s. 440.12, if 3 members of the section vote in favor of such
4 reissuance. Subject to the rules of the examining board, the examining board may,
5 upon payment of the required fee, issue a new certificate of registration, certificate
6 of record or certificate of authorization, to replace any certificate that is revoked, lost,
7 destroyed or mutilated.

NOTE: The underscored comma is added for clarity.

8 **SECTION 289.** The treatment of 448.01 (6) of the statutes by 1997 Wisconsin Act
9 67 is not repealed by 1997 Wisconsin Act 175. Both treatments stand.

NOTE: There is no conflict of substance.

10 **SECTION 290.** 448.015 (4) of the statutes, as affected by 1997 Wisconsin Act 67,
11 section 13, and 1997 Wisconsin Act 175, section 25, is amended to read:

12 448.015 (4) “Unprofessional conduct” means those acts or attempted acts of
13 commission or omission defined as unprofessional conduct by the board under the
14 authority delegated to the board by s. 15.08 (5) (b) and any act by a physician, or
15 physician assistant in violation of ch. 450 or 961.

✓ NOTE: Replaces comma with “or” to correct grammar.

16 **SECTION 291.** 448.02 (1) of the statutes, as affected by 1997 Wisconsin Acts 67
17 and 175, is amended to read:

18 448.02 (1) LICENSE. The board may grant licenses, including various classes
19 of temporary licenses, to practice medicine and surgery, and to practice as a
20 physician assistant.

NOTE: Replaces comma with “and” to correct grammar.

21 **SECTION 292.** The treatment of 448.03 (1) of the statutes by 1997 Wisconsin Act
22 67 is not repealed by 1997 Wisconsin Act 175. Both treatments stand.

NOTE: There is no conflict of substance.

1 **SECTION 293.** 448.03 (1) (c) of the statutes, as created by 1997 Wisconsin Act 67,
2 is repealed.

NOTE: Reconciles the treatment of s. 448.03 (1) by 1997 Wis. Acts 67 and 175. Act 67 divided the subsection into 3 parts, with par. (c) requiring that podiatrists not practice without a license. Act 175 deleted the reference to podiatrists from sub. (1) as it existed prior to the treatment by Act 67 and created a new ~~section~~ 448.61 requiring that podiatrists not practice without a license. The treatment by Act 175 renders par. (c) as created by Act 67 surplusage.

3 **SECTION 294.** The treatment of 448.03 (2) (e) of the statutes by 1997 Wisconsin
4 Act 67 is not repealed by 1997 Wisconsin Act 175. Both treatments stand.

NOTE: There is no conflict of substance.

5 **SECTION 295.** The treatment of 448.09 (1) of the statutes by 1997 Wisconsin Act
6 175 is not repealed by 1997 Wisconsin Act 311. Both treatments stand.

NOTE: There is no conflict of substance.

7 **SECTION 296.** 448.40 (2) (f) of the statutes, as created by 1997 ~~Wis.~~ Wisconsin Act 311, is
8 renumbered 448.40 (2) (g).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act 67 also created a provision numbered s. 448.40 (2) (f).

9 **SECTION 297.** The treatment of 450.10 (3) (a) 5m. of the statutes by 1997
10 Wisconsin Act 75 is not repealed by 1997 Wisconsin Act 175. Both treatments stand.

NOTE: There is no conflict of substance.

11 **SECTION 298.** 470.04 (2) (b) of the statutes, as affected by 1997 Wisconsin Act
12 300, section 20, is amended to read:

13 470.04 (2) (b) Subject to sub. (7), that he or she has a bachelor's degree, ~~and at~~
14 ~~least 30 semester hours or 45 quarter hours of~~ with course credits in geology of a
15 variety and nature sufficient to constitute a geology major, from a college or
16 university approved by the examining board.

NOTE: 1997 Wis. Act 300 deleted the language stricken here without showing it as stricken and added the language underscored here without showing it as underscored. The change was intended.

1 **SECTION 299.** 470.04 (4) (intro.) of the statutes, as created by 1997 Wisconsin
2 Act 300, is amended to read:

3 470.04 (4) (intro.) The professional soil scientist section shall grant a
4 professional soil scientist license to a person who satisfies the requirements under
5 sub. (1) and who ~~who~~ submits evidence satisfactory to the section of all of the
6 following:

NOTE: Deletes repeated word inserted by 1997 Wis. Act 300.

7 **SECTION 300.** 551.29 (3) of the statutes, as created by 1997 Wisconsin Act 316,
8 is amended to read:

9 551.29 (3) With respect to a federal covered security that is a covered security
10 under section 18 (b) (3) or (4) of the Securities Act of 1933, the division may, by rule
11 or order, require the filing, for purpose of providing notice to the division, of any
12 document filed with the federal securities and exchange commission under the ~~the~~
13 Securities Act of 1933, together with a fee prescribed in the rule or order. The filing
14 is effective upon receipt by the division of the documents and fee required under the
15 rule or order.

NOTE: Deletes repeated word inserted by 1997 Wis. Act 316.

16 **SECTION 301.** 551.32 (1) (bm) 2. b. of the statutes, as affected by 1997 Wisconsin
17 Act 237, is amended to read:

18 551.32 (1) (bm) 2. b. The division may disclose information under subd. 1. a.
19 to the department of ~~industry, labor and job~~ workforce development in accordance
20 with a memorandum of understanding under s. ~~49.857.~~

~~NOTE: The Department of Industry, Labor and Job Development was renamed the
Department of Workforce Development by 1997 Wis. Act 3.~~

21 **SECTION 302.** 551.32 (9) (a) of the statutes, as affected by 1997 Wisconsin Act
22 316, section 60, is amended to read:

1 551.32 (9) (a) Withdrawal from the status of a licensed broker-dealer, agent,
 2 investment adviser or investment adviser representative becomes effective 30 days
 3 after receipt by the division or by an organization designated by rule of the division
 4 under ~~s. 551.32~~ (1) (a) of an application to withdraw or within such shorter period as
 5 the division determines, unless a revocation or suspension proceeding is pending
 6 when the application is filed or a proceeding to revoke or suspend or to impose
 7 conditions upon the withdrawal is instituted within 30 days after the application is
 8 filed. If a proceeding is pending or instituted, withdrawal becomes effective at such
 9 time and upon such conditions as the division by order determines. If no proceeding
 10 is pending or instituted and withdrawal automatically becomes effective, the
 11 division may institute a revocation or suspension proceeding for the grounds
 12 specified under ~~sub. s. 551.34~~ (1) (b), (g), (m) or (n) within one year after withdrawal
 13 became effective and enter a revocation or suspension order as of the last date on
 14 which the license was in effect.

NOTE: 1997 Wis. Act 316 renumbered this provision from s. 551.34 (6), but did not amend the cross-reference accordingly.

15 **SECTION 303.** 551.65 (1) of the statutes, as affected by 1997 Wisconsin Act 316,
 16 is amended to read:

17 551.65 (1) Every applicant for license or registration under this chapter, every
 18 person filing a filing notice filing under this chapter and every issuer which proposes
 19 to offer a security in this state through any person acting as agent shall file with the
 20 division or, if applying for a license, with the organization designated by the division
 21 under s. 551.32 (1) (a), an irrevocable consent appointing the division to be his or her
 22 attorney to receive service of any lawful process in any noncriminal suit, action or
 23 proceeding against him or her or a successor, executor or administrator which arises

1 under this chapter or any rule or order under this chapter after the consent has been
 2 filed, with the same validity as if served personally on the person filing the consent.
 3 The consent shall be in the form the division by rule prescribes. The consent need
 4 not be filed by a person who has filed a consent in connection with a previous
 5 registration or notice filing or license which is then in effect. Service may be made
 6 by leaving a copy of the process at the office of the division, but it is not effective
 7 unless the plaintiff, who may be the division in a suit, action or proceeding instituted
 8 by the division, promptly sends notice of the service and a copy of the process by
 9 registered or certified mail to the defendant or respondent at the person's last
 10 address on file with the division, and the plaintiff's affidavit of compliance with this
 11 subsection is filed in the case on or before the return day of the process, or within such
 12 time as the court allows.

NOTE: Corrects word order. 1997 Wis. Act 316 added provisions regarding "notice filing" to ch. 551.

