

Emery, Lynn

From: Emery, Lynn
Sent: Monday, September 10, 2001 2:05 PM
To: Annen, Kathy — *Leg. Council*
Subject: LRB-0954/1 (attached)

Lynn Emery

Lynn Emery - Program Asst. (PH. 608-266-3561)
(E-Mail: lynn.emery@legis.state.wi.us) (FAX: 608-264-6948)

Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLER
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

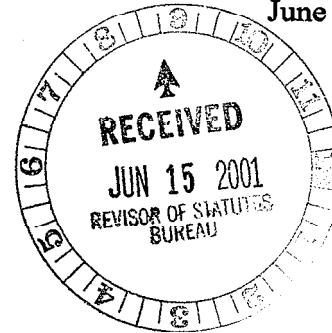
June 14, 2001

MEMORANDUM

To: Revisor of Statutes

From: Attorney Peter J. Dykman, General Counsel

Re: LRB-0954/1 Revisor's Correction Bill



The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

JACKET FOR ASSEMBLY JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-7098 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.



WISCONSIN LEGISLATIVE COUNCIL

Kathy Annen
Information Technology Specialist
kathy.annen@legis.state.wi.us
608/266-2987

9/20/01

Hi.

Please pick up these
three and return
them to me at the
Legislative Council by
messenger.

Thanks much.

Kathy Annen



State of Wisconsin
2001 - 2002 LEGISLATURE

RMNR / 1
LRB-0954/P8

BEM:hmh:jf

Stays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

This revisor's correction bill is explained in the NOTES provided by the revisor of statutes in the body of the bill. In accordance with a change in drafting style, serial commas are added throughout this bill. Also, "which" is replaced with "that" when grammatically correct.

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

6 **SECTION 1.** 1.13 (3) of the statutes is amended to read:

7 1.13 (3) Consistently with other laws, each state agency, whenever it
8 administers a law under which a local governmental unit prepares a plan, is

1 encouraged to design its planning requirements in a manner that makes it practical
2 for local governmental units to incorporate these plans into local comprehensive
3 plans prepared under s. ~~66.0295~~ 66.1001.

NOTE: Inserts the correct cross-reference. Section 66.0295 was renumbered to s.
66.1001 by 1999 Wis. Act 150.

4 **SECTION 2.** 16.957 (1) (w) of the statutes is amended to read:

5 16.957 (1) (w) "Wholesale supplier" means a wholesale electric cooperative or
6 a municipal electric company, as defined in s. ~~66.073~~ 66.0825 (3) (d), that supplies
7 electricity at wholesale to a municipal utility or retail electric cooperative.

NOTE: Inserts the correct cross-reference. Section 66.073 was renumbered to s.
66.0825 by 1999 Wis. Act 150.

8 **SECTION 3.** 16.965 (2) of the statutes is amended to read:

9 16.965 (2) From the appropriation under s. 20.505 (1) (cm), the department
10 may provide grants to local governmental units to be used to finance the cost of
11 planning activities, including contracting for planning consultant services, public
12 planning sessions, and other planning outreach and educational activities, or for the
13 purchase of computerized planning data, planning software, or the hardware
14 required to utilize that data or software. The department shall require any local
15 governmental unit that receives a grant under this section to finance a percentage
16 of the cost of the product or service to be funded by the grant from the resources of
17 the local governmental unit. The department shall determine the percentage of the
18 cost to be funded by a local governmental unit based on the number of applications
19 for grants and the availability of funding to finance grants for the fiscal year in which
20 grants are to be provided. A local governmental unit that desires to receive a grant
21 under this subsection shall file an application with the department. The application
22 shall contain a complete statement of the expenditures proposed to be made for the

PAGES

3 & 4

OF 075-4/P3

MISSTING

LPS - no changes

1 be collected directly by the commissioners. The commissioners shall allocate the
2 charges to the property served in a manner prescribed by them unless the manner
3 is specified by a resolution of the annual or of a special meeting. Delinquent special
4 charges shall be governed by s. ~~66.60 (16) (b)~~ 66.0627 (4).

NOTE: 1999 Wis. Act 150, section 533, repealed s. 66.60 (16) and section 170 created
s. 66.0627. The note to section 170 states that s. 66.0627 restates s. 66.60 (16). Section
66.60 (16) (b) relating to delinquencies is revised and restated at s. 66.0627 (4).

5 **SECTION 9.** 34.05 (1) of the statutes is amended to read:

6 34.05 (1) Except as provided in sub. (4), the governing board of each public
7 depositor shall, by resolution, designate one or more public depositories, organized
8 and doing business under the laws of this state or federal law and located in this
9 state, in which the treasurer of the governing board shall deposit all public moneys
10 received by him or her and specify whether the moneys shall be maintained in time
11 deposits subject to the limitations of s. 66.0603 (1) (1m), demand deposits, or savings
12 deposits and whether a surety bond or other security shall be required to be
13 furnished under s. 34.07 by the public depository to secure the repayment of such
14 deposits. A designation of a public depository by the governing board shall be a
15 designation of the public depository for all treasurers of the governing board and for
16 all public depositories for which each treasurer shall act.

NOTE: Inserts the correct cross-reference. Section 66.0603 (1) was renumbered to
s. 66.0603 (1m) by 1999 Wis. Act 186.

17 **SECTION 10.** 38.20 (2) (d) of the statutes is amended to read:

18 38.20 (2) (d) The city or village shall deposit the proceeds of the sale of technical
19 college property in the debt service fund, if any, created for payment of existing
20 technical college obligations. The indebtedness of such city or village shall, for
21 purposes of computing its legal debt limit, be deemed reduced by the amount of such
22 deposit. The city or village may invest these debt service fund moneys under s.

1 66.0603 ~~(1)~~ (1m) or 67.11 (2) and (3). Bonds and notes issued by districts for purposes
2 of this subsection shall not be subject to referendum. The purchase agreement shall
3 include an irrevocable clause providing that the district shall pay annually to the city
4 or village a sum of money equal to the amount in which the interest received by the
5 city or village upon investments authorized hereunder is less than the amount of
6 interest paid by the city or village on the bonds of the city or village for technical
7 college purposes.

SP NOTE: Inserts the correct cross-reference. Section 66.0603 (1) was renumbered to
s. 66.0603 (1m) by 1999 Wis. Act 186.

8 **SECTION 11.** 38.20 (2) (e) of the statutes is amended to read:

9 38.20 (2) (e) The district purchasing property under this subsection may, with
10 approval of the city council or village board involved, pay the purchase price by
11 issuing and delivering directly to the city or village the general obligation promissory
12 notes or the notes of the district under s. 67.12 (12), except that no referendum may
13 be held and the 10-year limitation on such notes shall be inapplicable to such notes
14 issued under this paragraph. Such notes shall mature and be payable at such times,
15 in such amounts and at such rate of interest as will amortize and pay when due the
16 principal and interest on the outstanding obligations of the city or village for
17 technical college purposes. All such notes, upon execution and delivery to the city
18 or village, shall in all respects be held and considered as an authorized investment
19 under s. 66.0603 ~~(1)~~ (1m) or 67.11 (2) and (3) of the debt service fund created for
20 payment of the city or village obligations issued for technical college purposes and
21 shall be offset against city or village indebtedness in computing legal debt limit to
22 the same extent as other authorized investments of the debt service fund and such
23 notes may be sold and hypothecated. If the offset against city or village indebtedness

1 under this paragraph is determined to be invalid in any respect, such city or village
2 immediately may require the district issuing the promissory notes to such city or
3 village to comply with pars. (c) and (d) to the extent necessary to cure such invalidity.

NOTE: Inserts the correct cross-reference. Section 66.0603 (1) was renumbered to
s. 66.0603 (1m) by 1999 Wis. Act 186.

4 **SECTION 12.** 46.2895 (4) (g) of the statutes is amended to read:

5 46.2895 (4) (g) Subject to sub. (8), employ any agent, employee, or special
6 adviser that the family care district finds necessary, fix and regulate his or her
7 compensation and provide, either directly or subject to an agreement under s. ~~66.30~~
8 66.0301 as a participant in a benefit plan of another governmental entity, any
9 employee benefits, including an employee pension plan.

