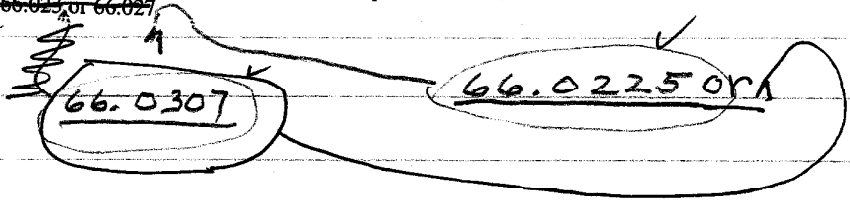


insert 59#10 ✓

66.0305(4) [Ⓟ]

(b) An agreement entered into under sub. (2) may address any other appropriate matters, including any agreements with respect to services or agreements with respect to municipal boundaries under s. 66.023, or 66.027.



insert 69415

66.0403 (1) (B)

(h) "Owner" means at least one owner, as defined under s. 66.021 (1) (b), of a property or the personal representative of at least one owner.

66.0217 (1) (c)

insert 79#14 ✓

NOTE: Restates a provision of
S. 66.058 (2)(b) that is deleted by SECTION
150.
auto
ref.

insert 184-10 ✓

(3) (c) Require the payment of franchise fees which, notwithstanding s. ~~66.70~~, may be based on the income or gross revenues of a cable television system, or measured by such income or gross revenues.

66.0611

from
66.082(3)(c)

Typed

inserts to 4751/P1

insert 207a - 9

SECTION ~~66.21~~ 66.21 of the statutes is renumbered 200.03 and amended to read:

insert 207b - 13

SECTION ~~66.22~~ 66.22 of the statutes is renumbered 200.05, and 200.05 (3) (b) and (6), as renumbered, are amended to read:

insert 207c - 19

SECTION ~~66.225~~ 66.225 of the statutes is renumbered 200.07 and amended to read:

insert 207d

SECTION ~~66.23~~ 66.23 of the statutes is renumbered 200.09, and 200.09 (1), (9) and (10), as renumbered, are amended to read:

26/10/2019

~~22~~

✓ insert 209a b

SECTION ~~22~~ 66.24 of the statutes is renumbered 200.11, and 200.11 (1) (b) and (d) and (9), as renumbered, are amended to read:

13/A

insert 210a-3

SECTION 66.25 of the statutes is renumbered 200.13, and 200.13 (1) (i), (j), (m) and (n), (intro.)

(2), (3) (a), (4), (12) and (13), as renumbered, are amended to read:

~~insert 210 B~~

200.13 (1) (B)

(i) The owner of any parcel of real estate affected by the determination and assessments may, within 20 days after the date of such determination, appeal to the circuit court of the county in which the land is situated, and s. 66.69 (1) shall apply to and govern such appeal, however the notice therein required to be served upon the city clerk shall be served upon the district, and the bond therein provided for shall be approved by the commission and the duties therein devolving upon the city clerk shall be performed by the president of the commission.

plain text

plain

66.0703 (12)

end of ins. 210-3

54

✓ insert 212a — JJ

SECTION ~~66~~. 66.26 of the statutes is renumbered 200.15, and 200.15 (2) and (4), as renumbered, are amended to read:

insert 366-17 ✓

(f) Designate, by ordinance or resolution, the local housing authority, the local redevelopment authority, or both jointly, or the local community development authority, as agent of the city, to perform all acts, except the development of the master plan of the city, which are otherwise performed by the planning commission under this section and s. 66.435.

66.1337

from
66.46
(3) (f)

insert 367-6 ✓

(c) Identification of the specific property to be included under par. (gm) 4. as blighted or in need of rehabilitation or conservation work. Owners of the property identified shall be notified of the

proposed finding and the date of the hearing to be held under par. (e) at least 15 days prior to the date of the hearing. In cities with a redevelopment authority under s. ~~66.431~~, the notification required under this paragraph may be provided with the notice required under s. ~~66.431 (6) (b) 3.~~ if the notice is transmitted at least 15 days prior to the date of the hearing to be held under par. (e).

66.1333

66.1333(6)(b) 3.

plain

from
66.46
(4)(e)

INSCA 469-10 ✓

(b)

2. If 2 or more municipalities in a zone impose a room tax under par. (a), the municipalities shall enter into a contract under s. ~~66.30~~ to create a commission under par. (c). If no tourism entity exists in any of the municipalities in the zone that have formed a commission, the commission shall contract with another organization in the zone to perform the functions of the tourism entity. Each municipality in a single zone that imposes a room tax shall levy the same percentage of tax. If the municipalities are unable to agree on the percentage of tax for the zone, the commission shall set the percentage.

from
~~66.30~~
66.75 (1M)
(b) a.

66.0301

insert 473-18 ✓

from
66.88 (10)

(10) "Sewerage service area" means the area of the district
and the area for which service is provided by contract under s.
~~66.88.~~

200.39

~~131~~
-5-

~~insert 473a~~

SECTION ~~66.882~~ 66.882 of the statutes is renumbered 200.23, and 200.23 (1) (a) and (b) 1.
and (2) (a) (intro.) and (b), as renumbered, are amended to read:

end
of
ms 473-18

48-1

insert 474g - 21 ✓

SECTION ~~2~~ 66.884 of the statutes is renumbered 200.25, and 200.25 (1) (a) 1. to 3. and (c), (2), (3), (4), (7) (a) and (8), as renumbered, are amended to read:

insert 476a - 18

HJA

SECTION ~~27~~. 66.886 of the statutes is renumbered 200.27, and 200.27 (1), (2) (a) 1. and (b), (3) and (4), as renumbered, are amended to read:

