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State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-3516/P8
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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

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

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

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

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

7 (1.10)(1) The Wisconsin state song is "On, Wisconsin", music written by W. T.
8 Purdy, the words to which are as follows: "On, Wisconsin! On, Wisconsin! Grand old

State song, state dance and state symbols.

(B)

1 badger state! We, thy loyal sons and daughters, Hail thee, good and great. On,
2 Wisconsin! On, Wisconsin Champion of the right, 'Forward', our motto — God will
3 give thee might!"

4 (2) The Wisconsin state dance is the polka.

5 (3) The Wisconsin state symbols are as follows:

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

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

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

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

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

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

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

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

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

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

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

1 ~~(L) The honey bee (apis mellifera) is the state insect is the honey bee (apis~~
2 ~~mellifera); the Wisconsin.~~

3 ~~(m) The trilobite (calymene celebra) is the state fossil is the trilobite (calymene~~
4 ~~celebra); the Wisconsin.~~

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

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

8 ~~(p) Antigo silt loam (typic glossoboralf) is the state soil is the Antigo silt loam~~
9 ~~(typic glossoboralf).~~

10 ~~(4) The Wisconsin Blue Book shall include the information contained in this~~
11 ~~section concerning the state song, dance, beverage, tree, grain, flower, bird, fish,~~
12 ~~animal, domestic animal, wildlife animal, dog, insect, fossil, mineral, rock and soil.~~

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

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

14 11.01 (6) (a) 1. A gift, subscription, loan, advance, or deposit of money or
15 anything of value (, except a loan of money by a commercial lending institution made
16 by the institution in accordance with applicable laws and regulations in the ordinary
17 course of business), made for political purposes. In this subdivision "anything of
18 value" means a thing of merchantable value.

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

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

NOTE: Replaces parentheses in conformity with current style.

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

9 11.01 (7) (a) 1. A purchase, payment, distribution, loan, advance, deposit, or
10 gift of money or anything of value (, except a loan of money by a commercial lending
11 institution made by the institution in accordance with applicable laws and
12 regulations in the ordinary course of business), made for political purposes. In this
13 subdivision, "anything of value" means a thing of merchantable value.

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

NOTE: Replaces parentheses in conformity with current style.

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

21 11.31 (6) (a) (intro.) In computing the limitations under this section an
22 individual or campaign treasurer may exclude any contributions of the following:

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

- 1 2. Loan repayments made;~~any inaugural.~~
- 2 3. Inaugural expenses paid from the campaign depository account under s.
- 3 11.25 (2) (b);any expenses.
- 4 4. Expenses incurred as a result of a recount;~~all.~~
- 5 5. All federal, state or local taxes paid;~~any reimbursement.~~
- 6 6. Reimbursement made to a candidate for the candidate's travel expenses;~~the.~~
- 7 7. The gross receipts from the sale at an auction of any materials contributed
- 8 to a candidate and reported by the candidate as a disbursement at the time the
- 9 contribution is made;all.
- 10 8. All refunds or deposits paid;~~the.~~
- 11 9. The cost of services and materials purchased from a service provider for the
- 12 purpose of compliance with the electronic filing requirement under s. 11.21 (16);and
- 13 the.
- 14 10. The cost of facilities rental, entertainment expense, food and beverages (,
- 15 including the preparation and service thereof if contracted to an outside agency), if
- 16 utilized for a meal, sale, rally or similar fund raising effort or program ~~which that~~
- 17 is intended for political purposes.
- 18 (b) Any such exclusion claimed under par. (a) shall be reported to the
- 19 appropriate filing officer in ~~such the~~ form as that the board may require requires.

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

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

21 16.46 (1) A summary of the actual and estimated receipts of the state

22 government in all operating funds under existing laws during the current and the

1 succeeding bienniums, classified so as to show the receipts by funds, organization
2 units and sources of income;.

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

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

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

13 (5) A statement of the actual and estimated receipts and disbursements of each
14 department and of all state aids and activities during the current biennium, the
15 departmental estimates and requests, and the recommendations of the governor for
16 the succeeding biennium. Estimates of expenditures shall be classified to set forth
17 such expenditures by funds, organization units, appropriation, object and activities
18 at the discretion of the secretary;.

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

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

20 16.82 (1) Shall have access at all reasonable times to all state offices;.

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

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

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

3 19.01 (4) (a) (intro.) Official oaths and bonds of the following public officials
4 shall be filed: ~~(a) In~~ in the office of the secretary of state: ~~Of all~~

5 1. All members and officers of the legislature; ~~of the.~~

6 2. The governor;.

7 3. The lieutenant governor ~~and.~~

8 4. The state superintendent; ~~of the.~~

9 5. The justices, reporter and clerk of the supreme court; ~~of the.~~

10 6. The judges of the court of appeals; ~~of the.~~

11 7. The judges and reporters of the circuit courts; ~~of all.~~

12 8. All notaries public; ~~of every.~~

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

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

NOTE: Subdivides provision in outline form and reorders and renumbers text to create grammatically correct complete sentences for improved readability and conformity with current style. See the next 3 sections of this bill.

18 SECTION 8. 19.01 (4) (b) [√] of the statutes is renumbered 19.01 (4) (b) (intro.) and
19 amended to read:

20 19.01 (4) (b) (intro.) [√] In Official oaths and bonds of the following public officials
21 shall be filed in the office of the governor: ~~Of the~~

22 1. The secretary of state;.

1 2. The state treasurer and,

2 3. The attorney general;

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

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

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

8 19.01 (4) (c) (intro.) ~~In~~ Official oaths and bonds of the following public officials
9 shall be filed in the office of the clerk of the circuit court for any ~~the~~ county; Of all in
10 which the official serves;

11 1. All court commissioners, of all,

12 2. All family court commissioners, of all,

13 3. All municipal judges, and of all other,

14 4. All judges or judicial officers, not included in subds. 1. to 3., elected or
15 appointed for that county, or whose jurisdiction is limited thereto;

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

17 19.01 (4) (d) ~~In~~ Official oaths and bonds of all elected or appointed county
18 officers, other than those enumerated in par. (c), and of all officers whose
19 compensation is paid out of the county treasury shall be filed in the office of the
20 county clerk of any ~~the~~ county; Of all county officers elected or appointed in and
21 for such county, other than those enumerated in par. (c), and of all officers whose
22 compensation is paid out of the treasury of such county. The in which the officer
23 serves.

24 (dm) Official oaths and bonds of members of the governing board, and the
25 superintendent and other officers of any joint county school, county hospital, county

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1 sanatorium, county asylum or other joint county institution shall ~~file~~ ^{be filed in the} ~~in the~~ ^{plain}
 2 office of the county clerk ~~of~~ ^{of} the county in which the buildings of such institutions ~~are~~ ^{file}
 3 the institution that the official serves are located;

NOTE: Subdivides provision in outline form and reorders and rennumbers text to create grammatically correct complete sentences for improved readability and conformity with current style. See the previous section and the next 2 sections of this bill.

4 SECTION 12. 19.01 (4) ^(dd) ~~(dd)~~ of the statutes is renumbered 19.01 (4m) and
 5 amended to read: ^{Approval and notice.}

6 19.01 (4m) ^(c) Bonds specified in pars. sub. (4) (c) and (d) and (dm) and bonds of
 7 any county employe required by statute or county ordinance to be bonded shall be
 8 approved by the district attorney as to amount, form and execution before the bonds
 9 are accepted for filing. The clerk of the circuit court and the county clerk respectively
 10 shall notify in writing the county board or chairperson within 5 days after the entry
 11 upon the term of office of a judicial or county officer specified in pars. sub. (4) (c) and
 12 (d) and (dm) or after a county employe required to be bonded has begun employment.
 13 The notice shall state whether or not the required bond has been furnished and shall
 14 be published with the proceedings of the county board.

NOTE: Relocates this provision to a separate subsection because its subject matter does not fit logically with the remaining paragraphs of s. 19.01 (4). See also the next section and preceding 2 sections of this bill. Title is created because the other subsections under s. 19.01 have ~~subsection~~ titles.

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

16 19.01 (4) (e) In Official oaths and bonds of all elected and appointed town
 17 officers shall be filed in the office of any the town clerk: Of all officers elected or
 18 appointed in and for such the town in which the officer serves, except the that oaths
 19 and bonds of town elerk who clerks shall file be filed in the office of the town
 20 treasurer;

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

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

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

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

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NOTE: Reorders text and replaces language to create grammatically correct
complete sentences for improved readability and conformity with current style. See the
~~next three sections of this bill.~~

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

17 20.003 (3) (b) 1. Appropriations from general purpose revenues shall be
18 assigned paragraph letters (a) to (fz);.

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

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

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

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

5 (c) 1. Appropriations from general purpose revenues shall be shown with a 2nd
6 paragraph letter of “a” to “f”;~~z~~.

7 2. Appropriations from program revenues shall be shown with a 2nd paragraph
8 letter of “g” to “j” or “L” to “p”;~~z~~.

9 3. Appropriations from program revenue-service shall be shown with a 2nd
10 paragraph letter of “k”;~~z~~.

11 4. Appropriations from segregated revenues shall be shown with a 2nd
12 paragraph letter of “q” to “z”;~~z~~.

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

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

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

16 20.921 (1) (d) 2. The trustee shall make purchases of savings bonds in the name
17 of the officer or employe (, or other beneficiary named in the request), whenever the
18 amount to their credit is sufficient for that purpose and transmit them to the person
19 entitled thereto. If the officer or employe cancels the request for the purchase of
20 savings bonds, or upon termination of the trust, the amount remaining to a person’s
21 credit is not sufficient to purchase a bond the trustee may purchase savings stamps
22 and transmit them to the person entitled thereto or refund the amount.

NOTE: Replaces parentheses in greater conformity with current style.

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

NOTE: The designation as subdivision 2. is unnecessary. Section 23.09 (26) (a) is not divided into subdivisions.

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

2 24.01 (2) ^{plain} "Board" ~~Except in ch. 25. (board)~~ means the board of commissioners
3 of public lands, except that this definition does not apply to ch. 25

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

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

5 **24.10 Procedure at sale.** At the time and place specified in ~~such~~ the notice
6 under s. 24.09 (1) (d) the board shall commence the sale of the lands described in the
7 notice and thereafter continue the same from day to day (, Sundays excepted),
8 between 9 a.m. and the setting of the sun, until all lands described in ~~said~~ the notice
9 have been offered. The order of ~~such~~ the sale shall be to begin at the lowest number
10 of the sections, townships and ranges in each county and proceed regularly to the
11 highest, until all then to be sold are offered for sale. ~~Each lot or tract of such lands~~
12 ~~shall, except such as may be~~ Except for lands withheld as provided in from sale under
13 s. 24.09, (2), each lot or tract of lands to be sold shall be offered separately at the
14 minimum price fixed by law, and shall be cried at public auction long enough to
15 enable every one present to bid; and if, If the minimum price or more be is bid, such
16 the lot or tract shall be struck off to the highest bidder; but if such the minimum price
17 be is not bid the tract shall be set down unsold.

NOTE: Breaks up long sentences, replaces punctuation, inserts specific cross-references and references and replaces parentheses for greater conformity with current style and improved readability.

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

19 24.14 (title) **Rights of swamp-land swampland purchasers.**

NOTE: Inserts preferred spelling.

1 SECTION 20. 24.61 (3) (a) 1. of the statutes is renumbered 24.61 (3) (a) 1. (intro.)

2 and amended to read:

3 24.61 (3) (a) 1. (intro.) A school district by whatever name designated, to be

4 used for the any of the following purposes:

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

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

7 of,

8 c. Purchasing teacherages, teacherage sites, schoolhouse sites, bus garage

9 sites, transportation vehicles, bus garages, school equipment, ~~or and~~ school

10 playgrounds, ~~or in refunding.~~

11 d. Refunding any indebtedness incurred for a lawful purpose and within the

12 constitutional limitations, ~~and for the~~

13 e. The purpose authorized by s. 67.04 or otherwise authorized by law; ^{Pf. Any purpose}

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

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

15 24.61 (3) (a) 2. A town, village, city or county as provided under s. 67.04 or

16 otherwise authorized by law; ~~or,~~

17 SECTION 22. 25.01 of the statutes is created to read:

18 **25.01 Definition.** In this chapter, unless the context requires otherwise,

19 "board" means the investment board.

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

This bill excepts the applicability of the s. 24.01 (2) definition to ch. 25 and defines "board" as the investment board for purposes of ch. 25. Currently in ch. 25, the

investment board is referred to as both "the board" and the "investment board". Except in provisions which contain references to other boards as well the investment board, this bill replaces "the investment board" with "the board". See also the treatment of s. 24.01 (2) by this bill.

1 **SECTION 23.** 25.14 (1) of the statutes is amended to read:

2 25.14 (1) There is created a state investment fund under the jurisdiction and
3 management of the investment board (~~hereinafter referred to as "board"~~) to be
4 operated as an investment trust for the purpose of managing the securities of all the
5 state's funds consisting of the funds specified in s. 25.17 (1) except the state life fund,
6 fixed retirement investment trust, variable retirement investment trust, capital
7 improvement fund, bond security and redemption fund, state building trust fund, the
8 state housing authority reserve fund, the children's trust fund, the patients
9 compensation fund, the tuition trust fund, funds ~~which~~ ^{that} under article X of the
10 constitution are controlled and invested by the board of commissioners of public
11 lands, funds ~~which~~ ^{that} are required by specific provision of law to be controlled and
12 invested by any other authority, the university trust funds and the trust funds of the
13 state universities except that the respective authorities controlling the investment
14 of any such excluded fund may authorize the transfer of any temporary cash assets
15 of any such excluded fund to the state investment fund in accordance with subs. (2)
16 and (3).

NOTE: The stricken language is unnecessary after the creation of the definition of "board" as s. 25.01 by this bill.

17 **SECTION 24.** 25.14 (3) of the statutes is amended to read:

18 25.14 (3) The department of administration, upon consultation with the
19 ~~investment~~ board, shall distribute all earnings, profits or losses of the state
20 investment fund to each participating fund in the same ratio as each such fund's
21 average daily balance within the state investment fund bears to the total average

1 daily balance of all participating funds, except as provided in s. 14.58 (19) and except
2 that the department of administration shall credit to the appropriation account
3 under s. 20.585 (1) (jt) an amount equal to the amount assessed under s. 25.19 (3)
4 from the earnings or profits of the funds against which an assessment is made. Such
5 distribution shall be made at such times as the department of administration may
6 determine, but must be made at least semiannually in each complete fiscal year of
7 operation.

