

1 (f) The attorney general may bring an action in the name of the state to collect
2 any forfeiture imposed under this section if the forfeiture has not been paid following
3 the exhaustion of all administrative and judicial reviews. The only issue to be
4 contested in any such action shall be whether the forfeiture has been paid.

5 *b1417/2.2* SECTION 1900d. 50.90 (intro.) of the statutes is amended to read:

6 **50.90 Definitions.** (intro.) In this ~~subchapter~~ section to s. 50.981:

7 *b1417/2.2* SECTION 1900e. 50.91 of the statutes is amended to read:

8 **50.91 Departmental powers and duties.** The department shall provide
9 uniform, statewide licensing, inspection and regulation of hospices as specified in
10 ~~this subchapter~~ ss. 50.90 to 50.981.

11 *b1417/2.2* SECTION 1900f. 50.92 (2) of the statutes is amended to read:

12 50.92 (2) The department shall issue a license if the department finds that the
13 applicant is fit and qualified and that the hospice meets the requirements of ~~this~~
14 ~~subchapter~~ ss. 50.90 to 50.981 and the rules promulgated under ~~this subchapter~~ ss.
15 50.90 to 50.981.

16 *b1417/2.2* SECTION 1900g. 50.92 (3) of the statutes is amended to read:

17 50.92 (3) The department or the department's designated representative shall
18 inspect or investigate a hospice prior to issuance of a license for the hospice except
19 as provided in sub. (4) and may inspect or investigate a hospice as the department
20 deems necessary, including conducting home visits or a review of health care records
21 of any individuals with terminal illness served by the hospice, to determine if any
22 person is in violation of ~~this subchapter~~ ss. 50.90 to 50.981.

23 *b1417/2.2* SECTION 1900h. 50.925 of the statutes is amended to read:

24 **50.925 Use of name or advertising prohibited.** No entity that is not a
25 hospice licensed under ~~this subchapter~~ ss. 50.90 to 50.981 or an applicant for a

1 license or a provisional license under ~~this subchapter ss. 50.90 to 50.981~~ may
2 designate itself as a “hospice” or use the word “hospice” to represent or tend to
3 represent the entity as a hospice or services provided by the entity as services
4 provided by a hospice.

5 ***b1417/2.2* SECTION 1900i.** 50.93 (3) of the statutes is amended to read:

6 50.93 (3) PROVISIONAL LICENSE. If the applicant has not been previously licensed
7 under ~~this subchapter s. 50.92~~ or if the hospice is not in operation at the time that
8 application is made, the department may issue a provisional license. Unless sooner
9 suspended or revoked under sub. (4), a provisional license shall be valid for 24
10 months from the date of issuance. Within 30 days prior to the termination of a
11 provisional license, the department shall fully and completely inspect the hospice
12 and, if the hospice meets the applicable requirements for licensure, shall issue a
13 regular license under sub. (2). If the department finds that the hospice does not meet
14 the requirements for licensure, the department may not issue a regular license under
15 sub. (2).

16 ***b1417/2.2* SECTION 1900j.** 50.93 (4) (a) of the statutes is amended to read:

17 50.93 (4) (a) The department, after notice to the applicant or licensee, may
18 suspend or revoke a license in any case in which the department finds that there has
19 been a substantial failure to comply with the requirements of ~~this subchapter ss.~~
20 50.90 to 50.981 or the rules promulgated under ~~this subchapter ss. 50.90 to 50.981.~~
21 No state or federal funds passing through the state treasury may be paid to a hospice
22 not having a valid license issued under this section.

23 ***b1417/2.2* SECTION 1900k.** 50.97 of the statutes is amended to read:

24 **50.97 Right of injunction.** The department may, upon the advice of the
25 attorney general, who shall represent the department in all proceedings under this

1 section, institute an action in the name of the state in the circuit court for Dane
2 County for injunctive relief or other process against any licensee, owner, operator,
3 administrator or representative of any owner of a hospice for the violation of any of
4 the provisions of ~~this subchapter~~ ss. 50.90 to 50.981 or rules promulgated under ~~this~~
5 ~~subchapter~~ ss. 50.90 to 50.981 if the violation affects the health, safety or welfare of
6 individuals with terminal illness.

7 *b1417/2.2* **SECTION 1900L.** 50.98 (1) of the statutes is amended to read:

8 50.98 (1) Any person who violates ~~this subchapter~~ ss. 50.90 to 50.981 or rules
9 promulgated under ~~this subchapter~~ ss. 50.90 to 50.981 may be required to forfeit not
10 more than \$100 for the first violation and may be required to forfeit not more than
11 \$200 for the 2nd or any later violation within a year. The period shall be measured
12 using the dates of issuance of citations of the violations. Each day of violation
13 constitutes a separate violation.

14 *b1417/2.2* **SECTION 1900m.** 50.981 of the statutes is amended to read:

15 **50.981 Fees permitted for a workshop or seminar.** If the department
16 develops and provides a workshop or seminar relating to the provision of services by
17 hospices under ~~this subchapter~~ ss. 50.90 to 50.981, the department may establish a
18 fee for each workshop or seminar and impose the fee on registrants for the workshop
19 or seminar. A fee so established and imposed shall be in an amount sufficient to
20 reimburse the department for the costs directly associated with developing and
21 providing the workshop or seminar.”.

22 *b1309/2.1* **834.** Page 656, line 10: after that line insert:

23 *b1309/2.1* **SECTION 1966r.** 51.20 (19) (am) of the statutes is created to read:

1 51.20 (19) (am) If an individual was found guilty but mentally ill under s.
2 971.163 or 971.165 and was subsequently involuntarily committed under this
3 section, the department of health and family services or the county department
4 under s. 51.42 or 51.437, whichever is applicable, shall, upon the individual's
5 discharge, prepare a report for the department of corrections that contains all of the
6 following:

7 1. The individual's diagnosis.

8 2. A description of the individual's behavior before and while he or she was in
9 the treatment facility.

10 3. The course of treatment of the individual while he or she was in the
11 treatment facility.

12 4. The prognosis for the remission of symptoms and the potential for recidivism
13 and for presenting a danger to himself or herself or others.

14 5. Recommendations for future treatment.

15 ***b1309/2.1* SECTION 1967r.** 51.37 (8m) of the statutes is created to read:

16 51.37 (8m) If an individual was found guilty but mentally ill under s. 971.163
17 or 971.165 and was subsequently transferred to or detained in a state treatment
18 facility under sub. (5), the department of health and family services shall, upon the
19 individual's discharge, prepare a report for the department of corrections that
20 contains all of the following:

21 (a) The individual's diagnosis.

22 (b) A description of the individual's behavior before and while he or she was in
23 the treatment facility.

24 (c) The course of treatment of the individual while he or she was in the
25 treatment facility.

1 (d) The prognosis for the remission of symptoms and the potential for
2 recidivism and for presenting a danger to himself or herself or others.

3 (e) Recommendations for future treatment.”.

4 *b1409/1.1* **835.** Page 656, line 10: after that line insert:

5 *b1409/1.1* “SECTION 1965b. 51.15 (1) (a) (intro.) of the statutes is amended
6 to read:

7 51.15 (1) (a) (intro.) A law enforcement officer or other person authorized to
8 take a child into custody under ch. 48 or to take a juvenile into custody under ch. 938
9 may take an individual into custody if the officer or person has cause to believe that
10 such the individual is mentally ill ~~or, except as provided in subd. 5.,~~ is drug
11 dependent, or is developmentally disabled, and that the individual evidences any of
12 the following:

13 *b1409/1.1* SECTION 1965c. 51.15 (1) (a) 5. of the statutes is repealed.

14 *b1409/1.1* SECTION 1965d. 51.15 (1) (c) of the statutes is repealed.

15 *b1409/1.1* SECTION 1965e. 51.15 (4) (a) of the statutes is amended to read:

16 51.15 (4) (a) In counties having a population of 500,000 or more, the law
17 enforcement officer or other person authorized to take a child into custody under ch.
18 48 or to take a juvenile into custody under ch. 938 shall sign a statement of
19 emergency detention which shall provide detailed specific information concerning
20 the recent overt act, attempt, or threat to act or omission on which the belief under
21 sub. (1) is based and the names of the persons observing or reporting the recent overt
22 act, attempt, or threat to act or omission. The law enforcement officer or other person
23 is not required to designate in the statement whether the subject individual is
24 mentally ill, developmentally disabled, or drug dependent, but shall allege that he

1 or she has cause to believe that the individual evidences one or more of these
2 conditions ~~if sub. (1) (a) 1., 2., 3. or 4. is believed or mental illness, if sub. (1) (a) 5.~~
3 ~~is believed.~~ The law enforcement officer or other person shall deliver, or cause to be
4 delivered, the statement to the detention facility upon the delivery of the individual
5 to it.

6 ***b1409/1.1* SECTION 1965f.** 51.15 (5) of the statutes is amended to read:

7 51.15 (5) DETENTION PROCEDURE; OTHER COUNTIES. In counties having a
8 population of less than 500,000, the law enforcement officer or other person
9 authorized to take a child into custody under ch. 48 or to take a juvenile into custody
10 under ch. 938 shall sign a statement of emergency detention ~~which~~ that shall provide
11 detailed specific information concerning the recent overt act, attempt, or threat to
12 act or omission on which the belief under sub. (1) is based and the names of persons
13 observing or reporting the recent overt act, attempt, or threat to act or omission. The
14 law enforcement officer or other person is not required to designate in the statement
15 whether the subject individual is mentally ill, developmentally disabled, or drug
16 dependent, but shall allege that he or she has cause to believe that the individual
17 evidences one or more of these conditions ~~if sub. (1) (a) 1., 2., 3. or 4. is believed or~~
18 ~~mental illness, if sub. (1) (a) 5. is believed.~~ The statement of emergency detention
19 shall be filed by the officer or other person with the detention facility at the time of
20 admission, and with the court immediately thereafter. The filing of the statement
21 has the same effect as a petition for commitment under s. 51.20. When, upon the
22 advice of the treatment staff, the director of a facility specified in sub. (2) determines
23 that the grounds for detention no longer exist, he or she shall discharge the
24 individual detained under this section. Unless a hearing is held under s. 51.20 (7)
25 or 55.06 (11) (b), the subject individual may not be detained by the law enforcement

1 officer or other person and the facility for more than a total of 72 hours, exclusive of
2 Saturdays, Sundays, and legal holidays.

3 *b1409/1.1* SECTION 1965g. 51.20 (1) (a) 2. e. of the statutes is amended to
4 read:

5 51.20 (1) (a) 2. e. For an individual, other than an individual who is alleged to
6 be drug dependent or developmentally disabled, after the advantages and
7 disadvantages of and alternatives to accepting a particular medication or treatment
8 have been explained to him or her and because of mental illness, evidences either
9 incapability of expressing an understanding of the advantages and disadvantages of
10 accepting medication or treatment and the alternatives, or substantial incapability
11 of applying an understanding of the advantages, disadvantages, and alternatives to
12 his or her mental illness in order to make an informed choice as to whether to accept
13 or refuse medication or treatment; and evidences a substantial probability, as
14 demonstrated by both the individual's treatment history and his or her recent acts
15 or omissions, that the individual needs care or treatment to prevent further
16 disability or deterioration and a substantial probability that he or she will, if left
17 untreated, lack services necessary for his or her health or safety and suffer severe
18 mental, emotional, or physical harm that will result in the loss of the individual's
19 ability to function independently in the community or the loss of cognitive or
20 volitional control over his or her thoughts or actions. The probability of suffering
21 severe mental, emotional, or physical harm is not substantial under this subd. 2. e.
22 if reasonable provision for the individual's care or treatment is available in the
23 community and there is a reasonable probability that the individual will avail
24 himself or herself of these services or if the individual is appropriate for protective
25 placement under s. 55.06. Food, shelter, or other care that is provided to an

1 individual who is substantially incapable of obtaining food, shelter, or other care for
2 himself or herself by any person other than a treatment facility does not constitute
3 reasonable provision for the individual's care or treatment in the community under
4 this subd. 2. e. The individual's status as a minor does not automatically establish
5 a substantial probability of suffering severe mental, emotional, or physical harm
6 under this subd. 2. e. ~~This subd. 2. e. does not apply after November 30, 2001.~~

7 ***b1409/1.1* SECTION 1965h.** 51.20 (1) (ad) 1. of the statutes is amended to
8 read:

9 51.20 (1) (ad) 1. If a petition under par. (a) is based on par. (a) 2. e., the petition
10 shall be reviewed and approved by the attorney general or by his or her designee prior
11 to ~~or within 12 hours after~~ the time that it is filed. If the attorney general or his or
12 her designee disapproves or fails to act with respect to the petition, the petition may
13 not be filed. ~~If the attorney general or his or her designee disapproves or fails to act~~
14 ~~with respect to a petition under this subdivision within 12 hours after the time that~~
15 ~~it is filed, the individual, if detained under the petition, shall be released and the~~
16 ~~petition is void.~~

17 ***b1409/1.1* SECTION 1965i.** 51.20 (1) (ad) 3. of the statutes is repealed.