NOTE: Inserts the correct cross-reference. The provisions of s. 66.30 that relate to
intergovernmental cooperation, generally, were renumbered to s. 66.0301 by 1999 Wis.
Act 150. Adds serial comma consistent with current style.

10 **SECTION 13.** 46.2895 (6) (f) of the statutes is amended to read:

11 46.2895 (6) (f) Subject to sub. (8), procure liability insurance covering its
12 officers, employees, and agents, insurance against any loss in connection with its
13 property and other assets and other necessary insurance; establish and administer
14 a plan of self-insurance; or, subject to an agreement under s. ~~66.30~~ 66.0301,
15 participate in a governmental plan of insurance or self-insurance.

NOTE: Inserts the correct cross-reference. The provisions of s. 66.30 that relate to
intergovernmental cooperation, generally, were renumbered to s. 66.0301 by 1999 Wis.
Act 150. Adds serial comma consistent with current style.

16 **SECTION 14.** 59.69 (3) (a) of the statutes is amended to read:

17 59.69 (3) (a) The county zoning agency may direct the preparation of a county
18 development plan or parts thereof of the plan for the physical development of the
19 unincorporated territory within the county and areas within incorporated
20 jurisdictions whose governing bodies by resolution agree to having their areas

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

STET NOTE: Inserts the correct cross-reference. Section ~~66.0295~~ was renumbered to s.
66.1001 by 1999 Wis. Act 150.

8 **SECTION 15.** 60.79 (2) (c) of the statutes is amended to read:

9 60.79 (2) (c) The city or village and the town sanitary district shall divide the
10 assets and liabilities of the town sanitary district under s. 66.0235 or by entering into
11 an intergovernmental cooperation agreement under s. ~~66.30~~ 66.0301, except that the
12 ownership of any water or sewerage system shall be determined under par. (dm).

STET NOTE: Inserts the correct cross-reference. The relevant portions of s. ~~66.30~~ were
renumbered to s. 66.0301 by 1999 Wis. Act 150.

13 **SECTION 16.** 62.23 (2) of the statutes is amended to read:

14 62.23 (2) FUNCTIONS. It shall be the function and duty of the commission to
15 make and adopt a master plan for the physical development of the city, including any
16 areas outside of its boundaries ~~which~~ that in the commission's judgment bear
17 relation to the development of the city provided, however, that in any county where
18 a regional planning department has been established, areas outside the boundaries
19 of a city may not be included in the master plan without the consent of the county
20 board of supervisors. The master plan, with the accompanying maps, plats, charts,
21 and descriptive and explanatory matter, shall show the commission's
22 recommendations for such physical development, and shall, as described in sub. (3)

1 (b), contain at least the elements described in s. ~~66.0295~~ 66.1001 (2). The commission
2 may from time to time amend, extend, or add to the master plan or carry any part
3 or subject matter into greater detail. The commission may adopt rules for the
4 transaction of business and shall keep a record of its resolutions, transactions,
5 findings, and determinations, which record shall be a public record.

STW NOTE: Inserts the correct cross-reference. Section ~~66.0295~~ was renumbered to s.
66.1001 by 1999 Wis. Act 150.

6 **SECTION 17.** 62.23 (3) (b) of the statutes is amended to read:

7 62.23 (3) (b) The commission may adopt the master plan as a whole by a single
8 resolution, or, as the work of making the whole master plan progresses, may from
9 time to time by resolution adopt a part or parts of a master plan. Beginning on
10 January 1, 2010, if the city engages in any program or action described in s. ~~66.0295~~
11 66.1001 (3), the master plan shall contain at least all of the elements specified in s.
12 ~~66.0295~~ 66.1001 (2). The adoption of the plan or any part, amendment, or addition,
13 shall be by resolution carried by the affirmative votes of not less than a majority of
14 all the members of the city plan commission. The resolution shall refer expressly to
15 the elements under s. ~~66.0295~~ 66.1001 and other matters intended by the
16 commission to form the whole or any part of the plan, and the action taken shall be
17 recorded on the adopted plan or part thereof of the plan by the identifying signature
18 of the secretary of the commission, and a copy of the plan or part thereof of the plan
19 shall be certified to the common council. The purpose and effect of the adoption and
20 certifying of the master plan or part thereof of the plan shall be solely to aid the city
21 plan commission and the council in the performance of their duties.

STW NOTE: Inserts the correct cross-reference. Section ~~66.0295~~ was renumbered to s.
66.1001 by 1999 Wis. Act 150.

22 **SECTION 18.** 66.0137 (1) of the statutes is amended to read:

1 66.0137 (1) DEFINITION. In this section, “local governmental unit” means a city,
2 village, town, county, school district (as enumerated in s. 67.01 (5)), sewerage
3 district, drainage district, and, without limitation because of enumeration, any other
4 political subdivision of the state ~~should be s. 345.05 (1) (c).~~

STW NOTE: ~~Deletes language inadvertently inserted by 1999 Wis. Act 150.~~

5 **SECTION 19.** The treatment of 66.0217 (7) (a) 3. of the statutes by 1999
6 Wisconsin Act 150, section 52, is not repealed by 1999 Wisconsin Act 182, section 197.
7 Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 66.0217 (7)
(a) 3. reads:

3. If the notice indicates that the petition is for a referendum on the question of annexation, the clerk of the city or village shall file the notice as provided in s. 8.37. If the notice indicates that the petition is for a referendum on the question of annexation, the town clerk shall give notice as provided in par. (c) of a referendum of the electors residing in the area proposed for annexation to be held not less than 42 days nor more than 72 days after the date of personal service or mailing of the notice required under this paragraph. If the notice indicates that the petition is for direct annexation, no referendum shall be held unless within 30 days after the date of personal service or mailing of the notice required under this paragraph, a petition conforming to the requirements of s. 8.40 requesting a referendum is filed with the town clerk as provided in s. 8.37, signed by at least 20% of the electors residing in the area proposed to be annexed. If a petition requesting a referendum is filed, the clerk shall give notice as provided in par. (c) of a referendum of the electors residing in the area proposed for annexation to be held not less than 42 days nor more than 72 days after the receipt of the petition and shall mail a copy of the notice to the clerk of the city or village to which the annexation is proposed. The referendum shall be held at a convenient place within the town to be specified in the notice.

8 **SECTION 20.** The treatment of 66.0219 (4) (a) and (b) of the statutes by 1999
9 Wisconsin Act 150, section 68, is not repealed by 1999 Wisconsin Act 182, section 200.
10 Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 66.0219 (4)
(a) and (b) read:

(a) If the court, after the hearing, is satisfied that the description of the territory or any survey is accurate and that the provisions of this section have been complied with, it shall make an order so declaring and shall direct a referendum election within the territory described in the order, on the question of whether the area should be annexed. Such order shall be filed as provided in s. 8.37. The order shall direct 3 electors named in the order residing in the town in which the territory proposed to be annexed lies, to perform the duties of inspectors of election.

(b) The referendum election shall be held not less than 42 days nor more than 72 days after the filing of the order as provided in s. 8.37, in the territory proposed for annexation, by the electors of that territory as provided in s. 66.0217 (7), so far as applicable. The ballots shall contain the words "For Annexation" and "Against Annexation". The certification of the election inspectors shall be filed with the clerk of the court, and the clerk of any municipality involved, but need not be filed or recorded with the register of deeds.