AA

insert 478a -1 ✓

SECTION ~~22~~. 66.888 of the statutes is renumbered 200.29, and 200.29 (1) (b) and (c) 3. and (2) (b) ~~and (b)~~, as renumbered, are amended to read:

insert 478a -11 ✓
SECTION ~~22~~. 66.89 of the statutes is renumbered 200.31, and 200.31 (intro.), as renumbered, is amended to read:

insert 478a -12 ✓
SECTION ~~22~~. 66.892 of the statutes is renumbered 200.33, and 200.33 (1) (b), as renumbered, is amended to read:

insert 478a -17 ✓
SECTION ~~22~~. 66.894 of the statutes ^{as affected by 1997 Wisconsin Act 248,} is renumbered 200.35, and 200.35 (1) (intro.), (2) (b), (5) (a) and (11) (a) and (c), as renumbered, are amended to read:

AA

insert 480a

SECTION ~~82~~ 66.896 of the statutes is renumbered 200.37, and 200.37 (2) (a) and (3), as renumbered, are amended to read:

insert 480b 20

SECTION ~~82~~ 66.898 of the statutes is renumbered 200.39, and 200.39 (1) to (3), (4) (a) and (b) and (5) (a) (intro.) and 2., as renumbered, are amended to read:

AMC

insert 482g - 14 ✓

SECTION ~~2~~: 66.899 of the statutes is renumbered 200.41, and 200.41 (1) to (3), as renumbered, are amended to read:

Handwritten mark

insert 483# -3 ✓

SECTION ~~27~~ 66.90 of the statutes is renumbered 200.43, and 200.43 (1), as renumbered, is amended to read:

insert 483# -12 ✓

SECTION ~~27~~ 66.902 of the statutes is renumbered 200.45, and 200.45 (1) (b), as renumbered, is amended to read:

insert 483# 16 ✓

SECTION ~~27~~ 66.904 of the statutes is renumbered 200.47, and 200.47 (1) and (2) (a), (cm) 1. and (e), as renumbered, are amended to read:

~~200.49~~

✓
 ✓
 ✓
 insert 484b-17
 → sec.#; 66.905 RN; 200.49₃
 SECTION #. 66.906 of the statutes is renumbered 200.51, and 200.51 (1), as renumbered, is amended to read:

insert 484b - 21 ✓
 SECTION #. 66.908 of the statutes is renumbered 200.53.
~~Section #.~~
 SECTION #. 66.91 of the statutes is renumbered 200.55, and 200.55 (1) (a) to (c), (d) (intro.) and 3., (e) (intro.) ^{and} (f), ^{to} (g), (1m), (3) (intro.) and (c), (5) (a), (c) 2. and (d), (6) (a) 1. and (6m), as renumbered, are amended to read:

AM

insert 488~~g~~ - 11 ✓

SECTION ~~27~~ 66.911 of the statutes is renumbered 200.57.

insert 488~~b~~

SECTION ~~27~~ 66.912 of the statutes is renumbered 200.59, and 200.59 (4) and (5), as renumbered, are amended to read:

AA

insert 490q - 9

SECTION ~~67~~⁶⁶. 66.914 of the statutes is renumbered 200.61.

~~repealed~~

SECTION ~~67~~⁶⁶. 66.916 of the statutes is renumbered 200.63 and amended to read:

insert 490q - 15

SECTION ~~67~~⁶⁶. 66.918 of the statutes is renumbered 200.65.

Section #. 30.16 of the statutes is amended to read:

INS MGG

3-14A

~~30.16 Removal of obstructions to navigation. (1) WATERCRAFT AND FLOATS. (a) Removal. The governing body of any municipality in this state may cause to be removed to a convenient and safe place any watercraft or float obstructing or interfering with the free navigation of any river, canal, water channel or slip within its harbor after having given reasonable notice to the master or owner or the agent of the master or owner, if known and a resident of this state, or to the person in charge thereof, to so remove such watercraft or float. The governing body of the municipality by ordinance or resolution may authorize any harbor master or other public officer over whom it has jurisdiction to remove the obstruction, and may prescribe the officer's duties with respect thereto and the mode of carrying them into effect and may prescribe penalties for violation of such ordinance or resolution.~~

~~(b) Costs of removal. All costs, charges and expenses of such removal are a first lien on such watercraft or float, which lien may be enforced in the manner provided by law. The owner of any such watercraft or float is also personally liable for such costs, charges and expenses, to be recovered by the municipality by a personal action.~~

30.16

(2) REMOVAL OF OBSTRUCTIONS TO NAVIGATION; WHARVES AND PIERS; ALTERNATIVE. As an alternative to the procedure specified under sub. (1), the governing body of a city, village or town may remove that portion of a wharf or pier which constitutes an unlawful obstruction to navigation as provided under s. 66.0495. 30.15(5m) ✓

History: 1981 c. 252; 1991 a. 316; 1993 a. 246; 1997 a. 35.

INS MGL

Section #. 30.772 (3) (f) of the statutes is amended to read:

3-14B

30.772 (3) (f) In addition to, or as an alternative to, the penalties specified in par. (e), the governing body of a municipality may remove unlawful moorings as provided under and pursuant to the procedures of s. ~~66.0495~~ 30.15(5m) ✓

History: 1985 a. 243; 1987 a. 374; 1987 a. 399.

Section # ~~66.30 (6) (b)~~ of the statutes is amended to read:

INS,
239-A

120.25 (1)

~~66.30 (b)~~ Two or more school boards of school districts may by written contract executed by all participants to the contract, own, construct, lease or otherwise acquire school facilities including real estate located within or outside the boundaries of any participating school district.