18 ***b1409/1.1* SECTION 1965j.** 51.20 (10) (cm) 1. of the statutes is renumbered
19 51.20 (10) (cm) and amended to read:

20 51.20 (10) (cm) Prior to or at the final hearing, for individuals for whom a
21 petition is filed under sub. (1) (a) 2. e., the county department under s. 51.42 or 51.437
22 shall furnish to the court and the subject individual an initial recommended written
23 treatment plan that contains the goals of treatment, the type of treatment to be
24 provided, and the expected providers. The treatment plan shall address the
25 individual's needs for inpatient care, residential services, community support

1 services, medication and its monitoring, case management, and other services to
2 enable the person to live in the community upon release from an inpatient facility.
3 The treatment plan shall contain information concerning the availability of the
4 needed services and community treatment providers' acceptance of the individual
5 into their programs. The treatment plan is only a recommendation and is not subject
6 to approval or disapproval by the court. Failure to furnish a treatment plan under
7 this subdivision paragraph does not constitute grounds for dismissal of the petition
8 unless the failure is made in bad faith.

9 *b1409/1.1* SECTION 1965k. 51.20 (10) (cm) 2. of the statutes is repealed.

10 *b1409/1.1* SECTION 1965L. 51.20 (13) (g) 2d. c. of the statutes is repealed.

11 *b1409/1.1* SECTION 1965m. 51.30 (3) (b) of the statutes is amended to read:

12 51.30 (3) (b) An individual's attorney or guardian ad litem and the corporation
13 counsel shall have access to the files and records of the court proceedings under this
14 chapter without the individual's consent and without modification of the records in
15 order to prepare for involuntary commitment or recommitment proceedings,
16 reexaminations, appeals, or other actions relating to detention, admission, or
17 commitment under this chapter or ch. 971 or 975.

18 *b1409/1.1* SECTION 1965n. 51.30 (4) (b) 11. of the statutes is amended to read:

19 51.30 (4) (b) 11. To the subject individual's counsel or guardian ad litem and
20 the corporation counsel, without modification, at any time in order to prepare for
21 involuntary commitment or recommitment proceedings, reexaminations, appeals, or
22 other actions relating to detention, admission, commitment, or patients' rights under
23 this chapter or ch. 48, 971, or 975.

24 *b1409/1.1* SECTION 1965p. 51.30 (4) (b) 14. of the statutes is repealed.”.

1 ***b1432/1.1* 836.** Page 656, line 10: after that line insert:

2 ***b1432/1.1* SECTION 11966cb.** 51.13 (1) (a) of the statutes is amended to read:

3 51.13 (1) (a) Except as provided in par. (c) and s. 51.45 (2m), the application for
4 voluntary admission of a minor who is ~~under~~ 14 years of age or older to an approved
5 inpatient treatment facility for the primary purpose of treatment for alcoholism or
6 drug abuse and the application for voluntary admission of a minor who is under 14
7 years of age to an approved inpatient treatment facility for the primary purpose of
8 treatment for mental illness, developmental disability, alcoholism, or drug abuse
9 shall be executed by a parent who has legal custody of the minor or the minor's
10 guardian. Any statement or conduct by a minor ~~under the age of 14~~ who is the subject
11 of an application for voluntary admission under this paragraph indicating that the
12 minor does not agree to admission to the facility shall be noted on the face of the
13 application and shall be noted in the petition required by sub. (4).

14 ***b1432/1.1* SECTION 1966cc.** 51.13 (1) (b) of the statutes is amended to read:

15 51.13 (1) (b) The application for voluntary admission of a minor who is 14 years
16 of age or ~~ever~~ older to an approved inpatient treatment facility for the primary
17 purpose of treatment for mental illness or developmental disability shall be executed
18 by the minor and a parent who has legal custody of the minor or the minor's guardian,
19 except as provided in par. (c) (1).

20 ***b1432/1.1* SECTION 1966cd.** 51.13 (1) (c) of the statutes is renumbered 51.13
21 (1) (c) 1. and amended to read:

22 51.13 (1) (c) 1. If a minor 14 years of age or older wishes to be admitted to an
23 approved inpatient treatment facility but a parent with legal custody or the guardian
24 refuses to execute the application for admission or cannot be found, or if there is no

1 parent with legal custody, the minor or a person acting on the minor's behalf may
2 petition the court assigned to exercise jurisdiction under chs. 48 and 938 in the
3 county of residence of the parent or guardian for approval of the admission. A copy
4 of the petition and a notice of hearing shall be served upon the parent or guardian
5 at his or her last-known address. If, after a hearing, the court determines that the
6 ~~parent or guardian's consent is~~ of the parent or guardian is being unreasonably
7 withheld ~~or~~, that the parent or guardian cannot be found, or that there is no parent
8 with legal custody, and that the admission is proper under the standards prescribed
9 in sub. (4) (d), ~~it~~ the court shall approve the minor's admission without the ~~parent~~
10 ~~or guardian's consent~~ of the parent or guardian.

11 3. The court may, at the minor's request, temporarily approve the admission
12 pending hearing on the petition. If a hearing is held under ~~this subsection~~ subd. 1.
13 or 2., no review or hearing under sub. (4) is required.

14 ***b1432/1.1* SECTION 1966ce.** 51.13 (1) (c) 2. of the statutes is created to read:

15 51.13 (1) (c) 2. If a minor under 14 years of age wishes to be admitted to an
16 approved inpatient treatment facility but a parent with legal custody or the guardian
17 cannot be found, or if there is no parent with legal custody, the minor or a person
18 acting on the minor's behalf may petition the court assigned to exercise jurisdiction
19 under chs. 48 and 938 in the county of residence of the parent or guardian for
20 approval of the admission. A copy of the petition and a notice of hearing shall be
21 served upon the parent or guardian at his or her last-known address. If, after a
22 hearing, the court determines that the parent or guardian cannot be found or that
23 there is no parent with legal custody, and that the admission is proper under the
24 standards prescribed in sub. (4) (d), the court shall approve the minor's admission
25 without the consent of the parent or guardian.

1 ***b1432/1.1* SECTION 1966cf.** 51.13 (1) (d) of the statutes is amended to read:

2 51.13 (1) (d) A minor against whom a petition or statement has been filed under
3 s. 51.15, 51.20, or 51.45 (12) or (13) may be admitted under this section. The court
4 may permit the minor to become a voluntary patient pursuant to under this section
5 upon approval by the court of an application executed pursuant to under par. (a), (b),
6 or (c), ~~and the judge.~~ The court shall then dismiss the proceedings under s. 51.15,
7 51.20, or 51.45 (12) or (13). If a hearing is held under this subsection, no hearing
8 under sub. (4) is required.

9 ***b1432/1.1* SECTION 1966cg.** 51.13 (1) (e) of the statutes is amended to read:

10 51.13 (1) (e) A minor may be admitted immediately upon the approval of the
11 application executed under par. (a) or (b) by the treatment director of the facility or
12 his or her designee or, in the case of a center for the developmentally disabled, the
13 director of the center or his or her designee, and the director of the appropriate county
14 department under s. 51.42 or 51.437 if ~~such~~ the county department is to be
15 responsible for the cost of the minor's therapy and treatment. Approval shall be
16 based upon an informed professional opinion that the minor is in need of psychiatric
17 services or services for developmental disability, alcoholism, or drug abuse, that the
18 treatment facility offers inpatient therapy or treatment ~~which~~ that is appropriate for
19 the minor's needs, and that inpatient care in the facility is the least restrictive
20 therapy or treatment consistent with the minor's needs. In the case of a minor who
21 is being admitted for the primary purpose of treatment for alcoholism or drug abuse,
22 approval shall also be based on the results of an alcohol or other drug abuse
23 assessment that conforms to the criteria specified in s. 938.547 (4).

24 ***b1432/1.1* SECTION 1966ch.** 51.13 (2) (a) of the statutes is amended to read:

1 51.13 (2) (a) A minor may be admitted to an inpatient treatment facility
2 without complying with the requirements of this section if the admission does not
3 involve the department or a county department under s. 51.42 or 51.437, or a contract
4 between a treatment facility and the department or ~~between a treatment facility and~~
5 a county department. The application for voluntary admission of a minor who is 14
6 years of age or older to an inpatient treatment facility for the primary purpose of
7 treatment for alcoholism or drug abuse and the application for voluntary admission
8 of a minor who is under 14 years of age to an inpatient treatment facility for the
9 primary purpose of treatment for mental illness, developmental disability,
10 alcoholism, or drug abuse shall be executed by a parent who has legal custody of the
11 minor or by the minor's guardian. The application for voluntary admission of a minor
12 who is 14 years of age or ~~over~~ older to an inpatient treatment facility for the primary
13 purpose of treatment for mental illness or developmental disability shall be executed
14 by the minor and a parent who has legal custody of the minor or the minor's guardian.

15 ***b1432/1.1* SECTION 1966ci.** 51.13 (2) (b) of the statutes is amended to read:

16 51.13 (2) (b) Notwithstanding par. (a), any minor who is 14 years of age or older
17 and who is admitted to an inpatient treatment facility for the primary purpose of
18 treatment of mental illness, or developmental disability, ~~alcoholism or drug abuse~~
19 has the right to be discharged within 48 hours of after his or her request, as provided
20 in sub. (7) (b). At the time of admission, any minor who is 14 years of age or older and
21 who is admitted to an inpatient treatment facility for the primary purpose of
22 treatment for mental illness or developmental disability, and the minor's parent or
23 guardian, shall be informed of this right orally and in writing by the director of the
24 hospital or such person's designee. This paragraph does not apply to individuals who
25 receive services in hospital emergency rooms.

1 ***b1432/1.1* SECTION 1966ck.** 51.13 (2) (d) of the statutes is amended to read:

2 51.13 (2) (d) Writing materials for use in requesting a discharge shall be made
3 available at all times to all minors who are 14 years of age or older and who are
4 admitted under this subsection for the primary purpose of treatment for mental
5 illness or developmental disability. The staff of the facility shall assist such minors
6 in preparing or submitting requests for discharge.

7 ***b1432/1.1* SECTION 1966cm.** 51.13 (3) (b) of the statutes is amended to read:

8 51.13 (3) (b) A minor 14 years of age or older who has been admitted to an
9 inpatient treatment facility for the primary purpose of treatment for mental illness
10 or developmental disability, a minor who is voluntarily admitted under sub. (1) (c)
11 1. or 2., and his or her the minor's parent or guardian shall also be informed by the
12 director or his or her designee, both orally and in writing, in easily understandable
13 language, of the minor's right to request discharge and to be discharged within 48
14 hours of the request if no petition or statement is filed for emergency detention,
15 emergency commitment, involuntary commitment, or protective placement, and the
16 minor's right to consent to or refuse treatment as provided in s. 51.61 (6).

17 ***b1432/1.1* SECTION 1966cn.** 51.13 (3) (c) of the statutes is amended to read:

18 51.13 (3) (c) A minor 14 years of age or older who has been admitted to an
19 inpatient facility for the primary purpose of treatment for alcoholism or drug abuse,
20 a minor under 14 years of age who has been admitted to an inpatient treatment
21 facility for the primary purpose of treatment for mental illness, developmental
22 disability, alcoholism, or drug abuse, and his or her the minor's parent or guardian
23 shall also be informed by the director or his or her designee, both orally and in
24 writing, in easily understandable language, of the right of the parent or guardian to
25 request the minor's discharge as provided in sub. (7) (b) and of the minor's right to

1 a hearing to determine continued appropriateness of the admission as provided in
2 sub. (7) (c).

3 ***b1432/1.1* SECTION 1966cp.** 51.13 (4) (a) (intro.) of the statutes is amended
4 to read:

5 51.13 (4) (a) (intro.) Within 3 days of after the admission of a minor under sub.
6 (1), or within 3 days of after application for admission of the minor, whichever occurs
7 first, the treatment director of the facility to which the minor is admitted or, in the
8 case of a center for the developmentally disabled, the director of the center, shall file
9 a verified petition for review of the admission in the court assigned to exercise
10 jurisdiction under chs. 48 and 938 in the county in which the facility is located. A
11 copy of the application for admission and of any relevant professional evaluations
12 shall be attached to the petition. The petition shall contain all of the following:

13 ***b1432/1.1* SECTION 1966cr.** 51.13 (4) (c) of the statutes is amended to read:

14 51.13 (4) (c) A copy of the petition shall be provided by the petitioner to the
15 minor and his or her parents or guardian within 5 days of after admission.