13 **SECTION 304.** 552.05 (2) of the statutes is amended to read:

14 552.05 (2) The registration statement shall be filed on forms prescribed by the
 15 division, and shall be accompanied by a consent by the offeror to service of process
 16 specified in s. 551.65 (1) and the filing fee specified in s. 552.15 (1), and shall contain
 17 the following information and such additional information as the ~~commissioner~~
 18 division by rule prescribes:

NOTE: Inserts the correct term. 1995 Wis. Act 27 replaced the Commissioner of Securities with the Division of Securities in the Department of Financial Institutions.

SECTION 305. 615.03 (1) (c) of the statutes, as affected by 1997 Wisconsin Act 188, is amended to read:

all of the marked words must be lower case.

*Bruce:
FOLIO does
not have
"third". 1
2
3*

3rd

615.03 (1) (c) A natural person who issues such an annuity to a relative by blood or marriage within the ~~10th~~ degree of kinship as computed according to 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 treatment of s. 990.001 (16) by this bill.

SECTION 306. 631.89 (2) (b) to (d) of the statutes are amended to read:

631.89 (2) (b) Require or request directly or indirectly any individual to reveal whether the individual or a member of the individual's family has obtained a genetic test or ~~what to reveal~~ the results of the test, if obtained by the individual or a member of the individual's family, ~~were~~.

(bm) Require or request directly or indirectly a health care provider, as defined in s. 146.81 (1), who is or may be providing or who has or may have provided health care services to an individual to reveal whether the individual or a member of the individual's family has obtained a genetic test or ~~what to reveal~~ the results of the test, if obtained by the individual or a member of the individual's family, ~~were~~.

(c) Condition the provision of insurance coverage or health care benefits on whether an individual or a member of the individual's family has obtained a genetic test or ~~what on~~ the results of the test, if obtained by the individual or a member of the individual's family, ~~were~~.

(d) Consider in the determination of rates or any other aspect of insurance coverage or health care benefits provided to an individual whether an individual or a member of the individual's family has obtained a genetic test or ~~what~~ the results of the test, if obtained by the individual or a member of the individual's family, ~~were~~.

NOTE: ~~Corrects grammar~~ *Changes wording*

SECTION 307. The treatment of 632.895 (1) (b) 5. b. of the statutes by 1997

Wisconsin Act 75 is not repealed by 1997 Wisconsin Act 175. Both treatments stand.

Bruce: I also consulted Pam Kahler regarding Sec. 306. She sees no grammatical problems either. She also thinks it's not an AD, at the very least, is made ambiguous by the new

in the original text - but if there is, please let me know what the rule is.

Bruce: At the very least, this statute has a substantive change. Also, I don't believe there is a grammatical problem

of the statutes

NOTE: There is no conflict of substance.

1 SECTION 308. 632.895 (12) (a) of the statutes is amended to read:

2 632.895 (12) (a) In this subsection, "ambulatory surgery center" has the
3 meaning given in s. 49.45 (6r) (a) 1 ~~UNCLASIFIED~~ 42 CFR 416.2. *plain*

NOTE: Section 49.45 (6r) was repealed by 1997 Wis. Act 252. The definition from that section replaces the former cross-reference.

4 SECTION 309. 751.15 (title), as created by 1997 Wisconsin Act 191, is amended
5 to read:

6 751.15 (title) *No B* Rules regarding the practice of law; delinquent support
7 obligors. *plain*

NOTE: Conforms title to the subject matter of the section. 1997 Wis. Acts 191 and 237 each created a section numbered s. 751.15 and titled "Rules regarding the practice of law". Section 751.15 as created by Act 237 is renumbered to s. 751.155 and its title amended by the next section of this bill.

8 SECTION 310. 751.15 of the statutes, as created by 1997 Wisconsin Act 237, is
9 renumbered 751.155 and 751.155 (title), as renumbered, is amended to read:

10 751.155 (title) *No B* Rules regarding the practice of law; delinquent
11 taxpayers. *plain*

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b) and conforms title to the subject matter of the section. ~~1997~~ Wis. Acts 191 and 237 each created a section numbered s. 751.15 and titled "Rules regarding the practice of law". See also the previous section of this bill. *1997*

12 SECTION 311. 757.69 (1) (n) of the statutes, as created by 1997 Wisconsin Act
13 192, is renumbered 757.69 (1) (o). *1997*

NOTE: Confirms the renumbering by the revisor under s. 13.93 (1) (b). ~~1997~~ Wis. Act 191 also created a provision numbered s. 757.69 (1) (n). *1997*

14 SECTION 312. 767.25 (6) (a) of the statutes, as affected by 1997 Wisconsin Acts
15 27 and 191, is amended to read:

16 767.25 (6) (a) First, to payment of child support department or its due within
17 the calendar month during which the payment is received.

plain

? *7*

? *11*

?

NOTE: The stricken language was inserted by 1997 Wis. Act 27, but rendered surplusage by the treatment of this provision by 1997 Wis. Act 191.

1 SECTION 313. 767.261 (1) of the statutes, as affected by 1997 Wisconsin Act 27
2 and 191, is amended to read: Acts

3 767.261 (1) First, to payment of family support department or its due within
4 the calendar month during which the payment is received.

NOTE: The stricken language was inserted by 1997 Wis. Act 27, but rendered surplusage by the treatment of this provision by 1997 Wis. Act 191.

5 SECTION 314. The treatment of 767.303 (1) of the statutes by 1997 Wisconsin
6 Act 84 is not repealed by 1997 Wisconsin Act 191. Both treatments stand.

NOTE: There is no conflict of substance.

7 SECTION 315. 767.51 (5p) (a) of the statutes, as affected by 1997 Wisconsin Acts
8 27 and 191, is amended to read:

9 767.51 (5p) (a) First, to payment of child support department or its due within
10 the calendar month during which the payment is received.

NOTE: The stricken language was inserted by 1997 Wis. Act 27, but rendered surplusage by the treatment of this provision by 1997 Wis. Act 191.

11 SECTION 316. The treatment of 778.01 of the statutes by 1997 Wisconsin Act 237
12 is not repealed by 1997 Wisconsin Act 254. Both treatments stand.

NOTE: There is no conflict of substance.

13 SECTION 317. The treatment of 801.095 (1) of the statutes by 1997 Wisconsin
14 Act 187 is not repealed by 1997 Wisconsin Act 250. Both treatments stand.

NOTE: There is no conflict of substance. (form)

15 SECTION 318. 801.095 (2) of the statutes, as affected by 1997 Wisconsin Acts 187
16 and 250, is amended to read:

17 801.095 (2) ~~PERSONAL SERVICE, NO COMPLAINT ATTACHED.~~ (form)

18 STATE OF WISCONSIN CIRCUIT COURT: COUNTY

19 A. B. ← flush left
20

WPO: see my note on p. 95.
Six change component;

"line" is incorrect; and the line should cover margin-to-margin.

1 Address
 2 City, State Zip Code File No.
 3 , Plaintiff

flush left

4 vs. SUMMONS

5 C. D.
 6 Address (Case Classification Type): (Code No.)
 7 City, State Zip Code
 8 , Defendant

flush left

Component

9 THE STATE OF WISCONSIN, To each person named above as a Defendant:

flush left

10 You are hereby notified that the Plaintiff named above has filed a lawsuit or
 11 other legal action against you.
 12

13 Within 45 days of receiving this summons, you must respond with a written
 14 demand for a copy of the complaint. The demand must be sent or delivered to the
 15 court, whose address is, and to, Plaintiff's attorney, whose address is

16 You may have an attorney help or represent you.
 17 If you do not demand a copy of the complaint within 45 days, the court may
 18 grant judgment against you for the award of money or other legal action requested
 19 in the complaint, and you may lose your right to object to anything that is or may be
 20 incorrect in the complaint. A judgment may be enforced as provided by law. A
 21 judgment awarding money may become a lien against any real estate you own now
 22 or in the future, and may also be enforced by garnishment or seizure of property.

23 Dated:, (year)

24 Signed:

25 A. B., Plaintiff

1
2
3
4
5
6

or
E. F., Plaintiff's Attorney
State Bar Number No.:
Address:
City, State Zip Code:
Phone No.:

NOTE: The stricken language was deleted by 1997 Wis. Act 187 without being shown as stricken and the underscored material was inserted by Act 187 without being shown as underscored. The changes were intended.

7 SECTION 319.801.095 (3) of the statutes, as affected by 1997 Wisconsin Acts 187
8 and 250, is amended to read:

9 801.095 (3) NO PERSONAL SERVICE; COMPLAINT SERVED AT THE SAME TIME.