1 **SECTION 21.** The treatment of 66.0225 of the statutes by 1999 Wisconsin Act
2 150, section 71, is not repealed by 1999 Wisconsin Act 182, section 201. Both
3 treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 66.0225 reads:

66.0225 Municipal boundaries, fixed by judgment. Any 2 municipalities whose boundaries are immediately adjacent at any point and who are parties to an action, proceeding or appeal in court for the purpose of testing the validity or invalidity of an annexation, incorporation, consolidation or detachment may enter into a written stipulation, compromising and settling the litigation and determining the common boundary line between the municipalities. The court having jurisdiction of the litigation, whether the circuit court, the court of appeals or the supreme court, may enter a final judgment incorporating the provisions of the stipulation and fixing the common boundary line between the municipalities involved. A stipulation changing boundaries of municipalities shall be approved by the governing bodies of the detaching and annexing municipalities and s. 66.0217 (9) and (11) shall apply. A change of municipal boundaries under this section is subject to a referendum of the electors residing within the territory annexed or detached, if within 30 days after the publication of the stipulation to change boundaries in a newspaper of general circulation in the area proposed to be annexed or detached, a petition for a referendum conforming to the requirements of s. 8.40 signed by at least 20% of the electors of the area to be annexed or detached is filed with the clerk of the municipality from which the area is proposed to be detached and is filed as provided in s. 8.37. The referendum shall be conducted as are annexation referenda. If the referendum election is opposed to detachment from the municipality, all proceedings under this section are void. In this section, "municipalities" means cities, villages and towns.

4 **SECTION 22.** The treatment of 66.0227 (3) of the statutes by 1999 Wisconsin Act
5 150, section 66, is not repealed by 1999 Wisconsin Act 182, section 198. Both
6 treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 66.0227 (3) reads:

(3) The governing body of a city, village or town involved may, or if a petition conforming to the requirements of s. 8.40 signed by a number of qualified electors equal to at least 5% of the votes cast for governor in the city, village or town at the last gubernatorial election, demanding a referendum, is presented to it within 30 days after the passage of either of the ordinances under sub. (2) shall, submit the question to the electors of the city, village or town whose electors petitioned for detachment, at a referendum election called for that purpose not less than 42 days nor more than 72 days after the filing of the petition, or after the enactment of either ordinance. The petition

shall be filed as provided in s. 8.37. If a number of electors cannot be determined on the basis of reported election statistics, the number shall be determined in accordance with s. 60.74 (6). The governing body of the municipality shall appoint 3 election inspectors who are resident electors to supervise the referendum. The ballots shall contain the words "For Detachment" and "Against Detachment". The inspectors shall certify the results of the election by their attached affidavits and file a copy with the clerk of each town, village or city involved, and none of the ordinances may take effect nor be in force unless a majority of the electors approve the question. The referendum election shall be conducted in accordance with chs. 6 and 7 to the extent applicable.

1 **SECTION 23.** The treatment of 66.0301 (1) (a) of the statutes by 1999 Wisconsin
2 Act 65, section 22, is not repealed by 1999 Wisconsin Act 167, section 38. Both
3 treatments stand.

NOTE: Section 66.0301 (1) (a) was renumbered from s. 66.30 (1) (a) by 1999 Wis. Act 150, s. 348. There is no conflict of substance. As merged by the Revisor, s. 66.0301 (1) (a) reads:

(a) In this section "municipality" means the state or any department or agency thereof, or any city, village, town, county, school district, public library system, public inland lake protection and rehabilitation district, sanitary district, farm drainage district, metropolitan sewerage district, sewer utility district, solid waste management system created under s. 59.70 (2), local exposition district created under subch. II of ch. 229, local professional baseball park district created under subch. III of ch. 229, local professional football stadium district created under subch. IV of ch. 229, local cultural arts district created under subch. V of ch. 229, family care district under s. 46.2895, water utility district, mosquito control district, municipal electric company, county or city transit commission, commission created by contract under this section, taxation district or regional planning commission.

4 **SECTION 24.** 66.0307 (10) of the statutes is amended to read:

5 **66.0307 (10) BOUNDARY CHANGE ORDINANCE; FILING AND RECORDING**
6 **REQUIREMENTS.** A boundary change under a cooperative plan shall be accomplished
7 by the enactment of an ordinance by the governing body designated to do so in the
8 plan. The filing and recording requirements under s. 66.0217 (9) (a), as they apply
9 to cities and villages under s. 66.0217 (9) (a), apply to municipalities under this
10 subsection. The requirements for the secretary of state are the same as those
11 required in s. 66.0217 (9) ~~(a)~~ (b).

NOTE: The stricken language was inserted by 1999 Wis. Act 150 without being underscored and the underscored language was deleted by Act 150 without being stricken. No change was intended.

1 **SECTION 25.** 66.04 (2) (a) 3q. of the statutes, as created by 1999 Wisconsin Act
2 167, is renumbered 66.0603 (1m) (a) 3q.

NOTE: Section 66.04 (2) was renumbered to s. 66.0603 (1) by 1999 Wis. Act 150, and
s. 66.0603 (1), as renumbered, was renumbered to s. 66.0603 (1m) by 1999 Wis. Act 186.

3 **SECTION 26.** 66.0401 (1) (intro.) of the statutes is amended to read:

4 66.0401 (1) AUTHORITY TO RESTRICT SYSTEMS LIMITED. (intro.) No county, city,
5 town, or village may place any restriction, either directly or in effect, on the
6 installation or use of a solar energy system, as defined in s. 13.48 (2) (h) 1. g., or a wind
7 energy system, as defined in s. ~~66.0415~~ 66.0403 (1) (m), unless the restriction
8 satisfies one of the following conditions:

NOTE: Inserts the correct cross-reference. Section 66.032 was renumbered to s.
66.0403 by 1999 Wis. Act 150, but the cross-reference here was changed from s. 66.032
to s. 66.0415.

9 **SECTION 27.** 66.0401 (2) of the statutes is amended to read:

10 66.0401 (2) AUTHORITY TO REQUIRE TRIMMING OF BLOCKING VEGETATION. A county,
11 city, village, or town may provide by ordinance for the trimming of vegetation ~~which~~
12 ~~that~~ blocks solar energy, as defined in s. ~~66.0415~~ 66.0403 (1) (k), from a collector
13 surface, as defined under s. 700.41 (2) (b), or ~~which~~ ~~that~~ blocks wind from a wind
14 energy system, as defined in s. ~~66.0415~~ 66.0403 (1) (m). The ordinance may include,
15 but is not limited to, a designation of responsibility for the costs of the trimming. The
16 ordinance may not require the trimming of vegetation that was planted by the owner
17 or occupant of the property on which the vegetation is located before the installation
18 of the solar or wind energy system.

NOTE: Inserts the correct cross-references. Section 66.032 was renumbered to s.
66.0403 by 1999 Wis. Act 150, but the cross-reference here was changed from s. 66.032
to s. 66.0415.

19 **SECTION 28.** 66.0503 (1) (intro.) of the statutes is amended to read:

1 66.0503 (1) (intro.) The office of county supervisor may be consolidated by
2 charter ordinance under s. ~~61.1895~~ or 66.0101:

NOTE: Deletes nonexistent cross-reference.

3 **SECTION 29.** 66.0601 (1e) (a) of the statutes, as affected by 1999 Wisconsin Act
4 65, section 14, and 1999 Wisconsin Act 150, section 90, is renumbered 66.0601 (1) (a).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 1999 Wis. Act 65 renumbered s. 66.04 (1) to be s. 66.04 (1e). 1999 Wis. Act 150 renumbered s. 66.04 (1) to 66.04 (1) (a). Giving effect to both acts, s. 66.04 (1) was renumbered 66.0601 (1e) (a). Act 150 also renumbered s. 66.04 (1m) (a) and (b) to s. 66.0601 (1) (b) and (c), requiring the renumbering of 66.0601 (1e) (a) to 66.0601 (1) (a).

5 **SECTION 30.** The treatment of 66.0603 (1m) (a) (intro.) of the statutes by 1999
6 Wisconsin Act 65, section 16, and 1999 Wisconsin Act 150, section 93, is not repealed
7 by 1999 Wisconsin Act 167, section 31. All treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 66.0603 (1m) (a) (intro.) reads:

(a) A county, city, village, town, school district, drainage district, technical college district or other governing board, other than a local professional football stadium district board created under subch. IV of ch. 229, may invest any of its funds not immediately needed in any of the following:

8 **SECTION 31.** 66.0603 (1m) (b) of the statutes, as affected by 1999 Wisconsin Act
9 186, section 44, and 1999 Wisconsin Act 150, section 93, is amended to read:

10 66.0603 (1m) (b) A town, city, or village may invest surplus funds in any bonds
11 or securities issued under the authority of the municipality, whether the bonds or
12 securities create a general municipality liability or a liability of the property owners
13 of the municipality for special improvements, and may sell or hypothecate the bonds
14 or securities. Funds of an employer, as defined by s. 40.02 (28), in a deferred
15 compensation plan may also be invested and reinvested in the same manner
16 authorized for investments under s. 881.01 (1). Funds of any school district
17 operating under ch. 119, held in trust for pension plans intended to qualify under
18 section 401 (a) of the Internal Revenue Code, other than funds held in the public

1 employee trust fund, may be invested and reinvested in the same manner as is
2 authorized for investments under s. 881.01.