16 ***b1432/1.1* SECTION 1966ct.** 51.13 (4) (d) of the statutes is amended to read:

17 51.13 (4) (d) Within 5 days of after the filing of the petition, the court assigned
18 to exercise jurisdiction under chs. 48 and 938 shall determine, based on the
19 allegations of the petition and accompanying documents, ~~whether the admission is~~
20 ~~voluntary on the part of the minor if the minor is 14 years of age or older and whether~~
21 there is a prima facie showing that the minor is in need of psychiatric services, or
22 services for developmental disability, alcoholism, or drug abuse, that the treatment
23 facility offers inpatient therapy or treatment ~~which~~ that is appropriate to the minor's
24 needs, and that inpatient care in the treatment facility is the least restrictive therapy
25 or treatment consistent with the needs of the minor, and, if the minor is 14 years of

1 age or older and has been admitted to the treatment facility for the primary purpose
2 of treatment for mental illness or developmental disability, whether the admission
3 is voluntary on the part of the minor. If such a showing is made, the court shall
4 permit voluntary admission. If the court is unable to make such those
5 determinations based on the petition and accompanying documents, ~~it shall~~ the
6 court may dismiss the petition as provided in par. (h); ~~or~~ order additional information
7 to be produced as ~~it deems~~ necessary for the court to make such review, and make
8 such those determinations within 14 days ~~of~~ after admission or application for
9 admission, whichever is sooner; ~~or it may~~ hold a hearing within 14 days ~~of~~ after
10 admission or application for admission, whichever is sooner. If a notation of the
11 minor's unwillingness appears on the face of the petition, or if a hearing has been
12 requested by the minor, or by the minor's counsel, parent, or guardian, the court shall
13 hold a hearing to review the admission within 14 days ~~of~~ after admission or
14 application for admission, whichever is sooner, and shall appoint counsel to
15 represent the minor if the minor is unrepresented. If the court ~~deems~~ considers it
16 necessary, ~~it~~ the court shall also appoint a guardian ad litem to represent the minor.

17 *b1432/1.1* SECTION 1966cv. 51.13 (4) (g) (intro.) of the statutes is amended
18 to read:

19 51.13 (4) (g) (intro.) If the court finds that the minor is in need of psychiatric
20 services or services for developmental disability, alcoholism, or drug abuse in an
21 inpatient facility, ~~and that the inpatient facility to which the minor is admitted offers~~
22 therapy or treatment that is appropriate for the minor's needs and that is the least
23 restrictive therapy or treatment consistent with the minor's needs, and, in the case
24 of a minor aged 14 or older who is being admitted for the primary purpose of
25 treatment for mental illness or developmental disability, that the application is

1 voluntary on the part of the minor, the court shall permit voluntary admission. If the
2 court finds that the therapy or treatment in the inpatient facility to which the minor
3 is admitted is not appropriate or is not the least restrictive therapy or treatment
4 consistent with the minor's needs, the court may order placement in or transfer to
5 another more appropriate or less restrictive inpatient facility, except that the court
6 may not permit or order placement in or transfer to the northern or southern centers
7 for the developmentally disabled of a minor unless the department gives approval
8 for the placement or transfer, and if the order of the court is approved by all of the
9 following if applicable:

10 *b1432/1.1* SECTION 1966cvv. 51.13 (4) (g) 1. of the statutes is amended to
11 read:

12 51.13 (4) (g) 1. The minor if he or she is aged 14 or older and is being admitted
13 for the primary purpose of treatment for mental illness or developmental disability.

14 *b1432/1.1* SECTION 1966cw. 51.13 (6) (a) of the statutes is amended to read:

15 51.13 (6) (a) A minor may be admitted to an inpatient treatment facility
16 without review of the application under sub. (4) for diagnosis and evaluation or for
17 dental, medical, or psychiatric services for a period not to exceed 12 days. The
18 application for short-term admission of a minor shall be executed by the minor's
19 parent or guardian, and ~~by the minor if he or she,~~ if the minor is 14 years of age or
20 older and is being admitted for the primary purpose of diagnosis, evaluation, or
21 services for mental illness or developmental disability, by the minor. A minor may
22 not be readmitted to an inpatient treatment facility for psychiatric services under
23 this paragraph within 120 days of a previous admission under this paragraph.

24 *b1432/1.1* SECTION 1966cx. 51.13 (7) (a) of the statutes is amended to read:

1 51.13 (7) (a) If a minor is admitted to an inpatient treatment facility while
2 under 14 years of age, and if upon reaching age 14 is in need of further inpatient care
3 and treatment primarily for mental illness or developmental disability, the director
4 of the facility shall request the minor and the minor's parent or guardian to execute
5 an application for voluntary admission. Such an application may be executed within
6 30 days prior to a minor's 14th birthday. If the application is executed, a petition for
7 review shall be filed in the manner prescribed in sub. (4), unless such a review has
8 been held within the last 120 days. If the application is not executed by the time of
9 the minor's 14th birthday, the minor shall be discharged unless a petition or
10 statement is filed for emergency detention, emergency commitment, involuntary
11 commitment, or protective placement by the end of the next day in which the court
12 transacts business.

13 ***b1432/1.1* SECTION 1966cy.** 51.13 (7) (b) of the statutes is amended to read:

14 51.13 (7) (b) Any minor 14 years of age or ~~over~~ older who is voluntarily admitted
15 under this section for the primary purpose of treatment for mental illness or
16 developmental disability, and any minor who is voluntarily admitted under sub. (1)
17 (c) 1. or 2., may request discharge in writing. In the case of a minor 14 years of age
18 or older who is voluntarily admitted under this section for the primary purpose of
19 treatment for alcoholism or drug abuse or a minor under 14 years of age who is
20 voluntarily admitted under this section for the primary purpose of treatment for
21 mental illness, developmental disability, alcoholism, or drug abuse, the parent or
22 guardian of the minor may make the request. Upon receipt of any form of written
23 request for discharge from a minor, the director of the facility in which the minor is
24 admitted shall immediately notify the minor's parent or guardian. The minor shall
25 be discharged within 48 hours after submission of the request, exclusive of

1 Saturdays, Sundays, and legal holidays, unless a petition or statement is filed for
2 emergency detention, emergency commitment, involuntary commitment, or
3 protective placement.

4 *b1432/1.1* SECTION 1966cz. 51.13 (7) (c) of the statutes is amended to read:

5 51.13 (7) (c) Any minor 14 years of age or older who is voluntarily admitted
6 under this section for the primary purpose of treatment for alcoholism or drug abuse,
7 and who is not discharged under par. (b), and any minor under 14 years of age who
8 is voluntarily admitted under this section for the primary purpose of treatment for
9 mental illness, developmental disability, alcoholism, or drug abuse, and who is not
10 discharged under par. (b), may submit a written request to the court for a hearing
11 to determine the continued appropriateness of the admission. If the director or staff
12 of the inpatient treatment facility to which a minor under the age of 14 described in
13 this paragraph is admitted observes conduct by the minor ~~which~~ that demonstrates
14 an unwillingness to remain at the facility, including but not limited to a written
15 expression of opinion or unauthorized absence, the director shall file a written
16 request with the court to determine the continued appropriateness of the admission.
17 A request ~~which~~ that is made personally by a minor under this paragraph shall be
18 signed by the minor but need not be written or composed by ~~him or her~~ the minor.
19 A request for a hearing under this paragraph ~~which~~ that is received by staff or the
20 director of the facility in which the child is admitted shall be filed with the court by
21 the director. The court shall order a hearing upon request if no hearing concerning
22 the minor's admission has been held within 120 days ~~of~~ after receipt of the request.
23 The court shall appoint counsel and, if the court ~~deems~~ considers it necessary, a
24 guardian ad litem to represent the minor and if a hearing is held shall hold the
25 hearing within 14 days ~~of~~ after the request, unless the parties agree to a longer

1 period. After the hearing, the court shall make disposition of the matter in the
2 manner provided in sub. (4).

3 *b1432/1.1* SECTION 1966r. 51.22 (2) of the statutes is amended to read:

4 51.22 (2) ~~Voluntary~~ Except as provided in s. 51.13 (2), voluntary admissions
5 under ss. 51.10, 51.13, and 51.45 (10) shall be through the county department under
6 s. 51.42 or 51.437 serving the person's county of residence, or through the
7 department if the person to be admitted is a nonresident of this state. Admissions
8 through a county department under s. 51.42 or 51.437 shall be made in accordance
9 with s. 51.42 (3) (as) 1. or 51.437 (4rm) (a). Admissions through the department shall
10 be made in accordance with sub. (3).

11 *b1432/1.1* SECTION 1967f. 51.35 (3) (a) of the statutes is amended to read:

12 51.35 (3) (a) A licensed psychologist of a secured correctional facility ~~or~~, a
13 secured child caring institution, or a secured group home, or a licensed physician of
14 the department of corrections, who has reason to believe that any individual confined
15 in the secured correctional facility, secured child caring institution, or secured group
16 home is, in his or her opinion, in need of services for developmental disability,
17 alcoholism, or drug dependency or in need of psychiatric services, and who has
18 obtained voluntary consent to make a transfer for treatment, shall make a report,
19 in writing, to the superintendent of the secured correctional facility, secured child
20 caring institution, or secured group home, stating the nature and basis of the belief
21 and verifying the consent. In the case of a minor age 14 ~~and over~~ or older who is in
22 need of services for developmental disability or who is in need of psychiatric services,
23 the minor and the minor's parent or guardian shall consent unless the minor is
24 admitted under s. 51.13 (1) (c); ~~and in 1.~~ In the case of a minor age 14 or older who
25 is in need of services for alcoholism or drug dependency or a minor under the age of

1 14 who is in need of services for developmental disability, alcoholism, or drug
2 dependency or in need of psychiatric services, only the minor's parent or guardian
3 need consent unless the minor is admitted under s. 51.13 (1) (c). The superintendent
4 shall inform, orally and in writing, the minor and the minor's parent or guardian,
5 that transfer is being considered and shall inform them of the basis for the request
6 and their rights as provided in s. 51.13 (3). If the department of corrections, upon
7 review of a request for transfer, determines that transfer is appropriate, that
8 department shall immediately notify the department of health and family services
9 and, if the department of health and family services consents, the department of
10 corrections may immediately transfer the individual. The department of health and
11 family services shall file a petition under s. 51.13 (4) (a) in the court assigned to
12 exercise jurisdiction under chs. 48 and 938 of the county where the treatment facility
13 is located.

14 ***b1432/1.1* SECTION 1967g.** 51.35 (3) (b) of the statutes is amended to read:
15 51.35 (3) (b) The court assigned to exercise jurisdiction under chs. 48 and 938
16 shall determine, based on the allegations of the petition and accompanying
17 documents, ~~whether the transfer is voluntary on the part of the minor if he or she is~~
18 ~~aged 14 or over, and whether the transfer of the minor to an inpatient facility is~~
19 ~~appropriate and consistent with the needs of the minor. In the event that and, if the~~
20 minor is 14 years of age or older and is being transferred for the purpose of receiving
21 services for developmental disability or psychiatric services, whether the transfer is
22 voluntary on the part of the minor. If the court is unable to make such those
23 ~~determinations based on the petition and accompanying documents, it shall the~~
24 court may order additional information to be produced as it deems necessary to make
25 ~~such review, and make such those~~ determinations within 14 days of after admission,

1 or ~~it~~ the court may hold a hearing within 14 days of after admission. If a notation
2 of the minor's unwillingness appears on the face of the petition, or ~~that~~ if a hearing
3 has been requested by the minor, or by the minor's counsel, guardian ad litem,
4 parent, or guardian, the court shall hold a hearing and appoint counsel or a guardian
5 ad litem for the minor as provided in s. 51.13 (4) (d). At the conclusion of the hearing,
6 the court shall approve or disapprove the request for transfer. If the minor is under
7 the continuing jurisdiction of the court of another county, the court may order the
8 case transferred together with all appropriate records to that court.

9 *b1432/1.1* SECTION 1967h. 51.35 (3) (c) of the statutes is amended to read:

10 51.35 (3) (c) A licensed psychologist of a secured correctional facility ~~or~~, a
11 secured child caring institution, or a secured group home, or a licensed physician of
12 the department of corrections, who has reason to believe that any individual confined
13 in the secured correctional facility, secured child caring institution, or secured group
14 home, in his or her opinion, is mentally ill, drug dependent, or developmentally
15 disabled and is dangerous as described in s. 51.20 (1) (a) 2. a., b., c., or d., is mentally
16 ill, is dangerous, and satisfies the standard under s. 51.20 (1) (a) 2. e., or is an
17 alcoholic and is dangerous as described in s. 51.45 (13) (a) 1. and 2., shall file a written
18 report with the superintendent of the secured correctional facility, secured child
19 caring institution, or secured group home, stating the nature and basis of the belief.
20 If the superintendent, upon review of the allegations in the report, determines that
21 transfer is appropriate, he or she shall file a petition according to s. 51.20 or 51.45
22 in the court assigned to exercise jurisdiction under chs. 48 and 938 of the county
23 where the secured correctional facility, secured child caring institution, or secured
24 group home is located. The court shall hold a hearing according to procedures
25 provided in s. 51.20 or 51.45 (13).