History: 1971 c. 143, 152, 211; 1973 c. 301; 1975 c. 123, 228; 1977 c. 26 s. 75; 1977 c. 29 s. 1654 (8) (c); 1977 c. 418; 1979 c. 122; 1981 c. 20, 190, 247, 282, 390; 1983 a. 189 ss. 55, 329 (17); 1983 a. 207; 1985 a. 29, 225; 1987 a. 27, 403; 1989 a. 335; 1991 a. 39, 316; 1993 a. 246, 263, 406; 1995 a. 27, 56, 201; 1997 a. 27, 39.

INSERT 240-16

SECTION 1. 66.303 of the statutes is renumbered 66.1019 (3), and 66.1019

(3) (a), as renumbered, is amended to read:

66.1019 (3) (a) Except as provided in sub. ~~(2)~~ [✓] par. ~~(b)~~ [✓], any ordinance enacted by a county, city, village or town relating to the construction or inspection of multi-family dwellings, as defined in s. 101.971 (2), shall conform to subch. VI of ch. 101 and s. 101.02 (7m).

~~Fixed~~
(brought
in from
stats)

Ino. 449-23

~~66-10-1-6~~

That the

(a) ~~The~~ proposed pedestrian mall will be located primarily in or adjacent to a business district.

~~66-10-1-6~~

That there

(b) ~~There~~ exist reasonably convenient alternate routes for private vehicles to other parts of the city and state.

Typed

INS. 517-A

Section #. 119.04 (1) of the statutes, as affected by 1997 Wisconsin Act 27, 77, 113, 240, 252 and 335, is amended to read:

119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38 (2), 115.45, 118.001 to 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (25), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34) and (35) ~~and 120.14~~ ^{and 120.25} are applicable to a 1st class city school district and board.

NOTE: Sub. (1) is shown as affected by four acts of the 1997 legislature and as merged by the revisor under s. 13.93 (2) (c). Sub. (1) is amended eff. 9-1-99 by 1997 Wis. Act 77 to read:

(1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38 (2), 115.45, 118.001 to 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.291, 118.30 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (25), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to (19), (26), (34) and (35) and 120.14 are applicable to a 1st class city school district and board.

History: 1971 c. 152 s. 38; 1971 c. 154 s. 80; 1973 c. 89 s. 20 (1); 1973 c. 90; 1973 c. 188 s. 6; 1973 c. 243, 254, 290, 307, 333; 1975 c. 39, 41, 95, 220, 379, 395, 422; 1977 c. 29; 1977 c. 203 s. 106; 1977 c. 206, 284, 447; 1979 c. 20; 1979 c. 34 s. 2102 (43) (a); 1979 c. 221, 298, 331; 1979 c. 346 s. 15; 1979 c. 355; 1981 c. 59; 1981 c. 241 s. 4; 1983 a. 193; 1983 a. 339 s. 10; 1983 a. 374 s. 12; 1983 a. 412, 489, 538; 1985 a. 29 s. 3202 (43); 1985 a. 56 s. 43; 1985 a. 214 s. 4; 1985 a. 225, 332; 1987 a. 27, 187, 285, 386, 403; 1989 a. 31, 120, 121, 122, 201, 209, 359; 1991 a. 39, 42, 189, 269; 1993 a. 16, 334, 377, 491; 1995 a. 27, 225; 1997 a. 27, 77, 113, 240, 252, 335; s. 13.93 (2) (c).

INS MGL-
517-25

Section #. 823.215 of the statutes is amended to read:

823.215 Dilapidated wharves and piers in navigable waters declared nuisances. Any wharf or pier in navigable waters which is declared so old, dilapidated or in need of repair that it is dangerous, unsafe or unfit for use under s. ~~66.0495 (1) (b)~~ ^{30.15 (5m) (a) 2.} or repair is determined unreasonable under that section is a public nuisance and may be proceeded against under this chapter. ✓

History: 1981 c. 252.

INS MGU 518-7

Section #. 893.765 of the statutes is amended to read:

5
30.13(5m)(a) ✓

5
893.765 Order to remove wharves or piers in navigable waters; contesting. An application under s. ~~66.0495 (3)~~ 30.13(5m)(c) to circuit court for a restraining order prohibiting the removal of a wharf or pier shall be made within 30 days after service of the order issued under s. ~~66.0495 (1)~~ or be barred. ✓

History: 1981 c. 252.

INS
13-1

5

SECTION 1. 20.155 (1) (g) of the statutes, as affected by 1997 Wisconsin Act 140 and 229, is amended to read:

20.155 (1) (g) *Utility regulation.* The amounts in the schedule for the regulation of utilities. Ninety percent of all moneys received by the commission under s. 196.85, 196.855 or ~~200.10~~ 201.10 (3), except moneys received from mobile home park operators under s. 196.85 (2g), shall be credited to this appropriation. Ninety percent of all receipts from the sale of miscellaneous printed reports and other copied material, the cost of which was originally paid under this paragraph, shall be credited to this appropriation.

NOTE: NOTE: Par. (g) is shown as affected eff. 5-1-99 by two acts of the 1997 legislature and as merged by the revisor under s. 13.93 (2) (c). Prior to 5-1-99 it reads:

(1) REGULATION OF PUBLIC UTILITIES. (g) *Utility regulation.* The amounts in the schedule for the regulation of utilities. Ninety percent of all moneys received by the commission under s. 196.85, 196.855 or 200.10 (3) shall be credited to this appropriation. Ninety percent of all receipts from the sale of miscellaneous printed reports and other copied material, the cost of which was originally paid under this paragraph, shall be credited to this appropriation.