10 *flush left* STATE OF WISCONSIN CIRCUIT COURT: ^e.... COUNTY *flush right*

wpo: fix

11

12

A. B.

13

Address

14

flush left

15

City, State Zip Code File No.

16

, Plaintiff

17

vs. S U M M O N S

18

C. D.

19

Address (Case Classification Type): (Code No.)

20

City, State Zip Code

21

, Defendant

wpo: fix

22

23

flush left THE STATE OF WISCONSIN, To each person named above as a Defendant:

1 You are hereby notified that the Plaintiff named above has filed a lawsuit or
 2 other legal action against you. The complaint, which is also served upon you, states
 3 the nature and basis of the legal action.

4 Within 45 days after, .. (year), you must respond with a written answer, as
 5 that term is used in chapter 802 of the Wisconsin Statutes, to the complaint. The
 6 court may reject or disregard an answer that does not follow the requirements of the
 7 statutes. The answer must be sent or delivered to the court, whose address is, and
 8 to, Plaintiff’s attorney, whose address is, You may have an attorney help or
 9 represent you.

10 If you do not provide a proper answer within 40 days, the court may grant
 11 judgment against you for the award of money or other legal action requested in the
 12 complaint, and you may lose your right to object to anything that is or may be
 13 incorrect in the complaint. A judgment may be enforced as provided by law. A
 14 judgment awarding money may become a lien against any real estate you own now
 15 or in the future, and may also be enforced by garnishment or seizure of property.

16 Dated:, (year)

17 Signed:

18 A. B., Plaintiff

19 or

20 E. F., Plaintiff’s Attorney

21 State Bar Number No.:

22 Address:

23 City, State Zip Code:

24 Phone No.:

NOTE: The stricken language was deleted by 1997 Wis. Act 187 without being shown as stricken and the underscored language was inserted by Act 187 without being shown as underscored. The changes were intended.

1 **SECTION 320.** 801.095 (4) of the statutes, as affected by 1997 Wisconsin Acts 187
2 and 250, is amended to read:

3 801.095 (4) NO PERSONAL SERVICE; COMPLAINT NOT SERVED AT THE SAME TIME.

4 *flush left* STATE OF WISCONSIN CIRCUIT COURT: COUNTY *flush right*

5
6 A. B.
7 Address
8 City, State Zip Code File No.
9 , Plaintiff

10 vs. SUMMONS

11 C. D.
12 Address (Case Classification Type): (Code No.)
13 City, State Zip Code
14 , Defendant

15
16 THE STATE OF WISCONSIN, To each person named above as a Defendant:

17 You are hereby notified that the plaintiff named above has filed a lawsuit or
18 other legal action against you.

19 Within 45 days after, (year), you must respond with a written demand for
20 a copy of the complaint. The demand must be sent or delivered to the court, whose
21 address is, and to, Plaintiff's attorney, whose address is, You may have an
22 attorney help or represent you.

23 If you do not demand a copy of the complaint within 45 days, the court may
24 grant judgment against you for the award of money or other legal action requested

fix these 2 components; text: line " ? 8 See CH.

flush left

flush left

flush left

flush left

1 in the complaint, and you may lose your right to object to anything that is or may be
2 incorrect in the complaint. A judgment may be enforced as provided by law. A
3 judgment awarding money may become a lien against any real estate you own now
4 or in the future, and may also be enforced by garnishment or seizure of property.

5 Dated:, (year)

6 Signed:

7 A. B., Plaintiff

8 or

9 E. F., Plaintiff's Attorney

10 State Bar ~~Number~~ No.:

11 Address:

12 City, State Zip Code:

13 Phone No.:

NOTE: The stricken language was deleted by 1997 Wis. Act 187 without being shown as stricken and the underscored language was inserted by Act 187 without being shown as underscored. The changes were intended.

14 **SECTION 321.** 801.11 (2) (b) of the statutes is amended to read:

15 801.11 (2) (b) Where the person under disability is known by the plaintiff to be
16 under guardianship of any kind, a summons shall be served separately upon the
17 guardian in any manner prescribed in sub. (1), (5), or (6) ~~or (7)~~. If no guardian has
18 been appointed when service is made upon a person known to the plaintiff to be
19 incompetent to have charge of the person's affairs, then service of the summons shall
20 be made upon the guardian ad litem after appointment under s. 803.01.

NOTE: Section 801.11 (7) was repealed by 1997 Wis. Act 140.

21 **SECTION 322.** The treatment of 802.06 (1) of the statutes by 1997 Wisconsin Act
22 133 is not repealed by 1997 Wisconsin Act 187. Both treatments stand.

NOTE: There is no conflict of substance.

1 **SECTION 323.** 807.10 (3) of the statutes, as affected by 1997 Wisconsin Act 290,
2 is amended to read:

3 807.10 (3) If the amount awarded to a minor by judgment or by an order of the
4 court approving a compromise settlement of a claim or cause of action of the minor
5 does not exceed \$10,000 (exclusive of interest and costs and disbursements), and if
6 there is no general guardian of the ward, the court may upon application by the
7 guardian ad litem after judgment, or in the order approving settlement, fix and allow
8 the expenses of the action, including attorney fees and fees of guardian ad litem,
9 authorize the payment of the total recovery to the clerk of the court, authorize and
10 direct the guardian ad litem upon the payment to satisfy and discharge the
11 judgment, or to execute releases to the parties entitled thereto and enter into a
12 stipulation dismissing the action upon its merits. The order shall also direct the
13 clerk upon the payment to pay the costs and disbursements and expenses of the
14 action and to dispose of the balance in one of the manners provided in s. 880.04 (2)
15 as selected by the court. The fee for the clerk's services for handling, depositing and
16 disbursing funds under this subsection is prescribed in s. 814.61 (12) (a).

NOTE: Replaces parentheses with commas consistent with current style.

17 **SECTION 324.** The treatment of 812.44 (4) (form) 2. of the statutes by 1997
18 Wisconsin Act 35 is not repealed by 1997 Wisconsin Act 250. Both treatments stand.

NOTE: There is no conflict of substance.

19 **SECTION 325.** The treatment of 814.04 (intro.) of the statutes by 1997 Wisconsin
20 Act 55 is not repealed by 1997 Wisconsin Act 164. Both treatments stand.

NOTE: There is no conflict of substance.

21 **SECTION 326.** 853.04 (1) (a), (b) and (c), as created by 1997 Wisconsin Act 188,
22 (are consolidated, renumbered 853.04(1)) (form) and amended to read:

[I realize that FOI and the printed statutes will have to be corrected.]

Bruce: I removed the cons. rn. because our current style is to include lettering and numbering, where possible, in forms to facilitate future amendment. KG [I also restored the original format.]

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

853.04 (1) (form)

wpo: make this a standard per. indent.

State of

County of

(a)

plain

I,, the testator, sign my name to this instrument this day of, and being

first duly sworn, declare to the undersigned authority all of the following:

- 1. I execute this instrument as my will.
- 2. I sign this will willingly, or willingly direct another to sign for me.
- 3. I execute this will as my free and voluntary act for the purposes expressed therein.
- 4. I am 18 years of age or older, of sound mind and under no constraint or undue influence.

Testator:

✓

plain

(b) We,, the witnesses, being first duly sworn, sign our names to this

instrument and declare to the undersigned authority all of the following:

- 1. The testator executes this instrument as his or her will.
- 2. The testator signs it willingly, or willingly directs another to sign for him or her.
- 3. Each of us, in the conscious presence of the testator, signs this will as a witness.
- 4. To the best of our knowledge, the testator is 18 years of age or older, of sound mind and under no constraint or undue influence.

(22)
23

Flush left. Witness:
Witness:

1 State of

2 County of

plain

3 (e) Subscribed and sworn to before me by, the testator, and by, and,
4 witnesses, this day of,

(Seal)

(Signed):

(Official capacity of officer):

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). Deletes paragraph numbers to clarify that each form is a single unit and that letters are not a necessary part of the affidavits. Moves "State of" and "County of" to the beginning of sub. (1) (form) for consistency with sub. (2) (form) and more logical placement.