1 ***b1432/1.1* SECTION 1967i.** 51.35 (3) (c) of the statutes, as affected by 1999
2 Wisconsin Act 9, section 1558d, and 2001 Wisconsin Act (this act), is repealed and
3 recreated to read:

4 51.35 (3) (c) A licensed psychologist of a secured correctional facility, a secured
5 child caring institution, or a secured group home, or a licensed physician of the
6 department of corrections, who has reason to believe that any individual confined in
7 the secured correctional facility, secured child caring institution, or secured group
8 home, in his or her opinion, is mentally ill, drug dependent, or developmentally
9 disabled and is dangerous as described in s. 51.20 (1) (a) 2., or is an alcoholic and is
10 dangerous as described in s. 51.45 (13) (a) 1. and 2., shall file a written report with
11 the superintendent of the secured correctional facility, secured child caring
12 institution, or secured group home, stating the nature and basis of the belief. If the
13 superintendent, upon review of the allegations in the report, determines that
14 transfer is appropriate, he or she shall file a petition according to s. 51.20 or 51.45
15 in the court assigned to exercise jurisdiction under ch. 48 of the county where the
16 secured correctional facility, secured child caring institution, or secured group home
17 is located. The court shall hold a hearing according to procedures provided in s. 51.20
18 or 51.45 (13).

19 ***b1432/1.1* SECTION 1967j.** 51.35 (3) (g) of the statutes is amended to read:

20 51.35 (3) (g) A minor 14 years of age or older who is transferred to a treatment
21 facility under par. (a) for the purpose of receiving services for developmental
22 disability or psychiatric services may request in writing a return to the secured
23 correctional facility, secured child caring institution, or secured group home. In the
24 case of a minor 14 years of age or older who is transferred to a treatment facility
25 under par. (a) for the purpose of receiving services for alcoholism or drug dependency

1 or a minor under 14 years of age, who is transferred to a treatment facility under par.
2 (a) for the purpose of receiving services for developmental disability, alcoholism, or
3 drug dependency, or psychiatric services, the parent or guardian may make the
4 request. Upon receipt of a request for return from a minor 14 years of age or ~~over~~
5 older, the director shall immediately notify the minor's parent or guardian. The
6 minor shall be returned to the secured correctional facility, secured child caring
7 institution, or secured group home within 48 hours after submission of the request
8 unless a petition or statement is filed for emergency detention, emergency
9 commitment, involuntary commitment, or protective placement.”.

10 *b1544/2.3* **837.** Page 656, line 10: after that line insert:

11 *b1544/2.3* “SECTION 1967n. 51.375 (2) of the statutes is renumbered 51.375
12 (2) (a).

13 *b1544/2.3* SECTION 1967p. 51.375 (2) (b) of the statutes is created to read:

14 51.375 (2) (b) The department may administer a lie detector test to a sex
15 offender as part of the sex offender's programming, care, or treatment. A patient may
16 refuse to submit to a lie detector test under this paragraph. This refusal does not
17 constitute a general refusal to participate in treatment. A person administering a
18 lie detector test under this paragraph may not ask the subject of the test any question
19 that can reasonably be anticipated to elicit information as to whether the subject
20 committed an offense for which the subject has not been convicted, found not guilty
21 by reason of mental disease or defect, or adjudicated delinquent. The results of a lie
22 detector test under this paragraph may be used only in the care, treatment, or
23 assessment of the subject or in programming for the subject. The results of a test may
24 be disclosed only to persons employed at the facility at which the subject is placed

1 who need to know the results for purposes related to care, treatment, or assessment
2 of the patient, the committing court, the patient's attorney, or the attorney
3 representing the state in a proceeding under ch. 980.”

4 *b1409/1.2* **838.** Page 660, line 5: after that line insert:

5 *b1409/1.2* “SECTION 1982v. 51.61 (1) (g) 3m. of the statutes is amended to
6 read:

7 51.61 (1) (g) 3m. Following a final commitment order for a subject individual
8 who is determined to meet the commitment standard under s. 51.20 (1) (a) 2. e., the
9 court shall issue an order permitting medication or treatment to be administered to
10 the individual regardless of his or her consent. ~~This subdivision does not apply after~~
11 ~~November 30, 2001.”.~~

12 *b1432/1.2* **839.** Page 660, line 5: after that line insert:

13 *b1432/1.2* “SECTION 1993f. 51.47 (title) of the statutes is amended to read:
14 **51.47 (title) Alcohol and other drug abuse treatment for minors**
15 **without parental consent.**

16 *b1432/1.2* SECTION 1993g. 51.47 (1) of the statutes is amended to read:

17 51.47 (1) Except as provided in subs. (2) and (3), any physician or health care
18 facility licensed, approved, or certified by the state for the provision of health services
19 may render preventive, diagnostic, assessment, evaluation, or treatment services for
20 the abuse of alcohol or other drugs to a minor 12 years of age or over without
21 obtaining the consent of or notifying the minor's parent or guardian and may render
22 those services to a minor under 12 years of age without obtaining the consent of or
23 notifying the minor's parent or guardian, but only if a parent with legal custody or
24 guardian of the minor under 12 years of age cannot be found or there is no parent with

1 legal custody of the minor under 12 years of age. An assessment under this
2 subsection shall conform to the criteria specified in s. 938.547 (4). Unless consent of
3 the minor's parent or guardian is required under sub. (2), the physician or health
4 care facility shall obtain the minor's consent prior to billing a 3rd party for services
5 under this section. If the minor does not consent, the minor shall be solely
6 responsible for paying for the services, which the department shall bill to the minor
7 under s. 46.03 (18) (b).

8 *b1432/1.2* SECTION 1993h. 51.48 of the statutes is amended to read:

9 **51.48 Alcohol and other drug testing of minors, assessment, and**
10 **treatment of minor without minor's consent.** A minor's parent or guardian may
11 consent to have the minor tested for the presence of alcohol or other drugs in the
12 minor's body or to have the minor assessed by an approved treatment facility for the
13 minor's abuse of alcohol or other drugs according to the criteria specified in s. 938.547
14 (4). If, based on the assessment, the approved treatment facility determines that the
15 minor is in need of treatment for the abuse of alcohol or other drugs, the approved
16 treatment facility shall recommend a plan of treatment that is appropriate for the
17 minor's needs and that provides for the least restrictive form of treatment consistent
18 with the minor's needs. That treatment may consist of outpatient treatment, day
19 treatment, or, if the minor is admitted in accordance with s. 51.13, inpatient
20 treatment. The parent or guardian of the minor may consent to the treatment
21 recommended under this section. Consent of the minor is not required for testing,
22 assessment, or treatment under this section is not required.

23 *b1432/1.2* SECTION 1993j. 51.61 (6) of the statutes is amended to read:

24 51.61 (6) Subject to the rights of patients provided under this chapter, the
25 department, county departments under s. 51.42 or 51.437, and any agency providing

1 services under an agreement with the department or those county departments have
2 the right to use customary and usual treatment techniques and procedures in a
3 reasonable and appropriate manner in the treatment of patients who are receiving
4 services under the mental health system, for the purpose of ameliorating the
5 conditions for which the patients were admitted to the system. The written,
6 informed consent of any patient shall first be obtained, unless the person has been
7 found not competent to refuse medication and treatment under s. 51.61 (1) (g) or the
8 person is a minor 14 years or older who is receiving services for alcoholism or drug
9 abuse or a minor under 14 years of age who is receiving services for mental illness,
10 developmental disability, alcoholism, or drug abuse. In the case of a minor, the
11 written, informed consent of the parent or guardian is required. ~~Except, except as~~
12 ~~provided under an order issued under s. 51.13 (1) (c) or 51.14 (3) (h) or (4) (g), if.~~ If
13 the minor is 14 years of age or older and is receiving services for mental illness or
14 developmental disability, the written, informed consent of the minor and the minor's
15 parent or guardian is required. A refusal of either a minor 14 years of age or older
16 or the minor's parent or guardian to provide written, informed consent for admission
17 to an approved inpatient treatment facility is reviewable under s. 51.13 (1) (c) 1. and
18 a refusal of either a minor 14 years of age or older or the minor's parent or guardian
19 to provide written, informed consent for outpatient mental health treatment is
20 reviewable under s. 51.14.”.

21 *b1544/2.4* **840.** Page 660, line 5: after that line insert:

22 *b1544/2.4* “SECTION 1993d. 51.61 (1) (c) of the statutes is renumbered 51.61
23 (1) (cm) 1. and amended to read:

1 51.61 (1) (cm) 1. Have Patients have an unrestricted right to send sealed mail
2 and receive sealed mail to or from legal counsel, the courts, governmental
3 government officials, private physicians, and licensed psychologists, and have
4 reasonable access to letter writing materials including postage stamps. A patient
5 shall also have a right to send sealed mail and receive sealed mail to or from other
6 persons, subject to physical examination in the patient's presence if there is reason
7 to believe that such communication contains contraband materials or objects which
8 that threaten the security of patients, prisoners, or staff. Such reasons shall be
9 written in the individual's treatment record. The officers and staff of a facility may
10 not read any mail covered by this paragraph subdivision.

11 ***b1544/2.4* SECTION 1993e.** 51.61 (1) (cm) (intro.) of the statutes is created to
12 read:

13 51.61 (1) (cm) Have the rights specified under subd. 1. to send and receive
14 sealed mail, subject to the limitations specified under subd. 2.

15 ***b1544/2.4* SECTION 1993f.** 51.61 (1) (cm) 2. of the statutes is created to read:

16 51.61 (1) (cm) 2. The rights of a patient detained or committed under ch. 980
17 to send and receive sealed mail are subject to the following limitations:

18 a. If the mail appears to be from legal counsel, a court, a government official,
19 or a private physician or licensed psychologist, an officer or staff member of the
20 facility at which the patient is placed may delay delivery of the mail to the patient
21 for a reasonable period of time to verify whether the person named as the sender
22 actually sent the mail; may open the mail in the presence of the patient and inspect
23 it for contraband; or may, if the officer or staff member cannot determine whether the
24 mail contains contraband, return the mail to the sender along with notice of the
25 facility mail policy.

1 b. If the mail is to or from a person other than a person specified in subd. 2. a.,
2 an officer or staff member of the facility at which the patient is placed may open the
3 mail outside the presence of the patient and inspect it for contraband or other objects
4 that pose a threat to security at the facility.

5 c. If the mail appears to be from a person other than a person specified in subd.
6 2. a., the director of the facility or his or her designee may, in accordance with the
7 standards and the procedure under sub. (2) for denying a right for cause, authorize
8 a member of the facility treatment staff to read the mail, if the director or his or her
9 designee has reason to believe that the mail could pose a threat to security at the
10 facility or seriously interfere with the treatment, rights, or safety of others.

11 ***b1544/2.4* SECTION 1993g.** 51.61 (1) (i) 1. of the statutes is amended to read:

12 51.61 (1) (i) 1. Except as provided in subd. 2., have a right to be free from
13 physical restraint and isolation except for emergency situations or when isolation or
14 restraint is a part of a treatment program. Isolation or restraint may be used only
15 when less restrictive measures are ineffective or not feasible and shall be used for
16 the shortest time possible. When a patient is placed in isolation or restraint, his or
17 her status shall be reviewed once every 30 minutes. Each facility shall have a written
18 policy covering the use of restraint or isolation ~~which~~ that ensures that the dignity
19 of the individual is protected, that the safety of the individual is ensured, and that
20 there is regular, frequent monitoring by trained staff to care for bodily needs as may
21 be required. Isolation or restraint may be used for emergency situations only when
22 it is likely that the patient may physically harm himself or herself or others. The
23 treatment director shall specifically designate physicians who are authorized to
24 order isolation or restraint, and shall specifically designate licensed psychologists
25 who are authorized to order isolation. ~~In the instance where~~ If the treatment director

1 is not a physician, the medical director shall make the designation. In the case of a
2 center for the developmentally disabled, use shall be authorized by the director of the
3 center. The authorization for emergency use of isolation or restraint shall be in
4 writing, except that isolation or restraint may be authorized in emergencies for not
5 more than one hour, after which time an appropriate order in writing shall be
6 obtained from the physician or licensed psychologist designated by the director, in
7 the case of isolation, or the physician so designated in the case of restraint.
8 Emergency isolation or restraint may not be continued for more than 24 hours
9 without a new written order. Isolation may be used as part of a treatment program
10 if it is part of a written treatment plan, and the rights specified in this subsection are
11 provided to the patient. The use of isolation as a part of a treatment plan shall be
12 explained to the patient and to his or her guardian, if any, by the person who
13 ~~undertakes such~~ provides the treatment. ~~Such~~ A treatment plan that incorporates
14 isolation shall be evaluated at least once every 2 weeks. Patients who have a recent
15 history of physical aggression may be restrained during transport to or from the
16 facility. Persons who are committed or transferred under s. 51.35 (3) or 51.37 or
17 under ch. 971 or 975, or who are detained or committed under ch. 980, and who, while
18 under this status, are transferred to a hospital, as defined in s. 50.33 (2), for medical
19 care may be isolated for security reasons within locked facilities in the hospital.
20 Patients who are committed or transferred under s. 51.35 (3) or 51.37 or under ch.
21 971 or 975, or who are detained or committed under ch. 980, may be restrained for
22 security reasons during transport to or from the facility.