History: History: 1971 c. 125; 1973 c. 90; 1975 c. 39; 1977 c. 29; 1979 c. 34; 1981 c. 20; 1985 a. 79, 296, 297, 332; 1987 a. 27, 399; 1991 a. 39, 269; 1993 a. 16, 123; 1995 a. 27; 1997 a. 27, 140, 229; s. 13.93 (2) (c).

SECTION 2. 87.01 (7) of the statutes, as affected by 1997 Wisconsin Act 140, is amended to read:

87.01 (7) "Public service corporation" means any corporation specified in s. ~~200.01~~ 201.01.

History: History: 1981 c. 20; 1983 a. 189; 1985 a. 225; 1987 a. 282; 1993 a. 490; 1997 a. 140.

SECTION 3. 182.025 (1) of the statutes, as affected by 1997 Wisconsin Act 140, is amended to read:

182.025 (1) Any domestic corporation formed to furnish water, heat, light, power, telegraph or telecommunications service or signals by electricity may, subject to the provisions of ch. ~~200~~ 201 and by an affirmative vote of at least two-thirds of its outstanding shares entitled to vote thereon, or any cooperative association organized under ch. 185 to furnish water, heat, light, power, telegraph or telecommunications service to its stockholders or members only may, by a vote of a

INS
508-14

INS
517-5



INS. 517-5, cont

1 majority of a quorum of its stockholders or members present at any regular or special
 2 meeting held upon due notice as to the purpose of the meeting or when authorized
 3 by the written consent of the holders of a majority of its capital stock outstanding and
 4 entitled to vote or of a majority of its members, mortgage or trust deed any or all of
 5 the property, rights and privileges and franchises that it may then own or thereafter
 6 acquire, to secure the payment of its bonds or notes to a fixed amount or in amounts
 7 to be from time to time determined by the board of directors, and may, in and by such
 8 mortgage or deed of trust, provide for the disposal of any of its property and the
 9 substitution of other property in its place. Every such mortgage or deed of trust may
 10 be recorded in the office of the register of deeds of the county in which such
 11 corporation is located at the time of such recording, and such record shall have the
 12 same effect as if the instrument were filed in the proper office as a chattel mortgage
 13 or financing statement, and so remain until satisfied or discharged without any
 14 further affidavit, continuation statement or proceeding whatever. For this purpose
 15 the location of such corporation shall be deemed to be: as to a corporation or a
 16 cooperative association not at the time subject to either s. 180.0501 or 185.08, the
 17 location designated in its articles as then in effect; as to a corporation subject to s.
 18 180.0501, the location of its registered office; and as to a cooperative association
 19 subject to s. 185.08, the location of its principal office or registered agent as
 20 designated thereunder.

History: History: 1983 a. 27 s. 2202 (45); 1985 a. 30 s. 42; 1985 a. 297 s. 76; 1989 a. 303; 1997 a. 35, 140.

21 **SECTION 4. 182.031 (2) of the statutes, as affected by 1997 Wisconsin Act 79 and**
 22 **140, is amended to read:**

23 **182.031 (2) POWERS; PLACE OF BUSINESS.** Every such corporation shall possess
 24 all the rights and powers conferred upon corporations by chs. 180 and 200 201. It may

24

S

AA

↓

(m) 517-5, cont

1 have its principal place of business without the state. If its principal place of business
2 is outside the state, process in actions against it may be served as provided in s.
3 180.1510 for service on a foreign stock corporation authorized to transact business
4 in this state.

NOTE: NOTE: Sub. (2) is shown as affected by two acts of the 1997 legislature and as merged by the revisor under s. 13.93 (2) (c).

History: History: 1989 a. 303; 1995 a. 27; 1997 a. 79, 140; s. 13.93 (2) (c).

5 **SECTION 5. 182.70 (9) (a)** of the statutes, as affected by 1997 Wisconsin Act 140,
6 is amended to read:

7 182.70 (9) (a) The company may, after certification from the commission
8 according to the procedures under ss. ~~200.03 and 200.04~~ 201.03 ^{and} 201.04, issue
9 bonds or other obligations secured by pledge, assignment, mortgage or trust deed of
10 its property.

History: History: 1979 c. 90 s. 19; 1983 a. 189; 1985 a. 182 s. 57; 1995 a. 196; 1997 a. 140.

11 **SECTION 6. 182.71 (7) (c)** of the statutes, as affected by 1997 Wisconsin Act 140,
12 is amended to read:

13 182.71 (7) (c) The company may, after certification from the commission
14 according to the procedures under ss. ~~200.03 and 200.04~~ 201.03 to 201.04, issue
15 capital stock or negotiable bonds. The money received by the company upon account
16 of capital stock or sale of its negotiable bonds shall be used to pay the original cost
17 of purchase, construction or improvement of the reservoir system. All tolls collected
18 under sub. (5) shall be applied only to the payment of cost of maintenance and
19 operation of the system and payment of the net return on capital so that the capital
20 stock and bonds of the corporation shall be maintained at par value at all times.

History: History: 1979 c. 90 s. 20; 1979 c. 177; 1985 a. 182 s. 57; 1995 a. 196; 1997 a. 140.

21 **SECTION 7. 195.60 (2)** of the statutes, as affected by 1997 Wisconsin Act 140,
22 is amended to read:



(w) 517-5, conf

1 195.60 (2) The office shall annually, within 90 days after the close of each fiscal
2 year, ascertain the total of its expenditures during such year which are reasonably
3 attributable to the performance of its duties relating to railroads. For purposes of
4 such calculation, 90% of the expenditures so determined shall be expenditures of the
5 office and 10% of the expenditures so determined shall be expenditures for state
6 government operations. The office shall deduct therefrom all amounts chargeable
7 to railroads under sub. (1) and s. ~~200.10~~ 201.10 (3). A sum equal to the remainder
8 plus 10% of the remainder shall be assessed by the office to the several railroads in
9 proportion to their respective gross operating revenues during the last calendar year,
10 derived from intrastate operations. Such assessment shall be paid within 30 days
11 after the bill has been mailed to the several railroads, which bill shall constitute
12 notice of assessment and demand of payment thereof. The total amount which may
13 be assessed to the railroads under authority of this subsection shall not exceed 1.75%
14 of the total gross operating revenues of such railroads, during such calendar year,
15 derived from intrastate operations. Ninety percent of the payment shall be credited
16 to the appropriation account under s. 20.155 (2) (g). The railroads shall furnish such
17 financial information as the office requires.