NOTE: The underscored language was deleted by 1999 Wis. Act 150 without being shown as stricken. No change was intended.

3 SECTION 32. 66.0603 (3) of the statutes is amended to read:

4 66.0603 (3) ADDITIONAL DELEGATION OF INVESTMENT AUTHORITY. In addition to the
5 authority granted under sub. ~~(2m)~~ (2), a school district operating under ch. 119 may
6 delegate the investment authority over any of its funds not immediately needed and
7 held in trust for its qualified pension plans to an investment manager who meets the
8 requirements and qualifications specified in the trust's investment policy and who
9 is registered as an investment adviser under the Investment Advisers Act of 1940,
10 15 USC 80b-3.

NOTE: Inserts the correct cross-reference. Section 66.04 (2m) and (3) were renumbered to s. 66.0603 (2) and (3) by 1999 Wis. Act 150, but this cross-reference was not changed accordingly.

11 SECTION 33. The treatment of 66.0621 (1) (a) of the statutes by 1999 Wisconsin
12 Act 65, section 18, and 1999 Wisconsin Act 150, section 175, is not repealed by 1999
13 Wisconsin Act 167, section 33. All treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 66.0621 (1) (a) reads:

(a) "Municipality" means a city, village, town, county, commission created by contract under s. 66.0301, public inland lake protection and rehabilitation district established under s. 33.23, 33.235 or 33.24, metropolitan sewerage district created under ss. 200.01 to 200.15 and 200.21 to 200.65, town sanitary district under subch. IX of ch. 60, a local professional baseball park district created under subch. III of ch. 229, a local professional football stadium district created under subch. IV of ch. 229, a local cultural arts district created under subch. V of ch. 229 or a municipal water district or power district under ch. 198 and any other public or quasi-public corporation, officer, board or other public body empowered to borrow money and issue obligations to repay the money and obligations out of revenues. "Municipality" does not include the state or a local exposition district created under subch. II of ch. 229.

14 SECTION 34. 66.0621 (4) (L) 7. of the statutes is amended to read:

1 66.0621 (4) (L) 7. Bond anticipation notes are a legal form of investment for
2 municipal funds under s. ~~66.0605 (1)~~ 66.0603 (1m).

NOTE: Inserts the correct cross-reference. 1999 Wis. Act 150 changed this cross-reference from s. 66.04 (2) to s. 66.0605 (1), but s. 66.04 (2) was renumbered to s. 66.0603 (1) by Act 150, and was subsequently renumbered to s. 66.0603 (1m) by 1999 Wis. Act 186.

3 **SECTION 35.** 66.0623 of the statutes is amended to read:

4 **66.0623 Refunding village, town, sanitary, and inland lake district**
5 **bonds.** A village, town, town sanitary district established under s. 60.71 (1), or
6 public inland lake protection and rehabilitation district established under ch. 33
7 ~~which~~ that has undertaken to construct a combined sewer and water system and
8 issued revenue bonds payable from the combined revenues of the system and ~~which~~
9 that is unable to provide sufficient funds to complete the construction of the system
10 and to meet maturing principal of the revenue bonds, may, with the consent of all of
11 the holders of noncallable bonds, refund all or any part of its outstanding
12 indebtedness, including revenue bonds, by issuing term bonds maturing in not more
13 than 20 years, payable solely from the revenues of the combined sewer and water
14 system and redeemable at par on any interest payment date. The bonds may be
15 issued as provided in s. 66.0621 ~~(2)~~ (4) and shall pledge income from hydrant rentals
16 and all sewer and water charges and may contain any covenants authorized by law,
17 except if bonds are issued under this section to refund floating indebtedness, the
18 bonds are subject to the prior lien and claim of all bonds issued to refund revenue
19 bonds issued prior to the refunding.

NOTE: Inserts the correct cross-reference. Section 66.066 (2) was renumbered to s. 66.0621 (4) by 1999 Wis. Act 150, but this cross-reference was changed from s. 66.066 (2) to s. 66.0621 (2).

20 **SECTION 36.** 66.066 (5) (b) of the statutes, as created by 1999 Wisconsin Act 167,
21 is renumbered 66.0621 (5) (b).

NOTE: Confirms renumbering by the Revisor under s. 13.93 (1) (b). 1999 Wis. Act 150 renumbered s. 66.066 to s. 66.0621.

1 **SECTION 37.** 66.0815 (1) (c) of the statutes, as affected by 1999 Wisconsin Act
2 150, section 169, and 1999 Wisconsin Act 182, section 204d, is amended to read:

3 66.0815 (1) (c) An ordinance under sub. (1) may not take effect until 60 days
4 after passage and publication unless sooner approved by a referendum. Within the
5 60-day period electors equal in number to 20% of those voting at the last regular
6 municipal election may file a petition requesting for a referendum. The petition shall
7 be in writing and filed with the clerk and as provided in s. 8.37. The petition shall
8 conform to the requirements of s. 8.40, ~~except that each signer shall also state his or~~
9 ~~her.~~ Each signer shall state his or her residence and signatures shall be verified by
10 the affidavit of an elector. The referendum shall be held at the next regular
11 municipal election, or at a special election within 90 days of the filing of the petition.
12 The ordinance may not take effect unless approved by a majority of the votes cast.
13 This paragraph does not apply to extensions by a utility previously franchised by the
14 village, city, or town.

NOTE: The stricken “for” was inserted by 1999 Wis. Act 150, but was rendered surplusage by the treatment of this provision by 1999 Wis. Act 182. The stricken phrase was rendered surplusage by the interaction of the treatments by Acts 150 and 182. Adds serial comma consistent with current style.

15 **SECTION 38.** 66.0821 (4) (c) of the statutes, as affected by 1999 Wisconsin Act
16 150, section 224, is renumbered 66.0821 (4) (d).

NOTE: Confirms renumbering by the Revisor under s. 13.93 (1) (b). 1999 Wis. Act 150, s. 222, also renumbered a provision to s. 66.0821 (4) (c).

17 **SECTION 39.** 66.0823 (16) of the statutes is amended to read:

18 66.0823 (16) **OTHER STATUTES.** This section does not limit the powers of local
19 governmental units to enter into intergovernmental cooperation or contracts or to

1 establish separate legal entities under s. ~~66.30~~ 66.0301 or any other applicable law,
2 or otherwise to carry out their powers under applicable statutory provisions.

NOTE: Inserts the correct cross-reference. Section 66.30 was renumbered to s. 66.0301 by 1999 Wis. Act 150.

3 **SECTION 40.** The treatment of 66.1001 (4) (b) 2. of the statutes by 1999
4 Wisconsin Act 148, section 9, is not repealed by 1999 Wisconsin Act 185, section 57.
5 Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 66.1001 (4) (b) 2. reads:

2. The clerk of every local governmental unit that is adjacent to the local governmental unit that is the subject of the plan that is adopted or amended as described in par. (b) (intro.).

6 **SECTION 41.** The treatment of 66.1103 (10) (d) of the statutes by 1999 Wisconsin
7 Act 150, section 497, is not repealed by 1999 Wisconsin Act 182, section 206. Both
8 treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 66.1103 (10) (d) reads:

(d) The governing body may issue bonds under this section without submitting the proposition to the electors of the municipality for approval unless within 30 days from the date of publication of notice of adoption of the initial resolution for the bonds, a petition conforming to the requirements of s. 8.40, signed by not less than 5% of the registered electors of the municipality, or, if there is no registration of electors in the municipality, by 10% of the number of electors of the municipality voting for the office of governor at the last general election as determined under s. 115.01 (13), is filed with the clerk of the municipality and as provided in s. 8.37 requesting a referendum upon the question of the issuance of the bonds. If a petition is filed, the bonds may not be issued until approved by a majority of the electors of the municipality voting on the referendum at a general or special election.