23 ***b1544/2.4* SECTION 1993h.** 51.61 (1) (i) 2. of the statutes is amended to read:

24 51.61 (1) (i) 2. Patients in the maximum security facility at the Mendota Mental
25 Health Institute may be locked in their rooms during the night shift and for a period

1 of no longer than one hour and 30 minutes during each change of shift by staff to
2 permit staff review of patient needs. Patients detained or committed under ch. 980
3 and placed in a facility specified under s. 980.065 may be locked in their rooms during
4 the night shift, if they reside in a maximum or medium security unit in which each
5 room is equipped with a toilet and sink, or if they reside in a unit in which each room
6 is not equipped with a toilet and sink and the number of patients outside their rooms
7 equals or exceeds the number of toilets in the unit, except that patients who do not
8 have toilets in their rooms must be given an opportunity to use a toilet at least once
9 every hour, or more frequently if medically indicated. Patients in the maximum
10 security facility at the Mendota Mental Health Institute, or patients detained or
11 committed under ch. 980 and placed in a facility specified under s. 980.065, may also
12 be locked in their rooms on a unit-wide or facility-wide basis as an emergency
13 measure as needed for security purposes to deal with an escape or attempted escape,
14 the discovery of a dangerous weapon in the unit or facility or the receipt of reliable
15 information that a dangerous weapon is in the unit or facility, or to prevent or control
16 a riot or the taking of a hostage. A unit-wide or facility-wide emergency isolation
17 order may only be authorized by the director of the unit or ~~maximum security facility~~
18 where the order is applicable or his or her designee and ~~shall.~~ A unit-wide or
19 facility-wide emergency isolation order affecting the Mendota Mental Health
20 Institute must be approved within one hour after it is authorized by the director of
21 the Mendota ~~mental health facility~~ Mental Health Institute or the director's
22 designee. An emergency order for unit-wide or facility-wide isolation may only be
23 in effect for the period of time needed to preserve order while dealing with the
24 situation and may not be used as a substitute for adequate staffing. During a period
25 of unit-wide or facility-wide isolation, the status of each patient shall be reviewed

1 every 30 minutes to ensure the safety and comfort of the patient, and each patient
2 who is locked in a room without a toilet shall be given an opportunity to use a toilet
3 at least once every hour, or more frequently if medically indicated. Each unit in the
4 maximum security facility at the Mendota Mental Health Institute and each unit in
5 a facility specified under s. 980.065 shall have a written policy covering the use of
6 isolation ~~which~~ that ensures that the dignity of the individual is protected, that the
7 safety of the individual is secured, and that there is regular, frequent monitoring by
8 trained staff to care for bodily needs as may be required. ~~Each policy~~ The isolation
9 policies shall be reviewed and approved by the director of the Mendota Mental
10 Health Institute or the director's designee, or by the director of the facility specified
11 under s. 980.065 or his or her designee, whichever is applicable.

12 *b1544/2.4* SECTION 1993i. 51.61 (1) (o) of the statutes is amended to read:

13 51.61 (1) (o) Except as otherwise provided, have a right not to be filmed or
14 taped, unless the patient signs an informed and voluntary consent ~~which~~ that
15 specifically authorizes a named individual or group to film or tape the patient for a
16 particular purpose or project during a specified time period. The patient may specify
17 in such consent periods during which, or situations in which, the patient may not be
18 filmed or taped. If a patient is legally incompetent, such consent shall be granted on
19 behalf of the patient by the patient's guardian. A patient in Goodland Hall at the
20 Mendota Mental Health Institute, or a patient detained or committed under ch. 980
21 and placed in a facility specified under s. 980.065, may be filmed or taped for security
22 purposes without the patient's consent, except that such a patient may not be filmed
23 in patient bedrooms or bathrooms for any purpose without the patient's consent.”.

24 *b1551/3.3* 841. Page 660, line 5: after that line insert:

1 ***b1551/3.3*** “SECTION 1994p. 59.20 (3) (c) of the statutes is amended to read:
2 59.20 (3) (c) Any board may, by ordinance, provide that the cut-off reception
3 time for the filing and recording of documents shall be advanced by ~~one-half~~ one hour
4 in any official business day during which time the register of deeds office is open to
5 the public, in order to complete the processing, recording, and indexing to conform
6 to the day of reception. Any register of deeds may provide in his or her notice under
7 s. 19.34 (1) that requests for inspection or copying of the records of his or her office
8 may be made only during a specified period of not less than 35 hours per week. For
9 all other purposes, the register of deeds office shall remain open to the public during
10 usual business hours.”.

11 ***b1565/1.3* 842.** Page 660, line 5: after that line insert:

12 ***b1565/1.3*** “SECTION 1994d. 59.05 (2) of the statutes is amended to read:
13 59.05 (2) If two-fifths of the legal voters of any county, to be determined by the
14 registration or poll lists of the last previous general election held in the county, the
15 names of which voters shall appear on some one of the registration or poll lists of such
16 election, present to the board a petition conforming to the requirements of s. 8.40
17 asking for a change of the county seat to some other place designated in the petition,
18 the board shall submit the question of removal of the county seat to a vote of the
19 qualified voters of the county. The board shall file the question as provided in s. 8.37.
20 The election shall be held only on the day of the general election, notice of the election
21 shall be given and the election shall be conducted as in the case of the election of
22 officers on that day, and the votes shall be canvassed, certified and returned in the
23 same manner as other votes at that election. The question to be submitted shall be
24 “Shall the county seat of county be removed to?”-. ””.

1 ***b1599/2.10* 843.** Page 660, line 5: after that line insert:

2 ***b1599/2.10* "SECTION 10994m.** 59.08 (7) (b) of the statutes is amended to
3 read:

4 59.08 (7) (b) The question of the consolidation of the counties shall be submitted
5 to the voters at the next election authorized under s. 8.065 (2) or an election
6 authorized under s. 8.065 (3) to be held on the first Tuesday in April, or the next
7 regular election, or at a special election to be held on the day fixed in a date specified
8 in the order which shall be no sooner than 45 days after the date of the order issued
9 under par. (a), which day date shall be the same in each of the counties proposing to
10 consolidate. A copy of the order shall be filed with the county clerk of each of the
11 counties as provided in s. 8.37. ~~If the question of consolidation is submitted at a~~
12 ~~special election, it shall be held not less than 42 days nor more than 60 days from the~~
13 ~~completion of the consolidation agreement, but not within 60 days of any spring or~~
14 ~~general election."~~

15 ***b1601/1.6* 844.** Page 660, line 5: after that line insert:

16 ***b1601/1.6* "SECTION 1994m.** 59.08 (9) of the statutes is amended to read:

17 59.08 (9) The ballot shall have on the back or reverse side the endorsements
18 provided by law for ballots for general elections and shall be marked, ~~punched or~~
19 ~~labeled~~ by the elector and counted and canvassed as other ballots cast on questions
20 in the county are counted and canvassed. The election shall be conducted by the
21 same officers and in the same manner as are other elections in the county. The
22 results of the election shall be certified to the judges of the circuit courts for the
23 counties."

24 ***b1855/2.1* 845.** Page 664, line 6: after that line insert:

1 ***b1855/2.1*** **SECTION 1997t.** 59.43 (1) (a) of the statutes is amended to read:
2 59.43 (1) (a) Record or cause to be recorded in suitable books to be kept in his
3 or her office, correctly and legibly all deeds, mortgages, instruments and writings
4 authorized by law to be recorded in his or her office and left with him or her for that
5 purpose, provided such documents have plainly printed or typewritten thereon the
6 names of the grantors, grantees, witnesses and notary. The register of deeds shall
7 record and file or cause to be recorded and filed all plats and certified survey maps
8 that are authorized to be accepted for recording and filing in his or her office. The
9 register of deeds shall maintain a separate index for recording conservation
10 easements, as defined in s. 700.40 (1) (a). Any county, by a resolution duly adopted
11 by the board, may combine the separate books or volumes for deeds, mortgages,
12 miscellaneous instruments, attachments, lis pendens, sales and notices, certificates
13 of organization of corporations, plats or other recorded or filed instruments or classes
14 of documents as long as separate indexes may be produced. Notwithstanding any
15 other provisions of the statutes, any county adopting a system of microfilming or like
16 process or a system of recording documents by optical imaging or electronic
17 formatting under ch. 228 may substitute the headings, reel, disk or electronic file
18 name and microfilm image (frame) for volume and page where recorded and different
19 classes of instruments may be recorded, reproduced or copied on or transferred to the
20 same reel, disk or electronic file or part of a reel or disk. All recordings made prior
21 to June 28, 1961, which would have been valid under this paragraph, had this
22 paragraph then been in effect, are hereby validated. In this subsection, “book”, if
23 automated recording or indexing equipment is used, includes the meaning given
24 under sub. (12) (d).”

1 ***b1519/2.171* 846.** Page 665, line 7: after that line insert:

2 ***b1519/2.171* "SECTION 2001pr.** 59.52 (4) (a) 3. of the statutes is amended to
3 read:

4 59.52 (4) (a) 3. Records of bounty claims that are forwarded to the department
5 of ~~natural resources fish, wildlife, parks, and forestry~~, after one year.

6 ***b1519/2.171* SECTION 2001pt.** 59.52 (6) (e) of the statutes is amended to
7 read:

8 59.52 (6) (e) *Leases to department of ~~natural resources fish, wildlife, parks, and~~*
9 *forestry*. Lease lands owned by the county to the department of ~~natural resources~~
10 *fish, wildlife, parks, and forestry* for game management purposes. Lands so leased
11 shall not be eligible for entry under s. 28.11. Of the rental paid by the state to the
12 county for lands so leased, 60% shall be retained by the county and 40% shall be paid
13 by the county to the town in which the lands are located and of the amount received
14 by the town, 40% shall be paid by the town to the school district in which the lands
15 are located. The amount so paid by a town to a joint school district shall be credited
16 against the amount of taxes certified for assessment in that town by the clerk of the
17 joint school district under s. 120.17 (8), and the assessment shall be reduced by such
18 amount. In case any leased land is located in more than one town or school district
19 the amounts paid to them shall be apportioned on the basis of area. This paragraph
20 shall not affect the distribution of rental moneys received on leases executed before
21 June 22, 1955.”.

22 ***b1312/2.14* 847.** Page 665, line 20: after that line insert:

23 ***b1312/2.14* "SECTION 2002j.** 59.54 (27) of the statutes is created to read:

1 59.54 (27) RELIGIOUS ORGANIZATIONS; CONTRACT POWERS. (a) *Definition*. In this
2 subsection, "board" includes any department, as defined in s. 59.60 (2) (a).

3 (b) *General purpose and authority*. The purpose of this subsection is to allow
4 the board to contract with, or award grants to, religious organizations, under any
5 program administered by the county dealing with delinquency and crime prevention
6 or the rehabilitation of offenders, on the same basis as any other nongovernmental
7 provider, without impairing the religious character of such organizations and
8 without diminishing the religious freedom of beneficiaries of assistance funded
9 under such program.

10 (c) *Nondiscrimination against religious organizations*. If the board is
11 authorized to contract with a nongovernmental entity, or is authorized to award
12 grants to a nongovernmental entity, religious organizations are eligible, on the same
13 basis as any other private organization, to be contractors and grantees under any
14 program administered by the board so long as the programs are implemented
15 consistently with the first amendment to the U.S. Constitution and article I, section
16 18, of the Wisconsin constitution. Except as provided in par. (L), the board may not
17 discriminate against an organization that is or applies to be a contractor or grantee
18 on the basis that the organization does or does not have a religious character or
19 because of the specific religious nature of the organization.

20 (d) *Religious character and freedom*. 1. The board shall allow a religious
21 organization with which the board contracts or to which the board awards a grant
22 to retain its independence from government, including the organization's control
23 over the definition, development, practice, and expression of its religious beliefs.

1 2. The board may not require a religious organization to alter its form of
2 internal governance or to remove religious art, icons, scripture, or other symbols to
3 be eligible for a contract or grant.

4 (e) *Rights of beneficiaries of assistance.* 1. If the board contracts with, or
5 awards grants to, a religious organization for the provision of crime prevention or
6 offender rehabilitation assistance under a program administered by the board, an
7 individual who is eligible for this assistance shall be informed in writing that
8 assistance of equal value and accessibility is available from a nonreligious provider
9 upon request.