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

8 SECTION 25. 25.15 (5) of the statutes is amended to read:

9 25.15 (5) COMMISSIONS. All records of commissions paid by the investment
10 board for purchases and sales of investments are open to public inspection.

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

11 SECTION 26. 25.156 (1) of the statutes is amended to read:

12 25.156 (1) The members of the board shall be the governing body of the
13 investment board and shall promulgate rules and formulate policies deemed
14 necessary and appropriate to carry out its functions.

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

15 SECTION 27. 25.156 (2) of the statutes, as affected by 1999 Wisconsin Act 9, is
16 amended to read:

17 25.156 (2) The investment board shall employ an executive director, who shall
18 serve outside the classified service. The executive director shall be qualified by
19 training and prior experience to manage, administer and direct the investment of
20 funds. The investment board shall fix the compensation of the executive director,
21 and may award bonus compensation.

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

22 SECTION 28. 25.156 (2m) of the statutes is amended to read:

1 **25.156 (2m)** The ~~investment~~ board shall employ an internal auditor, who shall
2 serve outside the classified service. The board shall fix the compensation of the
3 internal auditor.

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

4 **SECTION 29.** 25.156 (8) of the statutes is amended to read:

5 **25.156 (8)** The ~~investment~~ board shall keep full minutes of its proceedings.

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

6 **SECTION 30.** 25.156 (9) of the statutes is amended to read:

7 **25.156 (9)** The chairperson of the ~~investment~~ board shall appear at least
8 annually before any committee established in the senate, whose jurisdiction includes
9 financial institutions, if that committee so requests.

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

10 **SECTION 31.** 25.16 (1) of the statutes is amended to read:

11 **25.16 (1)** The executive and administrative functions of the ~~investment~~ board,
12 except for the functions performed by the internal auditor under s. 25.165 (2), shall
13 be vested in an executive director, who shall perform the functions of executive
14 director in conformity with the requirements of the members of the board and in
15 accordance with policies, principles and directives determined by the members of the
16 board.

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

17 **SECTION 32.** 25.16 (2) of the statutes is amended to read:

18 **25.16 (2)** Subject to authorization under s. 16.505, the executive director may
19 appoint a chief legal counsel, chief financial officer, chief risk officer and not more
20 than 11 investment directors and shall appoint a chief investment officer and all
21 other employees necessary to carry out the functions of the ~~investment~~ board, except
22 that the ~~investment~~ board shall appoint the internal auditor and shall participate

1 in the selection of the chief investment officer and investment directors and the
2 internal auditor shall appoint his or her staff. The executive director shall appoint
3 all employes outside the classified service, except blue collar and clerical employes.
4 Neither the executive director, the internal auditor, the chief investment officer, the
5 chief legal counsel, the chief financial officer, the chief risk officer, any investment
6 director nor any other employe of the board shall have any financial interest, either
7 directly or indirectly, in any firm engaged in the sale or marketing of real estate or
8 investments of any kind, nor shall any of them render investment advice to others
9 for remuneration.

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

10 SECTION 33. 25.16 (7) of the statutes, as affected by 1999 Wisconsin Act 9, is
11 amended to read:

12 25.16 (7) The executive director shall fix the compensation of all employes
13 appointed by the executive director, subject to restrictions set forth in the
14 compensation plan under s. 230.12 or any applicable collective bargaining
15 agreement in the case of employes in the classified service, but the investment board
16 may provide for bonus compensation to employes in the unclassified service.

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

17 SECTION 34. 25.165 (1) of the statutes, as affected by 1999 Wisconsin Act 9, is
18 amended to read:

19 25.165 (1) There is created in the investment board an internal audit subunit,
20 under the supervision of the internal auditor. The internal auditor shall report
21 directly to the board and, subject to authorization under s. 16.505, shall appoint all
22 employes necessary to carry out the duties of the internal auditor. The internal
23 auditor shall appoint all employes outside the classified service, except blue collar

1 and clerical employes. The internal auditor shall fix the compensation of all
 2 employes appointed by the internal auditor, subject to restrictions set forth in the
 3 compensation plan under s. 230.12 or any applicable collective bargaining
 4 agreement in the case of employes in the classified service, but the investment board
 5 may provide for bonus compensation to employes in the unclassified service.

NOTE: See the note to the creation of s. 25.01 by this bill. State Public Building Corporation

6 SECTION 35. 25.17 (1) (pg) of the statutes is amended to read:
 7 25.17 (1) (pg) State building trust fund (s. 25.30), except for the purpose and
 8 extent of loans to the Wisconsin ~~state public building corporation~~, the Wisconsin
 9 ~~university building corporation~~, and the Wisconsin ~~state colleges building~~
 10 ~~corporation~~, which are subject to sub. (2) (b); and

NOTE: Deletes unnecessary "and". State Colleges Building Corporation
University Building Corporation

11 SECTION 36. 25.17 (2) (a) of the statutes is amended to read:

12 25.17 (2) (a) Invest any of the funds specified in sub. (1), except operating funds,
 13 the capital improvement fund and the bond security and redemption fund, in loans
 14 to the Wisconsin ~~university building corporation, state colleges building corporation~~
 15 ~~or the Wisconsin state public building corporation~~, but only if such loans are secured
 16 by mortgages upon property owned by the respective corporations State Public Building Corporation
 17 producing sufficient income to retire the mortgage over the term of the loan or are secured by
 18 the pledge of rentals sufficient in amount to retire the indebtedness. The investment
 19 board shall make no loans to any building corporation described in this subsection
 20 except under the conditions herein prescribed, or except as otherwise provided in par.
 21 (b). These loans shall be made only when in the judgment of the investment board
 22 it is to the interest of the funds to do so, except that loans made under par. (b) shall
 23 be made at the direction of the building commission.

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

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

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

NOTE: Replaces parentheses in conformity with current style.

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

12 25.17 (2) (d) Invest the environmental improvement fund, and collect the
13 principal and interest of all moneys loaned or invested from the environmental
14 improvement fund, as directed by the department of administration under s. 281.59
15 (2m). In making such investment, the investment board shall accept any reasonable
16 terms and conditions that the department of administration specifies and is relieved
17 of any obligations relevant to prudent investment of the fund, including those set
18 forth under ch. 881.

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

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

20 25.17 (2) (e) Invest the transportation infrastructure loan fund, and collect the
21 principal and interest of all moneys loaned or invested from transportation
22 infrastructure loan fund, as directed by the department of administration under s.

1 85.52 (4m). In making such investment, the investment board shall accept any
2 reasonable terms and conditions that the department of administration specifies and
3 is relieved of any obligations relevant to prudent investment of the fund, including
4 those set forth under ch. 881.

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

5 SECTION 40. 25.17 (5) of the statutes is amended to read:

6 25.17 (5) The limitations upon the percentage of the assets of any fund ^{that} which
7 are imposed by sub. (4) or any other statute shall not be applicable to investments
8 made by the investment board of funds in the variable retirement investment trust
9 created under s. 40.04 (3) and said investments shall be excluded in computing the
10 assets to which any such limitations apply. Assets of the variable retirement
11 investment trust shall be invested primarily in equity securities ^{that} which shall include
12 common stocks, real estate or other recognized forms of equities whether or not
13 subject to indebtedness, including securities convertible into common stocks and
14 securities of corporations in the venture capital stage. The investment board may,
15 however, temporarily invest such assets in investments which are authorized under
16 sub. (3), but the assets so temporarily invested shall be replaced by equity securities
17 at the earliest time ~~deemed~~ considered by the board to be practicable considering the
18 then existing condition of the securities market and other influential factors.
19 Investments in securities of corporations ^{that} which are in the venture capital stage shall
20 not exceed 2% of the admitted assets of the variable retirement investment trust.

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

21 SECTION 41. 25.17 (6) of the statutes is amended to read:

22 25.17 (6) Notwithstanding any other statute, transfers from the variable
23 retirement investment trust to the fixed retirement investment trust under s. 40.04

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

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

14 SECTION 42. 25.17 (8) of the statutes is amended to read:

15 25.17 (8) Accept when necessary to protect a mortgage loan, a quitclaim deed
16 or warranty deed to the mortgaged property in full satisfaction of the mortgage debt,
17 and manage, operate, lease, exchange, sell and convey, by land contract, quitclaim
18 deed or warranty deed, and grant easement rights in, any real property acquired by
19 said the board.

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

20 SECTION 43. 25.17 (9) of the statutes is amended to read:

21 25.17 (9) Give such advice and assistance as may be requested by the board of
22 commissioners of public lands or the board of regents of the University of Wisconsin
23 System in the investment of any moneys which under sub. (1) are excepted from the

1 moneys to be loaned or invested by the investment board, and assign, sell, convey and
2 deed to them such investments made by the said investment board as may be
3 mutually agreeable. The cost of any services rendered to the board of commissioners
4 of public lands or the board of regents of the University of Wisconsin System
5 pursuant to this section shall be charged to the fund to which the moneys invested
6 belong and shall be added to appropriation to the investment board in s. 20.536.

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

7 **SECTION 44.** 25.17 (10) of the statutes is amended to read:

8 25.17 (10) If a building constitutes any part of the security for a loan made by
9 the ~~investment~~ board under s. 25.17 (3) (bh) or 620.22 (2), ~~such~~ the building shall be
10 kept insured for at least the unpaid amount of the loan or such larger amount as may
11 be necessary to comply with any coinsurance clause inserted in or attached to the
12 policy. When the full insurable value of the building is less than the unpaid amount
13 of the loan, ~~such~~ the building shall be kept insured for the full insurable value
14 thereof.

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

15 **SECTION 45.** 25.17 (12) (d) of the statutes is amended to read:

16 25.17 (12) (d) All other state boards, commissions, departments, institutions
17 and officers in the investment of any funds ~~which~~ that under sub. (1) are ~~hereafter~~
18 to be loaned and invested by the ~~investment~~ board.

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

19 **SECTION 46.** 25.17 (13) of the statutes is amended to read:

1 25.17 (13) Succeed to all of the property, documents, records and assets of the
2 state annuity and investment board in the investment of the several funds ~~which~~
3 that were under the control of ~~said the state annuity and investment~~ board.

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

4 **SECTION 47.** 25.17 (14) (a) of the statutes is amended to read:

5 25.17 (14) (a) Bonds and other evidences of debt and loans secured by
6 mortgages having a fixed term and rate shall be valued at market value, except that
7 if the ~~investment~~ board determines that a market value cannot readily be
8 determined ~~such items~~ ^{for any item the} ~~that~~ item shall be valued at the outstanding principal
9 balance.

NOTE: Replaces plural form of word with singular for sentence agreement. See the
note to the creation of s. 25.01 by this bill.

10 **SECTION 48.** 25.17 (14) (c) of the statutes is amended to read:

11 25.17 (14) (c) Real property ~~which~~ that is leased to others shall be valued at
12 market value, except that if the ~~investment~~ board determines that market value
13 cannot readily be assigned ~~such~~ the real property shall be valued at cost.

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

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

15 25.17 (14) (d) Any preferred stock, bond, or mortgage which is in arrears or in
16 default shall be assigned a value by the ~~investment~~ board ~~which~~ that will
17 approximate what the board in its sole discretion feels the asset is worth.

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

18 **SECTION 50.** 25.17 (15) of the statutes is amended to read:

19 25.17 (15) For purposes of the power and authority of the ~~investment~~ board to
20 make investments, the "admitted assets" of the fixed retirement investment trust or

1 the variable retirement investment trust shall be the total valuation of the assets of
2 such trust as set forth in the last report made pursuant to sub. (14).

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

3 **SECTION 51.** 25.17 (17) of the statutes is amended to read:

4 25.17 (17) No later than January 31 annually, submit a report to the joint
5 committee on finance concerning the amount of credits generated by the investment
6 board with brokerage firms during the preceding calendar year. The report shall
7 contain a separate itemization of the amount of directed credits for services to be
8 provided by the firm providing the credit and ~~3rd party~~ ~~3rd-party~~ credits for services
9 to be provided by any firm. The report shall include information regarding
10 utilization of 3rd-party credits by the board.

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

11 **SECTION 52.** 25.17 (70) (a) and (b) (intro.) of the statutes are consolidated,
12 renumbered 25.17 (70) (intro.) and amended to read:

13 25.17 (70) (intro.) No later than June 30 of every odd-numbered year, after
14 receiving a report from the department of commerce under s. 560.08 (2) (m) and in
15 consultation with the department of commerce, submit to the governor and to the
16 presiding officer of each house of the legislature a plan for making investments in
17 this state. The purpose of the plan is to encourage the board to make the maximum
18 amount of investments in this state, subject to s. 25.15 and consistent with the
19 statutory purpose of each trust or fund managed by the board. (b) The plan shall
20 discuss potential investments to be made during the first to 5th fiscal years following
21 submittal, and shall include, but not be limited to, the following:

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

1 **SECTION 53.** 25.17 (70) (b) 1. to 4. of the statutes are renumbered 25.17 (70) (a)
2 to (d), and 25.17 (70) (b) (intro.) and 3., as renumbered, are amended to read:

3 25.17 (70) (b) (intro.) Nonbinding management objectives for each fiscal year
4 stated, as appropriate, as a dollar amount or as a percentage of the total amount of
5 all investments made by the ~~investment~~ board, for the following:

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

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

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

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

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

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

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

22 g. Investments in businesses headquartered in this state that have less than
23 500 employes; ~~and 8) other.~~

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

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

1 **SECTION 54.** 25.18 (1) (intro.) of the statutes is amended to read:

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

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

4 **SECTION 55.** 25.18 (2) (intro.) of the statutes is amended to read:

5 25.18 (2) (intro.) In addition to the powers set forth in sub. (1) and s. 25.17, but
6 subject to s. 25.183, the investment board may:

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

7 **SECTION 56.** 25.185 (2) of the statutes is amended to read:

8 25.185 (2) The investment board shall attempt to ensure that 5% of the total
9 funds expended for financial and investment analysis and for common stock and
10 convertible bond brokerage commissions in each fiscal year is expended for the
11 services of minority financial advisers or minority investment firms.

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

12 **SECTION 57.** 25.185 (3) of the statutes is amended to read:

13 25.185 (3) The investment board shall annually report to the department of
14 administration the total amount of moneys expended under sub. (2) for common
15 stock and convertible bond brokerage commissions, the services of minority financial
16 advisers and the services of minority investment firms during the preceding fiscal
17 year.

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

18 **SECTION 58.** 25.19 (1) of the statutes is amended to read:

19 25.19 (1) The state treasurer shall be the treasurer of the investment board and
20 shall give an additional bond in such amount and with such corporate sureties as is
21 required and approved by the board, the cost of which shall be borne by the board.