History: History: 1977 c. 29; 1981 c. 347 s. 80 (1); 1981 c. 391; 1987 a. 378; 1993 a. 16, 123, 491; 1995 a. 27; 1997 a. 140.

18 **SECTION 8.** 196.02 (7) of the statutes, as affected by 1997 Wisconsin Act 140,
19 is amended to read:

20 196.02 (7) COMMISSION INITIATIVE. In any matter within its jurisdiction,
21 including, but not limited to, chs. 197 and ~~200~~ 201 and this chapter, the commission
22 may initiate, investigate and order a hearing at its discretion upon such notice as it
23 deems proper.

History: History: 1977 c. 29 ss. 1329, 1331, 1333, 1352; 1977 c. 418; 1981 c. 148; 1983 a. 27, 53; 1985 a. 297; 1987 a. 405; 1989 a. 344; 1993 a. 490; 1997 a. 140.



in 517-5 court

1 **SECTION 9.** 196.195 (1) of the statutes, as affected by 1997 Wisconsin Act 140,
2 is amended to read:

3 196.195 (1) REGULATION IMPOSED. Except as provided in this section and ss.
4 196.202, 196.203, 196.215 and 196.219, a telecommunications utility is subject to
5 every applicable provision of this chapter and ch. ~~200~~ 201.

History: History: 1985 a. 297; 1987 a. 403 s. 256; 1993 a. 496; 1997 a. 140.

6 **SECTION 10.** 196.195 (5) of the statutes, as affected by 1997 Wisconsin Act 140,
7 is amended to read:

8 196.195 (5) COMMISSION ACTION. If after the proceedings under subs. (2), (3) and
9 (4) the commission has determined that effective competition exists in the market
10 for the telecommunications service which justifies a lesser degree of regulation and
11 that lesser regulation in that market will serve the public interest, the commission
12 may, by order, suspend any of the following provisions of law, except as provided
13 under subs. (7) and (8): ch. ~~200~~ 201 and s. 196.02 (2); s. 196.05; s. 196.06; s. 196.07;
14 s. 196.09; s. 196.10; s. 196.12; s. 196.13 (2); s. 196.19; tariffing requirements under
15 s. 196.194; s. 196.196 (1) or (5); s. 196.20; s. 196.204 (7); s. 196.21; s. 196.22; s. 196.26;
16 s. 196.28; s. 196.37; s. 196.49; s. 196.52; s. 196.58; s. 196.60; s. 196.604; s. 196.77; s.
17 196.78; s. 196.79; and s. 196.805.

History: History: 1985 a. 297; 1987 a. 403 s. 256; 1993 a. 496; 1997 a. 140.

18 **SECTION 11.** 196.202 (2) of the statutes, as affected by 1997 Wisconsin Act 140
19 and 218, is amended to read:

20 196.202 (2) SCOPE OF REGULATION. A commercial mobile radio service provider
21 is not subject to ch. ~~200~~ 201 or this chapter, except a commercial mobile radio service
22 provider is subject to s. 196.218 (3) to the extent not preempted by federal law. If the
23 application of s. 196.218 (3) to a commercial mobile radio service provider is not
24 preempted, a commercial mobile radio service provider shall respond, subject to the

5

ind 517-5

1 protection of the commercial mobile radio service provider's competitive
2 information, to all reasonable requests for information about its operations in this
3 state from the commission necessary to administer the universal service fund.

NOTE: NOTE: Sub. (2) is shown as affected by two acts of the 1997 legislature and as merged by the revisor under s. 13.93 (2) (c).

History: History: 1985 a. 297; 1987 a. 27; 1991 a. 39; 1993 a. 36, 496; 1997 a. 27, 140, 218; s. 13.93 (2) (c).

4 **SECTION 12.** 196.203 (1) of the statutes, as affected by 1997 Wisconsin Act 140,
5 is amended to read:

6 196.203 (1) Except as provided in this section, alternative telecommunications
7 utilities are exempt from all provisions of ch. ~~200~~ 201 and this chapter.

History: History: 1985 a. 297; 1993 a. 496; 1997 a. 140.

8 **SECTION 13.** 196.203 (3) (a) of the statutes, as affected by 1997 Wisconsin Act
9 140, is amended to read:

10 196.203 (3) (a) In response to a petition from any interested person, or upon
11 its own motion, the commission shall determine whether the public interest requires
12 that any provision of ch. ~~200~~ 201 or this chapter be imposed on a person providing
13 or proposing to provide service as an alternative telecommunications utility in a
14 relevant market. In making this determination, the commission may consider
15 factors including the quality of service, customer complaints, concerns about the
16 effect on customers of local exchange telecommunications utilities and the extent to
17 which similar services are available from alternative sources.

History: History: 1985 a. 297; 1993 a. 496; 1997 a. 140.

18 **SECTION 14.** 196.203 (4) of the statutes, as affected by 1997 Wisconsin Act 140,
19 is amended to read:

20 196.203 (4) The commission may impose any provision of ch. ~~200~~ 201 or this
21 chapter on one or more, but not necessarily all, alternative telecommunications
22 utilities providing service in a relevant market.

History: History: 1985 a. 297; 1993 a. 496; 1997 a. 140.

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1 **SECTION 15.** 196.795 (5) (a) of the statutes, as affected by 1997 Wisconsin Act
2 140, is amended to read:

3 196.795 (5) (a) No holding company which is not a public utility and no
4 nonutility affiliate is subject to any regulatory power of the commission except under
5 this section, ss. 196.52, 196.525 and 196.84 and except under ch. ~~200~~ 201 if the
6 commission has made a determination under sub. (7) (a) which makes such holding
7 company a public service corporation, as defined under s. ~~200.01~~ 201.01 (2).

History: History: 1985 a. 79; 1985 a. 297 ss. 67, 68, 76; 1985 a. 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 303; 1991 a. 269; 1993 a. 213; 1997 a. 140, 204.

8 **SECTION 16.** 196.795 (5) (b) of the statutes, as affected by 1997 Wisconsin Act
9 140, is amended to read:

10 196.795 (5) (b) The commission has full access to any book, record, document
11 or other information relating to a holding company system to the extent that such
12 information is relevant to the performance of the commission's duties under ch. ~~200~~
13 201, this chapter or any other statute applicable to the public utility affiliate. The
14 commission may require a holding company to keep any record or document which
15 is necessary for the commission to perform its duties under this section and which
16 is consistent with generally accepted accounting and record-keeping practices of the
17 particular type of business involved. Any information obtained under this
18 paragraph is subject to sub. (9), when applicable.

History: History: 1985 a. 79; 1985 a. 297 ss. 67, 68, 76; 1985 a. 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 303; 1991 a. 269; 1993 a. 213; 1997 a. 140, 204.

19 **SECTION 17.** 196.80 (1m) (d) of the statutes, as affected by 1997 Wisconsin Act
20 140, is amended to read:

21 196.80 (1m) (d) Consolidate or merge with any Wisconsin corporation if
22 substantially all of the assets of the corporation consist of the entire stock of the
23 public utility. The total of the resulting securities outstanding of the possessor
24 corporation which have not been authorized previously under ch. ~~200~~ 201 shall



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1 require authorization under ch. 200 201 as a condition precedent to the merger or
2 consolidation.

History: History: 1977 c. 29; 1983 a. 53; 1993 a. 496; 1997 a. 140.

3 ~~SECTION 18. 196.85 (2) of the statutes, as affected by 1997 Wisconsin Act 140,~~
4 is amended to read:

5 ~~196.85 (2) The commission shall annually, within 90 days of the~~
6 ~~commencement of each fiscal year, calculate the total of its expenditures during the~~
7 ~~prior fiscal year which are reasonably attributable to the performance of its duties~~
8 ~~relating to public utilities, sewerage systems and power districts under this chapter~~
9 ~~and chs. 66, 198 and 200 201 and expenditures of the state for state government~~
10 ~~operations to support the performance of such duties. For purposes of such~~
11 ~~calculation, 90% of the expenditures so determined shall be expenditures of the~~
12 ~~commission and 10% of the expenditures so determined shall be expenditures for~~
13 ~~state government operations. The commission shall deduct from this total all~~
14 ~~amounts chargeable to public utilities, sewerage systems and power districts under~~
15 ~~sub. (1) and s. 200.10 201.10 (3). The commission shall assess a sum equal to the~~
16 ~~remainder plus 10% of the remainder to the public utilities and power districts in~~
17 ~~proportion to their respective gross operating revenues during the last calendar year,~~
18 ~~derived from intrastate operations. If, at the time of payment, the prior year's~~
19 ~~expenditures made under this section exceeded the payment made under this section~~
20 ~~in the prior year, the commission shall charge the remainder to the public utilities~~
21 ~~and power districts in proportion to their gross operating revenues during the last~~
22 ~~calendar year. If, at the time of payment it is determined that the prior year's~~
23 ~~expenditures made under this section were less than the payment made under this~~
24 ~~section in the prior year, the commission shall credit the difference to the current~~



Section #. 196.85 (1) of the statutes is amended to read:

196.85 (1) If the commission in a proceeding upon its own motion, on complaint, or upon an application to it deems it necessary in order to carry out the duties imposed upon it by law to investigate the books, accounts, practices and activities of, or make appraisals of the property of any public utility, power district or sewerage system or to render any engineering or accounting services to any public utility, power district or sewerage system, the public utility, power district or sewerage system shall pay the expenses attributable to the investigation, including the cost of litigation, appraisal or service. The commission shall mail a bill for the expenses to the public utility, power district or sewerage system either at the conclusion of the investigation, appraisal or services, or during its progress. The bill constitutes notice of the assessment and demand of payment. The public utility, power district or sewerage system shall, within 30 days after the mailing of the bill pay to the commission the amount of the special expense for which it is billed. Ninety percent of the payment shall be credited to the appropriation account under s. 20.155 (1) (g). The total amount in any one calendar year for which any public utility, power district or sewerage system is liable, by reason of costs incurred by the commission within the calendar year, including charges under s. ~~200.10~~^{201.10}(3), may not exceed four-fifths of one percent of its gross operating revenues derived from intrastate operations in the last preceding calendar year. Nothing in this subsection shall prevent the commission from rendering bills in one calendar year for costs incurred within a previous year. For the purpose of calculating the costs of investigations, appraisals and other services under this subsection, 90% of the costs determined shall be costs of the commission and 10% of the costs determined shall be costs of state government operations.

NOTE: Section 196.85 (title) is shown as amended eff. 5-1-99 by 1997 Wis. Act 229. Prior to 5-1-99 it reads:

196.85 (title) Payment of commission's expenditures by utilities.