SECTION 327.853.04 (2) as created by 1997 Wisconsin Act 188, is amended to read:
of the statutes,

853.04 (2) TWO-STEP PROCEDURE. An attested will may be made self-proved at any time after its execution by the affidavit of the testator and witnesses. The affidavit must be made before an officer authorized to administer oaths under the laws of the state in which the affidavit occurs and must be evidenced by the officer's certificate, under official seal, attached or annexed to the will in substantially the following form:

State of

County of

plain

(a) We,,, and, the testator and the witnesses whose names are signed to the foregoing instrument, being first duly sworn, do declare to the undersigned authority all of the following:

- 1. The testator executed the instrument as his or her will.

Bruce: line props. should be that of the way of the components; if those are changed, the WPO staff must then change them back.
Bruce: See my comment to the preceding section, and remove this Sec. from the bill, plus its note.

WPO: create new text: treat components and paste this text to correct the line spacing; Flush left.

stats. data base has correct spacing.
Bruce: This renumbering shouldn't have been done; see comment on p. 98.

This Sec. now has no striking or scoring.

1 2. The testator signed willingly, or willingly directed another to sign for him or
2 her.

3 3. The testator executed the will as a free and voluntary act.

4 4. Each of the witnesses, in the conscious presence of the testator, signed the
5 will as witness.

6 5. To the best of the knowledge of each witness, the testator was, at the time
7 of execution, 18 years of age or older, of sound mind and under no constraint or undue
8 influence.

Testator:

Witness:

Witness:

Flush Left

plain

12 (b) Subscribed and sworn to before me by, the testator, and by, and,
13 witnesses, this day of,

14 (Seal)

*WPO:
Fix like 326
SEC.*

(Signed):

Flush Left

(Official capacity of officer):

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). Deletes paragraph numbering to clarify that each form is a single unit and that letters are not a necessary part of the affidavits.

*Bruce:
Not our
current style*

17 **SECTION 328.** 895.035 (2m) (a) and (b) of the statutes, as affected by 1997
18 Wisconsin Acts 35 and 205, are amended to read:

19 895.035 (2m) (a) If a juvenile or a parent with custody of a child juvenile fails
20 to pay restitution under s. 938.245, 938.32, 938.34 (5), 938.343 (4), 938.345 or 938.45
21 (1r) (a) as ordered by a court assigned to exercise jurisdiction under chs. 48 and 938,
22 a court of criminal jurisdiction or a municipal court or as agreed to in a deferred
23 prosecution agreement or if it appears likely that the child or parent will not pay

*Bruce: Should all such refs. be changed?
KG*

1 restitution as ordered or agreed to, the victim, the victim's insurer, the
2 representative of the public interest under s. 938.09 or the agency, as defined in s.
3 938.38 (1) (a), supervising the juvenile may petition the court assigned to exercise
4 jurisdiction under chs. 48 and 938 to order that the amount of restitution unpaid by
5 the juvenile or parent be entered and docketed as a judgment against the juvenile
6 and the parent with custody of the juvenile and in favor of the victim or the victim's
7 insurer, or both. A petition under this paragraph may be filed after the expiration
8 of the deferred prosecution agreement, consent decree, dispositional order or
9 sentence under which the restitution is payable, but no later than one year after the
10 expiration of the deferred prosecution agreement, consent decree, dispositional order
11 or sentence or any extension of the consent decrec, dispositional order or sentence.
12 A judgment rendered under this paragraph does not bar the victim or the victim's
13 insurer, or both, from commencing another action seeking compensation from the
14 child or the parent, or both, if the amount of restitution ordered under this paragraph
15 is less than the total amount of damages claimed by the victim or the victim's insurer.

NOTE: Reconciles the treatment of this provision by 1997 Wis. Acts 35 and 205. Act
35 changed "child" to "juvenile" for consistency with ch. 938. This act makes all the
references consistent.

16 **SECTION 329.** 895.035 (2m) (b) of the statutes, as affected by 1997 Wisconsin Act
17 35 and 205, is amended to read:

18 ~~895.035 (2m)~~ (b) If a juvenile or a parent with custody of a ~~child~~ juvenile fails
19 to pay a forfeiture as ordered by a court assigned to exercise jurisdiction under chs.
20 48 and 938, a court of criminal jurisdiction or a municipal court, if a ~~child~~ juvenile
21 fails to pay a surcharge as ordered by a court assigned to exercise jurisdiction under
22 chs. 48 and 938 or a court of criminal jurisdiction or if it appears likely that the
23 juvenile or the parent will not pay the forfeiture or surcharge as ordered, the

1 representative of the public interest under s. 938.09, the agency, as defined in s.
2 938.38 (1)(a), supervising the juvenile or the law enforcement agency that issued the
3 citation to the juvenile may petition the court assigned to exercise jurisdiction under
4 chs. 48 and 938 to order that the amount of the forfeiture or surcharge unpaid by the
5 juvenile or parent be entered and docketed as a judgment against the juvenile and
6 the parent with custody of the juvenile and in favor of the county or appropriate
7 municipality. A petition under this paragraph may be filed after the expiration of the
8 dispositional order or sentence under which the forfeiture or surcharge is payable,
9 but no later than one year after the expiration of the dispositional order or sentence
10 or any extension of the dispositional order or sentence.

NOTE: Reconciles the treatment of this provision by 1997 Wis. Acts 35 and 205. Act
35 changed "child" to "juvenile" for consistency with ch. 938. This act makes all the
references consistent. *of*

11 **SECTION 330.** The treatment of 895.035 (3) of the statutes by 1997 Wisconsin
12 Act 35 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

13 **SECTION 331.** 895.48 (1m) (intro.) of the statutes, as affected by 1997 Wisconsin
14 Acts 67 and 156, is amended to read:

15 895.48 (1m) (intro.) Any physician licensed under ch. 448, chiropractor
16 licensed under ch. 446, dentist licensed under ch. 447, emergency medical technician
17 licensed under s. 146.50, physician assistant licensed under ch. 448, registered nurse
18 licensed under ch. 441 or massage therapist or bodyworker issued a license of
19 registration under subch. ~~X~~ XI of ch. 440 who renders voluntary health care to a
20 participant in an athletic event or contest sponsored by a nonprofit corporation, as
21 defined in s. 46.93 (1m) (c), a private school, as defined in s. 115.001 (3r), a public
22 agency, as defined in s. 46.93 (1m) (e), or a school, as defined in s. 609.655 (1) (c), is

1 immune from civil liability for his or her acts or omissions in rendering that care if
2 all of the following conditions exist:

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

3 **SECTION 332.** 908.03 (6m) (a) of the statutes, as affected by 1997 Wisconsin Acts
4 67 and 156, is amended to read:

5 908.03 (6m) (a) *Definition.* In this subsection, “health care provider” means
6 a massage therapist or bodyworker issued a license of registration under subch. ~~X~~
7 XI of ch. 440, a chiropractor licensed under ch. 446, a dentist licensed under ch. 447,
8 a physician assistant licensed under ch. 448 or a health care provider as defined in
9 s. 655.001 (8).

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 333.** 938.183 (2) of the statutes, as affected by 1997 Wisconsin Act 205,
11 is amended to read:

12 938.183 (2) Notwithstanding ss. 938.12 (1) and 938.18, courts of criminal
13 jurisdiction have exclusive original jurisdiction over a juvenile who is alleged to have
14 attempted or committed a violation of s. 940.01 or to have committed a violation of
15 s. 940.02 or 940.05 on or after the juvenile’s 15th birthday. Notwithstanding ss.
16 938.12 (1) and 938.18, courts of criminal jurisdiction also have exclusive original
17 jurisdiction over a juvenile specified in the preceding sentence who is alleged to have
18 attempted or committed a violation of any state law in addition to the violation
19 alleged under the preceding sentence if the violation alleged under this sentence and
20 the violation alleged under the preceding sentence may be joined under s. ~~972.12~~
21 971.12 (1). Notwithstanding subchs. IV to VI, a juvenile who is alleged to have
22 attempted or committed a violation of s. 940.01 or to have committed a violation of

1 s. 940.02 or 940.05 on or after the juvenile's 15th birthday and a juvenile who is
2 alleged to have attempted or committed a violation of any state criminal law, if that
3 violation and an attempt to commit a violation of s. 940.01 or the commission of a
4 violation of s. 940.01, 940.02 or 940.05 may be joined under s. 971.12 (1), is subject
5 to the procedures specified in chs. 967 to 979 and the criminal penalties provided for
6 the crime that the juvenile is alleged to have committed, except that the court of
7 criminal jurisdiction shall, in lieu of convicting the juvenile, adjudge the juvenile to
8 be delinquent and impose a disposition specified in s. 938.34 if the court of criminal
9 jurisdiction finds that the juvenile has committed a lesser offense than the offense
10 alleged under this subsection or has committed an offense that is joined under s.
11 971.12 (1) to an attempt to commit a violation of s. 940.01 or to the commission of a
12 violation of s. 940.01, 940.02 or 940.05, but has not attempted to commit a violation
13 of s. 940.01 or committed a violation of s. 940.01, 940.02 or 940.05, and the court of
14 criminal jurisdiction, after considering the criteria specified in s. 938.18 (5),
15 determines that the juvenile has proved by clear and convincing evidence that it
16 would be in the best interests of the juvenile and of the public to adjudge the juvenile
17 to be delinquent and impose a disposition specified in s. 938.34.