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

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

2 25.19 (1m) Any of the securities purchased by the ~~investment~~ board for any of
3 the funds whose investment is under the control of the board may be deposited by
4 the board in vaults or other safe depositories either in or outside of this state.

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

5 **SECTION 60.** 25.50 (1) (a) of the statutes is repealed.

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

6 **SECTION 61.** 25.50 (5) (intro.) of the statutes is amended to read:

7 25.50 (5) INVESTMENT POLICIES. (intro.) The ~~investment~~ board shall formulate
8 policies for the investment and reinvestment of moneys in the fund and the
9 acquisition, retention, management and disposition of such investments. The board
10 shall provide a copy of the investment policies, together with any guidelines adopted
11 by the board to direct staff investment activity, to each local government having an
12 investment in the fund upon the local government's request and at least annually to
13 all investors. The board shall distribute at least annually performance information
14 over the preceding one-year, 5-year and 10-year periods, compared with
15 appropriate indices or benchmarks in the private sector. The investment policies
16 shall include all of the following:

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

17 **SECTION 62.** 25.50 (6) of the statutes is amended to read:

18 25.50 (6) ~~INVESTMENT BOARD~~ BOARD TO INVEST, REINVEST POOLED FUNDS. In the
19 amounts available for investment purposes and subject to the policies formulated by
20 the ~~investment~~ board, the ~~investment~~ board shall invest and reinvest moneys in the

1 fund and acquire, retain, manage, including the exercise of any voting rights, and
2 dispose of investments of the fund.

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

3 SECTION 63. 25.65 (1) (a) of the statutes is repealed.

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

4 SECTION 64. 27.01 (5) of the statutes is amended to read:

5 27.01 (5) ROADSIDE PARKS. All areas designated as roadside parks shall be a part
6 of the state park system. Roadside parks will consist of naturally attractive parcels
7 of land (5 acres or more in size), immediately contiguous to a state trunk highway.
8 Each such area shall carry a distinctive name and shall be managed and developed
9 as a part of the state park system.

NOTE: Deletes unnecessary parentheses.

10 SECTION 65. 27.01 (7) (c) 1. to 8. of the statutes are amended to read:

11 27.01 (7) (c) 1. Any vehicle in an admission area between November 1 and
12 March 31, except as the department provides by rule;

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

15 3. Any vehicle when furnishing services or supplies;

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

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

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

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

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

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

5 **SECTION 66.** 27.05 (intro.) of the statutes is amended to read:

6 **27.05 Powers of commission or general manager.** (intro.) The county
7 park commission ~~except, or the general manager~~ in counties with a county executive
8 or county administrator, ~~the general manager~~, shall have charge and supervision of
9 all county parks, and all lands ~~heretofore or hereafter~~ acquired by the county for park
10 or reservation purposes; ~~and. The county park commission or general manager,~~
11 subject to the general supervision of the county board and ~~to such regulations as it~~
12 ~~may prescribe~~ prescribed by the county board, except as provided under s. 27.03 (2),
13 may do any of the following:

NOTE: Reorders text to improve readability and clarity. Deletes unnecessary "heretofore or hereafter" in conformity with current style.

14 **SECTION 67.** 27.05 (1) of the statutes is amended to read:

15 **27.05 (1)** Lay out, improve, maintain and govern all such county parks and
16 open spaces; ~~provide.~~

17 **(1g)** Provide by contract with sanitary districts, counties, ~~or~~ towns, cities or
18 villages, subject to the approval of the county board of supervisors, or in any other
19 manner, for the disposal of sewage arising from the use of such county parks and take
20 all action necessary to prevent the pollution of park or parkway areas or any portion
21 thereof by sewage emanating from upland areas; ~~lay.~~

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

7 **(1s)** Make rules for the regulation of the use and enjoyment thereof of the
8 county parks and open spaces by the public;

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

9 **SECTION 68.** 27.05 (2) of the statutes is amended to read:

10 27.05 (2) Accept, in the name of the county, grants, conveyances and devises
11 of land and bequests and donations of money to be used for park purposes;

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

12 **SECTION 69.** 29.522 (1) (a) 1., (b) 1. and (c) 2. of the statutes are amended to read:

13 29.522 (1) (a) 1. One net of a general hoop or circular-like structure commonly
14 called a crib or pot with numbers of hoops holding, encasing or ~~inclosing~~ enclosing
15 net webbing.

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

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

NOTE: Inserts preferred spelling.

21 **SECTION 70.** 29.924 (4) of the statutes is amended to read:

1 29.924 (4) ACCESS TO STORAGE PLACES. The owner or occupant of any ~~cold storage~~
2 ~~cold-storage~~ warehouse or building used for the storage or retention of wild animals
3 or carcasses shall permit the department and its wardens to enter and examine the
4 premises subject to ss. 66.122 and 66.123. The owner or occupant, or the agent or
5 employe of the owner or occupant, shall deliver to the officer any wild animal or
6 carcass, in his or her possession during the closed season, whether taken within or
7 without the state.

NOTE: Corrects spelling.

8 **SECTION 71.** 31.06 (1) of the statutes is amended to read:

9 31.06 (1) Upon receipt of an application for a permit under s. 31.05 the
10 department may order a hearing or it may mail a notice that it will proceed on the
11 application without public hearing unless a request for a public hearing is filed as
12 hereinafter provided in this ~~sub~~ section. The notice shall be mailed to the clerk of
13 each municipality directly affected thereby ~~and the~~. The department may give
14 further or other notice as it ~~deems~~ considers proper. The department shall mail a
15 copy of the notice to the applicant who shall cause the ~~same~~ notice to be published
16 in each county in which affected riparian lands are located as a class 1 notice, under
17 ch. 985. If a hearing is not requested in writing within 30 days after mailing of the
18 notice, the department may waive the hearing.

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

19 **SECTION 72.** 31.06 (3) of the statutes is renumbered 31.06 (3) (a) and amended
20 to read:

21 31.06 (3) (a) At ~~such a~~ hearing under this section or any adjournment thereof
22 the department shall consider the application, and ~~shall~~ take evidence offered by the

1 applicant and other persons in support thereof or in opposition thereto, The
2 department may require the amendment of the application, ~~and if.~~

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

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

22 2. a. ~~If~~ It appears that the river in its natural state offers greater recreational
23 facilities and scenic value for a larger number of people than can by proper control
24 of the flowage level be obtained from the use of the lake and ~~lake shore~~ lakeshore and
25 that the remaining sections of the river and other rivers in the area in their natural

1 state provide an insufficient amount of recreational facilities and scenic beauty, and
2 if it further appears that the economic need of electric power is less than the value
3 of the recreational and scenic beauty advantages of such the river in its natural state,
4 ~~the department shall so find and the permit be denied. If the department finds that~~
5 ~~approval of the.~~

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

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

8 SECTION 73. 31.06 (3) (c) 2. (intro.) of the statutes is created to read:

9 31.06 (3) (c) 2. (intro.) ~~if~~ the department ~~finds any of the following~~ ^{shall deny} the permit
10 ~~shall be denied:~~ ^{if it finds any of the following}

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

11 SECTION 74. 35.91 (1) of the statutes is amended to read:

12 35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a price €
13 calculated to the nearest dollar, to be fixed by the department, based on cost plus
14 75% of the revisor's expenditures under s. 20.765 (3) (a) during the preceding
15 biennium. The department may sell noncurrent editions of the Wisconsin statutes
16 and Wisconsin annotations at reduced prices to be fixed by it.

NOTE: Replaces parentheses consistent with current style.

17 SECTION 75. 39.11 (4), (6), (7) and (8) of the statutes are amended to read:

18 39.11 (4) Initiate, develop and maintain a comprehensive state plan for the
19 orderly operation of a statewide television system for the presentation of
20 noncommercial instructional programs which that will serve the best interests of the
21 people of the state now and in the future.

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

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

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

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

12 **SECTION 76.** 40.02 (24) (a) of the statutes is amended to read:

13 40.02 (24) (a) A supreme court justice, court of appeals judge, circuit judge or
14 state, county or municipal official elected by vote of the people; ~~or.~~

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

15 **SECTION 77.** 40.02 (25) (a) 1., 2. and 3. of the statutes are amended to read:

16 40.02 (25) (a) 1. Any participating state employe who has been participating
17 under the Wisconsin retirement system for a period of at least 6 months prior to
18 attainment of age 70 not including any period of leave of absence without pay; ~~or.~~

19 2. Any state employe who is a member or employe of the legislature, a state
20 constitutional officer, a district attorney who did not elect under s. 978.12 (6) to
21 continue insurance coverage with a county, or who did elect such coverage but has
22 terminated that election under s. 978.12 (6), a justice of the supreme court, a court

1 of appeals judge, a circuit judge or the chief clerk or sergeant at arms of the senate
2 or assembly; ~~or.~~

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

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

11 SECTION 78. 40.02 (25) (b) 1. of the statutes, as affected by 1999 Wisconsin Act
12 9, is amended to read:

13 40.02 (25) (b) 1. Any teacher who is employed by the university for an expected
14 duration of not less than 6 months on at least a one-third full-time employment
15 basis and who is not described in subd. 1m.;

16 SECTION 79. 40.02 (25) (b) 2., 2m., 3., 4., 5., 6. b., 7., 8., 9. and 10. of the statutes
17 are amended to read:

18 40.02 (25) (b) 2. Any person employed as a graduate assistant and other
19 employes-in-training as are designated by the board of regents of the university,
20 who are employed on at least a one-third full-time basis;

21 2m. A crew leader or regional crew leader employed by the Wisconsin
22 conservation corps board for whom the Wisconsin conservation corps board under s.
23 106.215 (10) (fm) has authorized group health care coverage;

1 3. The surviving spouse of an employe, or of a retired employe, who is currently
2 covered by health insurance at the time of death of the employe or retired employe.
3 The spouse shall have the same right to health insurance coverage as the deceased
4 employe or retired employe, but without state contribution, under rules promulgated
5 by the secretary.

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

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

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

14 7. Any employe whose health insurance premiums are being paid under s.
15 40.05 (4) (bm).

16 8. Any other state employe for whom coverage is authorized under a collective
17 bargaining agreement pursuant to subch. I or V of ch. 111 or under s. 230.12 or
18 233.10.

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

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

NOTE: Replaces punctuation for internal consistency.

24 SECTION 80. 40.06 (1) (a) of the statutes is amended to read:

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

NOTE: Replaces parentheses in conformity with current style.

11 **SECTION 81.** 43.05 (14) of the statutes is amended to read:

12 43.05 (14) (b) Conduct a review of a public library system if at least 30% of the
13 libraries in participating municipalities that include at least 30% of the population
14 of all participating municipalities state in the report under s. 43.58 (6) (c) that the
15 public library system did not adequately meet the needs of the library. If the division
16 determines that the public library system did not adequately meet the needs of
17 libraries participating in the system, it shall prepare an advisory plan suggesting
18 how the public library system can so do in the future, including suggestions designed
19 to foster intrasystem communications and local dispute resolution. The advisory
20 plan shall be distributed to the public library system board, the boards of all libraries
21 participating in the system and the county boards of all counties participating in the
22 system.

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

NOTE: The definition of "participating municipality" is relocated to a separate paragraph at the beginning of the subsection consistent with current style. The cross-reference is changed due to the renumbering of s. 43.18 (1) (c) to s. 43.18 (1) (ag) in SECTION 84.

1 SECTION 82. 43.18 (1) (intro.) of the statutes is renumbered 43.18 (1) (am) and
2 amended to read:

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

NOTE: This provision is not an introductory paragraph and is renumbered to a paragraph as it is one of the several paragraphs in s. 43.18 (1) dealing with municipal withdrawals from library systems. Cross-reference is changed to reflect renumbering in SECTION 83.

9 SECTION 83. 43.18 (1) (a) of the statutes is renumbered 43.18 (1) (ar).

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

10 SECTION 84. 43.18 (1) (c) of the statutes is renumbered 43.18 (1) (ag).

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

11 SECTION 85. 45.35 (17) (c) 1. a. and b. of the statutes are amended to read:

12 45.35 (17) (c) 1. a. The applicant did not report income amounts as required on
13 the loan application;

14 b. The applicant did not make the disclosures required under subd. 2. a., b. or

15 c. on the loan application; or,

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

16 SECTION 86. 45.37 (4) (c) (intro.) of the statutes is renumbered 45.37 (4) (c) 1m.
17 (intro.).

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

1 SECTION 87. 45.37 (4) (c) 1. to 4. of the statutes are renumbered ~~46.37~~ (4) (c) 1m. 45.37

2 a. to d. and amended to read: 45.37

3 ~~46.37~~ (4) (c) 1m. a. Eligible veterans shall have 1st priority;

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

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

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

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

7 SECTION 88. 46.03 (2a) of the statutes is amended to read:

8 46.03 (2a) GIFTS. ~~The department may~~ Be authorized to accept gifts, grants or
9 donations of money or of property from private sources to be administered by the
10 department for the execution of its functions. All moneys so received shall be paid
11 into the general fund and are appropriated therefrom as provided in s. 20.435 (9) (i).

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

12 SECTION 89. 46.03 (4) (a) of the statutes is amended to read:

13 46.03 (4) (a) Develop and maintain such education and prevention programs
14 ~~of education and prevention as it deems~~ considers proper. that it

15 SECTION 90. 46.03 (4) (b) 1. of the statutes is renumbered 46.03 (4) (b) and
16 amended to read:

17 46.03 (4) (b) ~~The department, in~~ In order to discharge more effectively its
18 responsibilities under this chapter and ch. 48 and other relevant provisions of the
19 statutes, ~~is~~ be authorized to study causes and methods of prevention and treatment
20 of mental illness, mental deficiency, mental infirmity, and related social problems,
21 including establishment of demonstration projects to apply and evaluate such

1 methods in actual cases. The department is directed and authorized to utilize all
 2 powers provided by the statutes, including the authority under sub. (2a), to accept
 3 grants of money or property from federal, state or private sources, and to enlist the
 4 cooperation of other appropriate agencies and state departments; ~~it~~ ^{The department} may enter into
 5 agreements with local government subdivisions, departments and agencies for the
 6 joint conduct of ~~such~~ ^{these} projects, ² and it may purchase services when deemed
 7 appropriate.

NOTE: Section 46.03 (4) (b) is not divided into subdivisions.

8 SECTION 91. 46.22 (1) (c) 1. (intro.) and a. of the statutes are amended to read:
 9 46.22 (1) (c) 1. (intro.) Make investigations in cooperation with the court,
 10 institution superintendent, district attorney and other agencies and officials
 11 operating in the welfare field regarding admissions to and release (or conditional
 12 release) from the following institutions:

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

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

15 SECTION 92. 48.04 (1) of the statutes is renumbered 48.04.

NOTE: Section 48.04 is not divided into subsections.

16 SECTION 93. 48.067 (1), (3), (4), (5), (6), (7) and (8) of the statutes are amended
 17 to read:

18 48.067 (1) Provide intake services 24 hours a day, 7 days a week, for the purpose
 19 of screening children taken into custody and not released under s. 48.20 (2) and the
 20 adult expectant mothers of unborn children taken into custody and not released
 21 under s. 48.203 (1);

15
 Insert
 4/8-15

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

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

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

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

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

13 (8) Make interim recommendations to the court concerning children, and
14 unborn children and their expectant mothers, awaiting final disposition under s.
15 48.355; and.

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

16 **SECTION 94.** 48.205 (1) (a) of the statutes is amended to read:

17 48.205 (1) (a) Probable cause exists to believe that if the child is not held he or
18 she will cause injury to himself or herself or be subject to injury by others;.

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

19 **SECTION 95.** 48.205 (1) (am) of the statutes is amended to read:

20 48.205 (1) (am) Probable cause exists to believe that if the child is not held he
21 or she will be subject to injury by others, based on a determination under par. (a) or

1 a finding under s. 48.21 (4) that if another child in the home is not held that child will
2 be subject to injury by others;

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

3 **SECTION 96.** 48.205 (1) (b) of the statutes is amended to read:

4 48.205 (1) (b) Probable cause exists to believe that the parent, guardian or legal
5 custodian of the child or other responsible adult is neglecting, refusing, unable or
6 unavailable to provide adequate supervision and care and that services to ensure the
7 child's safety and well-being are not available or would be inadequate; ~~or~~.

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

8 **SECTION 97.** 48.41 (2) (a) of the statutes is amended to read:

9 48.41 (2) (a) The parent appears personally at the hearing and gives his or her
10 consent to the termination of his or her parental rights. The judge may accept the
11 consent only after the judge has explained the effect of termination of parental rights
12 and has questioned the parent, or has permitted an attorney who represents any of
13 the parties to question the parent, and is satisfied that the consent is informed and
14 voluntary; ~~or~~.

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

15 **SECTION 98.** 48.42 (1) (a) and (b) of the statutes are amended to read:

16 48.42 (1) (a) The name, birth date and address of the child;

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

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

19 **SECTION 99.** 48.60 (2) (a), (b) and (c) of the statutes are amended to read:

Insert
12-18

1 48.60 (2) (a) A relative or guardian who provides care and maintenance for such
2 children;

3 (b) A bona fide educational institution whose pupils, in the ordinary course of
4 events, return annually to the homes of their parents or guardians for not less than
5 2 months of summer vacation;

6 (c) A public agency;

7 **SECTION 100.** 48.60 (2) (d) of the statutes, as affected by 1999 Wisconsin Act
8 9, is amended to read:

9 48.60 (2) (d) A hospital, maternity hospital, maternity home or nursing home
10 licensed, approved or supervised by the department;

NOTE: SECTIONS 99 and 100 replace punctuation for internal consistency and conformity with current style.

11 **SECTION 101.** 48.61 (1) to (6) of the statutes are amended to read:

12 48.61 (1) To accept legal or physical custody of children transferred to it by the
13 court under s. 48.355;

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

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

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

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

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

INSERT
44-1

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

1 SECTION 102. 50.05 (9) (a) 1. of the statutes is amended to read:

2 50.05 (9) (a) 1. The person seeking payment under the lease, mortgage, secured
3 transaction or other wholly or partially executory contract was an operator or
4 controlling person of the facility or was an affiliate of an operator or controlling
5 person at the time the lease, mortgage, secured transaction or other wholly or
6 partially executory contract was made; ~~or~~.

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

7 SECTION 103. 50.49 (1) (b) (intro.) of the statutes is amended to read:

8 50.49 (1) (b) (intro.) "Home health services" means the following items and
9 services ^{that are} furnished to an individual, who is under the care of a physician, by a home
10 health agency or by others under arrangements ~~with them~~ made by such ^{the} home
11 health agency, ^{that are} under a plan ^{that is} for furnishing such ^{that} those items and services to such ^{the} the
12 individual, ^{that} established and periodically reviewed by a physician, ~~which items and~~
13 ~~services~~ are, except as provided in subd. 6., provided on a visiting basis in a place of
14 residence used as ^{the} such individual's home:

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

15 SECTION 104. 51.05 (1) (title), (2) (title), (3) (title), (3g) (title), (3m) (title) and (4)
16 (title) of the statutes are created to read:

17 51.05 (1) (title) DESIGNATION.

18 (2) (title) ADMISSIONS AUTHORIZED BY COUNTIES.

19 (3) (title) ADMISSIONS AUTHORIZED BY DEPARTMENT.

20 (3g) (title) EXPENSE REDUCTION.

21 (3m) (title) REVENUES; REPORTS.

AND EXPENDITURES
c>

1 (4) (title) TRANSFERS AND DISCHARGES.

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

2 **SECTION 105.** 51.20 (2) of the statutes is renumbered 51.20 (2) (a) and amended
3 to read:

4 51.20 (2) (a) Upon the filing of a petition for examination, the court shall review
5 the petition to determine whether an order of detention should be issued. The subject
6 individual shall be detained only if there is cause to believe that the individual is
7 mentally ill, drug dependent or developmentally disabled and the individual is
8 eligible for commitment under sub. (1) (a) or (am) based upon specific recent overt
9 acts, attempts or threats to act or on a pattern of recent acts or omissions made by
10 the individual.

11 (b) If the subject individual is to be detained, a law enforcement officer shall
12 present the subject individual with a notice of hearing, a copy of the petition and
13 detention order and a written statement of the individual's right to an attorney, a
14 jury trial if requested more than 48 hours prior to the final hearing, the standard
15 upon which he or she may be committed under this section and the right to a hearing
16 to determine probable cause for commitment within 72 hours after the individual
17 arrives at the facility, excluding Saturdays, Sundays and legal holidays. The officer
18 shall orally inform the individual that he or she is being taken into custody as the
19 result of a petition and detention order issued under this chapter. If the individual
20 is not to be detained, the law enforcement officer shall serve these documents on the
21 subject individual and shall also orally inform the individual of these rights. The
22 individual who is the subject of the petition, his or her counsel and, if the individual
23 is a minor, his or her parent or guardian, if known, shall receive notice of all
24 proceedings under this section. The court may also designate other persons to

1 receive notices of hearings and rights under this chapter. Any such notice may be
2 given by telephone. The person giving telephone notice shall place in the case file
3 a signed statement of the time notice was given and the person to whom he or she
4 spoke. The notice of time and place of a hearing shall be served personally on the
5 subject of the petition, and his or her attorney, within a reasonable time prior to the
6 hearing to determine probable cause for commitment.

7 (c) If the law enforcement officer has a detention order issued by a court, or if
8 the law enforcement officer has cause to believe that the subject individual is
9 mentally ill, drug dependent or developmentally disabled and is eligible for
10 commitment under sub. (1) (a) or (am), based upon specific recent overt acts,
11 attempts or threats to act or on a pattern of omissions made by the individual, the
12 law enforcement officer shall take the subject individual into custody. If the
13 individual is detained by a law enforcement officer, the individual shall be orally
14 informed of his or her rights under this section on arrival at the detention facility by
15 the facility staff, who shall also serve all documents required by this section on the
16 individual.

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

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

1 **SECTION 106.** 51.20 (9) (a) of the statutes is renumbered 51.20 (9) (a) 1. and
2 amended to read:

3 51.20 (9) (a) 1. If the court finds after the hearing that there is probable cause
4 to believe the allegations under sub. (1), it shall appoint 2 licensed physicians
5 specializing in psychiatry, or one licensed physician and one licensed psychologist,
6 or 2 licensed physicians one of whom shall have specialized training in psychiatry,
7 if available, or 2 physicians, to personally examine the subject individual. ~~Such~~ The
8 examiners shall have the specialized knowledge determined by the court to be
9 appropriate to the needs of the subject individual. The examiners may not be related
10 to the subject individual by blood or marriage and may not have any interest in his
11 or her property.

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

18 3. If requested by the subject individual, the individual's attorney or any other
19 interested party with court permission, the individual has a right at his or her own
20 expense or ²if indigent ^{and} with approval of the court hearing the petition, at the
21 reasonable expense of the individual's county of legal residence, to secure an
22 additional medical or psychological examination, and to offer the evaluator's
23 personal testimony, ^{as} evidence at the hearing. ~~The examiners may not be related~~
24 ~~to the subject individual by blood or marriage, and may have no interest in his or her~~
25 ~~property.~~

1 4. Prior to the examination, the subject individual shall be informed that his
2 or her statements can be used as a basis for commitment and that he or she has the
3 right to remain silent, and that the examiner is required to make a report to the court
4 even if the subject individual remains silent. ~~A written report shall be made of all~~
5 ~~such examinations and filed with the court.~~ The issuance of such a warning to the
6 subject individual prior to each examination establishes a presumption that the
7 individual understands that he or she need not speak to the examiner.

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

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

21 **SECTION 107.** 59.22 (2) (a) of the statutes is amended to read:

22 59.22 (2) (a) The Except for elective offices included under sub. (1), supervisors
23 and circuit judges, the board has the powers set forth in this subsection, sub. (3) and
24 s. 59.03 (1) as to any office, department, board, commission, committee, position or

1 employe in county service (~~other than elective offices included under sub. (1),~~
2 ~~supervisors and circuit judges~~) created under any statute, the salary or
3 compensation for which is paid in whole or in part by the county, and the jurisdiction
4 and duties of which lie within the county or any portion thereof and the powers
5 conferred by this section shall be in addition to all other grants of power and shall
6 be limited only by express language.

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

7 **SECTION 108.** 59.22 (2) (c) of the statutes is renumbered 59.22 (2) (c) 1. (intro.)
8 and amended to read:

9 59.22 (2) (c) 1. (intro.) The Except as provided in subd. 2. and par. (d), the board
10 may provide do any of the following:

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

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

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

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

NOTE: Subdivides provision and reorders text for more logical placement and to eliminate parentheses. Deletes "and regulations" as unnecessary. Departments are

authorized to promulgate administrative rules, not regulations. Replaces improperly used "shall".

1 **SECTION 109.** 59.52 (11) (d) of the statutes is amended to read:

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

14 **SECTION 110.** 59.57 (2) (c) 2. and 3. of the statutes are amended to read:

15 59.57 (2) (c) 2. "Industrial development agency" or "agency" means a public
16 body corporate and politic created under this subsection, which agency shall have the
17 characteristics and powers described in this subsection;

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

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

1 SECTION 111. 59.79 (9) (title) of the statutes is renumbered 59.792 (title) and
2 amended to read:

3 59.792 (title) Sewage Milwaukee County; sewage, waste, refuse.

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

4 SECTION 112. 59.79 (9) (a) of the statutes is renumbered 59.792 (2) and amended
5 to read:

6 59.792 (2) Provide The county's board may provide for the transmission and
7 disposal of sewage from any of the county buildings, ~~and for such purpose.~~ The
8 county shall after October 1, 1965, annually pay to the municipality in which the
9 buildings are situated ~~for the transmission and disposal of sewage, such its~~
10 proportion of the expense of the transmission and disposal of the sewage by the
11 municipality, as certified under s. 66.91 (5), ~~to any such municipality; such.~~ The
12 county's proportionate expense ~~to shall~~ be determined by the ratio ~~which that~~ the
13 amount of sewage contributed by any ~~such county~~ buildings ~~may bear~~ bears to the
14 total amount of sewage contributed by ~~any such the~~ municipality to ~~such the~~ sewage
15 system; ~~but each.~~ Each municipality in which county buildings are located, if
16 payment is to be made, shall provide and furnish meters to determine the amount
17 of sewage so contributed. This paragraph subsection shall not apply to user charges
18 billed to the county under s. 66.912.

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

19 SECTION 113. 59.79 (9) (b) of the statutes is renumbered 59.792 (3) (a) 1. and
20 amended to read:

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

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

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

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

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

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

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

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

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

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

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

23 12. Authorize payment to any municipality, in which county waste disposal
24 facilities, including incinerators, are located, to cover the reasonable cost of fire

1 fighting services rendered to ~~such~~ the county when the occasion demands ~~such~~ fire
2 fighting service; contract is required.

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

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

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

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

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

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

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

1 **SECTION 114.** 59.792 (1) of the statutes is created to read:

2 59.792 (1) In this section: ✓

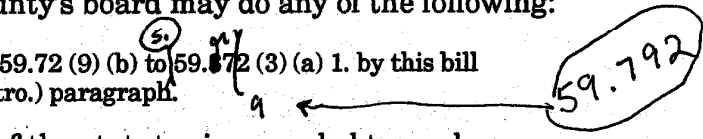
3 (a) "County" means a county with a population of 500,000 or more.

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

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

7 **SECTION 115.** 59.792 (3) (a) (intro.) of the statutes is created to read:

8 59.792 (3) (a) (intro.) The county's board may do any of the following:

NOTE: The renumbering of s. 59.72 (9) (b) to ⁽⁵⁾59.72 (3) (a) 1. by this bill necessitates the creation of this (intro.) paragraph. 

9 **SECTION 116.** 59.84 (2) (d) 5. of the statutes is amended to read:

10 59.84 (2) (d) 5. Whenever, before actual expressway project construction, a
11 saving is shown to be probable in the cost of constructing a proposed new municipal
12 or privately owned public utility (, which, if presently installed in a public way in a
13 proposed normal manner, would ultimately be interfered with by expressway
14 construction), by initially constructing the municipal or privately owned public
15 utility in other than a normal manner to accommodate future expressway
16 construction, in order to effect savings by avoiding reconstruction and relocating at
17 a later date, the board may contract with the municipal government or utility
18 company involved for the construction of the public utility in ~~such~~ other than normal
19 manner and to pay to ~~it~~ the municipal government or utility company the portion of
20 the cost of the special construction in excess of the cost if constructed in the proposed

1 normal manner. ~~Funds for such purpose, the funds for which~~ may be taken from the
2 land acquisition fund authorized in subd. 2.

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

3 SECTION 117. 66.03 (10) of the statutes is renumbered 66.03 (10) (a) (intro.) and
4 amended to read:

5 66.03 (10) (a) (intro.) When territory transferred in any manner provided by
6 law from one municipality to another is liable for state trust fund loans secured
7 under subch. II of ch. 24, the clerk of the municipality to which the territory is
8 transferred shall within 30 days of the effective date of ~~such~~ the transfer certify a
9 metes and bounds description of the transferred area to the clerk of the municipality
10 from which the land was transferred. ~~Thereupon~~ Upon receipt of the description, the
11 clerk of the municipality from which ~~such~~ the territory was transferred shall certify
12 all of the following to the board of commissioners of public lands: (a) the

- 13 1. The effective date of ~~such~~ the transfer of the territory; (b) the.
- 14 2. The last preceding assessed valuation of the territory liable for state trust
- 15 fund loans prior to transfer of a part of ~~such~~ the territory; (c) the.
- 16 3. The assessed valuation of the territory so transferred. Thereafter

17 (b) After receipt of the information certified under par. (a) 1. to 3., the board
18 shall in making its annual certifications of the amounts due on account of state trust
19 fund loans distribute annual charges for interest and principal on any such
20 outstanding loans in the proportion that the assessed valuation of the territory so
21 transferred shall bear to the assessed valuation of the area liable for state trust fund
22 loans as constituted immediately before the transfer of territory, provided, however,

Catkins
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Marc's took out
of possible conflicts with revision he was doing. See if he wants us to take those out also.

1 that any transfer of territory effective subsequent to January 1 of any year shall not
2 be considered until the succeeding year.

NOTE: Subdivides provision in outline form consistent with current style and inserts specific references.

3 SECTION 118. 66.072 (2) of the statutes is amended to read:

4 66.072 (2) The fund of each district shall be provided by taxation of the property
5 in ~~such the~~ district, upon an annual estimate by the department in charge of public
6 works in cities and villages, and by the town chairperson in towns, filed by October
7 1. ~~Separate~~ A separate account shall be kept of each district fund.

NOTE: Inserts missing word.

8 SECTION 119. 66.073 (11) (d) of the statutes is renumbered 66.073 (11) (d) 1. and
9 amended to read:

10 66.073 (11) (d) 1. ~~The A company's bonds of an electric company (and such~~
11 ~~bonds shall so state on their face)~~ shall not be a debt of the municipalities which are
12 ~~parties to the contract creating the company~~ any contracting municipality or of the
13 state and neither. Neither the state nor any such contracting municipality shall be
14 liable ~~thereon on the bonds~~ nor in any event shall ~~such the~~ bonds be payable out of
15 any funds or properties other than those of the company.

NOTE: Inserts terms defined in s. 66.073[✓](1). The parenthetical material is replaced by a separate subdivision. See the next section of this bill.

16 SECTION 120. 66.073 (11) (d) 2. of the statutes is created to read:

17 66.073 (11) (d) 2. The provisions of subd. 1. shall be stated on the face of the
18 bonds.

NOTE: See the previous section of this bill.

19 SECTION 121. 66.40 (3) (o) of the statutes is amended to read:

20 66.40 (3) (o) "Persons of low income" means persons or families who lack the
21 amount of income ~~which~~ that is necessary ~~to~~, as determined by the authority

1 undertaking the housing project), to enable them, without financial assistance, to
2 live in decent, safe and sanitary dwellings, without overcrowding.

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

3 SECTION 122. 66.40 (4) (c) of the statutes is amended to read:

4 66.40 (4) (c) In any suit, action or proceeding involving the validity or
5 enforcement of or relating to any contract of the authority, the authority shall be
6 conclusively ~~deemed~~ considered to have become established and authorized to
7 transact business and exercise its powers ~~hereunder~~ under this section upon proof
8 of the adoption of a resolution by the council declaring the need for the authority.
9 ~~Such~~ The resolution ~~or resolutions~~ shall be ~~deemed~~ considered sufficient if it declares
10 that there is ~~such a~~ need for an authority and finds in substantially the foregoing
11 terms (, no further detail being necessary), that either or both of the ~~above~~
12 ~~enumerated~~ conditions enumerated in par. (b) exist in the city. A copy of ~~such~~ the
13 resolution duly certified by the city clerk shall be admissible evidence in any suit,
14 action or proceeding.

NOTE: Deletes unnecessary "or resolutions" and replaces disfavored terms.
Replaces parentheses for improved readability and conformity with current style.

15 SECTION 123. 66.40 (5) (c) of the statutes is amended to read:

16 66.40 (5) (c) When the office of the first chairperson of the authority becomes
17 vacant, the authority shall select a chairperson from among its members. An
18 authority shall select from among its members a vice chairperson, and it may employ
19 a secretary ~~(who shall be executive director)~~, The authority may also employ
20 technical experts and such other officers, agents and employes, permanent and
21 temporary, as it may require, and shall determine their qualifications, duties and
22 compensation. An authority may call upon the city attorney or chief law officer of the

1 city for such legal services as it may require. An authority may delegate to one or
2 more of its agents or employes such powers or duties as it ~~may deem~~ considers proper.

NOTE: Replaces disfavored terms and replaces parentheses for improved readability and conformity with current style.

3 **SECTION 124.** 66.40 (10) (c) of the statutes is amended to read:

4 66.40 (10) (c) From the filing of the ~~said~~ declaration of taking under par. (b) and
5 the deposit in court to the use of the persons entitled thereto of the amount of the
6 estimated compensation stated in ~~said the~~ declaration, title to the property specified
7 in ~~said the~~ declaration shall vest in the authority ~~and said, the~~ property shall be
8 ~~deemed~~ considered to be condemned and taken for the use of the authority and the
9 right to just compensation for the ~~same property~~ shall vest in the persons entitled
10 thereto. Upon the filing of the declaration of taking the court shall designate a day
11 (~~not exceeding 30 days after such filing, except upon good cause shown~~), on which
12 the person in possession shall be required to surrender possession to the authority.

NOTE: Replaces disfavored terms and replaces parentheses for improved readability and conformity with current style.

13 **SECTION 125.** 66.40 (13) (c) of the statutes is renumbered 66.40 (13) (c) 1. and
14 amended to read:

15 66.40 (13) (c) 1. The bonds and other obligations of the authority (~~and such~~
16 ~~bonds and obligations shall so state on their face~~) shall not be a debt of any city or
17 municipality located within its boundaries or of the state ~~and neither~~. Neither the
18 state nor any ~~such city or municipality located within the authority's boundaries~~
19 shall be liable ~~thereon~~ on the bonds, nor in any event shall ~~they~~ the bonds be payable
20 out of any funds or properties other than those of the authority.

NOTE: "City" is deleted as redundant. The definition of municipality in s. 990.01 (22) includes cities. The parenthetical material is replaced by a separate subdivision. See the next section of this bill.

21 **SECTION 126.** 66.40 (13) (c) 2. of the statutes is created to read:

1 66.40 (13) (c) 2. The provisions of subd. 1. shall be stated on the face of the
2 bonds.

NOTE: See the previous section of this bill.

3 **SECTION 127.** 66.401 (1) and (2) (intro.) of the statutes are consolidated,
4 renumbered 66.401 (intro.) and amended to read: BOLD/NO LFS

5 66.401 HOUSING AUTHORITIES; OPERATION NOT FOR PROFIT. (intro.) It is declared
6 to be the policy of this state that each housing authority shall manage and operate
7 its housing projects in an efficient manner so as to enable it to fix the rentals for
8 dwelling accommodations at the lowest possible rates consistent with its providing
9 decent, safe and sanitary dwelling accommodations, and that no housing authority
10 shall construct or operate any such project for profit, or as a source of revenue to the
11 city. (2) To this end an authority shall fix the rentals for dwellings in its projects at
12 no higher rates than it shall find to be necessary in order to produce revenues which
13 (~~that~~, together with all other available moneys, revenues, income and receipts of the
14 authority from whatever sources derived), will be sufficient to do all of the following:

NOTE: Combines subs. (1) and (2) to make clear that "this end" is the policy under sub. (1). Replaces wordy phrase and parentheses and inserts language to the (intro.) for improved readability and greater conformity with current style.

15 **SECTION 128.** 66.401 (2) (a), (b) and (c) of the statutes are renumbered 66.401
16 (1), (2) and (3) and amended to read:

17 66.401 (1) To pay, ~~as the same become~~ when due, the principal and interest on
18 the bonds of the authority;

19 (2) To meet the cost of, and to provide for, maintaining and operating the
20 projects (~~including the cost of any insurance~~), and the administrative expenses of
21 the authority;

1 (3) To create (, during not less than the 6 years immediately succeeding its
2 issuance of any bonds), a reserve sufficient to meet the largest principal and interest
3 payments ~~which~~ ^{that} will be due on such bonds in any one year thereafter and to maintain
4 such reserve.

NOTE: Replaces punctuation and parentheses for improved readability and conformity with current style.

5 **SECTION 129.** 66.44 (1) (b) of the statutes is amended to read:

6 66.44 (1) (b) Any housing developed or administered under authority of par. (a)
7 shall not be subject to ss. 66.401 (2) and 66.402. Without limiting any existing power,
8 the powers of any public body in the state pursuant to s. 66.403 may be exercised with
9 respect to housing developed or administered under authority of par. (a). With the
10 consent, by resolution, of the governing body of any city or county adjacent but
11 outside of the area of operation of a housing authority, the housing authority may
12 exercise its powers under this section within the territorial boundaries of the
13 adjacent city or county.

NOTE: Cross-reference is changed to reflect the treatment of s. 66.401 (1) and (2) by SECTION 127.

14 **SECTION 130.** 66.46 (3) (a) to (d) of the statutes are amended to read:

15 66.46 (3) (a) Create tax incremental districts and to define the boundaries of
16 ~~such~~ those districts;

17 (b) Cause project plans to be prepared, to approve ~~such~~ those plans, and to
18 implement the provisions and effectuate the purposes of ~~such~~ those plans;

19 (c) Issue tax incremental bonds and notes;

20 (d) Deposit moneys into the special fund of any tax incremental district; ~~or~~.

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

21 **SECTION 131.** 66.46 (11) (a) of the statutes is renumbered 66.46 (11).

NOTE: Deletes unnecessary paragraph division. Section 66.46 (11) is not divided into paragraphs.

1 SECTION 132. 66.46 (13) (title) of the statutes is created to read:

2 66.46 (13) (title) DEPARTMENT OF COMMERCE TO REPORT.

NOTE: The other subsections in s. 66.46 have titles.

3 SECTION 133. 66.47 (5) of the statutes is renumbered 66.47 (5) (a) (intro.) and
4 amended to read:

5 66.47 (5) (a) (intro.) The ordinance shall provide for the establishment of a joint
6 county-city hospital board to be composed as follows: 2

7 1. Two members to be appointed by the county board chairperson and
8 confirmed by the county board, one for a one-year term and one for a 2-year term;

9 ~~2.~~

10 2. Two members to be appointed by the mayor or other chief executive officer
11 and confirmed by the city council, one for a one-year term and one for a 2-year term;
12 and one.

13 3. One member to be appointed jointly by the county board chairperson and the
14 mayor or other chief executive officer of the city or cities, for a term of 3 years,
15 confirmed by the county board and the city council or councils. ~~Their~~

16 (b) The board members' respective successors shall be appointed and confirmed
17 in like manner for terms of 3 years. All appointees shall serve until their successors
18 are appointed and qualified. Terms shall begin as specified in the ordinance.
19 Vacancies shall be filled for the unexpired term in the manner in which the original
20 appointment was made.

NOTE: Subdivides provision in outline format consistent with current style.

21 SECTION 134. 66.501 (1) of the statutes is renumbered 66.501 (1m).

NOTE: Accommodates the repositioning of definitions to the beginning of the section. See the next section of this bill.

INSERT
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SECTION 135
CS use auto-ref "e"
(created on next page)

*create auto-ref
"e" use on page 1*

1 SECTION 135. 66.501 (6) of the statutes is renumbered 66.501 (1g) (intro.) and
2 amended to read:

3 66.501 (1g) DEFINITIONS. (intro.) Unless the context otherwise requires, the
4 terms "buildings" in this section:

5 (a) "Buildings", "new buildings" and "existing buildings" ~~as used in this section~~
6 include all buildings, structures, improvements, facilities, equipment or other
7 capital items ~~which~~ that the governing body of ~~the~~ a city, village or town determines
8 to be necessary or desirable for the purpose of providing hospital facilities. ~~The term~~
9 "nonprofit

10 (b) "Nonprofit corporation" means a nonstock corporation organized under ch.
11 181 that is a nonprofit corporation, as defined in s. 181.0103 (17).

NOTE: Moves definitions to the beginning of the section, subdivides the provisions
and replaces disfavored terms.

12 SECTION 136. 66.505 (5) of the statutes is amended to read:

13 66.505 (5) AUDITORIUM BOARD. (a) The ordinance shall provide for the
14 establishment of a joint county-city auditorium board to be composed as follows:

15 1. The mayor, or chief executive of the city and the chairperson of the county
16 board, who shall serve as members of the board during their respective terms of
17 office; ~~in addition the board shall be composed of 4.~~

18 2. Four members to be appointed by the county board chairperson and
19 confirmed by the county board, one for a one-year term, one for a 2-year term, one
20 for a 3-year term and one for a 4-year term, ~~and 4.~~

21 3. Four members to be appointed by the mayor or other chief executive officer
22 of the city and confirmed by the city council, one for a one-year term, one for a 2-year
23 term, one for a 3-year term and one for a 4-year term; ~~in.~~

1 **(b)** In the case of the members of the board appointed by the mayor or chief
2 executive of the city, not more than 2 public officials (~~either elected or appointed~~),
3 shall be eligible to be members of the board, ~~and in~~. In the case of the members of
4 the board appointed by the county board chairperson, not more than 2 public officials
5 (~~either elected or appointed~~), shall be eligible to be members of the board. Their
6 respective successors shall be appointed and confirmed in like manner for terms of
7 4 years. All appointees shall serve until their successors are appointed and qualified.
8 Terms shall begin as specified in the ordinance. Vacancies shall be filled for the
9 unexpired term in the manner in which the original appointment was made.

NOTE: Subdivides provision in outline format and replaces parentheses consistent
with current style.

10 **SECTION 137. 66.521 (2) (k) 1. to 6. and 7m. to 13. of the statutes are amended**
11 **to read:**

12 **66.521 (2) (k) 1. Assembling, fabricating, manufacturing, mixing or processing**
13 **facilities for any products of agriculture, forestry, mining or manufacture, even**
14 **though such products may require further treatment before delivery to the ultimate**
15 **consumer;**

16 **2. Generating, manufacturing, transmission or distributing facilities for**
17 **electric energy, gas or water;**

18 **3. Telecommunications and telegraph facilities;**

19 **4. Pollution control facilities, including any environmental studies and**
20 **monitoring systems connected therewith; with the facilities.**

21 **5. Sewage and solid and liquid waste disposal facilities;**

22 **6. Printing facilities;**

23 **7m. Animal hospitals and veterinary clinics;**

- 1 8. Industrial park facilities;.
- 2 9. Dock, wharf, airport, railroad or mass transit facilities;.
- 3 10. National or regional headquarters facilities;.
- 4 11. Recreational facilities, convention centers and trade centers, as well as
- 5 hotels, motels or marinas related thereto;.
- 6 12. Facilities to provide service activities, including but not limited to
- 7 (7) warehousing, storage, distribution, research and data processing, ~~which~~^{that} are directly
- 8 related to and used in conjunction with a project enumerated in this paragraph
- 9 having the same principal user;.
- 10 13. Facilities required for compliance with a lawful order of the U.S.
- 11 occupational safety and health administration or any similar governmental agency;
- 12 and.

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

- 13 **SECTION 138.** 66.521 (7) (a) to (h) of the statutes are amended to read:
- 14 66.521 (7) (a) The actual cost of the construction of any part of a project ~~which~~
- 15 that may be constructed including but not limited to, permit and license fees,
- 16 preparation of cost estimates, feasibility studies, consultants, architects', engineers'
- 17 and similar fees;.
- 18 (b) The purchase price and installation cost of any part of a project that may
- 19 be acquired by purchase;.
- 20 (c) The costs of environmental studies and monitoring systems in connection
- 21 with the industrial project;.
- 22 (d) The costs of moving to the situs of the project property previously owned or
- 23 leased by an eligible participant;.

1 (e) The current fair market value of any real property and improvements
2 thereto acquired as a part of the project and any costs directly related to such the
3 acquired real property;

4 (f) The current fair market value of any personal property acquired as a part
5 of the project;

6 (g) All expenses in connection with the authorization, sale and issuance of the
7 bonds;

8 (h) The interest on the bonds, or on any debt ~~which~~ that is replaced by the
9 proceeds of the bonds, for a reasonable time prior to construction or acquisition,
10 during construction or acquisition and for not exceeding 6 months after completion
11 of construction or acquisition; ~~and~~.

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

INSERT
65-12

12 SECTION 139. 66.64 (2) of the statutes is renumbered 66.64 (2) (a) (intro.) and
13 amended to read:

14 66.64 (2) (a) (intro.) In this subsection, ~~“assessment”~~:

15 1. “Assessment” means a special assessment on property of the state ~~and~~
16 “project”.

17 2. “Project” means any continuous improvement within overall project limits
18 regardless of whether small exterior segments are left unimproved.

19 (b) If the assessment of a project is less than \$50,000, or if the assessment of
20 a project is \$50,000 or more and the building commission approves the assessment
21 under s. 66.60 (4), the state agency ~~which~~ ^{that} manages the property shall pay the
22 assessment from the revenue source ~~which~~ ^{that} supports the general operating costs of
23 the agency or program against which the assessment is made.

NOTE: Subdivides provision to create a separate paragraph for definitions consistent with current style.

1 **SECTION 140.** 66.73 of the statutes is amended to read:

2 **66.73 Citizenship day.** To redirect the attention of the citizens of Wisconsin
3 (, particularly those who are about to exercise the franchise for the first time), to the
4 fundamentals of American government and to American traditions, any county,
5 municipal or school board may annually provide for and appropriate funds for a
6 program of citizenship education which that stresses, through free and frank
7 discussion of a nonpolitical, nonsectarian and nonpartisan nature, the doctrine of
8 democracy, the duties and responsibilities of elective and appointive officers, the
9 responsibilities of voters in a republic and the organization, functions and operation
10 of government. This program should culminate in a ceremony of induction to
11 citizenship for those who have been enfranchised within the past year. Any county
12 may determine to conduct such ceremony either on or within the octave of the day
13 designated by congress or proclaimed by the president of the United States as
14 Citizenship Day. The board may carry out this function in such manner as it
15 determines. The secretary of state, department of public instruction and other state
16 officers and departments shall cooperate with the participating units of government
17 by the dissemination of available information which that will stimulate interest in
18 the government of Wisconsin and its subdivisions.

NOTE: Replaces parentheses in conformity with current style.

19 **SECTION 141.** 66.94 (5) (b) of the statutes is amended to read:

20 **66.94 (5) (b) Exempt from taxation.** The authority, its ~~property~~ (real or
21 personal) property, franchises and income and the bonds, certificates and other
22 obligations issued by it, and the interest thereon, shall be exempt from all income

1 taxes and taxes based on the value of property by the state, any county, municipality,
2 public corporation or other political subdivision or agency of the state.

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

3 SECTION 142. 66.94 (15) (a) of the statutes is renumbered 66.94 (15) (a) 1.
4 (intro.) and amended to read:

5 66.94 (15) (a) 1. (intro.) The authority shall have the continuing power to
6 borrow money for the purpose of ~~acquiring~~ to acquire any transportation system or
7 part thereof (, including any cash funds of such ~~the~~ the system reserved to replace worn
8 out or obsolete equipment and facilities), for ~~acquiring~~ any of the following purposes:

9 a. Acquiring necessary cash working funds or establishing reserve funds, ~~for~~
10 ~~acquiring~~.

11 b. Acquiring, constructing, reconstructing, extending or improving its
12 transportation system or any part thereof ~~and for acquiring of its transportation~~
13 ~~system~~.

14 c. Acquiring any property and equipment useful for the construction,
15 reconstruction, extension, improvement or operation of its transportation system or
16 any part thereof of its transportation system.

17 2. For the purpose of evidencing the obligation of the authority to repay any
18 money borrowed, the authority may, pursuant to ordinance adopted by the board,
19 issue do any of the following:

20 a. Issue and dispose of interest-bearing revenue bonds or certificates ~~and may~~
21 ~~also issue and dispose of such~~, including bonds or certificates to refund any bonds or
22 certificates previously issued in accordance with the terms expressed therein ~~and~~
23 ~~may also, by~~ in the original bonds or certificates.

1 **b.** By resolution adopted by the board, jointly issue bonds under s. 66.935 (2)
2 and waive for ~~such~~ those bonds any of the restrictions contained in pars. (b) to (i).

NOTE: Subdivides provision in outline format and replaces parentheses consistent with current style. Inserts specific reference.

3 **SECTION 143.** 66.94 (15) (b), (d), (e) and (f) of the statutes are amended to read:

4 66.94 (15) (b) *Source of payment.* All ~~such~~ bonds issued under par. (a) shall be
5 payable solely from the revenues or income to be derived from the operation of ~~such~~
6 the transportation system.

7 (d) *Negotiability.* Notwithstanding the form thereof, ~~in the absence of an~~
8 ~~express recital to the contrary on the face thereof~~ of the bond, all ~~such~~ bonds issued
9 under par. (a) shall be negotiable instruments unless there is an express recital to
10 the contrary on the face of the bond.

11 (e) *Temporary financing.* Pending the preparation and execution of any ~~such~~
12 bonds issued under par. (a), temporary bonds may be issued with or without interest
13 coupons as may be provided by ordinance.

14 (f) *Trust agreement; lien.* To secure the payment of any ~~such~~ bonds issued under
15 par. (a) and for the purpose of setting forth the covenants and undertakings of the
16 authority in connection with the issuance thereof of those bonds and of any
17 additional bonds payable from ~~such~~ revenue or income of the transportation system,
18 as well as the use and application of the revenue or income to be derived from the
19 transportation system, the authority may execute and deliver trust agreements, but
20 no lien upon any physical property of the authority shall be created ~~thereby~~ by the
21 trust agreement.

NOTE: Inserts specific references and cross-references to improve clarity and readability.

22 **SECTION 144.** 66.94 (15) (i) of the statutes is amended to read:

1 66.94 (15) (i) *Sale of securities.* Before any such bonds (issued under this
2 subsection, excepting refunding bonds), are sold, the entire authorized issue, or any
3 part thereof of the authorized issue, shall be offered for sale as a unit after
4 advertising for bids, by a class 2 notice, under ch. 985, published in the district, the
5 last insertion to be at least 10 days before bids are required to be filed. All bids shall
6 be sealed, filed and opened as provided by ordinance and the bonds shall be awarded
7 to the highest and best bidder or bidders ~~therefor~~ for the bonds. The authority shall
8 have the right to reject all bids and readvertise for bids in the manner provided for
9 in the initial advertisement. If no bids are received, such bonds may be sold at not
10 less than par value, without further advertising, within 60 days after the bids are
11 required to be filed pursuant to any advertisement.

NOTE: Replaces parentheses in conformity with current style.

12 **SECTION 145.** 66.945 (14) (d) of the statutes is amended to read:

13 66.945 (14) (d) If any local governmental unit makes a finding by resolution
14 within 20 days of the certification to its clerk that the charges of the regional
15 planning commission are unreasonable, it may elect to do either of the following:

16 1. Submit the issue to arbitration by 3 arbitrators, one to be chosen by the local
17 governmental unit, one to be chosen by the regional planning commission and the
18 third to be chosen by the first 2 arbitrators. If the arbitrators are unable to agree,
19 the vote of 2 shall be the decision. They may affirm or modify the report, and shall
20 submit their decision in writing to the local governmental unit and the regional
21 planning commission within 30 days of their appointment unless the time be
22 extended by agreement of the commission and the local governmental unit. The
23 decision shall be binding. Election to arbitrate shall be waiver of right to proceed by

1 action. Two-thirds of the expenses of arbitration shall be paid by the party
2 requesting arbitration and the balance by the other, ~~or~~.

3 2. ~~If a local governmental unit does not elect to arbitrate, it may institute~~
4 Institute a proceeding for judicial review under ch. 227.

NOTE: Reorders text for improved readability and greater conformity with current style.

5 **SECTION 146.** 66.96 (1) (intro.) of the statutes is created to read:

6 66.96 (1) (intro.) In this section:

NOTE: Accommodates the creation a single definition subsection for this section consistent with current style. See the next two sections of this bill.

7 **SECTION 147.** 66.96 (1) of the statutes is renumbered 66.96 (1) (a) and amended
8 to read:

9 66.96 (1) (a) ~~The term "destroy"~~ "Destroy" means the complete killing of weeds
10 or the killing of weed plants above the surface of the ground by the use of chemicals,
11 cutting, tillage, cropping system, pasturing livestock, or any or all of these in effective
12 combination, at such time and in such manner as will effectually prevent such plants
13 from maturing to the bloom or flower stage.

NOTE: Makes definition part of a single definitions subsection consistent with current style.

14 **SECTION 148.** 66.96 (2) of the statutes is renumbered 66.96 (1) (b) (intro.) and
15 amended to read:

16 66.96 (1) (b) (intro.) ~~The term "noxious "~~ Noxious weeds" as used in this chapter
17 includes the following:

18 1. ~~Canada thistle, leafy,~~

19 2. Leafy spurge and field bindweed (creeping Jenny) ~~and any,~~

1 3. Any other such weeds as that the governing body of any municipality or the
2 county board of any county by ordinance or resolution declares to be noxious within
3 its respective boundaries.

NOTE: Makes definition part of a single definitions subsection and subdivides the provision in outline form consistent with current style.

4 **SECTION 149.** 67.03 (1) (intro.) and (b) of the statutes are consolidated,
5 renumbered 67.03 (1) (a) and amended to read:

6 67.03 (1) (a) Except as provided in s. 67.01 (9), municipalities may borrow
7 money and issue municipal obligations therefor only for the purposes and by the
8 procedure specified in this chapter. The aggregate amount of indebtedness,
9 including existing indebtedness, of any municipality shall not exceed 5% of the value
10 of the taxable property located ~~therein~~ in the municipality as equalized for state
11 purposes except as follows: ~~(b) For that the aggregate amount of indebtedness of any~~
12 ~~school district which that~~ offers no less than grades 1 to 12 and ~~which that~~ at the time
13 of incurring ~~such the~~ debt is eligible to receive state aid under s. 121.08, shall not
14 exceed 10% of such the equalized value shall be permitted of the taxable property
15 located in the school district.

16 **(b)** Any school district about to incur indebtedness may apply to the state
17 superintendent of public instruction for, and the state superintendent may issue, a
18 certificate as to the eligibility of the school district to receive state aid under s. 121.08,
19 which certificate shall be conclusive as to such eligibility for 30 days, but not beyond
20 the next June 30.

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

✓ 21 **SECTION 150.** 70.77 (1) of the statutes is renumbered 70.77.

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

1 **SECTION 151.** 77.51 (4) (b) 1. of the statutes is amended to read:

2 77.51 (4) (b) 1. Cash or term discounts allowed and taken on sales;.

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

3 **SECTION 152.** 77.51 (15) (a) 1., 2. and 3. of the statutes are amended to read:

4 77.51 (15) (a) 1. The cost of the property sold;.

5 2. The cost of the materials used, labor or service cost, losses or any other
6 expenses;.

7 3. The cost of transportation of the property prior to its purchase;.

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

8 **SECTION 153.** 77.51 (15) (b) 1. and 2. of the statutes are amended to read:

9 77.51 (15) (b) 1. Cash discounts allowed and taken on sales;.

10 2. The amount charged for property returned by customers when that entire
11 amount is refunded either in cash or in credit;.

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

12 **SECTION 154.** 77.52 (18) (intro.) and (a) of the statutes are renumbered 77.52

13 (18) (am) and (bm).

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

14 **SECTION 155.** 77.55 (1) (a) of the statutes is amended to read:

15 77.55 (1) (a) The United States, its unincorporated agencies and
16 instrumentalities;.

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

17 **SECTION 156.** 77.61 (5) (b) (intro.), 1., 2., 3., 4. and 5. of the statutes are amended

18 to read:

1

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

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1. The secretary of revenue, or any officer, agent or employe of the department of revenue;

2. The attorney general, department of justice employes;

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

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

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

Connect scored text after moving stricken text

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

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

3 **SECTION 157.** 77.62 (1) of the statutes is renumbered 77.62, and 77.62 (2), (3),
4 (4) and (5), as renumbered, are amended to read:

5 77.62 (2) Release real property from the lien of a warrant;

6 (3) Satisfy warrants;

7 (4) Approve instalment payment agreements;

8 (5) Compromise on the basis of ability to pay; ~~or~~.

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

9 **SECTION 158.** 77.995 of the statutes is renumbered 77.995 (2) and amended to
10 read:

11 77.995 (2) There is imposed a fee at the rate of 3%, or 5% for the rental of
12 limousines, of the gross receipts on the rental, but not for rental and not for rental
13 as a service or repair replacement vehicle of Type 1 automobiles, as defined in s.
14 340.01 (4) (a); of station wagons, as defined in s. 340.01 (61); of mobile homes, as
15 defined in s. 340.01 (29); of motor homes, as defined in s. 340.01 (33m); and of
16 camping trailers, as defined in s. 340.01 (6m) by establishments primarily engaged
17 in short-term rental of vehicles without drivers, for a period of 30 days or less, unless
18 the sale is exempt from the sales tax under s. 77.54 (1), (4), (7) (a), (7m) or (9a). ~~In~~
19 ~~this section, "limousine" means a passenger automobile that has a capacity of 10 or~~
20 ~~fewer persons, excluding the driver, that has a minimum of 5 seats behind the driver;~~
21 ~~that is operated for hire on an hourly basis under a prearranged contract for the~~
22 ~~transportation of passengers on public roads and highways along a route under the~~

1 ~~control of the person who hires the vehicle and not over a defined regular route; but~~
2 ~~“limousine” does not include taxicabs, hotel or airport shuttles or buses, buses~~
3 ~~employed solely in transporting school children or teachers, vehicles owned and~~
4 ~~operated without charge or remuneration by a business entity for its own purposes,~~
5 ~~vehicles used in carpools or vanpools, public agency vehicles that are not operated~~
6 ~~as a commercial venture, vehicles operated as part of the employment transit~~
7 ~~assistance program under s. 106.26, ambulances or any vehicle that is used~~
8 ~~exclusively in the business of funeral directing.~~

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

9 ✓ SECTION 159. 77.995 (1) of the statutes is created to read:

10 77.995 (1) In this section:

11 (a) “Limousine” means a passenger automobile that has a capacity of 10 or and
12 fewer persons, excluding the driver; that has a minimum of 5 seats behind the driver;
13 and that is operated for hire on an hourly basis under a prearranged contract for the
14 transportation of passengers on public roads and highways along a route under the
15 control of the person who hires the vehicle and not over a defined regular route.

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

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

1 SECTION 160. 78.39 (2) and (3) of the statutes are amended to read:

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

9 (3) "Alternate fuels user" means the owner or other person ~~in~~ including the state
10 ~~of Wisconsin~~ and any political subdivision ~~thereof of the state~~, but not including the
11 United States or its agencies except to the extent now or hereafter permitted by the
12 constitution and laws ~~thereof~~ of the United States, responsible for the operation of
13 a motor vehicle at the time an alternate fuel is placed in the fuel supply tank or tanks
14 ~~thereof of the motor vehicle~~ while ~~such the~~ vehicle is within this state.

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

15 SECTION 161. 79.10 (7m) (b) 1. a. of the statutes, as affected by 1999 Wisconsin
16 Act 5, is renumbered 79.10 (7m) (b) 1.

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

17 SECTION 162. 80.23 (1) of the statutes is amended to read:

18 80.23 (1) Whenever, pursuant to this chapter, any highway is laid out, widened
19 or altered through ~~inclosed~~ enclosed, cultivated or improved lands and the
20 determination has not been appealed from, the highway authorities shall give the
21 owner or occupant of ~~such the affected~~ lands notice in writing to remove the fences
22 located ~~thereon on the affected lands~~ within such time as ~~they shall deem the~~

1 highway authorities consider reasonable, but not less than 30 days after giving such
2 the notice; and if, If the owner or occupant does not remove the fences within the time
3 required in such the notice the highway authorities shall cause the fences to be
4 removed and shall direct the highway to be opened; but if the determination has been
5 appealed from, the notice shall be given after the final decision of the appeal.

NOTE: Inserts preferred spelling and specific references.

6 ✓ SECTION 163. 84.09 (4) of the statutes is amended to read:

7 84.09 (4) The cost of the lands and interests acquired and damages allowed
8 pursuant to this section, expenses incidental thereto, expenses of the county
9 highway committee incurred in performing duties pursuant to this section and the
10 county highway committee's customary per diem (, or if on an annual salary, a per
11 diem not to exceed the lawful rate permitted for members of county boards) and
12 expenses of the county highway committee incurred in performing duties pursuant
13 to this section shall be if the highway committee members receive an annual salary,
14 are paid out of the available improvement or maintenance funds, and members,
15 Members of the a highway committee on who receive an annual salary basis shall be
16 entitled to such the per diem paid, as compensation for their services, in addition to
17 their annual salary fixed pursuant to s. 59.10 (3) (i).

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

18 ✓ SECTION 164. 88.10 (2) of the statutes is renumbered 88.10.

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

19 ✓ SECTION 165. 93.11 (3) of the statutes is amended to read:

20 93.11 (3) The department may (, by general order, after public hearing), fix and
21 cause to be collected a reasonable, uniform fee for certification where necessary for
22 the adequate enforcement of an order issued under s. 93.10. The department shall

1 fix and cause to be collected a reasonable, uniform fee for certification where the
2 purpose of such certification is merely to furnish to an interested party an official
3 statement of the grade.

NOTE: Replaces parentheses in conformity with current style.

4 ✓ SECTION 166. 93.11 (3) of the statutes is amended to read:

5 93.11 (3) The department may (, by general order, after public hearing), fix and
6 cause to be collected a reasonable, uniform fee for certification where necessary for
7 the adequate enforcement of an order issued under s. 93.10. The department shall
8 fix and cause to be collected a reasonable, uniform fee for certification where the
9 purpose of such certification is merely to furnish to an interested party an official
10 statement of the grade.

NOTE: Replaces parentheses and punctuation consistent with current style.

11 SECTION 167. 94.43 (3) of the statutes is amended to read:

12 94.43 (3) Application for a seed labeler's license shall be submitted on a form
13 prescribed by the department and shall be accompanied by a fee based on the gross
14 sales of seed within the state by the applicant under his or her own label during the
15 previous 12 months prior to filing the application. Fees for a labeler's license shall
16 be computed on gross sales according to the following schedule: ~~less~~

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- (a) ~~less~~ than \$10,000; \$25; ^{for gross sales that are less}
- (b) \$10,000 or more but less than \$25,000; \$50; ^{For gross sales that are}
- (c) \$25,000 or more but less than \$75,000; \$100; ^{For gross sales that are}
- (d) \$75,000 or more but less than \$200,000; \$150; and
- (e) \$200,000 or more; \$200.

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

22 ✓ SECTION 168. 94.66 (9) of the statutes is amended to read:

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

NOTE: Replaces parentheses in conformity with current style.

12 ✓ SECTION 169. 94.675 (1) and (2) of the statutes are amended to read:

13 94.675 (1) If its strength, quality, purity or effectiveness falls below the
14 standards expressed on the label;

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

NOTE: Replaces punctuation in conformity with current style.

16 ✓ SECTION 170. 94.77 (2) of the statutes is renumbered 94.77.

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

17 ✓ SECTION 171. 95.22 (1) of the statutes is renumbered 95.22 and amended to
18 read:

19 **95.22 Reports of animal diseases.** Each veterinarian shall immediately
20 report to the department the existence among animals of any communicable disease
21 coming to the veterinarian's knowledge. The report shall be in writing and shall
22 include a description of the diseased animal, the name and address of the owner or

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1 person in charge of the animal, if known, and the location of the animal. The
2 definition of "communicable disease" in s. 990.01 (5g) does not apply to this
3 ~~subsection~~ section.

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

4 ✓ SECTION 172. 95.26 (4) of the statutes is amended to read:

5 95.26 (4) Cattle and American bison ~~which~~ that are classified as "reactors" to
6 the brucellosis test (, whether or not conducted pursuant to this section), shall be
7 slaughtered. A report of any test disclosing reactors shall be mailed to the owner
8 thereof. The reactors shall be identified by a reactor tag and permanent mark as
9 prescribed by the department. The owner shall effect slaughter of the reactors
10 within 15 days of the date they are so identified, except that the department, for
11 cause shown, may extend ~~such~~ the time an additional 15 days. ~~In the event~~ If the
12 owner of reactors ~~shall fail~~ fails to comply with this subsection within the time
13 limited, the department shall cause the removal and slaughter of ~~such~~ the reactors.
14 No indemnity shall be paid on any reactors disposed of by the department. No milk
15 shall be sold from any reactors or from any herd of cattle in which reactors are kept
16 contrary to the provisions of this section.

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

17 ✓ SECTION 173. 97.27 (1) (a) of the statutes is amended to read:

18 97.27 (1) (a) "~~Cold-storage~~ Cold-storage warehouse" means a warehouse in
19 which food is to be stored at temperatures between zero and 50 degrees Fahrenheit.

NOTE: Corrects spelling.

20 SECTION 174. 97.27 (1) (b) (intro.), (c) and (d) of the statutes are amended to
21 read:

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

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

9 (d) ~~"Frozen feed~~ "Frozen-food warehouse" means a warehouse at which food
10 is to be stored at temperatures at or below 5 degrees Fahrenheit.

NOTE: Corrects spelling.

11 ✓ SECTION 175. 97.27 (5) of the statutes is renumbered 97.27 (5) (intro.) and
12 amended to read:

13 97.27 (5) RULE MAKING. (intro.) The department may promulgate rules to
14 establish the fees required under sub. (3) or to govern the sanitary operation of food
15 warehouses. Rules may include standards any of the following:

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

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

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

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

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

1 ✓ **SECTION 176.** 98.06 (2) (b) of the statutes is amended to read:

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

NOTE: Deletes unnecessary parentheses consistent with current style.

4 **SECTION 177.** 99.01 (3) of the statutes is amended to read:

5 99.01 (3) “Public warehouse” means a warehouse that is operated by a public
6 warehouse keeper for the storage for hire of the property of others. “Public
7 warehouse” includes a food warehouse, as defined in s. 97.27 (1) (b), if the warehouse
8 is operated by a public warehouse keeper on a storage for hire basis. “Public
9 warehouse” does not include a ~~frozen feed~~ frozen-food locker plant as defined in s.
10 97.27 (1) (c).

NOTE: Corrects spelling.

11 ✓ **SECTION 178.** 99.015 of the statutes is amended to read:

12 **99.015 Warehouses classified.** For the purposes of this chapter, public
13 warehouses are classified as follows:

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

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

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

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

18 and,

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

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

20 **SECTION 179.** 99.02 (1) of the statutes is amended to read:

1 99.02 (1) APPLICATION. Except as provided in sub. (2), no person may operate
2 a warehouse, including a ~~cold-storage~~ cold-storage warehouse, for the storage of
3 property as bailee for hire without a public warehouse keeper's license. A person
4 desiring a public warehouse keeper's license shall apply on a form furnished by the
5 department and shall set forth the location, size, character and equipment of the
6 building or premises to be used by the applicant, the kinds of goods intended to be
7 stored, the name of each partner if a partnership or of each member if a limited
8 liability company, the names of the officers if a corporation, and such other facts as
9 the department requires to show that the property proposed to be used is suitable for
10 a warehouse and that the applicant is qualified as a public warehouse keeper.
11 Subject to s. 93.135, if the property proposed to be used is suitable for a public
12 warehouse and the applicant is otherwise qualified, a license shall be issued upon
13 payment of the license fee under sub. (3) and the filing of security or insurance as
14 required under s. 99.03.

NOTE: Corrects spelling.

15 ✓SECTION 180. 99.02 (3) (d) of the statutes is renumbered 99.02 (3) (d) (intro.) and
16 amended to read:

17 99.02 (3) (d) (intro.) If the department conducts a reinspection of any
18 warehouse operated by a person licensed under this section due to any violation of
19 any federal or state law ~~which~~ ^{that} the department determines in a regularly scheduled
20 inspection of that warehouse, the department shall charge ~~for that~~ the license holder
21 for the reinspection the as follows:

- 22 1. The holder of a license under par. (a) 1.: \$50.;
- 23 2. The holder of a license under par. (a) 2.: \$100.;
- 24 3. The holder of a license under par. (a) 3.: \$150.;

1 4. The holder of a license under par. (a) 4.; \$200; and.

2 5. The holder of a license under par. (a) 5.; \$250.

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

3 **SECTION 181.** 106.01 (1) of the statutes is renumbered 106.001 and amended

4 to read:

In this subchapter:

(1) "Apprentice" means

an indenture, or

(2) "Indenture" means

5 **106.001 Definition.** The term ~~In this subchapter~~ "apprentice" shall mean

6 ~~means~~ any person, ~~16 years of age or over~~, who shall enter ~~enters~~ into ~~any~~ ^{or agreement} contract ^{an apprentice}

7 of service, express or implied, whereby the person is to receive from or through the
8 person's employer, in consideration for the person's services in whole or in part,
9 instruction in any trade, craft or business.

10 **SECTION 182.** 106.01 (1m) (intro.) and (b) of the statutes are created to read:

11 106.01 (1m) (intro.) In this section:

12 (b) "Organization" means any organization of employees, association of
employers or other similar responsible agency in this state.

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13 **SECTION 183.** 106.01 (1m) (a) of the statutes is created to read: ^{or}

14 106.01 (1m) (a) "Indenture" means a ~~written~~ contract of agreement entered
15 into by an apprentice with an employer, ^{or with an organization of employees,}
16 ^{association of employers or other similar}
^{responsible agency in this state}

17 **SECTION 184.** 106.01 (2) and (3) of the statutes are amended to read:

18 106.01 (2) Every contract or agreement entered into by an apprentice with an

19 employer shall be known as an indenture; such indenture shall be in writing and ^{stat. plan}

20 shall be executed in triplicate, one copy of which. One of the triplicate originals shall

21 be delivered to the apprentice, one to shall be retained by the employer and one to

22 shall be filed with the department at Madison.

① (3) Any Except as provided in ss. 106.02, 106.025 and 106.03, any minor, 16
 ② years of age or over, or any adult, may, by the execution of an indenture, bind himself
 3 or herself as hereinafter provided in this section for a term of service of not less than
 4 one year.

5 SECTION 185. 106.01 (4) (intro.) and (a) to (d) of the statutes are consolidated,
 6 renumbered 106.01 (4) and amended to read:

7 106.01 (4) Every indenture shall be signed: ~~(a) By by the apprentice. (b) and~~
 8 the employer. If the apprentice has not reached 18 years of age 18, ^{also} ~~also by the father~~
 9 ~~or mother; and if both the father and mother, the indenture shall also be signed by~~
 10 one of the apprentice's parents. If both parents are dead or legally incapable of giving
 11 consent, then (c) By the indenture shall be signed by the guardian of the minor, if any.
 12 ~~(d) If there is no parent or guardian with authority to sign then or, if there is no~~
 13 guardian, by a deputy of the department.

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

14 SECTION 186. 106.01 (4) (e) of the statutes is repealed.

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

15 SECTION 187. 106.01 (5) (c) of the statutes is amended to read:

16 106.01 (5) (c) A statement of the trade, craft or business ~~which~~ that the
 17 apprentice is to be taught, and the time at which the apprenticeship ~~shall~~ will begin
 18 and end.

19 ~~SECTION 188. 106.01 (5i) (a) of the statutes is renumbered 106.01 (5i) (a) 1. and~~
 20 amended to read:

21 106.01 (5i) (a) 1. The proper persons described in sub. (4) ~~(a) to (d)~~ may enter
 22 into ~~such an indenture with any organization of employes, association of employes~~

Insert
85-14

Insert
85-18

1 ~~or other similar responsible agency in this state. Such. The organization, association~~
2 ~~or other agency shall thereupon, with the written consent of the other parties to the~~
3 ~~indenture, and the written acceptance thereof of the indenture by the proposed~~
4 ~~employer, assign the indenture to the proposed employer, and the proposed employer~~
5 ~~and the apprentice named in the indenture shall be bound by the terms thereof. Such~~
6 ~~of the indenture.~~

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

17 **SECTION 189.** 106.01 (5i) (b) and (c) of the statutes are amended to read:

18 106.01 (5i) (b) Any employer may assign the employer's indenture, with the
19 approval of the department and the written consent of the other parties thereto to
20 the indenture, to any association of employers, organization of employees or any other
21 similar responsible agency in this state. The period of time in which such association,
22 the organization or other agency shall be such is the assignee shall not be credited
23 as time served by the apprentice. After such the assignment the association,
24 organization or other agency shall, with the approval of the department and the
25 written consent of the apprentice, assign reassign the indenture to an employer, but

1 the apprentice shall not be bound by the ~~assignment~~ reassignment unless the
 2 employer accepts, by the employer's signed instruments, the terms of the indenture
 3 and that the employer will complete the employer's unperformed obligations
 4 ~~thereunder; each such~~ under the indenture. The consent and acceptance shall be
 5 executed in triplicate and one of each, ~~respectively, of the triplicate original consents~~
 6 and acceptances shall be delivered to the department, to the assignee employer and
 7 to the apprentice, and in each case shall be attached to the proper indenture. Upon
 8 acceptance the employer shall for all purposes be deemed considered a party to the
 9 indenture.

10 (c) Any employer, with the written consent, executed in triplicate, of the other
 11 parties to the indenture and the approval of the department, may assign ~~such the~~
 12 indenture to another employer whose written acceptance shall be executed upon the
 13 instrument of consent. ~~One copy of such consent and acceptance~~ each of the triplicate
 14 original consents and acceptances shall be delivered, ~~respectively,~~ to the apprentice,
 15 to the assignee employer and to the department, and shall in each case be attached
 16 to the indenture in ~~their respective possessions~~ each party's possession. After
 17 assignment, the new employer shall perform the unperformed obligations of the
 18 indenture. The department shall continue to have jurisdiction over the indenture
 19 assigned pursuant to this subsection ~~and the parties bound after such the~~
 20 assignment.

Insert
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21 **SECTION 190.** 106.01 (5j), (5k), (6), (8), (9) and 10 of the statutes are amended
 22 to read:

23 106.01 (5j) The department may, ~~and it shall have power~~ on its own motion,
 24 or on the complaint of any person, after due notice and a hearing had, make findings
 25 and issue orders declaring any indenture, ~~contract or agreement~~ at an end if it shall

Strike

(MS strike) IS indenture that is a party to the indenture no strike keep no change
 1 ~~be~~ approved at such the hearing that any apprentice, employer or such organization
 2 ~~association or other agency~~ is unable to continue with the obligations under the
 3 ~~contract~~ or has breached the same ~~contract~~. Upon the termination of the indenture,

4 the released apprentice released therefrom shall be free to enter into a new indenture
 5 under such any terms and conditions ~~and terms as approved by the department may approve and~~
 6 which that are not inconsistent with this section.

7 (5k) The department shall, upon request, furnish a copy of any instrument
 8 required to be filed with it under this section, to any party whose name appears on
 9 such the requested instrument.

10 (6) An ~~The~~ employer shall pay for the time an the apprentice is receiving related
 11 instruction for no fewer hours than specified in sub. (5) (d) at the same rate per hour
 12 as for services. ~~Nothing herein shall~~ This subsection does not prohibit an agreement
 13 between the parties requiring the apprentice to take additional instruction on the
 14 apprentice's own time in excess of the number of hours required by statute.
 15 Attendance at school shall be certified by the teacher in charge.

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

22 (9) ~~It shall be the duty of the~~ The department, and it shall ~~have power,~~
 23 ~~jurisdiction and authority, to investigate, ascertain, determine and make~~
 24 investigations, fix such reasonable classifications ~~and to, issue rules and regulations,~~
 25 and general or special orders, and ~~to, hold hearings and, make findings and render~~

1 orders ~~thereon~~ upon its findings as shall be necessary to carry out the intent and
 2 purposes of s. 106.01. ~~Such hearings, this section.~~ The investigations,
 3 classifications, hearings, findings and orders shall be made as provided in s. 103.005
 4 and. Except as provided in sub. (8), the penalties specified in s. 103.005 (12) shall
 5 apply to ~~and be imposed for any violations of s. 106.01, excepting as to the penalties~~
 6 ~~provided in s. 106.01 (8).~~ Said orders shall be this section. Orders issued under this
 7 subsection are subject to review in the manner provided in under ch. 227.

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

12 **SECTION 191.** 108.02 (2) (dm) of the statutes is amended to read:

13 108.02 (2) (dm) In the employ of a group of operators of farms ~~(, or a cooperative~~
 14 organization of which ~~such~~ operators of farms are members), in the performance of
 15 service described in par. (d), but only if such operators produced more than one-half
 16 of the commodity with respect to which such service is performed.

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

17 **SECTION 192.** 108.02 (15) (e) of the statutes is amended to read:

18 108.02 (15) (e) In determining whether an individual's entire services shall be
 19 deemed considered "employment" subject to this chapter, under pars. (b), (c), (d),
 20 (dm) and (dn), the department may determine and redetermine the individual's
 21 status hereunder for such reasonable periods as it ~~deems~~ considers advisable, and
 22 may refund ~~(, as paid by mistake),~~ any contributions ~~which~~ that have been paid

1 hereunder with respect to services duly covered under any other unemployment
2 insurance law.

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

3 **SECTION 193.** 108.03 (1) of the statutes is amended to read:

4 108.03 (1) Benefits shall be paid to each unemployed and eligible employe from
5 his or her employe's account, under the conditions and in the amounts stated in (,
6 or approved by the department pursuant to), this chapter, and at such times, at such
7 places, and in such manner as the department may from time to time approve or
8 prescribe.

NOTE: Replaces parentheses consistent with current style.

9 **SECTION 194.** 108.04 (9) (a) and (b) of the statutes are amended to read:

10 108.04 (9) (a) If the position offered is vacant due directly to a strike, lockout
11 or other labor disputes,

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

NOTE: Replaces punctuation and parentheses consistent with current style.

15 **SECTION 195.** 108.04 (12) (d) of the statutes is amended to read:

16 108.04 (12) (d) Any individual who receives unemployment insurance for a
17 given week under the law of any other state (, with no use of benefit credits earned
18 under this chapter), shall be ineligible for benefits paid or payable for that same week
19 under this chapter.

NOTE: Replaces parentheses consistent with current style.

20 **SECTION 196.** 108.14 (8n) (b), (c) and (d) of the statutes are amended to read:

21 108.14 (8n) (b) ~~Such arrangements~~ Arrangements under par. (a) may provide,
22 as to any individual whose employment has been covered by this chapter and by the

1 unemployment insurance law of one or more other participating jurisdictions, for
2 transfer by the department to another agency of relevant records or information, and
3 the acceptance and use thereof, in combination with similar data from other
4 jurisdictions, by ~~such the~~ other agency, as a basis for computing and paying benefits
5 under the law administered by ~~such the~~ other agency. Reciprocally, ~~such~~
6 arrangements under par. (a) may provide for similar acceptance, combination and
7 use by the department of data received from other jurisdictions to compute and pay
8 benefits under this chapter.

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

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

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

18 **SECTION 197.** 108.14 (8n) (f) of the statutes is amended to read:

19 108.14 (8n) (f) To facilitate the application of ~~such~~ arrangements under par. (a)
20 to this chapter, the department may, from data received by it under such
21 arrangements, make reasonable estimates of quarterly wages and may compute and
22 pay benefits accordingly.

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

1 SECTION 198. 108.16 (6) (b) ^{and} (c) ~~and~~ of the statutes are amended to read:

2 108.16 (6) (b) Any reimbursement made pursuant to s. 108.04 (13) (d);.

3 (c) Any balance credited to an employer's account, if and when the employer

4 ceases to be subject to this chapter, except as provided in sub. (8);.

5 ^{SECTION # AM; 108.16 (6) (e); aff 1999 Wisconsin Act 15} 108.16 (6) (e) The amount of any benefit check duly issued and delivered or mailed to an

6 employe, if ~~such~~ the benefit check has not been presented for payment within one

7 year after its date of issue; ^{connect str. King} provided that a ~~substitute check~~ ^{original check} may be issued and

8 ~~if the employe makes application therefor within 6 years after the date of issue of the~~
~~charged to the balancing account at any time within the next following year.~~

NOTE: Inserts specific reference and replaces punctuation and a disfavored term for improved readability and consistency with current style.

9 SECTION 199. 111.02 (2) of the statutes is amended to read:

10 111.02 (2) "Collective bargaining" is the negotiating by an employer and a
11 majority of the employer's employes in a collective bargaining unit (, or their
12 representatives), concerning representation or terms and conditions of employment
13 of such employes, except as provided under ss. 111.05 (5) and 111.17 (2), in a mutually
14 genuine effort to reach an agreement with reference to the subject under negotiation.

NOTE: Replaces parentheses consistent with current style.

15 SECTION 200. 111.05 (4) of the statutes is amended to read:

16 111.05 (4) Questions concerning the determination of collective bargaining
17 units or representation of employes may be raised by petition of any employe or the
18 employe's employer (, or the representative of either of them). Where it appears by
19 the petition that any emergency exists requiring prompt action, the commission
20 shall act upon ~~said~~ on the petition forthwith immediately and hold the election
21 requested within such time as will meet the requirements of the emergency
22 presented. The fact that one election has been held ~~shall~~ does not prevent the holding

JRK

stricken comma

JNS
92-89
JRK

strike semi colon

original check

1 of another election among the same group of employes, provided that it appears to
2 the commission that sufficient reason ~~therefor~~ for another election exists.

NOTE: Replaces parentheses consistent with current style.

3 **SECTION 201.** 111.06 (1) (f) of the statutes is amended to read:

4 111.06 (1) (f) To violate the terms of a collective bargaining agreement (,
5 including an agreement to accept an arbitration award).

NOTE: Replaces parentheses consistent with current style.

6 **SECTION 202.** 111.06 (2) (e) of the statutes is amended to read:

7 111.06 (2) (e) To cooperate in engaging in, promoting or inducing picketing (,
8 that does not constituting constitute an exercise of constitutionally guaranteed free
9 speech), boycotting or any other overt concomitant of a strike unless a majority in a
10 collective bargaining unit of the employes of an employer against whom such acts are
11 primarily directed have voted by secret ballot to call a strike.

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

12 **SECTION 203.** 111.115 (3) of the statutes is amended to read:

13 111.115 (3) Where the exercise of the right to strike by employes of any
14 employer engaged in the state of Wisconsin in the production, harvesting or initial
15 off-farm processing (~~the latter after leaving the farm~~) of any farm or dairy product
16 produced in this state would tend to cause the destruction or serious deterioration
17 of such product, the employes shall give to the commission at least 10 days' notice of
18 their intention to strike and the commission shall immediately notify the employer
19 of the receipt of such notice. Upon receipt of such notice, the commission shall take
20 immediate steps to effect mediation, if possible. In the event of the failure of the
21 efforts to mediate, the commission shall endeavor to induce the parties to arbitrate
22 the controversy.

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

1 **SECTION 204.** 111.57 (3) (e) of the statutes is renumbered 111.57 (3) (e) 1. and
2 amended to read:

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

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

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

14 **SECTION 205.** 112.10 (1) (b) of the statutes is amended to read:

15 112.10 (1) (b) "Gift instrument" means a will, deed, grant, conveyance,
16 agreement, memorandum, writing, or other governing document ~~(, including the~~
17 terms of any institutional solicitations from which an institutional fund resulted),
18 under which property is transferred to or held by an institution as an institutional
19 fund.

NOTE: Replaces parentheses consistent with current style.

20 **SECTION 206.** 114.002 (6) of the statutes is amended to read:

1 114.002 (6) "Air navigation facility" means any facility, other than one owned
2 or operated by the United States, used in, available for use in, or designed for use in
3 aid of air navigation, including any structures, mechanisms, lights, beacons,
4 markers, communicating systems, or other instrumentalities, or devices used or
5 useful as an aid, or constituting an advantage or convenience to the safe ~~taking-off~~
6 takeoff, navigation, and landing of aircraft, or the safe and efficient operation or
7 maintenance of an airport, and any combination of any or all of such facilities.

NOTE: Replaces word not appearing in the dictionary.

8 **SECTION 207.** 114.14 (3) of the statutes is renumbered 114.14 (3) (a) (intro.) and
9 amended to read:

10 114.14 (3) (a) (intro.) ~~In~~ Except as provided in par. (b), in carrying out its duties
11 the airport commission may ~~employ~~ do any of the following:

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

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

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

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

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

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

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

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

6 **SECTION 208.** 114.14 (3) (b) (intro.) and 3. of the statutes are created to read:
7 114.14 (3) (b) (intro.) The exercise of authority by the airport commission under
8 par. (a) shall be subject to all of the following conditions:

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

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

11 **SECTION 209.** 115.001 (15) (title) of the statutes is created to read:
12 115.001 (15) (title) STATE SUPERINTENDENT.

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

13 **SECTION 210.** 115.46 (2) (d) and (e) of the statutes are amended to read:

14 115.46 (2) (d) "Originating state" means a state ~~and the subdivision thereof,~~
15 subdivisions ^{of the state} (if any), whose determination that certain educational personnel are
16 qualified to be employed for specific duties in schools is acceptable in accordance with
17 the terms of a contract made pursuant to sub. (3).

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

NOTE: Replaces parentheses consistent with current style.