10 2. The board shall provide an individual who is otherwise eligible for assistance
11 from an organization described under subd. 1. with assistance of equal value from
12 a nonreligious provider if the individual objects to the religious character of the
13 organization described under subd. 1. and requests assistance from a nonreligious
14 provider. The board shall provide such assistance within a reasonable period of time
15 after the date of the objection and shall ensure that it is accessible to the individual.

16 (g) *Nondiscrimination against beneficiaries.* A religious organization may not
17 discriminate against an individual in regard to rendering assistance that is funded
18 under any program administered by the board on the basis of religion, a religious
19 belief or nonbelief, or a refusal to actively participate in a religious practice.

20 (h) *Fiscal accountability.* 1. Except as provided in subd. 2., any religious
21 organization that contracts with or receives a grant from the board is subject to the
22 same laws and rules as other contractors and grantees regarding accounting, in
23 accord with generally accepted auditing principles, for the use of the funds provided
24 under such programs.

1 2. If the religious organization segregates funds provided under programs
2 administered by the board into separate accounts, only the financial assistance
3 provided with those funds shall be subject to audit.

4 (i) *Compliance.* Any party that seeks to enforce its rights under this subsection
5 may bring a civil action for injunctive relief against the entity that allegedly commits
6 the violation.

7 (j) *Limitations on use of funds for certain purposes.* No funds provided directly
8 to religious organizations by the board may be expended for sectarian worship,
9 instruction, or proselytization.

10 (k) *Certification of compliance.* Every religious organization that contracts
11 with or receives a grant from the county board to provide delinquency and crime
12 prevention or offender rehabilitation services to eligible recipients shall certify in
13 writing that it has complied with the requirements of pars. (g) and (j) and submit to
14 the board a copy of this certification and a written description of the policies the
15 organization has adopted to ensure that it has complied with the requirements under
16 pars. (g) and (j).

17 (L) *Preemption.* Nothing in this subsection may be construed to preempt any
18 other statute that prohibits or restricts the expenditure of federal or state funds by
19 or the granting of federal or state funds to religious organizations.”.

20 ***b1573/3.1* 848.** Page 667, line 19: after that line insert:

21 ***b1573/3.1*** “SECTION 2002tp. 59.69 (3) (a) of the statutes is amended to read:
22 59.69 (3) (a) The Subject to s. 60.23 (32), the county zoning agency may direct
23 the preparation of a county development plan or parts thereof for the physical
24 development of the unincorporated territory within the county and areas within

1 incorporated jurisdictions whose governing bodies by resolution agree to having
2 their areas included in the county's development plan. The plan may be adopted in
3 whole or in part and may be amended by the board and endorsed by the governing
4 bodies of incorporated jurisdictions included in the plan. The county development
5 plan, in whole or in part, in its original form or as amended, is hereafter referred to
6 as the development plan. Beginning on January 1, 2010, if the county engages in any
7 program or action described in s. ~~66.0295~~ 66.1001 (3), the development plan shall
8 contain at least all of the elements specified in s. ~~66.1001~~ 66.0295 (2).

9 ***b1573/3.1* SECTION 2002tq.** 59.69 (3) (b) of the statutes is amended to read:

10 59.69 (3) (b) The development plan shall include the master plan, if any, of any
11 city or village, that was adopted under s. 62.23 (2) or (3) and the official map, if any,
12 of such city or village, that was adopted under s. 62.23 (6) in the county, without
13 change. The development plan shall also include, and integrate, the master plan and
14 the official map of a town that was adopted under s. 60.62 (5) (a), without change.”.

15 ***b1599/2.11* 849.** Page 667, line 19: after that line insert:

16 ***b1599/2.11* “SECTION 2002tm.** 59.605 (3) (a) 1. of the statutes is amended to
17 read:

18 59.605 (3) (a) 1. If the governing body of a county wishes to exceed the operating
19 levy rate limit otherwise applicable to the county under this section, it shall adopt
20 a resolution to that effect. The resolution shall specify either the operating levy rate
21 or the operating levy that the governing body wishes to impose for either a specified
22 number of years or an indefinite period. The governing body shall call a special
23 referendum for the purpose of submitting the resolution to the electors of the county
24 for approval or rejection. ~~In lieu of a special referendum, the governing body may~~

1 ~~specify that provide for the referendum to be held at the next succeeding spring~~
2 ~~primary or election or September primary or general election to be held authorized~~
3 ~~under s. 8.065 (2) or an election authorized under s. 8.065 (3) that occurs not earlier~~
4 ~~than 42 days after the adoption of the resolution of the governing body. The~~
5 ~~governing body shall file the resolution to be submitted to the electors as provided~~
6 ~~in s. 8.37.”.~~

7 *b1724/2.2* **850.** Page 667, line 19: after that line insert:

8 *b1724/2.2* “SECTION 2002ts. 59.69 (3) (c) of the statutes is amended to read:
9 59.69 (3) (c) The development plan may be in the form of descriptive material,
10 reports, charts, diagrams, or maps, and shall indicate any effect it will have on
11 changing the allowable use of any property. Each element of the development plan
12 shall describe its relationship to other elements of the plan and to statements of
13 goals, objectives, principles, policies, or standards.”

14 *b1519/2.172* **851.** Page 668, line 13: after that line insert:

15 *b1519/2.172* “SECTION 2002xc. 59.692 (1) (a) of the statutes is amended to
16 read:

17 59.692 (1) (a) “Department” means the department of ~~natural resources~~
18 environmental management.

19 *b1519/2.172* SECTION 2002xg. 59.693 (1) of the statutes is amended to read:

20 59.693 (1) DEFINITION. In this section, “department” means the department of
21 ~~natural resources~~ environmental management.

22 *b1519/2.172* SECTION 2002xn. 59.70 (2) (q) 4. of the statutes is amended to
23 read:

1 59.70 (2) (q) 4. The cleanup of the site is conducted under the supervision of the
2 department of ~~natural resources~~ environmental management.

3 ***b1519/2.172* SECTION 2002xr.** 59.70 (6) (a) 1. of the statutes is amended to
4 read:

5 59.70 (6) (a) 1. “Department” means the department of ~~natural resources~~
6 environmental management.

7 ***b1519/2.172* SECTION 2002xw.** 59.70 (13) (b) of the statutes is amended to
8 read:

9 59.70 (13) (b) Members or employees of the commission may request admission
10 onto any property within the district at reasonable times to determine if mosquito
11 breeding is present. If the owner or occupant refuses admission, the commission
12 member or employee shall seek a warrant to inspect the property as a potential
13 mosquito breeding ground. Commission members or employees may enter upon
14 property to clean up stagnant pools of water or shores of lakes or streams, and may
15 spray mosquito breeding areas with insecticides subject to the approval of the district
16 director and the department of ~~natural resources~~ environmental management. The
17 commission shall notify the property owner of any pending action under this
18 paragraph and shall provide the property owner with a hearing prior to acting under
19 this paragraph if the owner objects to the commission’s actions.”.

20 ***b1573/3.2* 852.** Page 668, line 13: after that line insert:

21 ***b1573/3.2* SECTION 2002wg.** 59.69 (5) (c) of the statutes is amended to read:

22 59.69 (5) (c) A county ordinance enacted under this section shall not be effective
23 in any town until it has been approved by the town board. If the town board approves
24 an ordinance enacted by the county board, under this section, a certified copy of the

1 approving resolution attached to one of the copies of such ordinance submitted to the
2 town board shall promptly be filed with the county clerk by the town clerk. The
3 ordinance shall become effective in the town as of the date of the filing, which filing
4 shall be recorded by the county clerk in the clerk's office, reported to the town board
5 and the county board, and printed in the proceedings of the county board. The
6 ordinance shall supersede any prior town ordinance in conflict therewith or which
7 is concerned with zoning, except as provided by s. 60.62. A town board may withdraw
8 from coverage of a county zoning ordinance as provided under s. 60.23 (32).

9 *b1573/3.2* SECTION 2002wk. 59.69 (5m) of the statutes is created to read:

10 59.69 (5m) TERMINATION OF COUNTY ZONING AND DEVELOPMENT PLAN. (a) Subject
11 to par. (b), at any time after December 31, 2004, a county board may enact an
12 ordinance to repeal all of its zoning ordinances enacted under this section and its
13 development plan enacted under this section if it so notifies, in writing, all of the
14 towns that are subject to its zoning ordinances and development plan.

15 (b) An ordinance enacted under par. (a) shall have a delayed effective date of
16 one year. No county board may repeal under this subsection a county shoreland
17 zoning or floodplain zoning ordinance.”.

18 *b1652/1.1* 853. Page 668, line 13: after that line insert:

19 *b1652/1.1* SECTION 2002x. 59.692 (1) (ag) of the statutes is created to read:

20 59.692 (1) (ag) “Setback distance” means the linear distance landward from the
21 ordinary high-water mark that is used in determining a shoreland setback area.

22 *b1652/1.1* SECTION 2002y. 59.692 (1p) of the statutes is created to read:

23 59.692 (1p) If the department promulgates a shoreland zoning standard that
24 establishes a setback distance or if a county as part of an ordinance enacted under

1 this section establishes a setback distance, an ordinance enacted under this section
2 may allow that a landowner, upon the landowner's request, use an alternative
3 setback distance in determining the shoreland setback area for the landowner's
4 parcel of land. To be able to use the alternative setback distance, the parcel of land
5 must be located between 2 abutting parcels of land, at least one of which has a
6 setback distance that is different, due to a nonconforming use or other exemption,
7 from the setback distance established by rule or by ordinance. The alternative
8 setback distance shall be the average of the 2 setback distances of the abutting
9 parcels.

10 ***b1652/1.1* SECTION 2002ym.** 59.692 (7) (a) 1. of the statutes is amended to
11 read:

12 59.692 (7) (a) 1. The city or village enacts, administers and enforces a zoning
13 ordinance, for the annexed area, that complies with the shoreland zoning standards
14 ~~and that is at least as restrictive as the county shoreland zoning ordinance.~~

15 ***b1652/1.1* SECTION 2002yp.** 59.692 (7) (ad) 1. of the statutes is amended to
16 read:

17 59.692 (7) (ad) 1. The city or village enacts, administers and enforces a zoning
18 ordinance that complies with the shoreland zoning standards ~~and that is at least as~~
19 ~~restrictive as the county shoreland zoning ordinance.~~

20 ***b1652/1.1* SECTION 2002yr.** 59.692 (7) (b) of the statutes is amended to read:

21 59.692 (7) (b) If the department determines that a zoning ordinance enacted
22 by a city or village under par. (a) 1. or (ad) 1. does not meet the shoreland zoning
23 standards ~~or is not as restrictive as the county shoreland zoning ordinance,~~ the
24 department shall, after providing notice and conducting a hearing on the matter,
25 either issue an order declaring the city or village ordinance void and reinstating the

1 applicability of the county shoreland zoning ordinance to the annexed or
2 incorporated area or issue an order declaring the city or village ordinance void and
3 adopting an ordinance for the annexed or incorporated area for the city or village that
4 does meet the shoreland zoning standards and that is at least as restrictive as the
5 county shoreland zoning ordinance.”

6 *b1653/3.2* **854.** Page 668, line 13: after that line insert:

7 *b1653/3.2* “SECTION 2002y. 59.692 (1rm) of the statutes is created to read:

8 59.692 (1rm) An ordinance under this section may not prohibit or limit repairs
9 or improvements of a building or structure that is located in a shoreland setback area
10 and that is in existence on the effective date of this subsection [revisor inserts
11 date], if the repair or improvement does not alter the footprint of the building or is
12 conducted in an area where construction is permitted under the ordinance.”

13 *b1724/2.3* **855.** Page 668, line 13: after that line insert:

14 *b1724/2.3* “SECTION 2002we. 59.69 (5) (a) of the statutes is amended to read:

15 59.69 (5) (a) When the county zoning agency has completed a draft of a
16 proposed zoning ordinance, it shall hold a public hearing thereon, following
17 publication in the county of a class 2 notice, under ch. 985. If the proposed ordinance
18 has the effect of changing the allowable use of any property, the notice shall include
19 either a map showing the property affected by the ordinance or a description of the
20 property affected by the ordinance and a statement that a map may be obtained from
21 the zoning agency. After such hearing the agency may make such revisions in the
22 draft as it considers necessary, or it may submit the draft without revision to the
23 board with recommendations for adoption. Proof of publication of the notice of the
24 public hearing held by such agency shall be attached to its report to the board.