9 **SECTION 42.** 66.1331 (16) of the statutes is amended to read:

10 **66.1331 (16) LIQUIDATION AND DISPOSAL.** Projects held under this section may
11 be liquidated and disposed of under s. ~~66.40~~ 66.1201 (25).

NOTE: Inserts the correct cross-reference. Section 66.40 was renumbered to s. 66.1201 by 1999 Wis. Act 150.

12 **SECTION 43.** 66.1333 (5) (a) 4. a. of the statutes is amended to read:

1 66.1333 (5) (a) 4. a. Borrow money and issue bonds; execute notes, debentures,
2 and other forms of indebtedness; apply for and accept advances, loans, grants,
3 contributions, and any other form of financial assistance from the city in which it
4 functions, from the federal government, the state, county, or other public body, or
5 from any sources, public, or private for the purposes of this section, and give such
6 security as may be required and enter into and carry out contracts or agreements in
7 connection, with the security; and include in any contract for financial assistance
8 with the federal government for or with respect to blight elimination and slum
9 clearance and urban renewal such conditions imposed pursuant to federal laws as
10 the authority ~~deems~~ considers reasonable and appropriate and ~~which~~ that are not
11 inconsistent with the purposes of this section.

NOTE: The stricken comma was deleted by 1999 Wis. Act 150 without being shown
as stricken. The change was intended and is reflected in the published volumes.

12 **SECTION 44.** 66.395 (3) (intro.) of the statutes is renumbered 66.1213 (4)
13 (intro.).

NOTE: Confirms renumbering by the Revisor under s. 13.93 (1) (b). The remainder
of s. 66.395 (3) was renumbered to s. 66.1213 (4) by 1999 Wis. Act 150.

14 **SECTION 45.** 66.505 (5) of the statutes is repealed.

NOTE: 1999 Wis. Act 150 renumbered the remainder of s. 66.505 to be s. 66.0923
and created a new s. 66.0923 (5) that treats the same subject, auditorium boards, as the
prior s. 66.505 (5). The published volumes were printed without s. 66.505 (5).

15 **SECTION 46.** 67.10 (3) of the statutes is amended to read:

16 **67.10 (3) BORROWED MONEY FUND, SOURCE AND USE.** All borrowed money shall
17 be paid into the treasury of the municipality borrowing it, be entered in an account
18 separate and distinct from all other funds, disbursements charged thereto shall be
19 for the purpose for which it was borrowed and for no other purpose, except as
20 provided by s. 67.11, but including the reimbursement of a temporary advance from
21 other funds of the municipality or the repayment of a temporary loan by the

1 municipality if such advance or loan has been made in anticipation of the borrowed
2 money and for the same purpose, and such disbursements shall be only upon orders
3 or warrants charged to said fund and expressing the purpose for which they are
4 drawn. Money in the borrowed money fund may be temporarily invested as provided
5 in s. 66.0603 ~~(1)~~ (1m).

NOTE: Inserts the correct cross-reference. Section 66.0603 (1) was renumbered to
s. 66.0603 (1m) by 1999 Wis. Act 186.

6 **SECTION 47.** 67.16 (2) (c) of the statutes is amended to read:

7 67.16 (2) (c) If any ~~instalment~~ installment of the special assessment that is
8 entered in the tax roll is not ~~be~~ paid to the treasurer of the local governmental unit
9 with the other taxes, it shall be returned to the county treasurer as delinquent in
10 trust for collection.

NOTE: The treatment of this provision by 1999 Wis. Act 150 rendered the stricken
"be" surplusage.

11 **SECTION 48.** 70.111 (25) of the statutes is amended to read:

12 70.111 (25) DIGITAL BROADCASTING EQUIPMENT. Digital broadcasting equipment
13 owned and used by a radio station or a television station, except that this subsection
14 does not apply to digital broadcasting equipment that is owned and used by a cable
15 television system, as defined in s. ~~66.082~~ 66.0419 (2)(d).

NOTE: Inserts the correct cross-reference. Section 66.082 was renumbered to s.
66.0419 by 1999 Wis. Act 150.

16 **SECTION 49.** 77.994 (1) (intro.) of the statutes is amended to read:

17 77.994 (1) (intro.) Except as provided in sub. (2), a municipality or a county all
18 of which is included in a premier resort area under s. ~~66.113~~ 66.1113 may, by
19 ordinance, impose a tax at a rate of 0.5% of the gross receipts from the sale, lease,
20 or rental in the municipality or county of goods or services that are taxable under
21 subch. III made by businesses that are classified in the standard industrial

1 classification manual, 1987 edition, published by the U.S. office of management and
2 budget, under the following industry numbers:

NOTE: Inserts the correct cross-reference. 1999 Wis. Act 150, section 672, changed the cross-reference to s. 66.307 in this provision to s. 66.113, but s. 66.307 was renumbered to s. 66.1113 by act by Act 150.

3 **SECTION 50.** 79.095 (1) (bm) of the statutes is amended to read:

4 79.095 (1) (bm) “Special purpose district” means a metropolitan sewerage
5 district organized under ~~ss. 66.88 to 66.918~~ subch. II of ch. 200, a town sanitary
6 district organized under subch. IX of ch. 60, a metropolitan sewerage district created
7 under s. ~~66.22~~ 200.05, or a public inland lake protection and rehabilitation district
8 organized under subch. IV of ch. 33.

NOTE: Inserts the correct cross-reference. Sections 66.88 to 66.918 were renumbered to ss. 200.21 to 290.65, which comprise subch. II of ch. 200, by 1999 Wis. Act 150. Section 66.22 was renumbered to s. 200.05 by Act 150.

9 **SECTION 51.** The treatment of 103.49 (1) (d) 2. of the statutes by 1999 Wisconsin
10 Act 70, section 25, is not repealed by 1999 Wisconsin Act 150, section 628. Both
11 treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (1) (d) 2. reads:

2. If there is no rate at which a majority of the hours worked in the trade or occupation on projects in the area is paid, “prevailing wage rate” for any trade or occupation engaged in the erection, construction, remodeling, repairing or demolition of any project of public works in any area means the average hourly basic rate of pay, weighted by the number of hours worked, plus the average hourly contribution, weighted by the number of hours worked, for health insurance benefits, vacation benefits, pension benefits and any other bona fide economic benefit, paid directly or indirectly for all hours worked at the hourly basic rate of pay of the highest-paid 51% of hours worked in that trade or occupation on projects in that area.

12 **SECTION 52.** The treatment of 103.49 (3) (a) of the statutes by 1999 Wisconsin
13 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (3) (a) reads:

(a) Before bids are asked for any work to which this section applies, the state agency having the authority to prescribe the specifications shall apply to the department to determine the prevailing wage rate for each trade or occupation required in the work under contemplation in the area in which the work is to be done. The department shall

conduct investigations and hold public hearings as necessary to define the trades or occupations that are commonly employed on projects that are subject to this section and to inform itself as to the prevailing wage rates in all areas of the state for those trades or occupations, in order to determine the prevailing wage rate for each trade or occupation. The department shall issue its determination within 30 days after receiving the request and shall file the determination with the requesting state agency. For the information of the employees working on the project, the prevailing wage rates determined by the department, the prevailing hours of labor and the provisions of subs. (2) and (6m) shall be kept posted by the state agency in at least one conspicuous and easily accessible place on the site of the project.

- 1 **SECTION 53.** The treatment of 103.49 (3) (b) of the statutes by 1999 Wisconsin
2 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (3) (b) reads:

(b) Any person may request a recalculation of any portion of an initial determination within 30 days after the initial determination date if the person submits evidence with the request showing that the prevailing wage rate for any given trade or occupation included in the initial determination does not represent the prevailing wage rate for that trade or occupation in the area. The evidence shall include wage rate information reflecting work performed by persons working in the contested trade or occupation in the area during the current survey period. The department shall affirm or modify the initial determination within 15 days after the date on which the department receives the request for recalculation.

- 3 **SECTION 54.** The treatment of 103.49 (4r) (c) of the statutes by 1999 Wisconsin
4 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (4r) (c) reads:

(c) Upon completion of a project and before receiving final payment for his or her work on the project, each contractor shall file with the state agency authorizing the work an affidavit stating that the contractor has complied fully with the requirements of this section and that the contractor has received an affidavit under par. (b) from each of the contractor's agents and subcontractors. A state agency may not authorize a final payment until the affidavit is filed in proper form and order. If a state agency authorizes a final payment before an affidavit is filed in proper form and order or if the department determines, based on the greater weight of the credible evidence, that any person performing the work specified in sub. (2m) has been or may have been paid less than the prevailing wage rate or less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor and requests that the state agency withhold all or part of the final payment, but the state agency fails to do so, the state agency is liable for all back wages payable up to the amount of the final payment.

- 5 **SECTION 55.** The treatment of 103.49 (5) (a) of the statutes by 1999 Wisconsin
6 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (5) (a) reads:

(a) Each contractor, subcontractor or contractor's or subcontractor's agent performing work on a project that is subject to this section shall keep full and accurate records clearly indicating the name and trade or occupation of every person performing the work described in sub. (2m) and an accurate record of the number of hours worked by each of those persons and the actual wages paid for the hours worked.

1 **SECTION 56.** 103.49 (5) (b) of the statutes, as affected by 1999 Wisconsin Acts
2 70 and 150, is amended to read:

3 103.49 (5) (b) It shall be the duty of the department to enforce this section. To
4 this end it may demand and examine, and every contractor, subcontractor, and
5 contractor's and subcontractor's agent shall keep, and furnish upon request by the
6 department, copies of payrolls and other records and information relating to the
7 wages paid to persons performing the work described in sub. (2m) for work to which
8 this section applies. The department may inspect records in the manner provided
9 in this chapter. Every contractor, subcontractor, or agent performing work on a
10 project that is subject to this section is subject to the requirements of this chapter ~~ch.~~
11 ~~101~~ relating to the examination of records. Section 111.322 (2m) applies to discharge
12 and other discriminatory acts arising in connection with any proceeding under this
13 section.

NOTE: The stricken language was inserted by 1999 Wis. Act 150 without being shown as underscored. No change was intended.

14 **SECTION 57.** The treatment of 103.49 (6m) (b) of the statutes by 1999 Wisconsin
15 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (6m) (b) reads:

(b) Whoever induces any person who seeks to be or is employed on any project that is subject to this section to give up, waive or return any part of the wages to which the person is entitled under the contract governing the project, or who reduces the hourly basic rate of pay normally paid to a person for work on a project that is not subject to this section during a week in which the person works both on a project that is subject to this section and on a project that is not subject to this section, by threat not to employ, by threat of dismissal from employment or by any other means is guilty of an offense under s. 946.15 (1).

1 **SECTION 58.** The treatment of 103.49 (6m) (d) of the statutes by 1999 Wisconsin
2 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (6m) (d) reads:

(d) Whoever induces any person who seeks to be or is employed on any project that is subject to this section to permit any part of the wages to which the person is entitled under the contract governing the project to be deducted from the person's pay is guilty of an offense under s. 946.15 (3), unless the deduction would be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project that is subject to 40 USC 276c.

3 **SECTION 59.** The treatment of 103.49 (7) (a) of the statutes by 1999 Wisconsin
4 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (7) (a) reads:

(a) Except as provided under pars. (b) and (c), the department shall distribute to all state agencies and to the University of Wisconsin Hospitals and Clinics Authority a list of all persons whom the department has found to have failed to pay the prevailing wage rate determined under sub. (3) or has found to have paid less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor at any time in the preceding 3 years. The department shall include with any name the address of the person and shall specify when the person failed to pay the prevailing wage rate and when the person paid less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor. A state agency or the University of Wisconsin Hospitals and Clinics Authority may not award any contract to the person unless otherwise recommended by the department or unless 3 years have elapsed from the date the department issued its findings or date of final determination by a court of competent jurisdiction, whichever is later.

5 **SECTION 60.** The treatment of 103.49 (7) (d) of the statutes by 1999 Wisconsin
6 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (7) (d) reads:

(d) Any person submitting a bid on a project that is subject to this section shall, on the date the person submits the bid, identify any construction business in which the person, or a shareholder, officer or partner of the person, if the person is a business, owns, or has owned at least a 25% interest on the date the person submits the bid or at any other time within 3 years preceding the date the person submits the bid, if the business has been found to have failed to pay the prevailing wage rate determined under sub. (3) or to have paid less than 1.5 times the hourly basic rate of pay for all hours worked in excess of the prevailing hours of labor.

7 **SECTION 61.** The treatment of 103.50 (7) (b) of the statutes by 1999 Wisconsin
8 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (7) (b) reads:

(b) Whoever induces any person who seeks to be or is employed on any project that is subject to this section to give up, waive or return any part of the wages to which the person is entitled under the contract governing the project, or who reduces the hourly basic rate of pay normally paid to a person for work on a project that is not subject to this section during a week in which the person works both on a project that is subject to this section and on a project that is not subject to this section, by threat not to employ, by threat of dismissal from employment or by any other means is guilty of an offense under s. 946.15 (1).

1 **SECTION 62.** The treatment of 103.50 (7) (d) of the statutes by 1999 Wisconsin
2 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (7) (d) reads:

(d) Whoever induces any person who seeks to be or is employed on any project that is subject to this section to permit any part of the wages to which the person is entitled under the contract governing the project to be deducted from the person's pay is guilty of an offense under s. 946.15 (3), unless the deduction would be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project that is subject to 40 USC 276c.

3 **SECTION 63.** The treatment of 103.50 (7) (e) of the statutes by 1999 Wisconsin
4 Act 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.49 (7) (e) reads:

(e) Any person employed on a project that is subject to this section who knowingly permits any part of the wages to which he or she is entitled under the contract governing the project to be deducted from his or her pay is guilty of an offense under s. 946.15 (4), unless the deduction would be permitted under 29 CFR 3.5 or 3.6 from a person who is working on a project that is subject to 40 USC 276c.

5 **SECTION 64.** The treatment of 103.50 (8) of the statutes by 1999 Wisconsin Act
6 70 is not repealed by 1999 Wisconsin Act 150. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 103.50 (8) reads:

(8) ENFORCEMENT AND PROSECUTION. The department of transportation shall require adherence to subs. (2), (2m) and (6). The department of transportation may demand and examine, and every contractor, subcontractor and contractor's or subcontractor's agent shall keep and furnish upon request by the department of transportation, copies of payrolls and other records and information relating to compliance with this section. Upon request of the department of transportation or upon complaint of alleged violation, the district attorney of the county in which the work is located shall investigate as necessary and prosecute violations in a court of competent jurisdiction. Section 111.322 (2m) applies to discharge and other discriminatory acts arising in connection with any proceeding under this section.

7 **SECTION 65.** 117.105 (1m) (b) of the statutes is amended to read:

1 117.105 (1m) (b) Before the October 15 following the receipt of a petition or
2 notice under sub. (1) (a) or the adoption of resolutions under sub. (1) (b), the school
3 boards of the affected school districts may, by the adoption of resolutions by the school
4 boards of a majority of the affected school districts, agree on the precise boundaries
5 of the proposed school district and the apportionment of the assets and liabilities
6 between the affected school districts and the proposed school district according to the
7 criteria under s. ~~66.03~~ 66.0235 (2c). The school boards may establish an alternative
8 method to govern the assignment of assets and liabilities as provided in s. ~~66.03~~
9 66.0235 (2c) (b). In determining the precise boundaries, the school boards may not
10 detach territory from any additional school districts. The clerk of the school district
11 that has the highest equalized valuation of the affected school districts shall notify
12 the board of their agreement or their failure to reach agreement.

NOTE: Inserts the correct cross-reference. Section 66.03 was renumbered to s.
66.0235 by 1999 Wis. Act 150.

13 **SECTION 66.** 119.16 (3) (c) of the statutes is amended to read:

14 119.16 (3) (c) If the redevelopment authority of the city issues bonds under s.
15 ~~66.431~~ 66.1333 (5r), the board may lease buildings or sites from the redevelopment
16 authority or borrow money from the redevelopment authority for the purposes of par.
17 (a).

NOTE: Inserts the correct cross-reference. Section 66.431 was renumbered to s.
66.1333 by 1999 Wis. Act 150.

18 **SECTION 67.** 120.12 (7) of the statutes is amended to read:

19 120.12 (7) DEPOSITORY. Designate one or more public depositories in which the
20 money belonging to the school district shall be deposited and specify whether the
21 moneys shall be maintained in time deposits subject to the limitations of s. 66.0603
22 ~~(1)~~ (1m), demand deposits or savings deposits. When the money is so deposited in

1 the name of the school district, the school district treasurer and bondsmen are not
2 liable for any loss as defined in s. 34.01 (2). The interest on such deposits shall be
3 paid into the school district treasury.

NOTE: Inserts the correct cross-reference. Section 66.0603 (1) was renumbered to
s. 66.0603 (1m) by 1999 Wis. Act 186.

4 **SECTION 68.** 120.135 (1) (a) of the statutes is amended to read:

5 120.135 (1) (a) A tax incremental district that is located in whole or in part in
6 the school district is terminated before the maximum number of years that the tax
7 incremental district would have existed under s. ~~66.46~~ 66.1105 (7) (am) or (ar).

NOTE: Inserts the correct cross-reference. Section 66.46 was renumbered to s.
66.1105 by 1999 Wis. Act 186.

8 **SECTION 69.** 120.135 (2) of the statutes is amended to read:

9 120.135 (2) In each year in which the school board adopts a resolution by a
10 two-thirds vote of the members elect expressing its intention to do so until the year
11 after the year in which the tax incremental district would have been required to
12 terminate under s. ~~66.46~~ 66.1105 (7) (am) or (ar), the school board may deposit into
13 the capital improvement fund the percentage, not to exceed 100%, specified in the
14 resolution of the school district's portion of the positive tax increment of the tax
15 incremental district in that year, as determined by the department of revenue under
16 s. ~~66.46~~ 66.1105.

NOTE: Inserts the correct cross-reference. Section 66.46 was renumbered to s.
66.1105 by 1999 Wis. Act 186.

17 **SECTION 70.** 121.85 (6) (ar) 3. a. of the statutes is amended to read:

18 121.85 (6) (ar) 3. a. If one or more bonds are issued under s. ~~66.431~~ 66.1333 (5r),
19 subd. 2. does not apply beginning in the first fiscal year following certification by the
20 secretary of administration to the department that the last principal and interest
21 payment on the bonds has been made.

NOTE: Inserts the correct cross-references. Section 66.431 was renumbered to s. 66.1333 by 1999 Wis. Act 150.

1 **SECTION 71.** 157.11 (9g) (a) 1. (intro.) of the statutes is amended to read:

2 157.11 **(9g)** (a) 1. (intro.) Except as provided in ss. 66.0603 (1) (1m) (c) and
3 157.19 (5) (b), funds that are received by a cemetery authority for the care of a
4 cemetery lot shall be invested in one or more of the following manners:

NOTE: Inserts the correct cross-reference. Section 66.0603 (1) was renumbered to s. 66.0603 (1m) by 1999 Wis. Act 186.

5 **SECTION 72.** 173.07 (2) of the statutes is amended to read:

6 173.07 **(2)** INVESTIGATION. A humane officer shall investigate alleged violations
7 of statutes and ordinances relating to animals and, in the course of the
8 investigations, may execute inspection warrants under s. ~~66.122~~ 66.0119.

NOTE: Inserts the correct cross-reference. Section 66.122 was renumbered to s. 66.0119 by 1999 Wis. Act 150.

9 **SECTION 73.** 173.07 (4) of the statutes is amended to read:

10 173.07 **(4)** ISSUE CITATIONS. If authorized by the appointing political
11 subdivision, a humane officer shall issue citations under s. ~~66.119~~ 66.0113 for
12 violations of ordinances relating to animals.

NOTE: Inserts the correct cross-reference. Section 66.119 was renumbered to s. 66.0113 by 1999 Wis. Act 150.

13 **SECTION 74.** 173.07 (5) (d) of the statutes is amended to read:

14 173.07 **(5)** (d) Stop, search, or detain vehicles, except under an inspection
15 warrant under s. ~~66.122~~ 66.0119.

NOTE: Inserts the correct cross-reference. Section 66.122 was renumbered to s. 66.0119 by 1999 Wis. Act 150.

16 **SECTION 75.** 173.09 of the statutes is amended to read:

17 **173.09 Investigations.** In the course of investigation of suspected violations
18 of statutes or ordinances, a humane officer may enter any building, vehicle, or place
19 where animals may be present for the purpose of inspection, examination of animals,

1 or the gathering of evidence. If the building, vehicle, or place to be entered is not
2 public, and consent of the owner or person in charge is not obtained, entry shall be
3 under authority of a special inspection warrant issued under s. ~~66.122~~ 66.0119 or a
4 search warrant.

NOTE: Inserts the correct cross-reference. Section 66.122 was renumbered to s.
66.0119 by 1999 Wis. Act 150.

5 **SECTION 76.** 196.374 (1) (c) of the statutes is amended to read:

6 196.374 (1) (c) "Utility" means a Class A gas or electric utility, as defined by the
7 commission, but does not include a municipal utility, as defined in s. 16.957 (1) (q),
8 a municipal electric company, as defined in s. ~~66.073~~ 66.0825 (3) (d), or a cooperative
9 association organized under ch. 185.

NOTE: Inserts the correct cross-reference. Section 66.073 was renumbered to s.
66.0825 by 1999 Wis. Act 150.

10 **SECTION 77.** 196.378 (2) (b) 4. of the statutes is amended to read:

11 196.378 (2) (b) 4. The members of a municipal electric company, as defined in
12 s. ~~66.073~~ 66.0825 (3) (d), may aggregate and allocate renewable energy among
13 themselves.

NOTE: Inserts the correct cross-reference. Section 66.073 was renumbered to s.
66.0825 by 1999 Wis. Act 150.

14 **SECTION 78.** 196.85 (2e) of the statutes is amended to read:

15 196.85 (2e) Annually, the commission shall assess a joint local water authority
16 for the commission's costs under s. ~~66.0735~~ 66.0823 (8) directly attributable to that
17 joint local water authority. The commission shall bill the joint local water authority
18 for the amount of the assessment.

NOTE: Inserts the correct cross-reference. Section 66.0735 was renumbered to s.
66.0823 by 1999 Wis. Act 150.

19 **SECTION 79.** 200.55 (1) (c) of the statutes is amended to read:

1 200.55 (1) (c) District bonds issued under s. 66.0621 ~~(2)~~ (4) (a) shall be executed
2 by the chairperson and secretary of the commission rather than by a chief executive
3 and clerk.

NOTE: Inserts the correct cross-reference. Section 66.066 (2) was renumbered to s. 66.0621 (4) by 1999 Wis. Act 150, but this cross-reference was changed from s. 66.066 (2) to s. 66.0621 (2).

4 **SECTION 80.** 200.55 (1) (d) 1. (intro.) of the statutes is amended to read:

5 200.55 (1) (d) 1. (intro.) Section 66.0621 ~~(2)~~ (4) (a) 2. does not apply to district
6 bonds. District bonds shall either mature:

NOTE: Inserts the correct cross-reference. Section 66.066 (2) was renumbered to s. 66.0621 (4) by 1999 Wis. Act 150, but this cross-reference was changed from s. 66.066 (2) to s. 66.0621 (2).

7 **SECTION 81.** 200.55 (1) (d) 3. of the statutes is amended to read:

8 200.55 (1) (d) 3. Notwithstanding s. 66.0621 ~~(2)~~ (4) (a) 1., district bonds shall
9 be made payable within 50 years from the date of the bonds, whether the bonds
10 mature serially or within a specified term of years.

NOTE: Inserts the correct cross-reference. Section 66.066 (2) was renumbered to s. 66.0621 (4) by 1999 Wis. Act 150, but this cross-reference was changed from s. 66.066 (2) to s. 66.0621 (2).

11 **SECTION 82.** 200.55 (1) (e) (intro.) of the statutes is amended to read:

12 200.55 (1) (e) (intro.) Notwithstanding s. 66.0621 ~~(2)~~ (4) (c):

NOTE: Inserts the correct cross-reference. Section 66.066 (2) was renumbered to s. 66.0621 (4) by 1999 Wis. Act 150, but this cross-reference was changed from s. 66.066 (2) to s. 66.0621 (2).

13 **SECTION 83.** 200.55 (1) (fa) of the statutes is amended to read:

14 200.55 (1) (fa) Notwithstanding any contrary provision of s. 66.0621, the
15 district may issue bond anticipation notes under s. 66.0621 ~~(2)~~ ~~(m)~~ (4) (L) in the form
16 of commercial paper. If the district issues such commercial paper, the district may
17 borrow to pay the interest on such paper, may obtain credit and liquidity facilities,
18 and may delegate authority to any person to sell, execute, determine the interest

1 rates, maturities, and amounts of such paper and to conduct the issuance of such
2 paper as provided by the commission in the resolution under s. 66.0621 ~~(2) (m)~~ (4)
3 (L) authorizing the issuance. Such issuance under a single resolution shall be
4 deemed a single issue of securities issued as of the date of the sale of the first such
5 paper and not as a series of refundings. A resolution authorizing the issuance of
6 commercial paper under this paragraph and any taxes levied or any pledge made on
7 such issuance is irrevocable as specified in the authorizing resolution.

NOTE: Inserts the correct cross-reference. Section 66.066 (2) (m) was renumbered to s. 66.0621 (4) (L) by 1999 Wis. Act 150, but this cross-reference was changed from s. 66.066 (2) (m) to s. 66.0621 (2) (m).

8 **SECTION 84.** 200.55 (1m) of the statutes is amended to read:

9 200.55 **(1m)** INVESTMENT OF FUNDS. Notwithstanding any of the limits or
10 restrictions in ss. 66.0621 ~~(2)~~ (4) (d) and (f), 66.0811 (2), and 67.11 (2) on the debt
11 instruments in which the district or commission may invest any of its funds that are
12 not immediately needed, the district may invest any such funds in a debt instrument
13 listed under s. ~~66.0605 (1)~~ 66.0603 (1m).

NOTE: Inserts the correct cross-references. Section 66.066 (2) (m) was renumbered to s. 66.0621 (4) (L) by 1999 Wis. Act 150, but the cross-reference here was changed from s. 66.066 (2) (m) to s. 66.0621 (2) (m). Section 66.04 (2) was renumbered to s. 66.0603 (1) by 1999 Wis. Act 150 and was subsequently renumbered to s. 66.0603 (1m) by 1999 Wis. Act 186, but the cross-reference here was changed to s. 66.0605 (1) by Act 150. Adds serial comma consistent with current style.

14 **SECTION 85.** 231.17 of the statutes is amended to read:

15 **231.17 Investment of funds.** The authority may invest any funds in bonds,
16 notes, certificates of indebtedness, treasury bills, or other securities constituting
17 direct obligations of, or obligations the principal and interest of which are
18 guaranteed by, the United States; in those certificates of deposit or time deposits
19 constituting direct obligations of any bank ~~which~~ that are insured by the federal
20 deposit insurance corporation; in certificates of deposit constituting direct

1 obligations of any credit union ~~which~~ that are insured by the Wisconsin credit union
2 savings insurance corporation or the national board, as defined in s. 186.01 (3m); in
3 certificates of deposit constituting direct obligations of any savings and loan
4 association or savings bank ~~which~~ that are insured by the federal deposit insurance
5 corporation; in short-term discount obligations of the federal national mortgage
6 association; or in any of the investments provided under s. 66.0603 ~~(1)~~ (1m) (a). Any
7 such securities may be purchased at the offering or market price thereof at the time
8 of such purchase.

NOTE: Inserts the correct cross-reference. Section 66.0603 (1) was renumbered to
s. 66.0603 (1m) by 1999 Wis. Act 186.

9 **SECTION 86.** 236.13 (1) (c) (intro.) of the statutes is amended to read:

10 236.13 (1) (c) (intro.) A comprehensive plan under s. ~~66.0295~~ 66.1001 or, if the
11 municipality, town, or county does not have a comprehensive plan, either of the
12 following:

NOTE: Inserts the correct cross-reference. Section 66.0295 was renumbered to s.
66.1001 by 1999 Wis. Act 150.

13 **SECTION 87.** 281.60 (1) (a) of the statutes is amended to read:

14 281.60 (1) (a) "Eligible applicant" means a political subdivision, a
15 redevelopment authority created under s. ~~66.431~~ 66.1333 or a housing authority.

NOTE: Inserts the correct cross-reference. Section 66.431 was renumbered to s.
66.1333 by 1999 Wis. Act 150.

16 **SECTION 88.** 281.70 (4) (a) 1. of the statutes is amended to read:

17 281.70 (4) (a) 1. Local governmental units, as defined in s. ~~66.299~~ 66.0131 (1)
18 (a).

NOTE: Inserts the correct cross-reference. Section 66.299 was renumbered to s.
66.0131 by 1999 Wis. Act 150.

19 **SECTION 89.** 292.11 (7) (d) 1m. a. of the statutes is amended to read:

1 292.11 (7) (d) 1m. a. A business improvement district, as defined in s. ~~66.608~~
2 66.1109 (1) (b).

NOTE: Inserts the correct cross-reference. Section 66.608 was renumbered to s. 66.1109 by 1999 Wis. Act 150.

3 **SECTION 90.** 292.75 (1) (b) of the statutes is amended to read:

4 292.75 (1) (b) “Local governmental unit” means a city, village, town, county,
5 reddevelopment authority created under s. ~~66.431~~ 66.1333, community development
6 authority created under s. ~~66.4325~~ 66.1335, or housing authority.

NOTE: Inserts the correct cross-references. Section 66.431 was renumbered to s. 66.1333 and s. 66.4325 was renumbered to s. 66.1335 by 1999 Wis. Act 150.

7 **SECTION 91.** 345.05 (1) (c) of the statutes is amended to read:

8 345.05 (1) (c) “Municipality” means any county, city, village, town, school
9 district, sewer district (as enumerated in s. 67.01 (5)), drainage district, commission
10 formed by a contract under s. ~~66.30~~ 66.0301 (2) and, without restriction because of
11 failure of enumeration, any other political subdivision of the state.

NOTE: Inserts the correct cross-reference and replaces language erroneously deleted by 1999 Wis. Act 85 (a nonsubstantive revisor’s revision bill). Section 66.30 (2) was renumbered to s. 66.0301 (2) by 1999 Wis. Act 150.

12 **SECTION 92.** 823.114 (1) (e) of the statutes is amended to read:

13 823.114 (1) (e) Order the sale of the building or structure and the land upon
14 which ~~that~~ it is located or, if the requirements under s. ~~66.05 (1m) (b)~~ 66.0413 (1) (c)
15 are met, order that the building or structure be razed, the land sold, and the expense
16 of the razing collected under s. 823.06.

NOTE: Inserts the correct cross-reference. Section 66.05 (1m) (b) was renumbered to s. 66.0413 (1) (c) by 1999 Wis. Act 150.

17 **SECTION 93.** 895.527 (5) (b) of the statutes is amended to read:

18 895.527 (5) (b) Section ~~66.092~~ 66.0409 (3) (b) or any ordinance or resolution.

NOTE: Inserts the correct cross-reference. Section 66.092 was renumbered to s. 66.0409 by 1999 Wis. Act 150.