NOTE: Inserts correct cross-reference. There is no s. 972.12 (1). Section 971.12
relates to joinder.

18 **SECTION 334.** The treatment of 938.205 (1) (intro.) of the statutes by 1997
19 Wisconsin Act 35 is not repealed by 1997 Wisconsin Act 296. Both treatments stand.

NOTE: There is no conflict of substance.

20 **SECTION 335.** The treatment of 938.245 (2) (a) 5. a. of the statutes by 1997
21 Wisconsin Act 183 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

1 **SECTION 336.** The treatment of 938.273 (2) of the statutes by 1997 Wisconsin
2 Act 35 is not repealed by 1997 Wisconsin Act 181. Both treatments stand.

NOTE: There is no conflict of substance.

3 **SECTION 337.** The treatment of 938.299 (5) of the statutes by 1997 Wisconsin
4 Act 252 is not repealed by 1997 Wisconsin Act 296. Both treatments stand.

NOTE: There is no conflict of substance.

5 **SECTION 338.** The treatment of 938.30 (6) of the statutes by 1997 Wisconsin Act
6 237 is not repealed by 1997 Wisconsin Act 252. Both treatments stand.

NOTE: There is no conflict of substance.

7 **SECTION 339.** The treatment of 938.31⁽⁷⁾ of the statutes by 1997 Wisconsin Act
8 237 is not repealed by 1997 Wisconsin Act 252. Both treatments stand.

NOTE: There is no conflict of substance.

9 **SECTION 340.** The treatment of 938.32 (1t) (a) 1. of the statutes by 1997
10 Wisconsin Act 183 is not repealed by 1997 Wisconsin Act 239. Both treatments stand.

NOTE: There is no conflict of substance.

11 **SECTION 341.** The treatment of 938.34 (5) (a) of the statutes by 1997 Wisconsin
12 Act 183 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

13 **SECTION 342.** The treatment of 938.34 (8) of the statutes by 1997 Wisconsin Act
14 183 is not repealed by 1997 Wisconsin Act 205.

NOTE: There is no conflict of substance.

15 **SECTION 343.** The treatment of 938.343 (4) of the statutes by 1997 Wisconsin
16 Act 84 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

17 **SECTION 344.** The treatment of 938.343 (7) of the statutes by 1997 Wisconsin
18 Act 197 is not repealed by 1997 Wisconsin Act 248. Both treatments stand.

NOTE: There is no conflict of substance.

1 **SECTION 345.** 938.35 (1) (d) of the statutes is amended to read:

2 938.35 (1) (d) The fact that a juvenile has been adjudged delinquent on the
3 basis of unlawfully and intentionally killing a person is admissible for the purpose
4 of s. ~~852.01 (2m) (bg)~~ 854.14 (5) (b).

NOTE: Section 852.01 (2m) was repealed and recreated by 1997 Wis. Act 188. It no longer contains par. (bg). The subject matter of the former s. 852.01 (2m) (bg) relating to the heirship of a juvenile adjudicated delinquent for intentionally killing a person is now located at s. 854.14 (5) (b), as created by 1997 Wis. Act 188.

5 **SECTION 346.** 938.355 (2d) (b) 3. of the statutes, as created by 1997 Wisconsin
6 Act 237, is amended to read:

7 938.355 (2d) (b) 3. That the parent has committed a violation of s. 940.19 (2),
8 (3), (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025 or 948.03 (2) (a) or (3) (a)
9 or a violation of the law of any other state or federal law, if that violation would be
10 a violation of s. 940.19 (2), (3), (4) or (5), 940.225 (1) or (2), 948.02 (1) or (2), 948.025
11 or 948.03 (2) (a) or (3) (a) if committed in this state, and that the violation resulted
12 in great bodily harm, as defined in s. ~~938.22~~ 939.22 (14), or in substantial bodily
13 harm, as defined in s. ~~938.22~~ 939.22 (38), to the juvenile or another child of the
14 parent.

NOTE: Inserts correct cross-references. There is no s. 938.22 (14) or (22). "Great bodily harm" is defined at s. 939.22 (14) and "substantial bodily harm" is defined at s. 939.22 (38).

15 **SECTION 347.** The treatment of 938.355 (6m) (a) (intro.) of the statutes by 1997
16 Wisconsin Act 239 is not repealed by 1997 Wisconsin Act 252. Both treatments stand.

NOTE: There is no conflict of substance.

17 **SECTION 348.** 938.396 (1) of the statutes, as affected by 1997 Wisconsin Acts 80
18 and 205, is amended to read:

19 938.396 (1) Law enforcement officers' records of juveniles shall be kept
20 separate from records of adults. Law enforcement officers' records of juveniles shall

1 not be open to inspection or their contents disclosed except under sub. (1b), (1d), (1g),
 2 (1m), (1r), (1t) ~~ex~~, (1x) or (5) or s. 938.293 or by order of the court. This subsection does
 3 not apply to representatives of the news media who wish to obtain information for
 4 the purpose of reporting news without revealing the identity of the juvenile involved,
 5 to the confidential exchange of information between the police and officials of the
 6 school attended by the juvenile or other law enforcement or social welfare agencies
 7 or to juveniles 10 years of age or older who are subject to the jurisdiction of the court
 8 of criminal jurisdiction. A public school official who obtains information under this
 9 subsection shall keep the information confidential as required under s. 118.125 and
 10 a private school official who obtains information under this subsection shall keep the
 11 information confidential in the same manner as is required of a public school official
 12 under s. 118.125. A law enforcement agency that obtains information under this
 13 subsection shall keep the information confidential as required under this subsection
 14 and s. 48.396 (1). A social welfare agency that obtains information under this
 15 subsection shall keep the information confidential as required under ss. 48.78 and
 16 938.78.

NOTE: Reconciles the treatments of this provision by 1997 Wis. ~~Act~~ 183 and 205.

17 **SECTION 349.** The treatment of 938.396 (1t) of the statutes by 1997 Wisconsin
 18 Act 35 is not repealed by 1997 Wisconsin Act 181. Both treatments stand.

NOTE: There is no conflict of substance.

19 **SECTION 350.** 938.396 (2) (g) of the statutes, as created by 1997 Wisconsin Act
 20 205, is renumbered 938.396 (2) (gm).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1997 Wis. Act
 80 also created a provision numbered s. ~~48.396~~ (2) (g).

21 **SECTION 351.** 938.396 (2) (i) of the statutes, as created by 1997 Wisconsin Act
 22 205, is amended to read:



Acts

938.396

1 938.396 (2) (i) Upon request of the court assigned to exercise probate
2 jurisdiction, the attorney general, the personal representative or special
3 administrator of, or an attorney performing services for, the estate of a decedent in
4 any proceeding under chs. 851 to 879, a person interested, a defined in s. 851.21, or
5 an attorney, attorney-in-fact, guardian ad litem or guardian of the estate of a person
6 interested to review court records for the purpose of s. ~~852.01 (2m) (bg)~~ 854.14 (5) (b),
7 the court assigned to exercise jurisdiction under this chapter and ch. 48 shall open
8 for inspection by any authorized representative of the requester the records of the
9 court relating to any juvenile who has been adjudged delinquent on the basis of
10 unlawfully and intentionally killing a person.

NOTE: Section 852.01 (2m) was repealed and recreated by 1997 Wis. Act 188. It no longer contains par. (bg). The subject matter of the former s. 852.01 (2m) (bg) relating to the heirship of a juvenile adjudicated delinquent for intentionally killing a person is now located at s. 854.14 (5) (b), as created by 1997 Wis. Act 188.

11 **SECTION 352.** The treatment of 938.396 (7) (a) of the statutes by 1997 Wisconsin
12 Act 95 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

13 **SECTION 353.** The treatment of 938.396 (7) (bm) of the statutes by 1997
14 Wisconsin Act 95 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

15 **SECTION 354.** The treatment of 938.396 (7) (c) of the statutes by 1997 Wisconsin
16 Act 95 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

17 **SECTION 355.** The treatment of 938.51 (1) (intro.) of the statutes by 1997
18 Wisconsin Act 181 is not repealed by 1997 Wisconsin Act 207. Both treatments stand.

NOTE: There is no conflict of substance.

19 **SECTION 356.** 938.51 (1) (c) (intro.) of the statutes, as affected by 1997 Wisconsin
20 Acts 181 and 207, is amended to read:

1 938.51 (1) (c) (intro.) Subject to par. (cm), notify an adult relative of the victim
2 of the juvenile's release if all of the following apply:

NOTE: The underscored language was deleted by 1997 Wis. Act 181, but must be
reinserted to give effect to the treatment of this provision by 1997 Wis. Act 207.

3 **SECTION 357.** 938.51 (1m) of the statutes, as affected by 1997 Wisconsin Acts
4 181 and 207, is amended to read:

5 938.51 (1m) The department or county department having supervision over a
6 juvenile described in sub. (1) shall determine the local agencies that it will notify
7 under sub. (1) (a) based on the residence of the juvenile's parents or on the juvenile's
8 intended residence specified in the juvenile's aftercare supervision plan or, if those
9 methods do not indicate the community in which the juvenile will reside following
10 release from a ~~or~~ secured correctional facility or secured child caring institution or
11 from the supervision of the department or county department, the community in
12 which the juvenile states that he or she intends to reside.

NOTE: The stricken "or" was inserted by 1997 Wis. Act 207, but rendered surplusage
by the treatment of this provision by 1997 Wis. Act 181.

13 **SECTION 358.** The treatment of 938.51 (2) of the statutes by 1997 Wisconsin Act
14 181 is not repealed by 1997 Wisconsin Act 207. Both treatments stand.

NOTE: There is no conflict of substance.

15 **SECTION 359.** The treatment of 938.51 (4) (intro.) of the statutes by 1997
16 Wisconsin Act 181 is not repealed by 1997 Wisconsin Act 207. Both treatments stand. ↙

NOTE: There is no conflict of substance.

17 **SECTION 360.** 938.51 (4) (a) of the statutes, as affected by 1997 Wisconsin ~~Act~~
18 181 and 207, is amended to read:

19 938.51 (4) (a) Any known victim of the act for which the juvenile was found
20 delinquent or to be in need of protection or services, if the criteria under sub. (1) (b)

Acts

(a)

1 are met; an adult relative of the victim, if the criteria under sub. (1) (c) are met; or
2 the victim's parent or guardian, if the criteria under sub. (1) (cm) are met.

NOTE: The underscored language was deleted by 1997 Wis. Act 181, but must be reinserted to give effect to the treatment of this provision by 1997 Wis. Act 207.

3 **SECTION 361.** The treatment of 939.62 (2m) (a) 2. of the statutes by 1997
4 Wisconsin Act 219 is not repealed by 1997 Wisconsin Act 295. Both treatments stand.

NOTE: There is no conflict of substance. Section 939.62 (2m) (a) 2. was renumbered to 939.62 (2m) a. 2m. b. by 1997 Wis. Act 326.

5 **SECTION 362.** The treatment of 939.62 (2m) (b) of the statutes by 1997
6 Wisconsin Act 283 is not repealed by 1997 Wisconsin Act 326. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 363. The treatment of 940.09 (1d) of the statutes by 1997 Wisconsin
Act 237 is not repealed by 1997 Wisconsin Act 295. Both treatments stand.

NOTE: There is no conflict of substance.

9 **SECTION 364.** The treatment of 940.25 (1d) of the statutes by 1997 Wisconsin
10 Act 237 is not repealed by 1997 Wisconsin Act 295. Both treatments stand.

NOTE: There is no conflict of substance.

11 **SECTION 365.** The treatment of 941.20 (3) (b) 2. of the statutes by 1997
12 Wisconsin Act 248 is not repealed by 1997 Wisconsin Act 249. Both treatments stand.

NOTE: There is no conflict of substance.

13 **SECTION 366.** 941.31 (2) (c) of the statutes is amended to read:
14 941.31 (2) (c) This subsection does not apply to the transportation, possession,
15 use or transfer of any improvised explosive ~~device~~ device by any armed forces or
16 national guard personnel or to any peace officer in the line of duty or as part of a
17 duty-related function or exercise. The restriction on transportation in this
18 subsection does not apply to common carriers.

NOTE: Corrects spelling error. The change has been made in the printed volumes.

be s.

Bruce:
is this
correct?

Bruce: fix your macro?

1 **SECTION 367.** 950.02 (1m) of the statutes, as affected by 1997 Wisconsin Acts
2 35 and 181, is amended to read:

3 950.02 (1m) “Crime” means an act committed in this state which, if committed
4 by a competent adult, would constitute a crime, as defined in s. 939.12. ~~juvenile~~

NOTE: The stricken language was inserted by 1997 Wis. Act 35, but rendered surplusage by the treatment of this provision by 1997 Wis. Act 181.

5 **SECTION 368.** 950.04 (2w) (g) of the statutes, as affected by 1997 Wisconsin Act
6 181, is amended to read:

7 950.04 (2w) (g) To be provided with appropriate ~~employer~~ intercession services
8 to ensure that employers of witnesses will cooperate with the criminal justice process
9 and the juvenile justice process in order to minimize an employe’s loss of pay and
10 other benefits resulting from court appearances.

NOTE: 1997 Wis. Act 181 deleted “employer” without showing it as stricken. The change was intended.

11 **SECTION 369.** The treatment of 961.49 (2) (a) of the statutes by 1997 Wisconsin
12 Act 283 is not repealed by 1997 Wisconsin Act 327. Both treatments stand.

NOTE: There is no conflict of substance.

13 **SECTION 370.** The treatments of 969.08 (10) (b) of the statutes by 1997
14 Wisconsin ~~Acts~~ ^{Acts} 143 and 180 are not repealed by 1997 Wisconsin Act 295. All
15 treatments stand.

NOTE: There is no conflict of substance.

16 **SECTION 371.** The treatments of 972.13 (6) of the statutes by 1997 Wisconsin
17 Acts 250 and 275 are not repealed by 1997 Wisconsin Act 283. All treatments stand.

NOTE: There is no conflict of substance.

18 **SECTION 372.** The treatment of 972.14 (2) of the statutes by 1997 Wisconsin Act
19 73 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

1 **SECTION 373.** The treatment of 972.15 (2s) of the statutes by 1997 Wisconsin
2 Act 73 is not repealed by 1997 Wisconsin Act 205. Both treatments stand.

NOTE: There is no conflict of substance.

3 **SECTION 374.** The treatment of 973.0135 (1) (b) 2. of the statutes by 1997
4 Wisconsin Act 219 is not repealed by 1997 Wisconsin Act 295. Both treatments stand.

NOTE: There is no conflict of substance.

5 **SECTION 375.** The treatment of 973.014 (2) of the statutes by 1997 Wisconsin
6 Act 283 is not repealed by 1997 Wisconsin Act 326. Both treatments stand.

NOTE: There is no conflict of substance.

7 **SECTION 376.** The treatments of 973.05 (1) of the statutes by 1997 Wisconsin
8 Acts 27 and 148 are not repealed by 1997 Wisconsin Act 248. All treatments stand.

NOTE: There is no conflict of substance. 1997 Wis. Act 248 states that it treats this
provision as affected by 1997 Wis. Act 27, but does not.

9 **SECTION 377.** 980.06 (2) (b) of the statutes, as affected by 1997 Wisconsin Acts
10 27 and ~~248~~, is amended to read:

11 980.06 (2) (b) An order for commitment under this section shall specify either
12 institutional care or supervised release. In determining whether commitment shall
13 be for institutional care or for supervised release, the court may consider, without
14 limitation because of enumeration, the nature and circumstances of the behavior
15 that was the basis of the allegation in the petition under s. 980.02 (2) (a), the person's
16 mental history and present mental condition, where the person will live, how the
17 person will support himself or herself, and what arrangements are available to
18 ensure that the person has access to and will participate in necessary treatment,
19 including pharmacological treatment using an antiandrogen or the chemical
20 equivalent of an antiandrogen if the person is a serious child sex offender. In deciding
21 whether to order supervised release of a person who is a serious child sex offender,

Bruce:
Is this
correct?

WFO: Before you start the changes on lines (6-17),
Safe me. (This is a little bit tricky.)
5 See, also, my attached example.

the court may not consider, as a factor in making its decision, that the person is a proper subject for pharmacological treatment using an antiandrogen or the chemical equivalent of an antiandrogen or that the person is willing to participate in pharmacological treatment using an antiandrogen or the chemical equivalent of an antiandrogen. The department shall arrange for control, care and treatment of the person in the least restrictive manner consistent with the requirements of the person and in accordance with the court's commitment order.

NOTE: Inserts missing "a".

SECTION 378. The treatment of 980.06 (2) (c) of the statutes by 1997 Wisconsin Act 275 is not repealed by 1997 Wisconsin Act 284. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 379. The treatment of 980.08 (4) of the statutes by 1997 Wisconsin Act 27 is not repealed by 1997 Wisconsin Act 284. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 380. The treatment of 980.08 (5) of the statutes by 1997 Wisconsin Act 275 is not repealed by 1997 Wisconsin Act 284. Both treatments stand.

NOTE: There is no conflict of substance.

SECTION 381. 990.001 (16) of the statutes is created to read:

990.001 (16) DEGREES OF KINSHIP. The degree of kinship is computed according

to the rules of the civil law, as follows: [See Figure 990.001 (16) following]

Figure 990.001

Keep

change component to "text:treat";

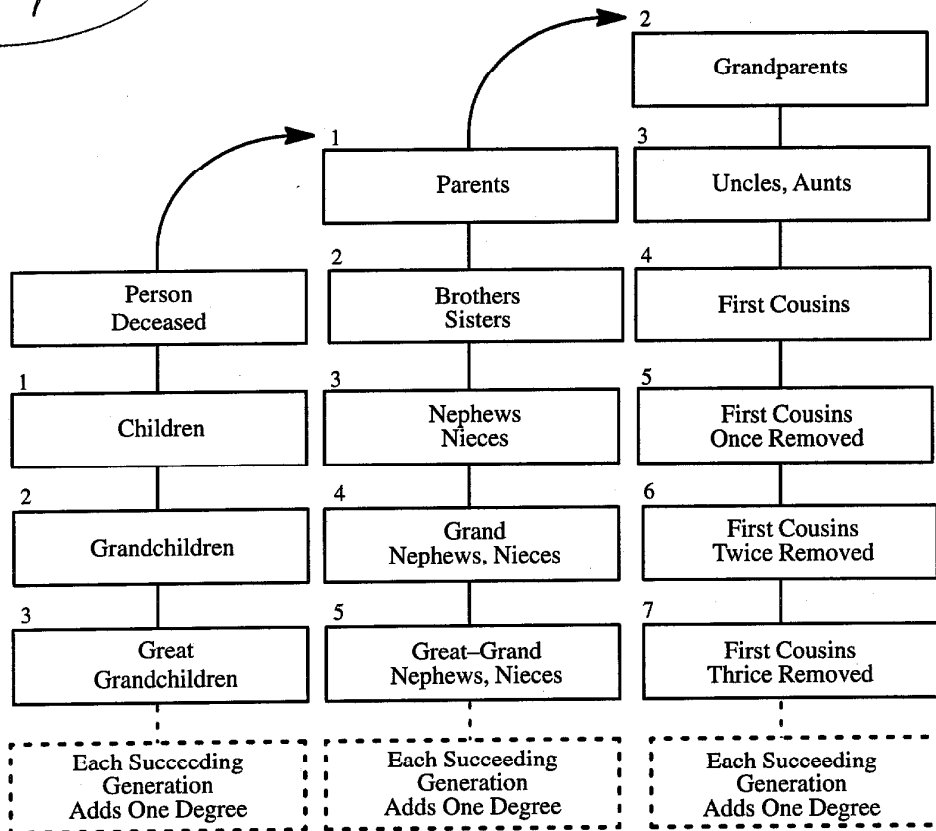
and change page props to "begin new page".
[Make it flush left and Bold.]

wfo: using text:treat component, put a "Bold" line above and at line below the "Figure line".

EXAMPLE

Figure: 990.001 (16)

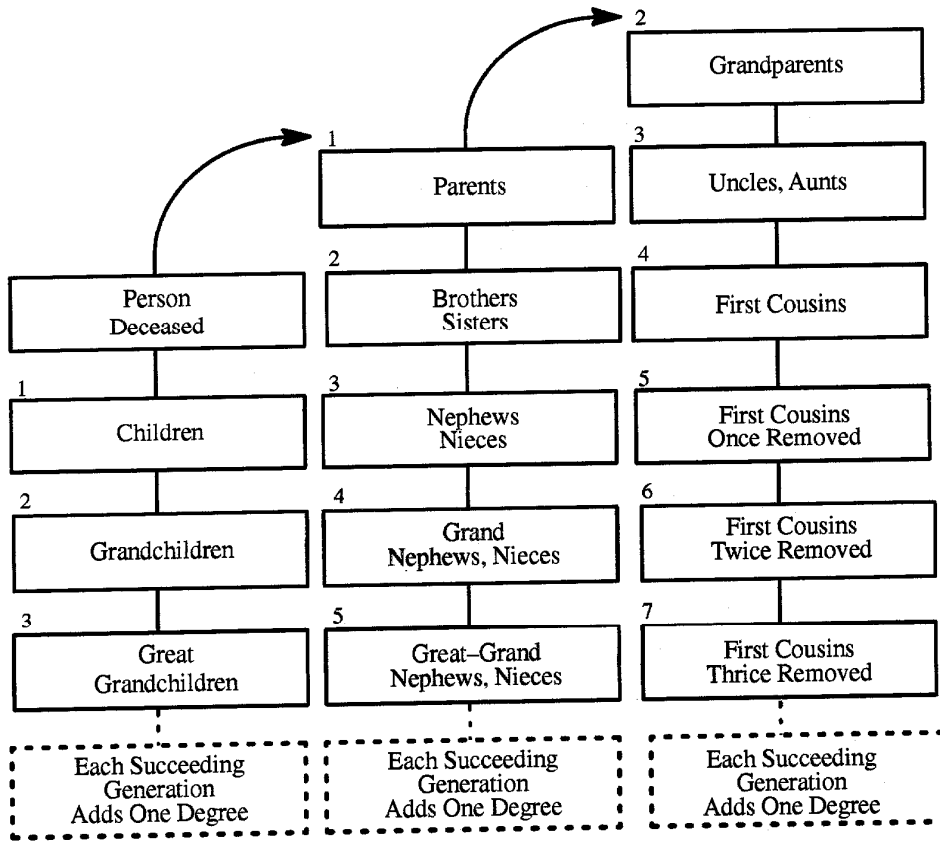
Less white space.



NOTE: Recreates s. 852.03 (2), 1995 stats., which was repealed by 1997 Wis. Act 188. Degrees of kinship are no longer used in the probate code. However, several previously existing statutes continue to use the degrees of kinship as determined under s. 852.03 (2), 1995 stats. This table is reinserted into the statutes for user convenience.

SECTION 382. 1997 Wisconsin Act 156, section 16 (1) (intro.) and (2) are amended to read:

1997 Wisconsin Act 156, section 16 (1) (intro.) Notwithstanding section 440.973 440.983 of the statutes, as created by this act, the department of regulation and licensing shall do each of the following:



text: treat line

WPO: have me check this figure when done.

WPO: In page props, remove "begin new page".

NOTE: Recreates s. 852.03 (2), 1995 stats., which was repealed by 1997 Wis. Act 188. Degrees of kinship are no longer used in the probate code. However, several previously existing statutes continue to use the degrees of kinship as determined under s. 852.03 (2), 1995 stats. This table is reinserted into the statutes for user convenience.

SECTION 382. 1997 Wisconsin Act 156, section 16 (1) (intro.) and (2) are

amended to read:

[1997 Wisconsin Act 156, section 16 (1) (intro.) Notwithstanding section 440.973 440.983 of the statutes, as created by this act, the department of regulation and licensing shall do each of the following:

(2) A license of registration issued under subsection (1) (a) may be renewed under section 440.975 440.985 of the statutes, as created by this act. A license of registration issued under subsection (1) (b) is valid until 3 years after that date that it is issued and may not be renewed.

NOTE: Sections 440.973 and 440.975, as created by 1997 Wis. Act 156, are renumbered subch. XI of ch. 440 by this bill.

SECTION 383. 1997 Wisconsin Act Act 164, section 95, is amended by replacing "~~for which the department has given prior review and approval as to the content of such classes or laboratory periods so as to assure that such classes and laboratory periods are only~~" with "~~for which the state superintendent has given prior review and approval as to the content of such classes or laboratory periods so as to assure that such classes and laboratory periods are only~~"

NOTE: Inserts the treatment by 1997 Wis. Act 27 which was indicated by 1997 Wis. Act 240 to be included, but was not.

SECTION 384. 1997 Wisconsin Act 197, section 3, is amended by replacing "29.093 (2) (f) of the statutes is amended" with "29.093 (2) (f) 1. of the statutes is amended".

NOTE: Clarifies that 1997 Wisconsin Act 197, section 3, affects only s. 29.093 (2) (f) 1. and not all of s. 29.093 (2) (f) as stated in the Act.

190:
all of the
action" the
component
from here
through
297 are
wrong;
leave fix.
Bruce: From here to the end
of the bill, unless I slip up and say
of the bill, "act" is part, they must
of the be deleted, check that.

Bruce: When these components are wrong, it prevents some essential editing routines on the draft, so, I skipped the

Bruce: when you change these references, the phrase "as created by this act," becomes inaccurate.

Bruce: none of these types of provisions end with period. Shouldn't they?

Bruce: "section" isn't used consistently; make NOTES consistent?

from running for this times XE bill.

1 **SECTION 385.** 1997 Wisconsin Act 231, section 21^g is amended by replacing “filed
2 under and the complainant specified in sub. (1) (a) 1. or 3. or, for a complaint specified
3 in sub. (1) (a) 2., a party to an interconnection agreement who is identified in a notice
4 under s. 196.199 (3) (b) 1. b., 10 days” with “filed under specified in sub. (1) and the
5 complainant (a) 1. or 3. or, for a complaint specified in sub. (1) (a) 2., a party to an
6 interconnection agreement who is identified in a notice under s. 196.199 (3) (b) 1. b.,
7 10 days”.

NOTE: 1997 Wis. Act 231, ^{section} § 21, showed “and the complainant” in the wrong location
within s. 196.26 (2) (b). The deletion of the phrase was intended. This amendment
clarifies the intended change.

8 **SECTION 386.** 1997 Wisconsin Act 231, section 21^g is amended by replacing
9 “153.05 (7) of the statutes, as affected by 1997 Wisconsin Act, is repealed.” with
10 “153.05 (7) of the statutes, as affected by 1997 Wisconsin Act 27, is repealed.”

NOTE: Inserts missing Act number for clarification.

11 **SECTION 387.** 1997 Wisconsin Act 237, section 83no^g is amended by replacing
12 “39.41 (2) (a) of the statutes is amended to read:” with “39.41 (2) (a) of the statutes,
13 as affected by 1997 Wisconsin Act 27, is amended to read:”

NOTE: 1997 Wis. Act 237, ^{section} § 83no, treated s. 39.41 (2) (a) as affected by 1997 Wis.
Act 27, but did not indicate that fact.

14 **SECTION 388.** 1997 Wisconsin Act 237, section 251h^g is amended by replacing
15 “50.095 (3) (am) of the statutes, as affected by 1997 Wisconsin Act 114, is created to
16 read:” with “50.095 (3) (am) of the statutes is created to read:”

NOTE: Section 50.095 (3) (am) was not affected by 1997 Wis. Act 114.

17 **SECTION 389.** 1997 Wisconsin Act 237, section 251L^g is amended by replacing
18 “50.095 (3m) of the statutes, as affected by 1997 Wisconsin Act 114, is created to
19 read:” with “50.095 (3m) of the statutes is created to read:”

NOTE: Section 50.095 (3m) was not affected by 1997 Wis. Act 114.

1 **SECTION 390.** 1997 Wisconsin Act 237, section 382^g is amended by replacing
 2 “138.12 (4) (a) of the statutes, as created by 1997 Wisconsin Act (Senate Bill 494),
 3 is renumbered ~~138~~” with “138.12 (4) (a) of the statutes, as affected by 1997 Wisconsin
 4 Act ... (Senate Bill 494), is renumbered ~~138~~”

NOTE: Section 138.12 (4) (a) was affected by 1997 Wis. Act 191 (SB-494), but was not created by it.

191

5 **SECTION 391.** 1997 Wisconsin Act 240, section 5^g is amended by replacing
 6 “118.145 (1) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to
 7 read:” with “118.145 (1) of the statutes is amended to read:”

NOTE: 1997 Wis. Act 240 indicated that it treated this provision as affected by 1997 Wis. Act 27, but did not

8 **SECTION 392.** 1997 Wisconsin Act 240, section 6^g is amended by replacing
 9 “119.04 (1) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:”
 10 with “119.04 (1) of the statutes is amended to read:”

NOTE: 1997 Wis. Act 240 indicated that it treated this provision as affected by 1997 Wis. Act 27, but did not

11 **SECTION 393.** 1997 Wisconsin Act 248, section 754^g is repealed.

NOTE: 1997 Wis. Act 248, ~~s~~ 754^{section} states that it amends s. 167.31 (4) (cm) (intro.). There is no s. 167.31 (4) (cm) (intro.). The treatment shown is actually of s. 167.31 (4) (cm). That treatment is correctly shown at ~~s~~ 755 of Act 248.

12 **SECTION 394.** 1997 Wisconsin Act 248, section 780^g is amended by replacing
 13 “973.05 (1) of the statutes, as affected by 1997 Wisconsin Act 27, is amended to read:”
 14 with “973.05 (1) of the statutes is amended to read:”

NOTE: The treatment of s. 973.05 (1) by 1997 Wisconsin Act 27 was not included in the treatment of that provision by 1997 Wis. Act 248.

15 **SECTION 395.** 1997 Wisconsin Act 253, section 9^g is amended by replacing “If,
 16 by contractual agreement ~~g~~” with “If, by contractual agreement ~~g~~”.

NOTE: The underscored “by” was preexisting. Only the comma was added.

Fix all of these components; they must be auto-numbered.

Comment: these statutes do not appear in those SEC'S.

1 **SECTION 396.** 1997 Wisconsin Act 254, section 971^g is amended by replacing
2 “following the filing under par. (a) with the commission” with “following the filing
3 with the commission”.

NOTE: 1997 Wis. Act 254 erroneously included “under par. (a)” in the stricken material shown here.

4 **SECTION 397.** 1997 Wisconsin Act 292, section 203^g is amended by replacing
5 “~~with~~ with the hearing. I” with “~~with~~ with the hearing.”.

NOTE: 1997 Wis. Act 254 erroneously included “I” in the stricken material.

6 **SECTION 398. Effective dates.** This act takes effect on the day after
7 publication, except as follows:

8 # (1) The treatments of 20.445 (3) (r), 767.25 (6) (a), 767.261 (1) and 767.51 (5p)
9 (a) of the statutes ~~take~~ ^{takes} effect on the date stated in the notice published by the
10 Department of Workforce Development in the Wisconsin Administrative Register
11 under section 767.29 (1) (f) of the statutes, as created by 1997 Wisconsin Act 27, or
12 on October 1, 1999, whichever is earlier.

13 # (2) The treatments of sections 196.05 (2), 196.215 (2d), ~~196.215~~ (2m) (e), 196.26
14 (1) (intro.) and (a), 196.28 (1m), 196.28 (2) (a), ~~196.28~~ (b) and 196.28 (3) of the
15 statutes takes effect on May 1, 1999.

16 # (3) The treatment of section 20.143 (1) (c) of the statutes (by SECTION 7) takes
17 effect on June 30, 1999.

18 # (3) The treatment of section 20.143 (1) (c) of the statutes (by SECTION 8) takes
19 effect on July 1, 1999.

20 # (4) The treatments of section 172.52, 172.53 (1) (int.) and (2), 172.54, 172.55 and
21 172.56 (1) of the statutes ~~take~~ ^{takes} effect on December 1, 1999.

check for auto #

auto ref 5-12

auto ref 5-13

*7??
(intro.)*

takes



1
2
3

(5) The treatment of section 100.26 (2) of the statutes takes effect on December
31, 1999.

(END)