1 ***b1724/2.3* SECTION 2002wh.** 59.69 (5) (e) 2. of the statutes is amended to
2 read:

3 59.69 (5) (e) 2. Upon receipt of the petition by the agency it shall call a public
4 hearing on the petition. Notice of the time and place of the hearing shall be given
5 by publication in the county of a class 2 notice, under ch. 985. If an amendment to
6 an ordinance, as described in the petition, has the effect of changing the allowable
7 use of any property, the notice shall include either a map showing the property
8 affected by the amendment or a description of the property affected by the
9 amendment and a statement that a map may be obtained from the zoning agency.
10 A copy of the notice shall be mailed by registered mail to the town clerk of each town
11 affected by the proposed amendment at least 10 days prior to the date of such
12 hearing. If the petition is for any change in an airport affected area, as defined in
13 s. 62.23 (6) (am) 1. b., the agency shall mail a copy of the notice to the owner or
14 operator of the airport bordered by the airport affected area.

15 ***b1724/2.3* SECTION 2002wi.** 59.69 (5) (f) of the statutes is created to read:

16 59.69 (5) (f) The county zoning agency shall maintain a list of persons who
17 submit a written request to receive notice of any proposed ordinance or amendment,
18 or any amendment of a development plan under sub. (3), that affects the allowable
19 use of the person's property. If the county zoning agency completes a draft of a
20 proposed zoning ordinance under par. (a), if the agency receives a petition under par.
21 (e) 2., or if the agency acts under sub. (3), the agency shall send a notice, which
22 contains a copy of the proposed ordinance, petition, or plan to each person on the list.
23 The notice shall be by mail, electronic mail or in any reasonable form that is agreed
24 to by the person and the agency. The agency may charge each person on the list a

1 fee for the notice of \$12 each year or an annual fee that does not exceed the
2 approximate cost of providing the notice to the person.”.

3 *b1725/2.1* **856.** Page 668, line 13: after that line insert:

4 *b1725/2.1* “SECTION 2003ws. 59.694 (7) (c) of the statutes is amended to
5 read:

6 59.694 (7) (c) To authorize upon appeal in specific cases variances from the
7 terms of the ordinance that will not be contrary to the public interest, where, owing
8 to special conditions, a literal enforcement of the provisions of the ordinance will
9 result in unnecessary hardship, and so that the spirit of the ordinance shall be
10 observed and substantial justice done. A property owner may establish
11 “unnecessary hardship”, as that term is used in this paragraph, by demonstrating
12 that strict compliance with an area zoning ordinance would unreasonably prevent
13 the property owner from using the property owner’s property for a permitted purpose
14 or would render conformity with the zoning ordinance unnecessarily burdensome.”.

15 *b1519/2.173* **857.** Page 669, line 11: after that line insert:

16 *b1519/2.173* “SECTION 2003p. 59.74 (2) (g) of the statutes is amended to
17 read:

18 59.74 (2) (g) Every land surveyor and every officer of the department of ~~natural~~
19 ~~resources~~ fish, wildlife, parks, and forestry and the district attorney shall enforce
20 this subsection.”.

21 *b1571/1.1* **858.** Page 669, line 11: after that line insert:

22 *b1571/1.1* “SECTION 2003pc. 60.10 (1) (g) of the statutes is created to read:

1 60.10 (1) (g) *Hourly wage of certain employees.* Establish the hourly wage to
2 be paid under s. 60.37 (4) to a town employee who is also an elected town officer,
3 unless the authority has been delegated to the town board under sub. (2) (L).

4 ***b1571/1.1* SECTION 2003pd.** 60.10 (2) (g) of the statutes is amended to read:

5 60.10 (2) (g) *Disposal of property.* Authorize the town board to dispose of town
6 real property, ~~real or personal~~, other than property donated to and required to be held
7 by the town for a special purpose.

8 ***b1571/1.1* SECTION 2003pe.** 60.10 (2) (L) of the statutes is created to read:

9 60.10 (2) (L) *Hourly wage of certain employees.* Authorize the town board to
10 establish the hourly wage to be paid under s. 60.37 (4) to a town employee who is also
11 an elected town officer, other than a town board supervisor.”.

12 ***b1519/2.174* 859.** Page 669, line 17: after that line insert:

13 ***b1519/2.174* “SECTION 2003tc.** 60.627 (1) of the statutes is amended to read:

14 60.627 (1) DEFINITION. In this section, “department” means the department of
15 natural resources environmental management.

16 ***b1519/2.174* SECTION 2003te.** 60.71 (4) (b) of the statutes is amended to read:

17 60.71 (4) (b) The town board shall publish a class 2 notice, under ch. 985, of the
18 hearing. The notice shall contain an announcement of the hearing and a description
19 of the boundaries of the proposed town sanitary district. The town board shall mail
20 the notice to the department of commerce and the department of ~~natural resources~~
21 environmental management at least 10 days prior to the hearing.

22 ***b1519/2.174* SECTION 2003th.** 60.71 (4) (c) of the statutes is amended to read:

23 60.71 (4) (c) Any person may file written comments on the formation of the
24 district with the town clerk. Any owner of property within the boundary of the

1 proposed district may appear at the hearing and offer objections, criticisms or
2 suggestions as to the necessity of the proposed district and the question of whether
3 his or her property will be benefited by the establishment of the district. A
4 representative of the department of commerce and of the department of ~~natural~~
5 ~~resources environmental management~~ may attend the hearing and advise the town
6 board.

7 ***b1519/2.174* SECTION 2003tL.** 60.71 (7) of the statutes is amended to read:
8 60.71 (7) FILING AND RECORDING THE ORDER. The town board shall file copies of
9 the order establishing the town sanitary district with the department of ~~natural~~
10 ~~resources environmental management~~ and record the order with the register of
11 deeds in each county in which the district is located.

12 ***b1519/2.174* SECTION 2003tp.** 60.72 (title) and (1) of the statutes are
13 amended to read:
14 **60.72 (title) Creation of town sanitary district by order of the**
15 **department of ~~natural resources~~ environmental management. (1)**
16 DEFINITION. In this section, “department” means the department of ~~natural~~
17 ~~resources environmental management~~.

18 ***b1519/2.174* SECTION 2003tr.** 60.73 of the statutes is amended to read:
19 **60.73 Review of orders creating town sanitary districts.** Any person
20 aggrieved by any act of the town board or the department of ~~natural resources~~
21 ~~environmental management~~ in establishing a town sanitary district may bring an
22 action in the circuit court of the county in which his or her lands are located, to set
23 aside the final determination of the town board or the department of ~~natural~~
24 ~~resources environmental management~~, within 90 days after the final determination,
25 as provided under s. 893.73 (2). If no action is taken within the 90-day period, the

1 determination by the town board or the department of ~~natural resources~~
2 environmental management is final.

3 *b1519/2.174* SECTION 2003tu. 60.782 (2) (d) of the statutes is amended to
4 read:

5 60.782 (2) (d) Lease or acquire, including by condemnation, any real property
6 situated in this state that may be needed for the purposes of s. 23.09 (19), 23.094 (3g)
7 or ~~30.275~~ 23.434 (4).

8 *b1519/2.174* SECTION 2003ty. 60.785 (2) (a) of the statutes is amended to
9 read:

10 60.785 (2) (a) Any town sanitary district may be consolidated with a contiguous
11 town sanitary district by resolution passed by a two-thirds vote of all of the
12 commissioners of each district, fixing the terms of the consolidation and ratified by
13 the qualified electors of each district at a referendum held in each district. The
14 resolution shall be filed as provided in s. 8.37. The ballots shall contain the words
15 “~~for consolidation~~”, consolidation,” and “~~against consolidation~~”, consolidation.” If a
16 majority of the votes cast on the referendum in each town sanitary district are for
17 consolidation, the resolutions are effective and have the force of a contract. Certified
18 copies of the resolutions and the results of the referendum shall be filed with the
19 secretary of ~~natural resources~~ environmental management, and the original
20 documents shall be recorded with the register of deeds in each county in which the
21 consolidated district is situated.

22 *b1519/2.174* SECTION 2003vc. 61.351 (1) (b) of the statutes is amended to
23 read:

24 61.351 (1) (b) “Wetlands” has the meaning specified under s. ~~23.32~~ 278.32 (1).

25 *b1519/2.174* SECTION 2003vg. 61.351 (2) of the statutes is amended to read:

1 61.351 (2) FILLED WETLANDS. Any wetlands ~~which~~ that are filled prior to the
2 date on which a village receives a final wetlands map ~~from the department of natural~~
3 ~~resources~~ under s. 278.32 in a manner ~~which~~ that affects their characteristics as
4 wetlands are filled wetlands and not subject to an ordinance adopted under this
5 section.

6 ***b1519/2.174* SECTION 2003vn.** 61.351 (3) of the statutes is amended to read:

7 61.351 (3) ADOPTION OF ORDINANCE. To effect the purposes of s. 281.31 and to
8 promote the public health, safety and general welfare, each village shall zone by
9 ordinance all unfilled wetlands of 5 acres or more which are shown on the final
10 wetland inventory maps prepared by the department of natural resources for the
11 village under s. ~~23.32~~ 278.32, which are located in any shorelands and which are
12 within its incorporated area. A village may zone by ordinance any unfilled wetlands
13 ~~which~~ that are within its incorporated area at any time.

14 ***b1519/2.174* SECTION 2003vr.** 61.351 (6) of the statutes is amended to read:

15 61.351 (6) FAILURE TO ADOPT ORDINANCE. If any village does not adopt an
16 ordinance required under sub. (3) within 6 months after receipt of final wetland
17 inventory maps prepared by the department of natural resources for the village
18 under s. ~~23.32~~ 278.32, or if the department of ~~natural resources~~ environmental
19 management, after notice and hearing, determines that a village adopted an
20 ordinance which fails to meet reasonable minimum standards in accomplishing the
21 shoreland protection objectives of s. 281.31 (1), the department of ~~natural resources~~
22 environmental management shall adopt an ordinance for the village. As far as
23 applicable, the procedures set forth in s. 87.30 apply to this subsection.

24 ***b1519/2.174* SECTION 2003vw.** 61.354 (1) of the statutes is amended to read:

1 61.354 (1) DEFINITION. As used in this section, “department” means the
2 department of ~~natural resources~~ environmental management.

3 ***b1519/2.174* SECTION 2003yc.** 62.231 (1) (b) of the statutes is amended to
4 read:

5 62.231 (1) (b) “Wetlands” has the meaning specified under s. ~~23.32~~ 278.32 (1).

6 ***b1519/2.174* SECTION 2003yg.** 62.231 (2) of the statutes is amended to read:

7 62.231 (2) FILLED WETLANDS. Any wetlands ~~which~~ that are filled prior to the
8 date on which a city receives a final wetlands map ~~from the department of natural~~
9 ~~resources~~ under s. 278.32 in a manner ~~which~~ that affects their characteristics as
10 wetlands are filled wetlands and not subject to an ordinance adopted under this
11 section.

12 ***b1519/2.174* SECTION 2003yL.** 62.231 (3) of the statutes is amended to read:

13 62.231 (3) ADOPTION OF ORDINANCE. To effect the purposes of s. 281.31 and to
14 promote the public health, safety and general welfare, each city shall zone by
15 ordinance all unfilled wetlands of 5 acres or more which are shown on the final
16 wetland inventory maps prepared ~~by the department of natural resources~~ for the city
17 under s. ~~23.32~~ 278.32, which are located in any shorelands and which are within its
18 incorporated area. A city may zone by ordinance any unfilled wetlands ~~which~~ that
19 are within its incorporated area at any time.

20 ***b1519/2.174* SECTION 2003yp.** 62.231 (6) of the statutes is amended to read:

21 62.231 (6) FAILURE TO ADOPT ORDINANCE. If any city does not adopt an ordinance
22 required under sub. (3) within 6 months after receipt of final wetland inventory maps
23 prepared ~~by the department of natural resources~~ for the city under s. ~~23.32~~ 278.32,
24 or if the department of ~~natural resources~~ environmental management, after notice
25 and hearing, determines that a city adopted an ordinance ~~which~~ that fails to meet

1 reasonable minimum standards in accomplishing the shoreland protection
2 objectives of s. 281.31 (1), the department of ~~natural resources~~ environmental
3 management shall adopt an ordinance for the city. As far as applicable, the
4 procedures set forth in s. 87.30 apply to this subsection.

5 ***b1519/2.174* SECTION 2003yt.** 62.231 (6m) of the statutes is amended to
6 read:

7 62.231 (6m) CERTAIN AMENDMENTS TO ORDINANCES. For an amendment to an
8 ordinance enacted under this section that affects an activity that meets all of the
9 requirements under s. 281.165 (2) or (3) (a), the department of ~~natural resources~~
10 environmental management may not proceed under sub. (6), or otherwise review the
11 amendment, to determine whether the ordinance, as amended, fails to meet
12 reasonable minimum standards.

13 ***b1519/2.174* SECTION 2003yx.** 62.234 (1) of the statutes is amended to read:
14 62.234 (1) DEFINITION. As used in this section, “department” means the
15 department of ~~natural resources~~ environmental management.”.

16 ***b1549/1.1* 860.** Page 669, line 17: after that line insert:

17 ***b1549/1.1* “SECTION 2003rm.** 60.34 (1) (a) of the statutes is amended to read:
18 60.34 (1) (a) ~~Receive~~ Except as provided in s. 66.0608, receive and take charge
19 of all money belonging to the town, or which is required by law to be paid into the
20 town treasury, and disburse the money under s. 66.0607.