History: 1971 c. 40 s. 93; 1971 c. 125; 1973 c. 243 s. 82; 1975 c. 68; 1977 c. 29 ss. 1359, 1360, 1654 (10) (f); 1977 c. 203, 418; 1979 c. 171; 1981 c. 390; 1987 a. 378; 1991 a. 269; 1993 a. 496; 1997 a. 27, 140, 184, 229, 254; s. 13.93 (2) (c).

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1 year's payment. The assessment shall be paid within 30 days after the bill has been
2 mailed to the public utilities and power districts. The bill constitutes notice of the
3 assessment and demand of payment. Ninety percent of the payment shall be credited
4 to the appropriation account under s. 20.155 (1) (g).

History: History: 1971 c. 40 s. 93; 1971 c. 125; 1973 c. 243 s. 8; 1975 c. 68; 1977 c. 29 ss. 1359, 1360, 1654 (10) (f); 1977 c. 203, 418; 1979 c. 171; 1981 c. 390; 1987 c. 378; 1991 a. 269; 1993 a. 496; 1997 a. 27, 140, 184, 229, 254.

5 **SECTION 19. 196.85 (2)** of the statutes, as affected by 1997 Wisconsin Act 140,
6 is amended to read:

7 196.85 (2) The commission shall annually, within 90 days of the
8 commencement of each fiscal year, calculate the total of its expenditures during the
9 prior fiscal year which are reasonably attributable to the performance of its duties
10 relating to public utilities, sewerage systems and power districts under this chapter
11 and chs. 66, 198 and ~~200~~ 201 and expenditures of the state for state government
12 operations to support the performance of such duties. For purposes of such
13 calculation, 90% of the expenditures so determined shall be expenditures of the
14 commission and 10% of the expenditures so determined shall be expenditures for
15 state government operations. The commission shall deduct from this total all
16 amounts chargeable to public utilities, sewerage systems and power districts under
17 sub. (1) and s. ~~200.10~~ 201.10 (3). The commission shall assess a sum equal to the
18 remainder plus 10% of the remainder to the public utilities and power districts in
19 proportion to their respective gross operating revenues during the last calendar year,
20 derived from intrastate operations. If, at the time of payment, the prior year's
21 expenditures made under this section exceeded the payment made under this section
22 in the prior year, the commission shall charge the remainder to the public utilities
23 and power districts in proportion to their gross operating revenues during the last
24 calendar year. If, at the time of payment it is determined that the prior year's



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1 expenditures made under this section were less than the payment made under this
2 section in the prior year, the commission shall credit the difference to the current
3 year's payment. The assessment shall be paid within 30 days after the bill has been
4 mailed to the public utilities and power districts. The bill constitutes notice of the
5 assessment and demand of payment. Ninety percent of the payment shall be credited
6 to the appropriation account under s. 20.155 (1) (g).

History: History: 1971 c. 40 s. 93; 1971 c. 125; 1973 c. 243 s. 82; 1975 c. 68; 1977 c. 29 ss. 1359, 1360, 1654 (10) (f); 1977 c. 203, 418; 1979 c. 171; 1981 c. 390; 1987 a. 378; 1991 a. 269; 1993 a. 496; 1997 a. 27, 140, 184, 229, 254.

7 **SECTION 20.** 200.01 to ~~200.06~~ ^{200.05} of the statutes, as ~~created~~ ^{affected} by 1997 Wisconsin

8 Act 140, are renumbered 201.01 to ~~201.06~~ ^{201.05} (1).

9 **SECTION 21.** 200.06 (2) of the statutes, as ~~created~~ ^{affected} by 1997 Wisconsin Act 140,
10 is renumbered 201.06 (2) and amended to read:

11 201.06 (2) The commission may attach to the issuance of any certificate under
12 this chapter such terms, conditions or requirements as in its judgment are
13 reasonably necessary to protect the public interest. Any public service corporation
14 dissatisfied with any of the terms or conditions so imposed by the commission in such
15 certificate of authority shall be limited in its remedy to an action to modify or set
16 aside the commission order authorizing a certificate of authority, as provided by s.
17 ~~200.08~~ 201.08. Any public service corporation issuing securities pursuant to any
18 certificate of authority, not having brought any such action to set aside such order
19 shall be deemed thereby to have waived any and all objections to the terms,
20 conditions and requirements contained in such certificate of authority.

History: History: 1995 a. 225; 1997 a. 140 s. 12; Stats. 1997 s. 200.06.

21 **SECTION 22.** 200.07 to 200.11 of the statutes, as created by 1997 Wisconsin Act
22 140, are renumbered 201.07 to 201.11.

23 **SECTION 23.** 200.12 of the statutes, as created by 1997 Wisconsin Act 140, is
24 renumbered 201.12 and amended to read:

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Sec. # 200.06(1); 201.06(1) 201.05

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1 **201.12 Judicial sale of corporation, reorganization.** Whenever the
 2 rights, powers, privileges and franchises of any domestic public service corporation
 3 shall be sold at judicial sale or pursuant to the foreclosure of a mortgage, the
 4 purchaser shall, within 60 days after the sale, organize a new corporation pursuant
 5 to the laws respecting corporations for similar purposes and shall convey to the new
 6 corporation the rights, privileges and franchises which the former corporation had,
 7 or was entitled to have, at the time of the sale and which are provided by the statutes
 8 applicable to domestic public service corporations. The amount of securities that
 9 may be issued by the new corporation for the purpose of acquiring the property of the
 10 former corporation shall be determined in accordance with ss. ~~200.04, 200.05 and~~
 11 ~~200.06~~ 201.04, 201.05 and 201.06.

NOTE: NOTE: This section is shown as affected by two acts of the 1997 legislature and as merged by the Revisor under s. 13.93 (2) (c).

History: History: 1997 a. 140 s. 14; Stats. 1997 s. 200.12; 1997 a. 254; s. 13.93 (2) (c).

12 **SECTION 24.** 200.13 of the statutes, as ~~created~~ ^{affected} by 1997 Wisconsin Act 140, is
 13 renumbered 201.13.

14 **SECTION 25.** 200.14 of the statutes, as ~~created~~ ^{affected} by 1997 Wisconsin Act 140, is
 15 renumbered 201.14 and amended to read:

16 **201.14 Validation of securities issued without certificate.** Securities
 17 issued by any such corporation, for the issuance of which a certificate should have
 18 been, but through excusable neglect or mistake was not, applied for, may be validated
 19 by the commission upon application of such corporation, signed and verified by the
 20 president and secretary, and setting forth the information required by s. ~~200.05~~
 21 201.05 (1), and in addition thereto a concise statement of the reasons why such
 22 application was not made at the time such securities were issued. If the commission
 23 shall find and determine that such failure to make application was due to excusable
 24 neglect or mistake, and was not occasioned by any design to evade compliance with



1 the law, and that such issue was otherwise in accordance with law, the commission
2 shall issue to the corporation a validating certificate.

History: History: 1997 a. 140 s. 16; Stats. 1997 s. 200.14.

3 **SECTION 26.** 200.15 of the statutes, as ~~created~~ ^{affected} by 1997 Wisconsin Act 140, is
4 renumbered 201.15.

5 **SECTION 27.** 893.33 (5) of the statutes, as affected by 1997 Wisconsin Act 140,
6 is amended to read:

7 893.33 (5) This section bars all claims to an interest in real property, whether
8 rights based on marriage, remainders, reversions and reverter clauses in covenants
9 restricting the use of real estate, mortgage liens, old tax deeds, death and income or
10 franchise tax liens, rights as heirs or under will, or any claim of any nature, however
11 denominated, and whether such claims are asserted by a person sui juris or under
12 disability, whether such person is within or without the state, and whether such
13 person is natural or corporate, or private or governmental, unless within the 30-year
14 period provided by sub. (2) there has been recorded in the office of the register of
15 deeds some instrument expressly referring to the existence of the claim, or a notice
16 pursuant to this section. This section does not apply to any action commenced or any
17 defense or counterclaim asserted, by any person who is in possession of the real
18 estate involved as owner at the time the action is commenced. This section does not
19 apply to any real estate or interest in real estate while the record title to the real
20 estate or interest in real estate remains in a railroad corporation, a public service
21 corporation as defined in s. ~~200.01~~ 201.01, an electric cooperative organized and
22 operating on a nonprofit basis under ch. 185, or any trustee or receiver of a railroad
23 corporation, a public service corporation or an electric cooperative, or to claims or
24 actions founded upon mortgages or trust deeds executed by that cooperative or

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1 corporation, or trustees or receivers of that cooperative or corporation. This section
 2 also does not apply to real estate or an interest in real estate while the record title
 3 to the real estate or interest in real estate remains in the state or a political
 4 subdivision or municipal corporation of this state.

and
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History: History: 1979 c. 323; 1981 c. 261; 1985 a. 135; 1987 a. 27, 330; 1991 a. 39; 1997 a. 140

5 **SECTION 28.** 946.82 (4) of the statutes, as affected by 1997 Wisconsin Act 79,

6 101, 140, 143 ~~and 251~~ is amended to read:

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7 946.82 (4) "Racketeering activity" means any activity specified in 18 USC 1961
 8 (1) in effect as of April 27, 1982 or the attempt, conspiracy to commit, or commission
 9 of any of the felonies specified in: chs. 945 and 961 and ss. 49.49, 134.05, 139.44 (1),
 10 180.0129, 181.0129, 185.825, ~~200.09~~ 201.09 (2), 215.12, 221.0625, 221.0636,
 11 221.0637, 221.1004, 551.41, 551.42, 551.43, 551.44, 553.41 (3) and (4), 553.52 (2),
 12 940.01, 940.19 (3) to (6), 940.20, 940.201, 940.203, 940.21, 940.30, 940.305, 940.31,
 13 941.20 (2) and (3), 941.26, 941.28, 941.298, 941.31, 941.32, 943.01 (2) or (2g), 943.011,
 14 943.012, 943.013, 943.02, 943.03, 943.04, 943.05, 943.06, 943.10, 943.20 (3) (b) to (d),
 15 943.201, 943.23 (1g), (1m), (1r), (2) and (3), 943.24 (2), 943.25, 943.27, 943.28, 943.30,
 16 943.32, 943.34 (1) (b) and (c), 943.38, 943.39, 943.40, 943.41 (8) (b) and (c), 943.50 (4)
 17 (b) and (c), 943.60, 943.70, 944.205, 944.21 (5) (c) and (e), 944.32, 944.33 (2), 944.34,
 18 945.03, 945.04, 945.05, 945.08, 946.10, 946.11, 946.12, 946.13, 946.31, 946.32 (1),
 19 946.48, 946.49, 946.61, 946.64, 946.65, 946.72, 946.76, 947.015, 948.05, 948.08,
 20 948.12 and 948.30.

History: History: 1981 c. 280; 1983 a. 438; 1985 a. 104; 1985 a. 236 s. 15; 1987 a. 266 s. 5; 1987 a. 332, 348, 349, 403; 1989 a. 121, 303; 1991 a. 32, 39, 189; 1993 a. 50, 92, 94, 112, 280, 441, 491; 1995 a. 133, 249, 336, 448; 1997 a. 35, 79, 101, 140, 143/252

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