21 ***b1549/1.1* SECTION 2003rn.** 61.26 (2) of the statutes is amended to read:
22 61.26 (2) ~~Receive~~ Except as provided in s. 66.0608, receive all moneys belonging
23 or accruing to the village or directed by law to be paid to the treasurer.

24 ***b1549/1.1* SECTION 2003ve.** 61.26 (3) of the statutes is amended to read:

1 61.26 (3) ~~Deposit~~ Except as provided in s. 66.0608, deposit upon receipt the
2 funds of the village in the name of the village in the public depository designated by
3 the board. Failure to comply with this subsection shall be prima facie grounds for
4 removal from office. When the money is deposited, the treasurer and bonders are not
5 liable for the losses defined by s. 34.01 (2), and the interest shall be paid into the
6 village treasury.

7 ***b1549/1.1* SECTION 2003we.** 62.09 (9) (a) of the statutes is amended to read:

8 62.09 (9) (a) ~~The~~ Except as provided in s. 66.0608, the treasurer shall collect
9 all city, school, county, and state taxes, receive all moneys belonging to the city or
10 which by law are directed to be paid to the treasurer, and pay over the money in the
11 treasurer's hands according to law.

12 ***b1549/1.1* SECTION 2003wg.** 62.09 (9) (e) of the statutes is amended to read:

13 62.09 (9) (e) ~~The~~ Except as provided in s. 66.0608, the treasurer shall deposit
14 immediately upon receipt thereof the funds of the city in the name of the city in the
15 public depository designated by the council. Such deposit may be in either a demand
16 deposit or in a time deposit, maturing in not more than one year. Failure to comply
17 with the provisions hereof shall be prima facie grounds for removal from office. When
18 the money is so deposited, the treasurer and the treasurer's bonders shall not be
19 liable for such losses as are defined by s. 34.01 (2). The interest arising therefrom
20 shall be paid into the city treasury.”.

21 ***b1552/2.1* 861.** Page 669, line 17: after that line insert:

22 ***b1552/2.1* “SECTION 2003tm.** 60.77 (6) (a) of the statutes is amended to read:

23 60.77 (6) (a) Let contracts for any work or purchase that involves an
24 expenditure of ~~\$5,000~~ \$15,000 or more to the lowest responsible bidder in the manner

1 prescribed by the commission. Section 66.0901 applies to contracts let under this
2 paragraph.”.

3 *b1571/1.2* **862.** Page 669, line 17: after that line insert:

4 *b1571/1.2* “SECTION 2003sc. 60.323 of the statutes is amended to read:

5 **60.323 Compensation when acting in more than one official capacity.**

6 Except for offices combined under s. 60.305, no town may compensate a town officer
7 for acting in more than one official capacity or office of the town at the same time.

8 *b1571/1.2* SECTION 2003se. 60.37 (1) of the statutes is amended to read:

9 60.37 (1) GENERAL. The town board may employ on a temporary or permanent
10 basis persons necessary to carry out the functions of town government including,
11 subject to sub. (4), any elected officer of the town. The board may establish the
12 qualifications and terms of employment, which may include the residency of the
13 employee. The board may delegate the authority to hire town employees to any town
14 official or employee.

15 *b1571/1.2* SECTION 2003sg. 60.37 (4) of the statutes is created to read:

16 60.37 (4) ELECTED OFFICERS SERVING AS EMPLOYEES. (a) An elected town officer
17 who also serves as a town employee may be paid an hourly wage for serving as a town
18 employee, not exceeding a total of \$5,000 each year. Amounts that are paid under
19 this paragraph may be paid in addition to any amount that an individual receives
20 under s. 60.32 or as a volunteer fire fighter, emergency medical technician, or first
21 responder under s. 66.0501 (4). The \$5,000 maximum in this paragraph includes
22 amounts paid to a town board supervisor who is acting as superintendent of
23 highways under s. 81.01 (1).

1 (b) 1. Except as provided in subd. 2., the town meeting shall establish the hourly
2 wage to be paid an elected town officer for serving as a town employee.

3 2. If authorized by the town meeting under s. 60.10 (2) (L), the town board may
4 establish the hourly wage to be paid an elected town officer, other than a town board
5 supervisor, for serving as a town employee.”.

6 *b1573/3.3* **863.** Page 669, line 17: after that line insert:

7 *b1573/3.3* “SECTION 2003rc. 60.23 (32) of the statutes is created to read:

8 60.23 (32) TOWN WITHDRAWAL FROM COUNTY ZONING. (a) Subject to pars. (b) and
9 (c), after December 31, 2003, and before January 1, 2005; after December 31, 2010,
10 and before January 1, 2012; and for one year every 5 years after January 1, 2011, a
11 town board may enact an ordinance withdrawing the town from coverage of a county
12 zoning ordinance that had previously been approved under s. 59.69 (5) (c) and from
13 coverage by a county development plan that has been enacted under s. 59.69 (3) (a).

14 (b) Subject to par. (c), an ordinance enacted under par. (a) may not take effect
15 until all of the following occur:

16 1. Not later than 60 days before enacting an ordinance under par. (a), the town
17 clerk notifies the county clerk, in writing, of the town’s intent to enact an ordinance
18 under par. (a).

19 2. The town enacts a zoning ordinance under s. 60.62, a comprehensive plan
20 under s. 66.1001, and an official map under s. 62.23 (6), and the town clerk sends
21 certified copies of such documents to the county clerk.

22 (c) A zoning ordinance enacted under s. 60.62, a comprehensive plan enacted
23 under s. 66.1001, and an official map established under s. 62.23 (6), that are enacted
24 in conjunction with an ordinance enacted under par. (a), shall all take effect on the

1 first day of the 3rd month beginning after certified copies of the documents are sent
2 to the county clerk under par. (b) 2.

3 ***b1573/3.3* SECTION 2003te.** 60.62 (1) of the statutes is amended to read:

4 60.62 (1) Subject to subs. (2), (3) and (4), if a town board has been granted
5 authority to exercise village powers under s. 60.10 (2) (c), the board may adopt zoning
6 ordinances under s. 61.35, except that after December 31, 2003, a town board may
7 adopt zoning ordinances under s. 61.35 without being granted the authority to
8 exercise village powers.

9 ***b1573/3.3* SECTION 2003tf.** 60.62 (2) of the statutes is amended to read:

10 60.62 (2) If the county in which the town is located has enacted a zoning
11 ordinance under s. 59.69, the exercise of the authority under sub. (1) before January
12 1, 2004, is subject to approval by the town meeting or by a referendum vote of the
13 electors of the town held at the time of any regular or special election. The question
14 for the referendum vote shall be filed as provided in s. 8.37.

15 ***b1573/3.3* SECTION 2003tg.** 60.62 (3) of the statutes is amended to read:

16 60.62 (3) In counties having a county zoning ordinance, no zoning ordinance
17 or amendment of a zoning ordinance may be adopted under this section unless
18 approved by the county board, except that this subsection does not apply to a town
19 that has withdrawn from county zoning under s. 60.23 (32).

20 ***b1573/3.3* SECTION 2003th.** 60.62 (5) of the statutes is created to read:

21 60.62 (5) (a) Subject to par. (b), not later than 60 days before a town board that
22 wishes to withdraw from county zoning and the county development plan may enact
23 an ordinance under s. 60.23 (32), the town board shall enact a zoning ordinance
24 under this section, an official map under s. 62.23 (6), and a comprehensive plan under
25 s. 66.1001.

1 (b) The zoning ordinance and comprehensive plan enacted under par. (a) shall
2 be consistent with each other and the zoning ordinance shall be at least as restrictive
3 as the county zoning ordinance that applies to the town on January 1 of the year
4 before the year in which the town board enacts the ordinance under s. 60.23 (32).

5 (c) If a town receives notification under s. 59.69 (5m) that the county board has
6 repealed its zoning ordinances and development plan, the town board shall enact a
7 zoning ordinance under this section, an official map under s. 62.23 (6), and a
8 comprehensive plan under s. 66.1001, all of which take effect on the effective date
9 of the county's repeal of its zoning ordinance and development plan. An ordinance
10 and comprehensive plan enacted under this paragraph shall be consistent with each
11 other and the zoning ordinance shall be at least as restrictive as the county zoning
12 ordinance that is in effect on the day before the repeal takes effect.”.

13 *b1599/2.12* **864.** Page 669, line 17: after that line insert:

14 *b1599/2.12* **SECTION 2003wb.** 60.62 (2) of the statutes is amended to read:

15 60.62 (2) If the county in which the town is located has enacted a zoning
16 ordinance under s. 59.69, the exercise of the authority under sub. (1) is subject to
17 approval by the town meeting or by a referendum vote of the electors of the town to
18 be held at the time of any regular or special election in accordance with s. 8.065. The
19 question for the referendum vote shall be filed as provided in s. 8.37.

20 *b1599/2.12* **SECTION 2003wg.** 60.74 (5) (b) of the statutes is amended to read:

21 60.74 (5) (b) A petition conforming to the requirements of s. 8.40 signed by
22 qualified electors of the district equal to at least 20% of the vote cast for governor in
23 the district at the last gubernatorial election, requesting a change to appointment
24 of commissioners, may be submitted to the town board, subject to sub. (5m) (a). The

1 petition shall be filed as provided in s. 8.37. Upon receipt of the petition, the town
2 board shall submit the question to a referendum at the next ~~regular spring~~ election
3 ~~or general election, or shall call a special election for that purpose~~ authorized under
4 s. 8.065 (2) or an election authorized under s. 8.065 (3) to be held not sooner than 45
5 days after receipt of the petition by the town board. The inspectors shall count the
6 votes and submit a statement of the results to the commission. The commission shall
7 canvass the results of the election and certify the results to the town board which has
8 authority to appoint commissioners.

9 ***b1599/2.12* SECTION 2003wi.** 61.187 (1) of the statutes is amended to read:

10 61.187 (1) PROCEDURE. Whenever a petition conforming to the requirements
11 of s. 8.40, signed by at least one-third as many electors of any village as voted for
12 village officers at the next preceding election therefor, shall be presented to the
13 village board, and filed as provided in s. 8.37, praying for dissolution of the village
14 corporation, such board shall submit to the electors of such village, for determination
15 by ballot in substantially the manner provided by ss. 5.64 (2) and 10.02, at ~~a general~~
16 ~~election or at a special election called by them for that purpose~~ the next election
17 authorized under s. 8.065 (2) or an election authorized under s. 8.065 (3) to be held
18 not sooner than 45 days after presentation of the petition, the question whether or
19 not such village corporation shall be dissolved.

20 ***b1599/2.12* SECTION 2003wk.** 61.46 (1) of the statutes is amended to read:

21 61.46 (1) GENERAL; LIMITATION. The village board shall, on or before December
22 15 in each year, by resolution to be entered of record, determine the amount of
23 corporation taxes to be levied and assessed on the taxable property in such village
24 for the current year. Before levying any tax for any specified purpose, exceeding one
25 percent of the assessed valuation aforesaid, the village board shall, and in all other

1 cases may in its discretion, submit the question of levying the same to the village
2 electors at ~~any general or special~~ the next election authorized under s. 8.065 (2) or
3 an election authorized under s. 8.065 (3) to be held no sooner than 45 days after
4 adoption of the resolution by giving 10 days' notice thereof prior to such election by
5 publication in a newspaper published in the village, if any, and if there is none, then
6 by posting notices in 3 public places in said village, setting forth in such notices the
7 object and purposes for which such taxes are to be raised and the amount of the
8 proposed tax. The village board shall file the question as provided in s. 8.37.

9 ***b1599/2.12* SECTION 2003wn.** 62.09 (1) (a) of the statutes is amended to read:

10 62.09 (1) (a) The officers shall be a mayor, treasurer, clerk, comptroller,
11 attorney, engineer, one or more assessors unless the city is assessed by a county
12 assessor under s. 70.99, one or more constables as determined by the common
13 council, a local health officer, as defined in s. 250.01 (5), or local board of health, as
14 defined in s. 250.01 (3), street commissioner, board of police and fire commissioners
15 except in cities where not applicable, chief of police, chief of the fire department,
16 board of public works, 2 alderpersons from each aldermanic district, and such other
17 officers or boards as are created by law or by the council. If one alderperson from each
18 aldermanic district is provided under s. 66.0211 (1), the council may, by ordinance
19 adopted by a two-thirds vote of all its members and approved by the electors at a
20 ~~general or special~~ any election authorized under s. 8.065, provide that there shall be
21 2 alderpersons from each aldermanic district.”

22 ***b1724/2.4* 865.** Page 669, line 17: after that line insert:

23 ***b1724/2.4* “SECTION 2003tc.** 60.61 (4) (b) of the statutes is amended to read: