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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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

**Analysis by the Legislative Reference Bureau**

This revisor's revision 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. "Which" is replaced by "that" where grammatically correct. This bill is not intended to make any substantive changes.

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

NOTE: This bill is not intended to make any substantive changes.

6 SECTION 1. 1.11 (2) (c) 4. of the statutes is amended to read:  
7 1.11 (2) (c) 4. The relationship between local short-term uses of the human  
8 environment and the maintenance and enhancement of long-term productivity, and,

NOTE: Deletes improperly located "and." See also the next section of this bill.

1           **SECTION 2.** 1.11 (2) (c) 5. of the statutes is amended to read:

2           1.11 (2) (c) 5. Any irreversible and irretrievable commitments of resources  
3 ~~which that~~ would be involved in the proposed action should it be implemented;

NOTE: Places "and" in the proper location in the paragraph, prior to the final subdivision.

4           **SECTION 3.** 8.10 (3) (intro.), (a) to (f) and (h) of the statutes are amended to read:

5           8.10 (3) (intro.) The certification of a qualified elector under s. 8.15 (4) (a) shall  
6 be appended to each nomination paper. The number of required signatures on  
7 nomination papers filed under this section is as follows:

8           (a) For statewide offices, not less than 2,000 nor more than 4,000 electors;

9           (am) For court of appeals judges, not less than 1,000 nor more than 2,000  
10 electors;

11           (b) For judicial offices not specified in pars. (a), (am), and (c), not less than 200  
12 nor more than 400 electors;

13           (c) For judicial offices in counties over 500,000 population, not less than 1,000  
14 nor more than 2,000 electors;

15           (cm) For county executives in counties over 500,000 population, not less than  
16 2,000 nor more than 4,000 electors;

17           (d) For county executives in counties between 100,000 and 500,000 population,  
18 not less than 500 nor more than 1,000 electors;

19           (e) For county executives in counties under 100,000 population, not less than  
20 200 nor more than 400 electors;

21           (f) For supervisors in counties over 500,000 population, not less than 200 nor  
22 more than 400 electors;

1 (h) For supervisors in counties under 100,000 population, not less than 20 nor  
2 more than 100 electors;

NOTE: Conforms the (intro.) to current style. Makes punctuation of the paragraph consistent.

3 SECTION 4. 11.01 (6) (a) (intro.) of the statutes is amended to read:

4 11.01 (6) (a) (intro.) ~~“Contribution”~~ Except as provided in par. (b),  
5 “contribution” means any of the following:

NOTE: Conforms the (intro.) to current style.

6 SECTION 5. 11.01 (6) (b) (intro.) and 1. to 4. of the statutes are amended to read:

7 11.01 (6) (b) (intro.) ~~Notwithstanding the foregoing meanings of “contribution”,~~  
8 ~~the term~~ “Contribution” does not include any of the following:

9 1. Services for a political purpose by an individual on behalf of a registrant  
10 under s. 11.05 who is not compensated specifically for ~~such~~ the services;

11 2. The use of real or personal property and the cost of invitations, food, and  
12 beverages, voluntarily provided by an individual to a candidate in rendering  
13 voluntary personal services on the individual's residential premises for a purpose  
14 under par. (a) 1. if no funds are raised with the knowledge of the host;

15 3. Any unreimbursed payment for travel expenses made by an individual who  
16 on his or her own behalf volunteers ~~the individual's~~ his or her personal services for  
17 political purposes;

18 4. The costs of preparation and transmission of personal correspondence,  
19 provided ~~such material~~ that the correspondence is not reproduced by machine for  
20 distribution; ~~or,~~

NOTE: Conforms the (intro.) to current style. Makes punctuation of the paragraph consistent. Replaces “the individual's” to improve readability. Inserts a specific reference and replaces a disfavored term.

1           SECTION 6. 11.01 (6) (c) of the statutes is renumbered 11.01 (6) (b) 7. and  
2 amended to read:

3           11.01 (6) (b) 7. ~~Notwithstanding par. (a), when a committee or group not~~  
4 ~~organized exclusively for political purposes receives a~~ A gift, subscription, loan,  
5 advance, or deposit of anything of value and received by a committee or group not  
6 organized exclusively for political purposes that the group or committee does not  
7 utilize it for political purposes, it is not a "contribution".

NOTE: Reorganizes text to conform provision with current style and to fit within the  
list of other exclusions under par. (b).

8           SECTION 7. 11.01 (7) (a) (intro.) of the statutes is amended to read:

9           11.01 (7) (a) (intro.) ~~"Distribution"~~ Except as provided in par. (b), "distribution"  
10 means any of the following:

NOTE: Conforms the (intro.) to current style.

11           SECTION 8. 11.01 (7) (b) (intro.) and 1. to 3. of the statutes are amended to read:

12           11.01 (7) (b) ~~Notwithstanding the foregoing meanings of "distribution", the~~  
13 ~~term~~ "Distribution" does not include any of the following:

14           1. The use of real or personal property and the cost of invitations, food, and  
15 beverages, voluntarily provided by an individual to a candidate in rendering  
16 voluntary personal services on the individual's residential premises for a purpose  
17 under par. (a) 1. if no funds are raised with the knowledge of the host;

18           2. Any unreimbursed payment for travel expenses made by an individual who  
19 on his or her own behalf volunteers ~~the individual's~~ his or her personal services for  
20 political purposes;

21           3. The costs of preparation and transmission of personal correspondence,  
22 provided ~~such material~~ that the correspondence is not reproduced by machine for  
23 distribution;

NOTE: Conforms the (intro.) to current style. Makes punctuation of the paragraph consistent. Replaces "the individual's" to improve readability. Inserts a specific reference.

1 SECTION 9. 11.07 (3) of the statutes is amended to read:

2 11.07 (3) The secretary of state shall keep a record of all processes, notices, and  
3 demands served upon the secretary of state under this section, ~~which~~ that shows the  
4 date and hour of service and the date of mailing. The certificate of the secretary of  
5 state that a summons and complaint ~~or~~, notice of object of action, or any notice or  
6 demand required or permitted by law was served upon the secretary of state and that  
7 the same was mailed by the secretary of state as required by law, shall be evidence  
8 of service upon the secretary of state. If the address of the individual, committee, or  
9 group is not known or readily ascertainable, mailing is dispensed with, and a copy  
10 of the process shall ~~then~~ be published as a class 1 notice, under ch. 985, in the county  
11 wherein in which the last-known registered agent was located ~~and or~~, if unknown,  
12 in Dane ~~county~~ County.

NOTE: Conforms capitalization to current style, replaces disfavored terminology, and corrects punctuation.

13 SECTION 10. 11.20 (8) (intro.), (a) and (b) of the statutes are amended to read:

14 11.20 (8) (intro.) Reports filed under subs. (2), (4), and (4m) shall include all  
15 contributions received and transactions made as of the end of all of the following:

16 (a) The 15th day preceding the primary or election in the case of the preprimary  
17 and preelection report;

18 (b) December 31 in the case of the continuing report required by January 31;  
19 and.

NOTE: Conforms the (intro.) to current style. Makes punctuation of the paragraph consistent.

20

SECTION 11. 13.48 (21) of the statutes is amended to read:  
(title)

# SECTION # 13.48 (21) (a) (Intro.) of the statutes is amended to read.

13.48 (21) 3B

13.48 (21) DEBT INCREASE FOR MEDICAL COLLEGE MEDICAL COLLEGE OF WISCONSIN.

(title)

(a) (Intro.) The building commission may authorize up to \$8,000,000 of general fund supported borrowing to aid in the construction of a basic science education facility at the medical college Medical College of Wisconsin. Prior to the approval of any state funding commitment, the building commission must satisfy itself that the medical college Medical College of Wisconsin has secured additional funding commitments of at least \$34,000,000 from other nonstate revenue sources; that such revenue sources are reasonable and available; that the nonstate funding commitments will not exceed \$10,000,000 in borrowed funds, the repayment of which shall be amortized over a period of years equal to at least three-fourths of the amortization period for retirement of the bond issue authorized under s. 20.866 (2) (zb), and that the nonstate funding commitment will not jeopardize the operating funds of the medical college; and that the total funding commitments will enable the signing of contracts for the construction of a complete basic sciences educational facility. If the building commission authorizes a construction grant to the medical college Medical College of Wisconsin, the medical college, in return, shall provide the state with an option-to-purchase with the following provisions:

NOTE: Conforms capitalization to current style.

SECTION 12. 15.157 (8) (b) of the statutes is amended to read:

15.157 (8) (b) A representative of the medical college Medical College of Wisconsin, inc. Inc.

NOTE: Conforms capitalization to current style.

SECTION 13. 15.165 (3) (b) (Intro.) of the statutes is amended to read:

15.165 (3) (b) Wisconsin retirement board. There is created in the department of employee trust funds a Wisconsin retirement board. The board shall consist of 9

(Intro.)

Notes third  
NOTE: Conforms capitalization to current style.

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1 members and board members appointed under subds. 1. to 8. 9. shall serve for  
2 staggered 5-year terms. The member appointed under subd. 1. shall be appointed  
3 from a list of 5 names submitted by the board of directors of the league League of  
4 Wisconsin municipalities Municipalities, and the member appointed under subd. 4.  
5 shall be appointed from a list of 5 names submitted by the executive committee of the  
6 Wisconsin Counties Association. Each member appointed under subds. 1., 2., and  
7 3. shall be from a different county. Each member appointed under subds. 4., 5., and  
8 6. shall be appointed from a different county. The board shall consist of the following  
9 members:

NOTE: Conforms capitalization to current style. *Adds comma to correct grammar.*

10 SECTION 14. 15.435 (1) (e) 2. and 6. of the statutes are amended to read:

11 15.435 (1) (e) 2. One municipal official member shall be recommended by the  
12 league League of Wisconsin municipalities Municipalities.

NOTE: Conforms capitalization to current style.

13 6. The Native American member shall be recommended by the Great Lakes  
14 ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc. Preference should be given to the  
15 appointment of a Native American who resides in a township town in which the  
16 development of a metalliferous mineral ore body is occurring.

NOTE: Conforms capitalization to current style. Inserts correct municipality terminology.

17 SECTION 15. 15.467 (4) (h) of the statutes is amended to read:

18 15.467 (4) (h) A member of the Wisconsin ~~district~~ District Attorneys  
19 Association, designated by the president thereof.

NOTE: Conforms capitalization to current style.

20 SECTION 16. 15.78 of the statutes is amended to read:

1           **15.78 Public defender board.** There is created a public defender board  
2 consisting of 9 members appointed for staggered 3-year terms. No member may be,  
3 or be employed on the staff of, a judicial or law enforcement officer, district attorney,  
4 corporation counsel, or the state public defender. At least 5 members shall be  
5 members of the ~~state bar~~ State Bar of Wisconsin.

NOTE: Conforms capitalization to current style.

6           **SECTION 17. 16.375** <sup>✓</sup>(3) (intro.) and (d) of the statutes are consolidated,  
7 renumbered 16.375 (3) and amended to read: →

8           **16.375 (3) TRANSFER OF REAL PROPERTY.** The department may transfer real  
9 property obtained under sub. (2) to an applicant pursuant to a written agreement <sup>under</sup>  
10 that includes the following: ~~(d) The a provision that the applicant agrees to pay the~~ <sup>?</sup>  
11 department an amount to utilize the real property in conformance with the  
12 agreement.

NOTE: The (intro.) and par. (d) are combined as there are no other paragraphs.

13           **SECTION 18. 16.855** <sup>✓</sup>(10n) (a) (intro.) and 2. of the statutes are consolidated,  
14 renumbered 16.85 <sup>5</sup>(10n) (a) and amended to read: →

15           **16.855 (10n) (a)** In this subsection: 2. ~~“Minority, “minority group member”~~ has  
16 the meaning given in s. 560.036 (1) (f).

NOTE: The (intro.) and subd. 2. are combined as there are no other subdivisions.

17           **SECTION 19. 17.16** <sup>✓</sup>(2) of the statutes is renumbered 17.001 and amended to  
18 read:

19           **17.001** ~~The word “cause,” as used in~~ Definition. In this chapter, unless  
20 qualified, “cause” means inefficiency, neglect of duty, official misconduct, or  
21 malfeasance in office.

NOTE: Moves a definition applicable to the entire chapter to a separate section at the beginning of the chapter, consistent with current style.



1           **SECTION 20.** 18.61 (3) (a) of the statutes is amended to read:

2           18.61 (3) (a) If the state fails to pay any revenue obligation in accordance with  
3 its terms, and default continues for a period of 30 days or if the state fails or refuses  
4 to comply with this subchapter or defaults in any agreement made with the owners  
5 of any issue of revenue obligations, the owners of 25% in aggregate principal amount  
6 of the revenue obligations of the issue then outstanding, by instrument recorded in  
7 the office of the register of deeds of Dane county County and approved or  
8 acknowledged in the same manner as a deed to be recorded, may appoint a trustee  
9 to represent the owners of the revenue obligations for the purposes specifically  
10 provided in the instrument.

NOTE: Conforms capitalization to current style and corrects punctuation.

11           **SECTION 21.** 20.115 (4) (e) of the statutes is amended to read:

12           20.115 (4) (e) ~~Aids to world dairy expo, inc.~~ World Dairy Expo, Inc. The amounts  
13 in the schedule for aids to the ~~world dairy expo, inc.~~ World Dairy Expo, Inc., to be used  
14 for the payments under s. 93.30.

NOTE: Capitalizes corporate title consistent with current style.

15           **SECTION 22.** 20.250 (intro.) of the statutes is amended to read:

16           **20.250 Medical College of Wisconsin.** (intro.) There is appropriated to the  
17 ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., for the following program:

NOTE: Conforms capitalization to current style.

18           **SECTION 23.** 20.285 (1) (h) of the statutes is amended to read:

19           20.285 (1) (h) *Auxiliary enterprises.* Except as provided under subs. (5) (i) and  
20 (6) (g), all moneys received by the ~~university~~ University of Wisconsin ~~system~~ System  
21 for or on account of any housing facility, commons, dining halls, cafeteria, student  
22 union, athletic activities, stationery stand or bookstore, parking facilities or car fleet,

1 or such other auxiliary enterprise activities as the board designates and including  
2 such fee revenues as allocated by the board and including such moneys received  
3 under leases entered into previously with nonprofit building corporations as the  
4 board designates to be receipts under this paragraph, to be used for the operation,  
5 maintenance, and capital expenditures of activities specified in this paragraph,  
6 including the transfer of funds to pars. (kd) and (ke) and to nonprofit building  
7 corporations to be used by the corporations for the retirement of existing  
8 indebtedness and such other payments as may be required under existing loan  
9 agreements, and for optional rental payments in addition to the mandatory rental  
10 payments under the leases and subleases in connection with the providing of  
11 facilities for such activities. A separate account shall be maintained for each campus  
12 and extension. Upon the request of the extension or any campus within the system,  
13 the board of regents may transfer surplus moneys appropriated under this  
14 paragraph to the appropriation account under par. (kp).

NOTE: Conforms capitalization to current style.

15 SECTION 24. 20.435 (2) (gk) of the statutes, as affected by 2001 Wisconsin Act  
16 16, is amended to read:

17 20.435 (2) (gk) *Institutional operations and charges.* The amounts in the  
18 schedule for care, other than under s. 51.06 (1r), provided by the centers for the  
19 developmentally disabled, to reimburse the cost of providing the services and to  
20 remit any credit balances to county departments that occur on and after  
21 July 1, 1978, in accordance with s. 51.437 (4rm) (c); for care, other than under s.  
22 46.043, provided by the mental health institutes, to reimburse the cost of providing  
23 the services, and to remit any credit balances to county departments that occur on  
24 and after January 1, 1979, in accordance with s. 51.42 (3) (as) 2.; for maintenance of

1 state-owned housing at centers for the developmentally disabled and mental health  
2 institutes; for repair or replacement of property damaged at the mental health  
3 institutes or at centers for the developmentally disabled; and for reimbursing the  
4 total cost of using, producing, and providing services, products, and care. All moneys  
5 received as payments from medical assistance on and after August 1, 1978; as  
6 payments from all other sources including other payments under s. 46.10 and  
7 payments under s. 51.437 (4rm) (c) received on and after July 1, 1978; as medical  
8 assistance payments, other payments under s. 46.10<sup>2</sup> and payments under s. 51.42  
9 (3) (as) 2. received on and after January 1, 1979; as payments for the rental of  
10 state-owned housing and other institutional facilities at centers for the  
11 developmentally disabled and mental health institutes; for the sale of electricity,  
12 steam, or chilled water; as payments in restitution of property damaged at the  
13 mental health institutes or at centers for the developmentally disabled; for the sale  
14 of surplus property, including vehicles, at the mental health institutes or at centers  
15 for the developmentally disabled; and for other services, products, and care shall be  
16 credited to this appropriation, except that any payment under s. 46.10 received for  
17 the care or treatment of patients admitted under s. 51.10, 51.15, or 51.20 for which  
18 the state is liable under s. 51.05 (3), of patients admitted under s. 55.06 (9) (d) or (e)  
19 for which the state is liable under s. 55.05 (1), of forensic patients committed under  
20 ch. 971 or 975, admitted under ch. 975<sup>2</sup> or transferred under s. 51.35 (3)<sup>2</sup> or of patients  
21 transferred from a state prison under s. 51.37 (5), to Mendota mental health institute  
22 Mental Health Institute or Winnebago mental health institute Mental Health  
23 Institute shall be treated as general purpose revenue — earned, as defined under s.  
24 20.001 (4).

NOTE: Conforms capitalization to current style.

1           **SECTION 25.** 20.435 (6) (hx) of the statutes is amended to read:

2           20.435 (6) (hx) *Services related to drivers, receipts.* The amounts in the  
3 schedule for services related to drivers. All moneys received by the state treasurer  
4 from the driver improvement surcharge on court fines and forfeitures authorized  
5 under s. 346.655 and all moneys transferred from the appropriation account under  
6 s. 20.395 (5) (di) shall be credited to this appropriation. The secretary of  
7 administration shall annually transfer to the appropriation account under s. 20.395  
8 (5) (ek) 3.76% of all moneys credited to this appropriation from the driver  
9 improvement surcharge. Any unencumbered moneys in this appropriation account  
10 may be transferred to sub. (7) (hy) and ss. 20.255 (1) (hm), 20.285 (1) (ia), 20.395 (5)  
11 (ci) and (di), and 20.455 (5) (h) by the secretary of administration after consultation  
12 with the secretaries of health and family services and transportation, the  
13 superintendent of public instruction, the attorney general and the president of the  
14 ~~university~~ University of Wisconsin system ~~System~~.

NOTE: Conforms capitalization to current style.

15           **SECTION 26.** 20.485 (1) (d) of the statutes is amended to read:

16           20.485 (1) (d) *Cemetery maintenance and beautification.* The amounts in the  
17 schedule for cemetery maintenance and beautification at the Wisconsin veterans  
18 ~~memorial cemetery~~ Veterans Memorial Cemetery at the Wisconsin veterans home  
19 Veterans Home at King.

NOTE: Conforms capitalization to current style.

20           **SECTION 27.** 20.485 (1) (gd) of the statutes is amended to read:

21           20.485 (1) (gd) *Veterans home cemetery operations.* All moneys received from  
22 the estate of the decedents under s. 45.37 (15) (c) for the burial of veterans and  
23 non-veterans in the Wisconsin ~~veterans memorial cemetery~~ Veterans Memorial

1 Cemetery at the Wisconsin veterans home Veterans Home at King, to be used for that  
2 purpose.

NOTE: Conforms capitalization to current style.

3 SECTION 28. 20.485 (2) (em) of the statutes is amended to read:

4 20.485 (2) (em) *Payments related to The Highground.* From the general fund,  
5 as a continuing appropriation, the amounts in the schedule to make payments under  
6 s. 45.03 (3) related to the veterans memorial at The Highground in Clark county  
7 County. Moneys may not be spent from this appropriation without the approval of  
8 the joint committee on finance.

NOTE: Conforms capitalization to current style.

9 SECTION 29. 20.680 (3) (g) of the statutes is amended to read:

10 20.680 (3) (g) *Board of bar examiners.* All moneys received from the ~~state bar~~  
11 State Bar of Wisconsin, attorney licensing exam fees, and attorney licensing fees for  
12 the operational expenses of the board of bar examiners.

NOTE: Conforms capitalization to current style.

13 SECTION 30. 20.680 (3) (h) of the statutes is amended to read:

14 20.680 (3) (h) *Board of attorneys professional responsibility.* All moneys  
15 received from the ~~state bar~~ State Bar of Wisconsin and any other revenue derived  
16 from the activities of the board for the operational expenses of and the expenses of  
17 disciplinary investigations and actions by the board of attorneys professional  
18 responsibility.

NOTE: Conforms capitalization to current style.

19 SECTION 31. 20.866 (2) (zb) of the statutes is amended to read:

20 20.866 (2) (zb) *Medical college College of Wisconsin, inc. Inc.; basic science*  
21 *education and health information technology facilities.* From the capital  
22 improvement fund, a sum sufficient for the ~~medical college~~ Medical College of

1 Wisconsin, ~~inc.~~ Inc., to aid in the construction of a basic science education facility and  
2 in the funding of a health information technology center. The state may contract  
3 public debt in an amount not to exceed \$10,000,000 for these purposes.

NOTE: Conforms capitalization to current style.

4 **SECTION 32.** 20.916 (3) of the statutes is amended to read:

5 20.916 (3) FURNISHING OF GROUP TRANSPORTATION TO PLACE OF WORK. The  
6 department of health and family services, the department of corrections, and the  
7 department of natural resources may, with the approval of the governor and the  
8 department of administration, provide group transportation, in the absence of  
9 convenient and public scheduled transportation, for employees to and from the  
10 Mendota and Winnebago mental health institutes and the centers for the  
11 developmentally disabled in the case of employees of the department of health and  
12 family services, to the Ethan Allen School, the Taycheedah Correctional Institution,  
13 and the Fox Lake Correctional Institution in the case of employees of the department  
14 of corrections, and to and from its temporary branch offices located at the Nevin fish  
15 hatchery Fish Hatchery grounds in the case of employees of the department of  
16 natural resources. Any employee, if injured while being so transported, shall be  
17 ~~deemed~~ considered to have been in the course of his or her employment.

NOTE: Conforms capitalization to current style and inserts preferred term.

18 **SECTION 33.** 20.916 (4m) of the statutes is renumbered 20.916 (4m) (b) and  
19 amended to read:

20 20.916 (4m) (b) Except as otherwise provided in this ~~subsection~~ <sup>paragraph</sup>, if any state  
21 agency determines that ~~the~~ an employee's duties of ~~an employee~~ require the use of  
22 a motor vehicle, and use of a personal motor vehicle is authorized by the agency  
23 under similar circumstances, the agency shall authorize the employee to use a

1 personal motorcycle for ~~such~~ the employee's duties and shall reimburse the employee  
2 for ~~such~~ the use of the motorcycle at rates determined biennially by the secretary of  
3 employment relations under sub. (8), subject to the approval of the joint committee  
4 on employment relations. No state agency may authorize an employee to use or  
5 reimburse an employee for the use of a personal motorcycle under this subsection if  
6 more than one individual is transported on the motorcycle. All allowances for the use  
7 of a motorcycle shall be paid upon approval and certification of the amounts payable  
8 by the head of the state agency for which the employee performs duties to the  
9 department of administration. In this subsection, "~~motorcycle~~" has the meaning  
10 given under s. 340.01 (32).

NOTE: Moves definition to a separate paragraph at the beginning of the subsection,  
consistent with current style, and inserts specific references. See also the next section  
of this bill.

11 SECTION 34. 20.916 (4m) (a) of the statutes is created to read:

12 20.916 (4m) (a) In this subsection, "motorcycle" has the meaning given under  
13 s. 340.01 (32).

NOTE: See the previous section of this bill.

14 SECTION 35. 20.927 (1) of the statutes is renumbered 20.927 (1m).

NOTE: Accommodates the renumbering of a definition to the beginning of the  
section, consistent with current style. See the next section of this bill.

15 SECTION 36. 20.927 (4) of the statutes is renumbered 20.927 (1g).

NOTE: Moves definition to the beginning of the section, consistent with current  
style.

16 SECTION 37. 24.39 (4) (h) of the statutes is amended to read:

17 24.39 (4) (h) All rights to submerged lands and rights above submerged lands  
18 ceded, granted, or leased to municipalities, or other persons by ~~prior~~ acts of the state  
19 [1961] that were effective prior to October 10, 1961, shall not be affected by this  
20 subsection or by s. 30.11 (5).

NOTE: Inserts the effective date of ch. 355, laws of 1961, which created this provision, and language to clarify the applicability of this provision.

1 SECTION 38. 26.01 of the statutes is renumbered 26.01 (intro.) and amended  
2 to read:

3 ~~26.01 Definition~~ <sup>is</sup> ~~Definitions~~ <sup>plain</sup> (intro.) In this chapter, unless:

4 ~~SECTION 39. 26.01 (1) of the statutes is created to read:~~

5 ~~26.01 (1)~~ <sup>91</sup> Unless <sup>score</sup> the context requires otherwise, "department" means the  
6 department of natural resources.

NOTE: Accommodates the renumbering of s. 26.11 (2) by this bill.

7 SECTION 40. 26.11 (1) of the statutes is amended to read:

8 26.11 (1) The department is vested with power, authority, and jurisdiction in  
9 all matters relating to the prevention, detection, and suppression of forest fires  
10 outside the limits of incorporated villages and cities in the state ~~except as provided~~  
11 ~~in sub. (2)~~, and to do all things necessary in the exercise of such power, authority, and  
12 jurisdiction.

13 SECTION 41. 26.11 (2) of the statutes is renumbered 26.01 (2) and amended to  
14 read:

15 26.01 (2) ~~The term "forest~~ Forest fire ~~as used in this chapter~~ means  
16 uncontrolled, wild, or running fires occurring on forest, marsh, field, cutover, or other  
17 lands or involving farm, city, or village property and improvements incidental to the  
18 uncontrolled, wild, or running fires occurring on forest, marsh, field, cutover, or other  
19 lands.

NOTE: Renumbers definition applicable to all of ch. 26 to the definitions section at the beginning of the chapter consistent with current style.

20 SECTION 42. 27.11 (5) (a) of the statutes is renumbered 27.11 (5).

NOTE: Eliminates unnecessary paragraph designation. This provision is not subdivided.



1           **SECTION 43.** 28.11 (6) (b) 4. of the statutes is amended to read:

2           28.11 (6) (b) 4. Within 90 days after completion of any cutting operation (,  
3 including timber trespass), but not more than 2 years after filing the cutting notice,  
4 the county shall transmit to the department on forms furnished by the department,  
5 a report of merchantable wood products cut. The department may conduct ~~such~~ any  
6 investigations on timber cutting operations as ~~that~~ it deems considers to be  
7 advisable, including the holding of public hearings ~~thereon on the timber cutting~~  
8 operations, and may assess severance share payments accordingly.

          NOTE: Replaces parentheses and disfavored terminology to improve readability  
and to conform to current style.

9           **SECTION 44.** 28.11 (11) (a) of the statutes is renumbered 28.11 (11) (a) 1. and  
10 amended to read:

11           28.11 (11) (a) 1. The county board may by resolution adopted by not less than  
12 two-thirds of its membership make application to the department to withdraw lands  
13 entered under this section. The county board shall first refer the resolution to the  
14 county forestry committee, which shall consult with an authorized representative of  
15 the department in formulating its withdrawal proposal. The county board shall not  
16 take final action ~~thereon on the application~~ until 90 days after ~~such~~ referral of the  
17 application to the forestry committee or until the report ~~thereon~~ of the forestry  
18 committee regarding the application has been filed with the board. ~~Such~~ The  
19 application shall include the land description ~~and~~, a statement of the reasons for  
20 withdrawal, and any restrictions or other conditions of use attached to the land  
21 proposed for withdrawal.

22           2. Upon the filing of ~~such an~~ an application to withdraw lands under subd. 1., the  
23 department shall ~~investigate the same and it may conduct a public hearing thereon~~

1 ~~if it deems it advisable at such time and place as it sees fit. If requested by the county~~  
2 ~~in writing the department shall hold a public hearing. During the course of its~~  
3 ~~investigation the department shall make an examination of the character of the land,~~  
4 ~~the volume of timber, improvements, and any other special values and in.~~ In the case  
5 of withdrawal for the purpose of sale to any purchaser other than the state or a local  
6 unit of government ~~it, the department~~ shall establish a minimum value on the lands  
7 to be withdrawn. In making its investigation the department shall give full weight  
8 and consideration to the purposes and principles set forth in sub. (1) and it shall also  
9 weigh and consider the benefits to the people of the state as a whole, as well as to the  
10 county, from the proposed use against the benefits accruing to the people of the state  
11 as a whole and to the county under the continued entry of ~~such~~ the lands to be  
12 withdrawn. The department may conduct a public hearing on the application, if it  
13 considers it advisable, at a time and place that it determines, except that if the county  
14 requests a hearing in writing, the department shall hold a public hearing.

15 3. If the department finds that the benefits after withdrawal of the lands  
16 described in the application described in subd. 1. outweigh the benefits under  
17 continued entry of the lands and that the lands will be put to a better and higher use,  
18 it shall make an order withdrawing ~~such~~ the lands from entry; otherwise it shall  
19 deny the application.

20 4. If the application is denied, the county board may, by resolution adopted by  
21 not less than two-thirds of its membership, appeal to a review committee. The  
22 department shall submit the findings of its investigation and of any hearing on a  
23 proposed withdrawal to the committee, which shall be composed of ~~one~~ the following  
24 members:

1           a. One member appointed by the county board submitting the application for  
2 withdrawal; ~~one.~~

3           b. One member from another county ~~which~~ that has land enrolled under the  
4 county forest law, ~~this member to be appointed by the governor and to,~~ who shall be  
5 chairperson of the review committee; ~~one.~~

6           c. One member appointed by the department; ~~one.~~

7           d. One member appointed by the University of Wisconsin from the college of  
8 agriculture; ~~and a 5th College of Agricultural and Life Sciences.~~

9           e. One member to be selected by unanimous vote of the appointed members or  
10 by the governor, if they the appointed members fail to achieve unanimity, by the  
11 governor. ~~This~~ score period

12           5. The review committee appointed under subd. 4. shall, by majority vote shall,  
13 within 60 days after receiving the findings of the department, ~~either approve~~ do one  
14 of the following:

15           a. Approve the application for withdrawal if it finds the proposed use to be of  
16 a greater benefit considering all losses and benefits to the people of the state as a  
17 whole, as well as to the people of the county, ~~or shall provisionally.~~

18           b. Provisionally deny the application for withdrawal giving specific reasons  
19 why it finds the proposal deficient and making any suggestions for revising the  
20 application to reduce the conflict of the proposed use with the public interest.

21           6. If the committee approves a withdrawal under subd. 5. it shall notify the  
22 county board of its approval stating, as necessary, specific procedures to be followed  
23 by the county relating to ~~such~~ the withdrawal. The county board may then by a  
24 resolution approved by not less than two-thirds of its membership, withdraw the

1 lands from the county forest law and shall send copies of this resolution to the  
2 department and to the county register of deeds who shall record the ~~same~~ resolution.

3 7. If the committee provisionally denies the proposed withdrawal under subd.  
4 5. it may consider an amended application for withdrawal upon presentation of the  
5 application and supporting information, or it may require additional investigation  
6 of the amended application by the department before reconsidering the application.  
7 Any additional investigation shall include additional public hearings if requested by  
8 ~~either the county, the department, or by the committee.~~

NOTE: Subdivides long provision, inserts specific references and cross-references,  
replaces disfavored terminology, reorders text, and modifies punctuation to improve  
readability and to conform to current style. Corrects and capitalizes college title.

9 **SECTION 45.** 30.207 (6) (intro.) of the statutes is renumbered 30.207 (6) (a).

NOTE: This provision is not introductory to the existing paragraph (b) that follows  
it but is separate and distinct and is renumbered accordingly.

10 **SECTION 46.** 30.90 of the statutes is renumbered 30.90 (1) (a) and amended to  
11 read:

12 30.90 (1) (a) Neither the county or town may provide, nor shall any subdivider  
13 be required or permitted to provide, public access to Lake Lions Lake ~~in the town of~~  
14 ~~Alban, Portage County, if such~~ the public access will in any way interfere with the  
15 use of the lake as a recreational area for the physically handicapped ~~as long as such~~  
16 ~~use is continued.~~

17 (b) The department may stock ~~said lake~~ Lake Lions with fish ~~as long as such~~  
18 ~~use is continued,~~ any provision in ch. 29 to the contrary notwithstanding.

19 (2) The town board of the town of Alban shall have jurisdiction over Lake Lions,  
20 and may enact and enforce such any ordinances necessary to prevent any  
21 deterioration of the said waters of Lake Lions or any nuisances ~~which~~ that would  
22 adversely affect the health or safety of the people.

NOTE: Makes lake name consistent and conforms capitalization to current style. Reorganizes text and subdivides provision to improve readability and to conform to current style, including moving text to a new sub. (1) (intro.) created by the next section of this bill.

1 SECTION 47. 30.90 (1) (intro.) of the statutes is created to read:

2 30.90 (1) (intro.) As long as Lake Lions in the town of Alban, Portage County,  
3 continues to be used as a recreational area for the physically handicapped, all of the  
4 following shall apply:

NOTE: See the previous section of this bill.

5 SECTION 48. 33.44 (1) (f) 1. of the statutes is amended to read:

6 33.44 (1) (f) 1. Except as provided in subds. 2. and 3., one member who is not  
7 a supervisor on the county board, who resides outside the city of Madison and whose  
8 name is on a list of at least 2 nominees submitted to the county executive by the Dane  
9 ~~county towns association~~ County Towns Association.

NOTE: Conforms capitalization to current style.

10 SECTION 49. 33.44 (1) (f) 2. of the statutes is amended to read:

11 33.44 (1) (f) 2. For terms subsequent to the initial term, the person appointed  
12 under this paragraph must reside outside the city of Madison and the person's name  
13 must be on a list of at least 2 nominees submitted to the county executive by the Dane  
14 ~~county towns association~~ County Towns Association. Unless the person has served  
15 continuously as the member appointed under this paragraph for all previous terms,  
16 including the initial term, the person may not be a supervisor on the county board.

NOTE: Conforms capitalization to current style.

17 SECTION 50. 36.25 (3) (a) of the statutes is amended to read:

18 36.25 (3) (a) The board may establish through the ~~college of agricultural and~~  
19 ~~life sciences~~ College of Agricultural and Life Sciences of the University of  
20 Wisconsin-Madison demonstration stations for the purpose of aiding in agricultural

1 development. The location of the stations shall be determined by the board which  
2 shall consider the opportunities for agricultural development in various regions of  
3 the state.

NOTE: Conforms capitalization to current style.

4 SECTION 51. 36.25 (3) (c) of the statutes is amended to read:

5 36.25 (3) (c) The board shall, under the supervision of the dean of the college  
6 of agricultural and life sciences College of Agricultural and Life Sciences of the  
7 University of Wisconsin-Madison, foster research and experimentation in the  
8 control of bovine brucellosis <sup>which is also known as</sup> (Bang's disease), at various points within this state as  
9 it deems that the board considers to be advisable. To facilitate such work the bovine  
10 brucellosis research and experimentation, contracts may be entered into with  
11 owners of bovine animals of various classes for the supervised control of the animals  
12 and for the purchase of animals under conditions to be specified in such contracts  
13 which that shall be retained for control purposes. Payment ~~for such animals under~~  
14 the contracts shall be made out of the appropriation in s. 20.285 (1) (a).

NOTE: Conforms capitalization to current style. Inserts specific references, <sup>replaces parentheses</sup> and <sup>sh</sup> replaces disfavored terminology to improve readability and to conform to current style.

15 SECTION 52. 36.25 (4) of the statutes is amended to read:

16 36.25 (4) DUTCH ELM DISEASE STUDIES. The board shall, through the college of  
17 agricultural and life sciences College of Agricultural and Life Sciences of the  
18 University of Wisconsin-Madison, authorize laboratory and field studies, research,  
19 and experiments to determine the cause and control of Dutch elm disease. The  
20 various departments of the state shall cooperate with the university in this program.

NOTE: Conforms capitalization to current style.

21 SECTION 53. 36.25 (29m) (intro.) of the statutes is amended to read:

1

36.25 (29m) (intro.) CENTER FOR ~~ENVIRONMENTAL EDUCATION~~ ENVIRONMENTAL

2

EDUCATION. There is established in the ~~college of natural resources~~ College of Natural

3

Resources at the University of Wisconsin-Stevens Point a center for environmental

4

education to assist in the development, dissemination, implementation, and

5

evaluation of environmental education programs for elementary and secondary

6

school teachers and pupils. The center shall do all of the following:

NOTE: Conforms capitalization to current style.

7

SECTION 54. 36.25 (29m) (h) of the statutes is amended to read:

8

36.25 (29m) (h) Assist the University of Wisconsin-Stevens Point ~~college of~~

9

~~natural resources~~ College of Natural Resources in providing opportunities for

10

teachers to complete advanced training in environmental education through the

11

college's master's degree program.

NOTE: Conforms capitalization to current style.

12

SECTION 55. 36.25 (30m) of the statutes is amended to read:

13

36.25 (30m) AGRICULTURAL TECHNOLOGY AND FAMILY FARM PROGRAMS. The board

14

may establish agricultural technology and family farm programs in the ~~college of~~

15

~~agricultural and life sciences~~ College of Agricultural and Life Sciences at the

16

University of Wisconsin-Madison.

NOTE: Conforms capitalization to current style.

17

SECTION 56. 39.15 (1) (a) of the statutes is amended to read:

18

39.15 (1) (a) One-third of the members of the board of trustees of the ~~medical~~

19

~~college~~ Medical College of Wisconsin, ~~inc.~~ Inc., shall be nominated by the governor,

20

and with the advice and consent of the senate, appointed, for staggered 6-year terms

21

expiring on May 1.

NOTE: Conforms capitalization to current style.

22

SECTION 57. 39.15 (1) (b) of the statutes is amended to read:

1           39.15 (1) (b) The ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., shall  
2 give first preference in admissions to residents of this state.

NOTE: Conforms capitalization to current style.

3           **SECTION 58.** 39.15 (1) (c) of the statutes is amended to read:

4           39.15 (1) (c) The ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., shall  
5 make every effort to ensure that at least 5% of the total enrollment of the college  
6 consists of minority students.

NOTE: Conforms capitalization to current style.

7           **SECTION 59.** 39.15 (2) of the statutes is amended to read:

8           39.15 (2) The legislative audit bureau shall biennially postaudit expenditures  
9 under s. 20.250 so as to assure the propriety of expenditures and compliance with  
10 legislative intent. State affirmative action policies, rules, and practices shall be  
11 applied to the ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., consistent with  
12 their application to state agencies.

NOTE: Conforms capitalization to current style.

13           **SECTION 60.** 39.155 (title) and (1) of the statutes are amended to read:

14           **39.155 (title) Medical college College of Wisconsin; state aid policies.** ✓

15           (1) Subject to sub. (3), all funds appropriated to the ~~medical college~~ Medical  
16 College of Wisconsin, ~~inc.~~ Inc., under s. 20.250 (1) (a) shall be based on a per capita  
17 formula for an amount for each Wisconsin resident enrolled at the college who is  
18 paying full tuition. A student's qualification as a resident of this state shall be  
19 determined by the higher educational aids board in accordance with s. 36.27, so far  
20 as applicable.

NOTE: Conforms capitalization to that of current style.

21           **SECTION 61.** 39.155 (2) of the statutes is amended to read:



1           39.155 (2) On or before January 15 and September 15 of each year, the ~~medical~~  
2 ~~college~~ Medical College of Wisconsin, ~~inc.~~ Inc., shall submit to the higher educational  
3 aids board for its approval a list of the Wisconsin residents enrolled at the college who  
4 are paying full tuition. The state shall make semiannual payments to the ~~medical~~  
5 ~~college~~ Medical College of Wisconsin, ~~inc.~~ Inc., from the appropriation under s.  
6 20.250 (1) (a), upon approval of the list. If the appropriation under s. 20.250 (1) (a)  
7 is insufficient to pay the amount specified to be disbursed under s. 20.250 (1) (a), the  
8 payments shall be disbursed on a prorated basis for each student entitled to such aid.  
9 No more than 8 such payments may be made to the ~~medical college~~ Medical College  
10 of Wisconsin, ~~inc.~~ Inc., from the appropriation under s. 20.250 (1) (a), for any  
11 individual student.

NOTE: Conforms capitalization to current style.

12           **SECTION 62.** 39.155 (3) of the statutes is amended to read:

13           39.155 (3) The ~~medical college~~ Medical College of Wisconsin, ~~inc.~~ Inc., may not  
14 assess tuition for a Wisconsin resident enrolled at the college in an amount that  
15 exceeds the difference between the tuition assessed a nonresident student enrolled  
16 at the college and the amount disbursed under s. 20.250 (1) (a) for each Wisconsin  
17 resident enrolled at the college. This subsection applies only to students enrolled in  
18 the class entering the college in the 1986-87 academic year and thereafter for whom  
19 payments are made to the Medical College of Wisconsin, Inc., from the appropriation  
20 under s. 20.250 (1) (a).

NOTE: Conforms capitalization to current style.

21           **SECTION 63.** 39.16 (intro.) of the statutes is renumbered 39.16 (1).

NOTE: This provision is not introductory to the existing subsection (2) that follows  
it but is separate and distinct and is renumbered accordingly.

1           **SECTION 64.** 40.02 (48) (am) of the statutes is renumbered <sup>40.02</sup>~~48.02~~ (48) (am)  
2 (intro.) and amended to read:

3           <sup>40.02</sup>~~48.02~~ (48) (am) (intro.) "Protective occupation participant" includes any  
4 participant whose name is certified to the fund as provided in s. 40.06 (1) (d) and (dm)  
5 and who is a any of the following:

- 6           1. A conservation warden.
- 7           2. A conservation patrol boat captain.
- 8           3. A conservation patrol boat engineer.
- 9           4. A conservation pilot.
- 10          5. A conservation patrol officer.
- 11          6. A forest fire control assistant.
- 12          7. A member of the state traffic patrol.
- 13          8. A state motor vehicle inspector.
- 14          9. A police officer.
- 15          10. A fire fighter.
- 16          11. A sheriff.
- 17          12. An undersheriff.
- 18          13. A deputy sheriff.
- 19          14. A state probation and parole officer.
- 20          15. A county traffic police officer.
- 21          16. A state forest ranger.
- 22          17. A fire watcher employed at Wisconsin veterans facilities.
- 23          18. A state correctional-psychiatric officer.
- 24          19. An excise tax investigator employed by the department of revenue.
- 25          20. A special criminal investigation agent in the department of justice.

1           21. An assistant or deputy fire marshal,~~or,~~

2           22. A person employed under s. 61.66 (1).

NOTE: Subdivides long sentence for improved readability and greater conformity with current style.

3           **SECTION 65.** 41.41 (4) (c) of the statutes is amended to read:

4           41.41 (4) (c) The department of agriculture, trade and consumer protection, the  
5 department of natural resources, the department of transportation, the department  
6 of commerce, the department of administration, the state historical society, and the  
7 ~~university~~ University of Wisconsin–extension Wisconsin–Extension shall cooperate  
8 with and assist the board in matters related to its functions.

NOTE: Conforms capitalization to current style.

9           **SECTION 66.** 43.17 (10) of the statutes is amended to read:

10           43.17 (10) **BORROWERS' CARDS.** Except as provided in sub. (11), all public  
11 libraries in a public library system shall honor the valid borrowers' cards of a public  
12 library in an adjacent public library system, other than the Milwaukee ~~county~~  
13 ~~federated library system~~ County Federated Library System. The requirement under  
14 this subsection does not apply to the Milwaukee County Federated Library System.

NOTE: Conforms capitalization to current style.

15           **SECTION 67.** 45.001 of the statutes is created to read:

16           **45.001 Definitions.** In this chapter, unless the context otherwise requires:

17           (2) "Department" means the department of veterans affairs.

18           (3) "Secretary" means the secretary of veterans affairs.

NOTE: Creates definitions applicable to the entire chapter for terms used throughout the chapter.

19           **SECTION 68.** 45.014 of the statutes, as affected by 2001 Wisconsin Act 16, is  
20 amended to read:

1           **45.014 Wisconsin veterans museum.** The department of administration  
2 shall provide suitable space for the purpose of a memorial hall, designated as the  
3 Wisconsin ~~veterans museum~~ Veterans Museum, dedicated to the men and women of  
4 Wisconsin who served in the armed forces of the United States in the civil war of 1861  
5 to 1865 or who meet one of the conditions listed in s. ~~45.35 (5) (a) 1. a. to d.~~ 45.001  
6 (4) (a) 1. a. to d., and the department <sup>plain</sup> ~~(of veterans affairs)~~ shall operate and conduct  
7 the Wisconsin ~~veterans museum~~ Veterans Museum. The mission of the Wisconsin  
8 ~~veterans museum~~ Veterans Museum is to acknowledge, commemorate, and affirm  
9 the role of Wisconsin veterans in the United States of America's military past by  
10 means of instructive exhibits and other educational programs.

NOTE: Section 45.35 (5) (a) is renumbered to s. 45.001 (4) (a) by this bill. Conforms capitalization to current style. Section 45.01 was renumbered 45.014 by 2001 Wisconsin Act 16.

11           **SECTION 69.** 45.02 of the statutes is renumbered 45.02 (intro.) and amended to  
12 read:

13           **45.02 Memorial collection.** (intro.) The battle flags of Wisconsin units  
14 serving in the nation's wars, and all relics and mementos of ~~such~~ the nation's wars  
15 donated to or otherwise acquired by the state for display in the Wisconsin ~~veterans~~  
16 ~~museum~~ Veterans Museum shall constitute the memorial collection. The  
17 department of ~~veterans affairs~~ shall catalog do all of the following:

18           (1) Catalog and identify all war relics and mementos of the memorial collection,  
19 restore.

20           (2) Restore, preserve, and safeguard such items, procure the relics and  
21 mementos of the memorial collection.

22           (3) Procure additions to such the memorial collection, provide.

1           **(4) Provide proper display equipment, and to so display such the memorial**  
2 collection as to make it instructive and attractive to visitors.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill. Inserts specific references and subdivides provision to improve readability and to conform to current style. Conforms the form of the (intro.) and capitalization to current style.

3           **SECTION 70. 45.03 (1) (a) of the statutes is repealed.**

NOTE: Repeals definition of "department" made unnecessary by the creation of s. 45.001 (2), which defines "department" for all of ch. 45.

*move  
29-3*

4           **SECTION 71. 45.03 (2) of the statutes is amended to read:**

5           **45.03 (2) From the appropriation under s. 20.485 (2) (d), the department shall**  
6 **provide funding to the Wisconsin Vietnam veterans memorial project, inc. Veterans**  
7 **Memorial Project, Inc., for the construction of 3 memorials, as defined in s. 45.04 (1)**  
8 **(c), one memorial for the veterans of World War I, one memorial for the veterans of**  
9 **World War II, and one memorial for the veterans of the Persian Gulf war. The**  
10 **memorials shall be constructed at the veterans memorial site located at The**  
11 **Highground in Clark County. The department may expend up to \$45,000 for the**  
12 **memorial for the veterans of World War I, up to \$85,000 for the memorial for the**  
13 **veterans of World War II, and up to \$60,000 for the memorial for the veterans of the**  
14 **Persian Gulf war. If the moneys available under this section to construct one of these**  
15 **memorials are in excess of the moneys needed to construct that memorial, and if the**  
16 **moneys available under this section to construct another one of these memorials are**  
17 **insufficient to construct that memorial, the department, with the approval of the**  
18 **joint committee on finance, may allocate the excess moneys to construct the**  
19 **memorial that is insufficiently funded.**

NOTE: Conforms capitalization to current style.

20           **SECTION 72. 45.04 (1) (a) of the statutes is repealed.**

NOTE: Repeals definition of "department" made unnecessary by the creation of s. 45.001 (2), which defines "department" for all of ch. 45.

1 SECTION 73. 45.04 (1) (d) of the statutes is repealed.

NOTE: Repeals definition of "secretary" made unnecessary by the creation of s. 45.001 (3), which defines "secretary" for all of ch. 45.

2 SECTION 74. 45.052 (1) (c) of the statutes is amended to read:

3 45.052 (1) (c) It may convey any property under its control to any municipality  
4 and lease it back under terms agreed upon by the commission or board of trustees  
5 and the municipality.

NOTE: Inserts specific board. "Board" in ch. 45 is defined as the board of veterans affairs, unless qualified, by s. 45.001 (1).

6 SECTION 75. 45.059 of the statutes is amended to read:

7 45.059 **Catalog of memorials.** The department of ~~veterans affairs~~ shall  
8 prepare a catalog of memorials, describing each memorial and giving its location and  
9 condition. The department shall update that catalog.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill.

10 SECTION 76. 45.12 (1) of the statutes is amended to read:

11 45.12 (1) There is created in each county a "~~County Veterans' Service~~  
12 ~~Commission~~" county veterans' service commission consisting of 3 residents of the  
13 county who are veterans appointed for staggered 3-year terms by the county  
14 executive or county board chairperson in a county ~~which that~~ does not have a county  
15 executive.

NOTE: Conforms punctuation and capitalization to current style.

16 SECTION 77. 45.14 (1) of the statutes is amended to read:

17 45.14 (1) ~~Such~~ In this section, "commission" means the county veterans' service  
18 commission.

1           **(1m)** The commission shall meet, at the courthouse or at ~~such~~ any other place  
2 as ~~that~~ the county board ~~shall designate~~ designates, on or before the first Monday  
3 of January in each year and at ~~such~~ any other times as ~~that~~ may be necessary.

NOTE: Inserts specific reference and modernizes language to improve readability  
and to conform to current style.

4           **SECTION 78.** 45.14 (2) of the statutes is renumbered 45.14 (2) (a) and amended  
5 to read:

6           45.14 (2) (a) Except as provided under sub. (3), the commission may furnish aid  
7 to any person within s. 45.10 if the right of ~~such~~ that person to aid ~~shall be~~ is  
8 established to ~~its~~ the commission's satisfaction.

9           (b) The secretary of the commission shall make and deposit with the county  
10 clerk a list containing the name, place of residence, and ~~the~~ amount to be paid to each  
11 ~~such~~ person furnished with aid under par. (a), which shall be signed by the  
12 chairperson and secretary of the commission.

13           (c) The total disbursements made by the commission under this subsection  
14 shall not exceed the amount collected from the tax levied. When ~~such lists are~~ a list  
15 under par. (b) is filed, the county clerk shall issue an order upon the county treasurer  
16 for the sum designated ~~therein~~ in the list in each case and deliver ~~it~~ that sum to the  
17 person entitled ~~thereto~~ to that sum.

18           (d) The commission may furnish aid in a different manner than by supplying  
19 money. The commission may request the county clerk to issue an order upon the  
20 county treasurer to a purveyor of services or commodities for the purchase of ~~such~~  
21 services or commodities, or the commission may furnish ~~such~~ supplies, as it ~~deems~~  
22 considers best.

1 (e) The commission shall make a detailed report to the county board at each  
2 annual session ~~thereof of the county board~~ showing the amount expended under this  
3 subsection.

NOTE: Subdivides provision, creates a definition, inserts specific references and  
cross-references, and modifies language and punctuation to improve readability and to  
conform to current style.

4 SECTION 79. 45.185 (2) and (3) of the statutes are amended to read:

5 45.185 (2) ~~Such~~ The municipal governing bodies specified in sub. (1) shall  
6 report to the county clerk of their respective counties, on or before September 1 of  
7 each year, the respective locations of the graves ~~so taken care of~~ cared for by them  
8 under sub. (1), together with the ~~name~~ names of the deceased and the amount  
9 claimed for ~~such care of the graves for a~~ the fiscal year from the previous July 1 to  
10 June 30.

11 (3) The chairperson of the county board and the county clerk of ~~such county~~,  
12 upon receipt of ~~such~~ the report under sub. (2), shall draw an order on the county  
13 treasurer for the amount of the expenses ~~so incurred in caring for the graves~~, payable  
14 to the person or persons designated in ~~said~~ the report as being entitled thereto.

NOTE: Inserts specific references and cross-references, specifies that the board in  
sub. (3) is the county board, and otherwise modifies text and punctuation to improve  
readability and to conform to current style.

15 SECTION 80. 45.19 of the statutes is amended to read:

16 45.19 **Military honors funerals.** The department of ~~veterans affairs~~ shall  
17 administer a program to coordinate the provision of military honors funerals to  
18 deceased veterans by local units of member organizations of the council on veterans  
19 programs and by members of the Wisconsin national guard activated under s. 21.11  
20 (3). From the appropriation under s. 20.485 (2) (q), the department shall reimburse  
21 a local unit of a member organization of the council on veterans programs for the



1 costs of providing a military honors funeral to a deceased veteran. The  
2 reimbursement may not exceed \$50 for each military honors funeral.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

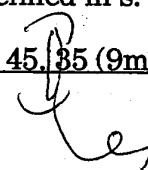
3 SECTION 81. 45.21 of the statutes is amended to read:

4 **45.21 Registration of certificate of discharge.** Every person who has  
5 served in the U.S. armed forces at any time, and who has been honorably discharged  
6 or given a certificate of service or relieved from active service may record with the  
7 register of deeds of any county, in a suitable book provided by the county for that  
8 purpose, a certificate of discharge or release. The certificate shall be accessible only  
9 to the discharged person or that person's dependents, the county veterans' service  
10 officer, ~~the department of veterans affairs~~, or any person with written authorization  
11 from the ~~person discharged person~~ discharged person or that person's dependents. The register of deeds  
12 may not charge for recording, except that in counties where the register of deeds is  
13 under the fee system and not paid a fixed salary, the county shall pay the fee specified  
14 in s. 59.43 (2) (ag). The record of any such certificate ~~heretofore~~ of discharge or  
15 release made prior to July 6, 1919, is hereby legalized.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill. Inserts specific references and the effective date  
of the last sentence to improve clarity and readability.

16 SECTION 82. 45.25 (1) of the statutes, as affected by 2001 Wisconsin Act 16, is  
17 amended to read:

18 45.25 (1) ADMINISTRATION. The department of ~~veterans affairs~~ shall administer  
19 a tuition and fee reimbursement program for eligible veterans enrolling as  
20 undergraduates in any institution of higher education, as defined in s. 45.396 (1) (a),  
21 in this state, enrolling in a school that is approved under s. 45.35 (9m), enrolling in



1 a proprietary school that is approved under s. 45.54, or receiving a waiver of  
2 nonresident tuition under s. 39.47.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

3 SECTION 83. 45.34 (2) (e) 3. of the statutes is amended to read:

4 45.34 (2) (e) 3. Between August 1, 1990, and the ending date of Operation  
5 Desert Shield or Operation Desert Storm, as established by the department of  
6 ~~veterans affairs~~ by rule.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

7 SECTION 84. 45.34 (4) of the statutes is amended to read:

8 45.34 (4) SERVICE IN SOMALIA. A person shall be considered to have served in  
9 Somalia if the person was on active duty in the U.S. armed services in Somalia or in  
10 territorial waters adjacent to Somalia under honorable conditions between  
11 December 9, 1992, and the ending date of Operation Restore Hope, as established by  
12 the department of ~~veterans affairs~~ by rule.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

13 SECTION 85. 45.34 (5) (c) of the statutes is amended to read:

14 45.34 (5) (c) Between December 1, 1995, and the ending date of Operation  
15 Balkan Endeavor or a successor operation, as established by the department of  
16 ~~veterans affairs~~ by rule.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

17 SECTION 86. 45.348 (1) of the statutes is created to read:

18 45.348 (1) In this section and ss. 45.35, 45.351, and 45.356 unless otherwise  
19 modified, "child" means any natural child, any legally adopted child, any stepchild

1 or child if a member of the veteran's household, or any nonmarital child if the veteran  
2 acknowledges paternity or paternity has been otherwise established.

NOTE: Moves the definition of "child" applicable to s. 45.35, 45.351 and 45.356, previously a part of the definition of "dependent" in s. 45.35 (5m), to a separate provision for easier access. The definition of "dependent" is renumbered to s. 45.348 (2) by this bill.

3 SECTION 87. 45.35 (2) of the statutes is renumbered 45.001 (1) and amended to  
4 read:

5 45.001 (1) ~~DEFINITION.~~ In this chapter "board" Board means the board of  
6 veterans affairs.

NOTE: This bill creates, as the first section in ch. 45, s. 45.001, a section for definitions applicable to all of ch. 45, consistent with current style.

7 SECTION 88. 45.35 (3d) (b) of the statutes, affected by 2001 Wisconsin Act 16,  
8 is amended to read:

9 45.35 (3d) (b) The council on veterans programs and the department, jointly  
10 or separately, shall submit a report regarding the council on veterans programs to  
11 the chief clerk of each house of the legislature for distribution to the legislature under  
12 s. 13.172 (2) by November 1, 1989, and by September 30 of every odd-numbered year  
13 thereafter. The report shall include a general summary of the activities and  
14 membership over the past 2 years of the council and each organization on the council.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill. An outdated transition provision is deleted.

15 SECTION 89. 45.35 (4) of the statutes, as affected by 2001 Wisconsin Act 16, is  
16 amended to read:

17 45.35 (4) (a) ~~Except as provided in pars. (b) to (d),~~ the secretary shall appoint  
18 under the classified service such persons as are necessary to carry out the policy of  
19 the board and for the proper conduct of the Wisconsin veterans museum Veterans  
20 Museum. All persons appointed by the department shall, if possible, be veterans as  
21 defined in sub. (5) and preference shall be given to disabled veterans.

*use auto-ref "a"  
(created on pg  
37)*

NOTE: Conforms capitalization to current style.

1 SECTION 90. 45.35 (5) (title) of the statutes is repealed and recreated to read:

2 45.35 (5) (title) SPOUSES AND DEPENDENTS ENTITLEMENT TO BENEFITS.

NOTE: See the treatment of s. 45.35 (5) (d) by this bill.

Section # of

3 SECTION 91. 45.35 (5) (a) of the statutes is renumbered 45.001 (4) (a), and 45.001  
4 (4) (a) (intro.), 1. (intro.) and a. to c. and 2. (intro.) and a., as renumbered, are  
5 amended to read:

6 45.001 (4) (a) (intro.) ~~"Veteran" as used in this chapter, except~~ Except as used  
7 in s. 45.358 or 45.37 and or subchapter II or unless otherwise modified, and except  
8 as provided in par. (b), "veteran" means any person who has served on active duty  
9 under honorable conditions in the U.S. armed forces or in forces incorporated as part  
10 of the U.S. armed forces, except service on active duty for training purposes, and who  
11 meets all of the following conditions:

12 1. (intro.) ~~The person~~ Except as provided in par. (c), is a resident of and living  
13 in this state at the time of making application, or is deceased, and meets one of the  
14 following conditions:

15 a. Has served in Bosnia, Grenada, Lebanon, Panama, Somalia, or a Middle  
16 East crisis under s. 45.34.

17 b. Was entitled to receive the armed forces expeditionary medal, established  
18 by executive order 10977 on December 4, 1961, the Vietnam service medal  
19 established by executive order 11231 on July 8, 1965, the navy expeditionary medal,  
20 or the marine corps expeditionary medal.

21 c. Has served for 90 days or more during a war period ~~as enumerated under par.~~  
22 ~~(e) or~~ under section 1 of executive order 10957 dated August 10, 1961, or if having  
23 served less than 90 days was honorably discharged for a service-connected disability

1 or for a disability subsequently adjudicated to have been service connected or died  
2 in service.

3 2. (intro.) The person Except as provided in par. (c), is a resident of and living  
4 in this state at the time of making application or is deceased, and meets one of the  
5 following conditions:

6 a. His or her selective service local board, if any, and home of record at the time  
7 of entry or reentry into active service as shown on the veteran's report of separation  
8 from the U.S. armed forces for a qualifying period were in this state.

NOTE: This bill creates, as the first section in ch. 45, s. 45.001, a section for definitions applicable to all of ch. 45, consistent with current style. Excepts statutes that contain a different definition of "veteran." Reorders text to improve readability and to conform to current style.

9 SECTION 92. 45.35 (5) (b) of the statutes is renumbered 45.001 (4) (b).

NOTE: Moves a part of the definition of "veteran" applicable to all of ch. 45 to the beginning of the chapter, consistent with current style.

10 SECTION 93. 45.35 (5) (c) of the statutes is renumbered 45.001 (4) (c).

NOTE: Moves a part of the definition of "veteran" applicable to all of ch. 45 to the beginning of the chapter, consistent with current style.

11 SECTION 94. 45.35 (5) (d) of the statutes is renumbered 45.35 (5).

NOTE: Subp. (5) (a) to (c) make up the definition of "veteran" as used in ch. 45 and are renumbered to s. 45.001 by this bill. This provision does not fit within the definition of veteran and is not renumbered.

12 SECTION 95. 45.35 (5) (e) of the statutes is renumbered 45.001 (5) and 45.001

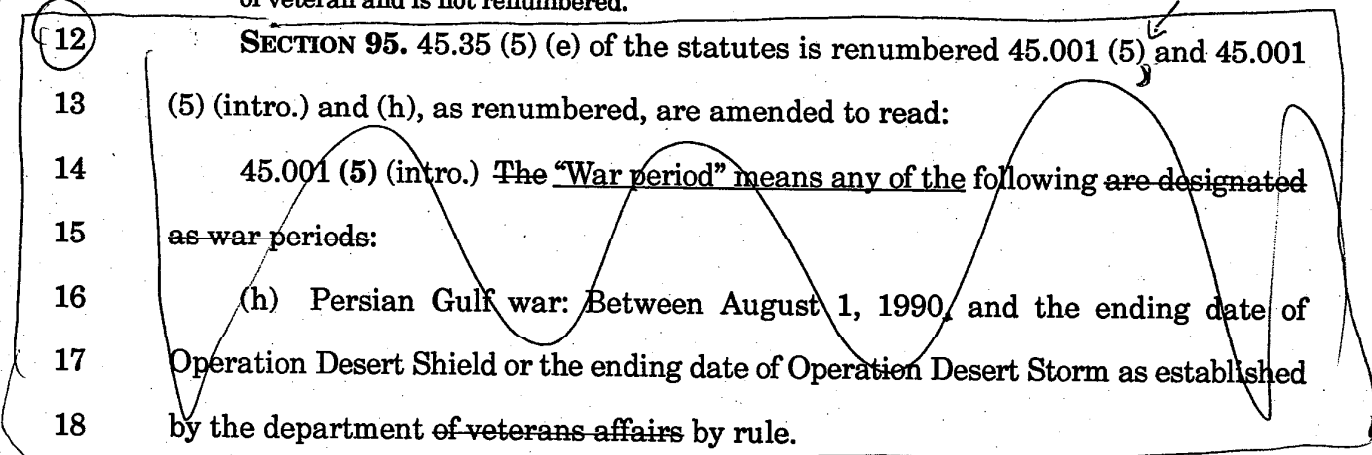
13 (5) (intro.) and (h), as renumbered, are amended to read:

14 45.001 (5) (intro.) The "War period" means any of the following are designated  
15 as war periods:

16 (h) Persian Gulf war: Between August 1, 1990, and the ending date of  
17 Operation Desert Shield or the ending date of Operation Desert Storm as established  
18 by the department of veterans affairs by rule.

NOTE: Moves the definition of "war period" applicable to all of ch. 45 to the beginning of the chapter and rearranges text, consistent with current style. This bill also

*create auto-ref "a"  
(use on page 36)*



100 SECT  
38-1

provides a definition of "department" that is applicable to all of the chapter, rendering the language stricken from par. (h) unnecessary.

1 SECTION 96. 45.35 (5m) (title) of the statutes is renumbered 45.348 (title) and  
2 amended to read:

3 45.348 (title) Dependent and child defined for ss. 45.35, 45.351, and  
4 45.356.

NOTE: See the next section of this bill.

5 SECTION 97. 45.35 (5m) <sup>(a) and (b)</sup> of the statutes is renumbered 45.348 (2) <sup>(a) and (b)</sup> and amended  
6 to read:

7 45.348 (2) (a) "Dependent" of a veteran as used in this section and In ss. 45.35  
8 and 45.351 and 45.356, "dependent" includes only any of the following:

9 1. ~~A wife or husband spouse, an unremarried widow or widower, or a divorced~~  
10 ~~wife spouse, but only when if the divorced spouse is receiving benefits under a court~~  
11 ~~order.~~

12 2. Any child of the veteran under 18 years of age, or under the age of 26 if in  
13 full attendance at a recognized school of instruction, or of any age if incapable of  
14 self-support by reason of mental or physical disability. ~~"Child" as used in this section~~  
15 ~~means any natural child, any legally adopted child, any stepchild or child if a member~~  
16 ~~of the veteran's household or any nonmarital child if the veteran acknowledges~~  
17 ~~paternity or the same has been otherwise established.~~

18 3. ~~The natural mother or natural father~~ parent or a person to whom the veteran  
19 stands in the place of a parent and who has so stood for not less than 12 months prior  
20 <sup>the</sup> to veteran's entrance into active service.

21 4. ~~A minor sister or minor brother~~ sibling or a ~~brother or sister~~ sibling of any  
22 age if incapable of self-support by reason of mental or physical disability.

1 (b) For purposes of defining "dependent" under ~~this subsection~~ par. (a),  
2 "veteran" includes a person who served on active duty under honorable conditions  
3 in the U.S. armed forces or in forces incorporated as part of the U.S. armed forces,  
4 who was a resident of this state at the time of entry or reentry into active duty and  
5 who died while on active duty if ~~that~~ the person's death was not the result of the  
6 ~~veteran's willful~~ person's willful misconduct.

NOTE: Moves the definition of "dependent" applicable to multiple sections to a separate section for easier access. The definition of "child" is deleted from the definition of "dependent" and recreated as a separate definition by this bill as s. 45.348 (1). Dependent is not used in s. 45.356 and that cross-reference is deleted. Gender neutral terms are inserted pursuant to s. 13.93 (1) (m) 2. Amends punctuation and inserts specific references and cross-references to improve readability and to conform to current style.

7 **SECTION 98.** 45.35 (6) of the statutes is amended to read:

8 45.35 (6) COORDINATION DUTIES. The department shall coordinate the activities  
9 of all state agencies and the University of Wisconsin Hospitals and Clinics Authority  
10 performing functions relating to the medical, hospital, or other remedial care,  
11 placement and training, educational, economic, or vocational rehabilitation of  
12 persons who served in the armed forces of the United States at any time and who  
13 were honorably discharged, including such persons with disabilities whether or not  
14 service-connected or war-connected. In particular ~~it~~, the department shall  
15 coordinate the activities of the technical college system board, state selective service  
16 administration, department of health and family services, department of workforce  
17 development, department of public instruction, the University of Wisconsin System  
18 and other educational institutions, the University of Wisconsin Hospitals and  
19 Clinics Authority, and all other departments or agencies performing any of the  
20 functions specified, to the end that the benefits provided in this section may be made  
21 available to veterans as promptly and effectively as possible.

NOTE: Replaces pronoun with specific reference to improve readability.

1 SECTION 99. 45.35 (13) (b) of the statutes is amended to read:

2 45.35 (13) (b) The department may also receive moneys or other gifts and  
3 bequests in its name for the benefit of the Wisconsin ~~veterans museum~~ Veterans  
4 Museum. All moneys so received shall be deposited in the state treasury and credited  
5 to the veterans trust fund and is appropriated ~~therefrom by~~ from s. 20.485 (2) (zm)  
6 to the department to be used, as far as practicable in accordance with the wishes of  
7 the donors, and in accordance with the policies adopted by the board.

NOTE: Conforms capitalization to current style. Removes unnecessary language regarding appropriation.

8 SECTION 100. 45.35 (17) (c) 1. ~~(intro)~~ of the statutes is renumbered 45.35 (17)

9 (c) 1m ~~(intro)~~

NOTE: Accommodates the renumbering of s. 45.35 (17) (c) 4. to 5. 45.35 (17) (c) 1g. by this bill.

10 SECTION 101. 45.35 (17) (c) 3. of the statutes is amended to read:

11 45.35 (17) (c) 3. The department shall incorporate the payment acceleration  
12 requirements of subd. ~~1.~~ 1m. in all loan documents for programs administered by the  
13 department under s. 45.351 or subch. II.

NOTE: Subdivision 1. is renumbered to subd. 1m. by this bill.

14 SECTION 102. 45.35 (17) (c) 4. of the statutes is renumbered 45.35 (17) (c) 1g.

NOTE: Renumbers provision to beginning of section and modifies language, consistent with current style.

15 SECTION 103. 45.351 <sup>(1)</sup> of the statutes, as affected by 2001 Wisconsin Act 16, is  
16 amended to read:

17 45.351 (1) SUBSISTENCE GRANTS. The department may grant subsistence aid to  
18 any incapacitated individual who is a veteran or a dependent of a veteran in an  
19 amount that the department determines is advisable to prevent want or distress.  
20 The department may grant subsistence aid under this subsection to an individual



1 whose incapacitation is the result of the individual's abuse of alcohol or other drugs  
2 if the individual is participating in an alcohol and other drug abuse treatment  
3 program that is approved by the department. The department may grant  
4 subsistence aid on a month-to-month basis or for a 3-month period. The  
5 department may grant subsistence aid for a 3-month period if the veteran or  
6 dependent whose incapacity is the basis for the aid will be incapacitated for more  
7 than 3 months and if earned or unearned income or aid from sources other than those  
8 listed in the application will not be available in the 3-month period. Subsistence aid  
9 is limited to a maximum of 3 months in a 12-month period unless the department  
10 determines that the need for subsistence aid in excess of this maximum time period  
11 is caused by the aid recipient's relapse. The department may submit a request to the  
12 joint committee on finance for supplemental funds from the veterans trust fund to  
13 be credited to the appropriation account under s. 20.485 (2) (vm) for subsistence  
14 grants to veterans. If the cochairpersons of the committee do not notify the secretary  
15 of the department within 14 working days after the date of the department's  
16 submittal that the committee intends to schedule a meeting to review the request,  
17 the appropriation account shall be supplemented as provided in the request. If,  
18 within 14 working days after the date of the department's submittal, the  
19 cochairpersons of the committee notify the secretary of the department that the  
20 committee intends to schedule a meeting to review the request, the appropriation  
21 account shall be supplemented only as approved by the committee.

NOTE: "Secretary" in ch. 45 is defined as the secretary of ~~the department of~~ veterans  
affairs by s. 45.001 (3), which is created by this bill.

22 **SECTION 104.** 45.356 (1m) of the statutes is repealed.

NOTE: Repeals definitions of "department" and "veteran" made unnecessary by the  
creation of s. 45.001, which defines those terms for all of ch. 45.

1           **SECTION 105.** 45.356 (2) of the statutes is amended to read:

2           45.356 (2) The department may lend a veteran, a veteran's unremarried  
3 spouse, or a deceased veteran's child ~~who meets the requirements of s. 45.35 (5m) (a)~~  
4 ~~2.~~ not more than \$15,000, or a lesser amount established by the department by rule,  
5 for the purchase of a mobile home, business, or business property, the education of  
6 the veteran or ~~his or her~~ the veteran's spouse or children, the payment of medical or  
7 funeral expenses, the payment under sub. (6) (c), or the consolidation of debt. The  
8 department may prescribe loan conditions, but the term of the loan may not exceed  
9 10 years. The department shall ensure that the proceeds of any loan made under this  
10 section shall first be applied to pay any delinquent child support or maintenance  
11 payments and to pay any past support, medical expenses, or birth expenses.

NOTE: This bill incorporates the requirements for a child in s. 45.35 (5m) (a) 2. into  
a definition at s. 45.348 that is applicable to this section, which renders the text deleted  
by this section unnecessary. Punctuation is amended and a specific reference replaces  
pronouns to improve readability and to conform to current style.

12           **SECTION 106.** 45.356 (3) of the statutes is amended to read:

13           45.356 (3) The department may lend not more than \$15,000, or a lesser amount  
14 established by the department by rule, to a veteran's remarried surviving spouse or  
15 to the parent of a deceased veteran's child for the education of a child ~~who meets the~~  
16 ~~requirements of s. 45.35 (5m) (a) 2.~~

NOTE: This bill incorporates the requirements for a child in s. 45.35 (5m) (a) 2. into  
a definition at s. 45.348 that is applicable to this section, which renders the text deleted  
by this section unnecessary.

17           **SECTION 107.** 45.357 (1) of the statutes is amended to read:

18           45.357 (1) The department ~~of veterans affairs~~ shall administer a program to  
19 provide assistance to persons who served in the U.S. armed forces or in forces  
20 incorporated as part of the U.S. armed forces and who were discharged under  
21 conditions other than dishonorable. The department shall provide assistance to

1 persons whose need for services is based upon homelessness, incarceration, or other  
2 circumstances designated by the department by rule. The department shall  
3 designate the assistance available under this section, which may include assistance  
4 in receiving medical care, dental care, education, employment, and transitional  
5 housing. The department may provide grants to facilitate the provision of services  
6 under this section.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

7 **SECTION 108.** 45.358 (2) of the statutes is amended to read:

8 45.358 (2) CONSTRUCTION AND OPERATION OF CEMETERIES. Subject to  
9 authorization under ss. 13.48 (10) and 20.924 (1), the department of veterans affairs  
10 may construct and operate veterans cemeteries in northwestern and southeastern  
11 Wisconsin and may employ ~~such~~ any personnel as that are necessary for the proper  
12 management of the cemeteries. The cemetery in southeastern Wisconsin is the  
13 Southern Wisconsin Veterans Memorial Cemetery. The cemetery in northwestern  
14 Wisconsin is the Northern Wisconsin Veterans Memorial Cemetery. The department  
15 may acquire, by gift, purchase, or condemnation, lands necessary for the purposes  
16 of the cemeteries. Title to the properties shall be taken in the name of this state.  
17 Every deed of conveyance shall be immediately recorded in the office of the proper  
18 register of deeds and thereafter filed with the secretary of state. All cemeteries  
19 operated by the department are exempt from the requirements of ss. 157.061 to  
20 157.70 and 440.90 to 440.95.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

21 **SECTION 109.** 45.358 (4) of the statutes is amended to read:

1           45.358 (4) GIFTS, GRANTS, AND BEQUESTS. The department of ~~veterans affairs~~  
2 may accept for the state all gifts, grants, and bequests for the purposes of  
3 maintenance, restoration, preservation, and rehabilitation of the veterans  
4 cemeteries constructed under sub. (2).

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

5           SECTION 110. 45.36 (title) <sup>✓</sup> of the statutes is amended to read:

6           45.36 (title) **Release of information and records by the department of**  
7 **veterans affairs and by county veterans' service offices.**

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill. "By" is added for clarification.

8           SECTION 111. 45.36 (1) (a) <sup>✓</sup> of the statutes is repealed.

NOTE: Repeals definition of "department" made unnecessary by the creation of s.  
45.001 (2), which defines "department" for all of ch. 45.

9           SECTION 112. 45.36 (6) <sup>✓</sup> of the statutes is amended to read:

10           45.36 (6) DISCLOSURE OF OTHER INFORMATION. Except as provided in subs. (2) to  
11 (5), all files, records, reports, papers, and documents pertaining to applications for  
12 benefits from the department, and information contained therein, shall ~~only~~ be  
13 released by the department or service office only pursuant to rules of the department.  
14 The rules must provide for the furnishing of information required under sub. (5m)  
15 and for official purposes by any agency of the U.S. government, by any agency of this  
16 state, by any law enforcement or public welfare agency of any Wisconsin county, or  
17 by members of the state senate and assembly, ~~and~~. The rules will otherwise provide  
18 for release of personal information pertaining to or contained in any application for  
19 benefits, whether pending or adjudicated, ~~only where~~ when authorized in writing by  
20 the applicants or ~~where~~ when necessary to assist applicants in securing veterans

1 benefits ~~to which they~~ that the applicants may be entitled to or where when  
2 necessary for the efficient management of loans made by the department.

NOTE: Reorganizes and replaces language and punctuation to improve readability,  
sentence agreement, and conformity with current style.

3 **SECTION 113.** 45.365 (1) (a) 1. of the statutes is repealed.

NOTE: Repeals definition of "department" made unnecessary by the creation of s.  
45.001 (2), which defines "department" for all of ch. 45.

4 **SECTION 114.** 45.37 (1a) of the statutes is amended to read:

5 45.37 (1a) DEFINITION OF VETERAN. Except as provided in sub. (15) (a) and (b),  
6 in this section "veteran" has the meaning given in s. ~~45.35 (5) (a)~~ 45.001 (4) (a) or  
7 means any person who served on active duty under honorable conditions in the U.S.  
8 armed forces or in forces incorporated as part of the U.S. armed forces for at least one  
9 day during a war period, ~~as defined in s. 45.35 (5) (e)~~ or under section 1 of executive  
10 order 10957, dated August 10, 1961, and who was officially reported missing in  
11 action or killed in action or who died in service, or who was discharged under  
12 honorable conditions after 90 days or more of active service, or if having served less  
13 than 90 days was honorably discharged for a service-connected disability or for a  
14 disability subsequently adjudicated to have been service connected, or who died as  
15 a result of a service-connected disability.

NOTE: Section 45.35 (5) (a) is renumbered to s. 45.001 (4) (a) by this bill. Section  
45.35 (5) (e), the definition of "war period" is renumbered to s. 45.001 (5) and made  
applicable to all of ch. 45, rendering the second stricken phrase unnecessary.

16 **SECTION 115.** 45.37 (9d) of the statutes is amended to read:

17 45.37 (9d) MEDICAL ASSISTANCE PAYMENTS. All moneys received under title XIX  
18 of the ~~social security act~~ Social Security Act for the care of members shall be  
19 transferred to the appropriation under s. 20.485 (1) (gk).

NOTE: Conforms capitalization to current style.

20 **SECTION 116.** 45.375 (1) of the statutes is amended to read:

1           45.375 (1) The department of veterans affairs may establish a hospital at the  
2 Wisconsin Veterans Home at King.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

3           **SECTION 117.** 45.38 (2) (d) of the statutes is amended to read:

4           45.38 (2) (d) All powers and duties conferred upon the board or the department  
5 pursuant to this section shall be exercised and performed by resolution of the board.  
6 All conveyances, leases, and subleases made pursuant to this section, when  
7 authorized pursuant to resolution of the board, shall be made, executed, and  
8 delivered in the name of the department of veterans affairs and shall be signed by  
9 the director and sealed with the seal of the department.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by  
s. 45.001 (2), which is created by this bill.

10          **SECTION 118.** 45.385 of the statutes is amended to read:

11          **45.385 Veterans residential, treatment, and nursing care facilities.**

12 Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department of  
13 ~~veterans affairs~~ may construct or renovate and operate residential, treatment, and  
14 nursing care facilities in southeastern Wisconsin, including a community-based  
15 residential facility, to be known as the Southern Wisconsin Veterans Retirement  
16 Center. The department may employ such any personnel as that are necessary for  
17 the proper management of the Southern Wisconsin Veterans Retirement Center.  
18 The department may acquire by gift, purchase, or condemnation lands necessary for  
19 the purposes of the Southern Wisconsin Veterans Retirement Center. Title to any  
20 properties acquired under this section shall be taken in the name of this state. Every  
21 deed of conveyance shall be immediately recorded in the office of the proper register  
22 of deeds and filed with the secretary of state.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill.

1 SECTION 119. 45.42 (1) of the statutes is amended to read:

2 45.42 (1) The department may compile a record of the <sup>veteran's</sup> burial places within the  
3 state of persons who meet the definition of a "veteran" under s. ~~45.35 (5) (a)~~ <sup>plain space</sup> 45.001  
4 (4) (a). The record, so far as practicable, may indicate the name of each ~~person~~ <sup>the veteran</sup>; the  
5 service in which <sup>the veteran was</sup> engaged; the appropriate designation of armed forces unit; the rank  
6 and period of service; the name and location of the cemetery or other place in which  
7 the body is interred; the location of the grave in the cemetery or other place; and the  
8 character of headstone or other marker, if any, at the grave.

NOTE: Section 45.35 (5) (a) is renumbered to s. 45.001 (4) (a) by this bill.

9 SECTION 120. 45.42 (2) of the statutes is amended to read:

10 45.42 (2) The department may <sup>prepare</sup> have blank forms prepared whereby the  
11 <sup>transmission of the</sup> information required for the record <sup>universal (i)</sup> may be transmitted to it and may distribute the  
12 forms to county veterans' service officers. <sup>If so requested by the department,</sup> The county veterans' service officer within  
13 whose county and cemetery or burial place is located in which are interred the bodies  
14 of <sup>veterans</sup> persons who meet the definition of a "veteran" under s. ~~45.35 (5) (a)~~ <sup>for the transmission</sup> 45.001 (4) (a)  
15 shall submit the facts required for <sup>the</sup> such record to the department on the forms  
16 provided by it, if so requested by the department.

NOTE: Section 45.35 (5) (a) is renumbered to s. 45.001 (4) (a) by this bill.

17 SECTION 121. 45.43 (7) (b) of the statutes is amended to read:

18 45.43 (7) (b) The department shall award a grant annually to a county that  
19 meets the standards developed under this subsection and employs a county veterans'  
20 service officer who, if chosen after August 9, 1989, is chosen from a list of candidates  
21 who have taken a civil service examination for the position of county veterans' service  
22 officer developed and administered by the division of merit recruitment and selection

*less than*

1 in the department of employment relations, or is appointed under a civil service  
 2 competitive examination procedure under ch. 63 or s. 59.52 (8). The grant shall be  
 3 \$8,500 for a county with a population of ~~under 20,000 or less~~, \$10,000 for a county  
 4 with a population of 20,000 to 45,499, \$11,500 for a county with a population of  
 5 45,500 to 74,999, and \$13,000 for a county with a population of 75,000 or more. The  
 6 department of ~~veterans affairs~~ shall use the most recent Wisconsin official  
 7 population estimates prepared by the demographic services center when making  
 8 grants under this paragraph.

NOTE: "Department" in ch. 45 is defined as the department of veterans affairs by s. 45.001 (2), which is created by this bill.

9 SECTION 122. 45.52 of the statutes is amended to read:  
 10 **45.52 Physical disability does not ~~disqualify~~ for public employment.**

*a disqualification*

11 A veteran, as defined under s. 45.35 (5) (a), who has suffered a physical disability as  
 12 a direct result of military or naval service shall not on that account be barred from  
 13 employment in any public position or employment whether under state, county, or  
 14 municipal civil service or otherwise, if the licensed physician making a physical  
 15 examination of the veteran for the public employer certifies that the applicant's  
 16 disability will not materially handicap the veteran in the performance of the duties  
 17 of the position.

*Improves readability of title.*

NOTE: "Veteran" in ch. 45 is defined by s. 45.001, which is created by this bill. \*

18 SECTION 123. 45.54 (1) (e) 1. of the statutes is amended to read:

19 45.54 (1) (e) 1. In-state schools that are exempt from taxation under section  
 20 501 of the ~~internal revenue code~~ Internal Revenue Code and that either were  
 21 incorporated in this state prior to January 1, 1992, or had their administrative  
 22 headquarters and principal places of business in this state prior to 1970.

NOTE: Conforms capitalization to current style.



1 SECTION 124. 45.54 (5) of the statutes is amended to read:

2 45.54 (5) EMPLOYEES, QUARTERS. The board shall employ a person to perform  
3 the duties of an executive secretary and such any other persons under the classified  
4 service as that may be necessary to carry out its the board's purpose. The person  
5 performing the duties of the executive secretary shall be in charge of the  
6 administrative functions of the board. The board shall, to the maximum extent  
7 practicable, keep its office with the department of ~~veterans affairs~~.

NOTE: "Department" in ch. 45 is defined as the department of ~~veterans affairs~~ by  
s. 45.001 (2), which is created by this bill. A pronoun is replaced to improve  
readability and to conform to current style.

8 SECTION 125. 45.71 (2m) of the statutes is repealed.

NOTE: Repeals definition of "board" made unnecessary because s. 45.001 (1), which  
is renumbered from s. 45.35 (2) by this bill, defines "board" for all of ch. 45 as the the board  
of veterans affairs.

9 SECTION 126. 45.71 (4) of the statutes is repealed.

NOTE: Repeals definition of "department" made unnecessary by the creation of s.  
45.001 (2), which defines "department" for all of ch. 45.

10 SECTION 127. 45.71 (15) of the statutes is repealed.

NOTE: Repeals definition of "secretary" made unnecessary by the creation of s.  
45.001 (3), which defines "secretary" for all of ch. 45.

11 SECTION 128. 45.71 (16) (a) 1m. c. of the statutes is amended to read:

12 45.71 (16) (a) 1m. c. Has served for 90 days or more during a war period as  
13 ~~enumerated under par. (am)~~ or under section 1 of executive order 10957, dated  
14 August 10, 1961, except service on active duty for training purposes, or if having  
15 served less than 90 days was honorably discharged for a ~~service-connected~~ disability  
16 or for a disability subsequently adjudicated to have been ~~service-connected~~ or died  
17 in service.

NOTE: This bill renumbers the definition of "war period" at s. 45.35 (5) (e), which  
is identical to par. (am), to s. 45.001 (5) and makes it applicable to all of ch. 45, rendering  
the language deleted here unnecessary.

1           **SECTION 129.** 45.71 (16) (am) of the statutes is repealed.

NOTE: This bill renumbers the definition of "war period" at s. 45.35 (5) (e), which is identical to this provision, to s. 45.001 (5) and makes it applicable to all of ch. 45, rendering this provision unnecessary.

2           **SECTION 130.** 45.79 (6) (a) 2. and (c) 2. of the statutes are amended to read:

3           45.79 (6) (a) 2. The chairperson of the board shall certify that the chairperson  
4 does not expect proceeds of state debt issued under this paragraph to be used in a  
5 manner that would cause the debt to be arbitrage bonds as defined by the ~~internal~~  
6 ~~revenue code~~ Internal Revenue Code, where that debt is a bond that is exempt from  
7 federal taxation.

8           (c) 2. The chairperson of the board shall certify that the board and the  
9 department do not expect and shall not use proceeds of revenue obligations issued  
10 under this paragraph in a manner that would cause the revenue obligations to be  
11 arbitrage bonds as defined in the U.S. ~~internal revenue code~~ Internal Revenue Code,  
12 where that debt is a bond that is exempt from federal taxation.

NOTE: Conforms capitalization to current style.

13           **SECTION 131.** 46.04 (2) of the statutes is amended to read:

14           46.04 (2) PROGRAM. From the appropriations under s. 20.435 (2) (a) and (gk),  
15 the department shall establish at the Winnebago ~~mental health institute~~ Mental  
16 Health Institute a program of inpatient assessment and treatment to be known as  
17 the "Anchorage program<sup>2,2</sup>" which is designed primarily to meet the needs of  
18 adolescents who are drug dependent, who evidence drug-related behavior ~~which~~  
19 ~~that~~ may be dangerous to the adolescent or to others, and who have a history of drug  
20 dependency and resistance to less restrictive forms of treatment, but ~~which~~ that also  
21 may be used by the department to provide inpatient assessment and treatment of  
22 adolescents who have mental illness, who evidence mental illness-related behavior

1 that may be dangerous to the adolescent or to others, and who have a history of  
2 mental illness and resistance to less restrictive forms of treatment. A county  
3 department under s. 51.42 may refer an adolescent for assessment or treatment  
4 under this section and shall approve all admissions to the program under this section  
5 of adolescents committed under s. 51.20 or 51.45 or admitted under s. 51.13.  
6 Transfers under s. 51.35 (3) or 51.37 (5) may also be made to the program under this  
7 section.

NOTE: Conforms capitalization to current style.

8 SECTION 132. 46.041 (1) (intro.) of the statutes is amended to read:

9 46.041 (1) (intro.) A program to be known as the "children's consultation  
10 service" shall be provided. The service shall be established at the Mendota mental  
11 health institute Mental Health Institute or the Winnebago mental health institute  
12 Mental Health Institute, or at both institutions. The service shall:

NOTE: Conforms capitalization to current style.

13 SECTION 133. 46.042 of the statutes is amended to read:

14 46.042 Treatment program for emotionally disturbed children. The  
15 department shall establish a program for the intensive treatment of emotionally  
16 disturbed children. The program shall be operated by the Mendota mental health  
17 institute Mental Health Institute and be subject to all federal and state laws, rules,  
18 and regulations which that apply to the institute. Operational planning shall  
19 provide close interrelationship between the department and the University of  
20 Wisconsin Medical School for conduct of educational and research programs.

NOTE: Conforms capitalization to current style.

21 SECTION 134. 46.10 (14) (a) of the statutes is amended to read:

1           46.10 (14) (a) Except as provided in pars. (b) and (c), liability of a person  
2 specified in sub. (2) or s. 46.03 (18) for inpatient care and maintenance of persons  
3 under 18 years of age at community mental health centers, a county mental health  
4 complex under s. 51.08, the centers for the developmentally disabled, the Mendota  
5 ~~mental health institute~~ Mental Health Institute and the Winnebago mental health  
6 ~~institute~~ Mental Health Institute or care and maintenance of persons under 18 years  
7 of age in residential, nonmedical facilities such as group homes, foster homes,  
8 treatment foster homes, child caring institutions, and juvenile correctional  
9 institutions is determined in accordance with the cost-based fee established under  
10 s. 46.03 (18). The department shall bill the liable person up to any amount of liability  
11 not paid by an insurer under s. 632.89 (2) or (2m) or by other ~~3rd party~~ <sup>3rd-party</sup> benefits,  
12 subject to rules ~~which~~ that include formulas governing ability to pay promulgated  
13 by the department under s. 46.03 (18). Any liability of the patient not payable by any  
14 other person terminates when the patient reaches age 18, unless the liable person  
15 has prevented payment by any act or omission.

NOTE: Conforms capitalization to current style.

16           **SECTION 135.** 46.19 (1) of the statutes is amended to read:

17           46.19 (1) The trustees shall appoint a superintendent of each institution and  
18 may remove the superintendent for cause as defined in s. ~~17.16 (2)~~ <sup>17.001</sup> on due  
19 notice in writing and hearing of the charges against the superintendent.

NOTE: Section 17.16 (2) is renumbered s. 17.001 by this bill.

20           **SECTION 136.** 46.22 (1) (c) 1. b. of the statutes is amended to read:

21           46.22 (1) (c) 1. b. 'State institutions.' Mendota ~~mental health institute~~ Mental  
22 Health Institute, Winnebago ~~mental health institute~~ Mental Health Institute,

1 centers for the developmentally disabled, and Type 1 secured correctional facilities,  
2 as defined in s. 938.02 (19).

NOTE: Conforms capitalization to current style.

3 SECTION 137. 46.27 (7) (b) 1m. of the statutes is renumbered 46.27 (7) (b).

NOTE: Eliminates unnecessary subdivision designation. This provision is not subdivided.

4 SECTION 138. 46.27 (7g) (e) of the statutes is amended to read:

5 46.27 (7g) (e) From the appropriation under s. 20.435 (7) (im), the department  
6 shall pay the amount of the payments under par. (d) and shall spend the remainder  
7 of the funds recovered under this subsection for long-term community support  
8 services funded under sub. (7) (b) 1m.

NOTE: Sub. (7) (b) 1m. is renumbered to sub. (7) (b) by the previous section of this bill.

9 SECTION 139. 46.281 (1) (d) 1. of the statutes is amended to read:

10 46.281 (1) (d) 1. Establish, in geographic areas in which resides no more than  
11 29% of the population that is eligible for the family care benefit, a pilot project under  
12 which the department may contract with a county, a family care district, a tribe or  
13 band or the Great Lakes inter-tribal council, inc. Inter-Tribal Council, Inc., or with  
14 any 2 or more of these entities under a joint application, to operate a resource center.

NOTE: Conforms capitalization to current style.

15 SECTION 140. 46.282 (2) (am) of the statutes is amended to read:

16 46.282 (2) (am) *Appointment by a tribe or band or council.* If a tribe or band  
17 or the Great Lakes inter-tribal council, inc. Inter-Tribal Council, Inc., intends to  
18 apply for a contract to operate a resource center or for certification as a care  
19 management organization, the tribe or band or the council shall, as a condition of the  
20 application or the certification appoint a local long-term care council.

NOTE: Conforms capitalization to current style.

1           **SECTION 141.** 46.282 (2) (b) 3. of the statutes is amended to read:

2           46.282 (2) (b) 3. A local long-term care council that is appointed by a tribe or  
3 band or by the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., shall  
4 consist of 21 members, at least 11 of whom are older persons or persons with physical  
5 or developmental disabilities or their family members or other representatives. The  
6 age or disability represented by these 11 members shall correspond to the proportion  
7 of numbers of persons, as determined by the department, receiving long-term care  
8 in this state who are aged 65 or older or have a physical or developmental disability.  
9 The total remaining 10 members shall consist of providers of long-term care services,  
10 persons residing in the county with recognized ability and demonstrated interest in  
11 long-term care and up to 3 members of the governing board of the tribe or band or  
12 the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., that appoints  
13 the local long-term care council.

NOTE: Conforms capitalization to current style.

14           **SECTION 142.** 46.282 (2) (d) of the statutes is amended to read:

15           46.282 (2) (d) *Compensation and training.* Members of the local long-term care  
16 council who are older persons, persons with physical or developmental disabilities,  
17 or the family members or other representatives of these persons shall receive  
18 compensation from the applicable county for reasonable expenses associated with  
19 membership participation. The county board of supervisors or, in the case of a  
20 member appointed by the governing body of a tribe or band or by the Great Lakes  
21 ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., the tribe or band or the Great  
22 Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., shall provide training to  
23 these members to enable them to participate effectively.

NOTE: Conforms capitalization to current style.

1           **SECTION 143.** 46.282 (3) (a) 1. (intro.) of the statutes is amended to read:

2           46.282 (3) (a) 1. (intro.) Develop the initial plan for the structure of the county,  
3 multicounty or tribal resource center and care management organization or  
4 organizations, including formulating recommendations to the county board or  
5 boards of supervisors and, in a county with a county executive or a county  
6 administrator, to the county executive or county administrator, to the governing body  
7 of the tribe or band or of the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal  
8 Council, Inc., if applicable, and to the department on all of the following:

NOTE: Conforms capitalization to current style.

9           **SECTION 144.** 46.282 (3) (a) 1. a. of the statutes is amended to read:

10           46.282 (3) (a) 1. a. Whether or not the county, counties, tribe or band or Great  
11 Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., should exercise its right  
12 to apply under s. 46.283 (1) for a contract to operate a resource center or to apply  
13 under s. 46.284 (1) for a contract to operate a care management organization and how  
14 the operation should proceed.

NOTE: Conforms capitalization to current style.

15           **SECTION 145.** 46.282 (3) (a) 1. d. of the statutes is amended to read:

16           46.282 (3) (a) 1. d. If applicable, how county-operated functions should interact  
17 with a resource center or care management organization that is operated by a tribe  
18 or band or by the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc.

NOTE: Conforms capitalization to current style.

19           **SECTION 146.** 46.283 (1) (b) of the statutes is amended to read:

20           46.283 (1) (b) After considering recommendations of the local long-term care  
21 council under s. 46.282 (3) (a) 1., the governing body of a tribe or band or of the Great  
22 Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., may decide whether to

1 authorize a tribal agency to apply to the department for a contract to operate a  
2 resource center for tribal members and, if so, which client group to serve.

NOTE: Conforms capitalization to current style.

3 **SECTION 147.** 46.283 (1) (c) of the statutes is amended to read:

4 46.283 (1) (c) Under the requirements of par. (a), a county board of supervisors  
5 may decide to apply to the department for a contract to operate a multicounty  
6 resource center in conjunction with the county board or boards of one or more other  
7 counties or a county-tribal resource center in conjunction with the governing body  
8 of a tribe or band or the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council,  
9 Inc.

NOTE: Conforms capitalization to current style.

10 **SECTION 148.** 46.283 (1) (d) of the statutes is amended to read:

11 46.283 (1) (d) Under the requirements of par. (b), the governing body of a tribe  
12 or band may decide to apply to the department for a contract to operate a resource  
13 center in conjunction with the governing body or governing bodies of one or more  
14 other tribes or bands or the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal  
15 Council, Inc., or with a county board of supervisors.

NOTE: Conforms capitalization to current style.

16 **SECTION 149.** 46.283 (2) (a) of the statutes is amended to read:

17 46.283 (2) (a) Before July 1, 2001, the department may contract only with a  
18 county, a family care district, the governing body of a tribe or band, or the Great Lakes  
19 ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., or with 2 or more of these entities  
20 under a joint application, to operate a resource center.

NOTE: Conforms capitalization to current style.

21 **SECTION 150.** 46.283 (2) (b) (intro.) of the statutes is amended to read:



1           46.283 (2) (b) (intro.) After June 30, 2001, the department shall contract with  
2 the entities specified under s. 46.281 (1) (d) 1. and may, in addition to contracting  
3 with these entities and subject to approval of necessary funding, contract to operate  
4 a resource center with counties, family care districts, the governing body of a tribe  
5 or band<sup>2</sup> or the Great Lakes ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., or  
6 under a joint application of any of these, or with a private nonprofit organization if  
7 the department determines that the organization has no significant connection to an  
8 entity that operates a care management organization and if any of the following  
9 applies:

NOTE: Conforms capitalization to current style.

10           **SECTION 151.** 46.284 (1) (b) of the statutes is amended to read:

11           46.284 (1) (b) The governing body of a tribe or band or of the Great Lakes  
12 ~~inter-tribal council, inc.~~ Inter-Tribal Council, Inc., may decide whether to authorize  
13 a tribal agency to apply to the department for a contract to operate a care  
14 management organization for tribal members and, if so, which client group to serve.

NOTE: Conforms capitalization to current style.

15           **SECTION 152.** 46.284 (1) (c) of the statutes is amended to read:

16           46.284 (1) (c) Under the requirements of par. (a), a county board of supervisors  
17 may decide to apply to the department for a contract to operate a multicounty care  
18 management organization in conjunction with the county board or boards of one or  
19 more other counties or a county-tribal care management organization in conjunction  
20 with the governing body of a tribe or band or the Great Lakes ~~inter-tribal council,~~  
21 ~~inc.~~ Inter-Tribal Council, Inc.

NOTE: Conforms capitalization to current style.

22           **SECTION 153.** 46.284 (1) (d) of the statutes is amended to read:

1           46.284 (1) (d) Under the requirements of par. (b), the governing body of a tribe  
2 or band may decide to apply to the department for a contract to operate a care  
3 management organization in conjunction with the governing body or governing  
4 bodies of one or more other tribes or bands or the Great Lakes ~~inter-tribal council,~~  
5 ~~inc. Inter-Tribal Council, Inc.,~~ or with a county board of supervisors.

NOTE: Conforms capitalization to current style.

6           **SECTION 154.** 46.284 (2) (b) 1. b. of the statutes is amended to read:

7           46.284 (2) (b) 1. b. The governing body of a tribe or band or the Great Lakes  
8 ~~inter-tribal council, inc. Inter-Tribal Council, Inc.,~~ elects to operate a care  
9 management organization within the area and is certified under sub. (3).

NOTE: Conforms capitalization to current style.

10          **SECTION 155.** 46.37 of the statutes is amended to read:

11          **46.37 Certain water and sewerage service in Winnebago County.** The  
12 department, as a member of the tri-institutional Winnebago ~~mental health institute~~  
13 Mental Health Institute, Winnebago ~~county~~ County asylum, and Sunny View  
14 sanatorium sewer agreement in Winnebago ~~county~~ County, is authorized to furnish  
15 and charge for water and sewage sewerage services to business and dwelling units  
16 located in the privately owned area lying west of the Winnebago ~~mental health~~  
17 ~~institute~~ Mental Health Institute and bounded on the west by the railroad properties  
18 and on the north, east, and south by the grounds of the Winnebago ~~mental health~~  
19 ~~institute~~ Mental Health Institute, together with such any dwelling or other units as  
20 now exist or as may be erected in existence on or after March 29, 1947, on the railroad  
21 and ~~state-owned~~ state-owned property adjacent to this area.

NOTE: Inserts effective date of statute for clarification and proper term. Conforms  
capitalization to current style.

22          **SECTION 156.** 46.986 (6) (title) of the statutes is created to read:

railroad-  
owned

1 46.986 (6) (title) EVALUATION.

NOTE: The remaining subsections of s. 46.986 (6) have titles.

2 SECTION 157. 48.23 (1) of the statutes is renumbered 48.23 (1m).

NOTE: Accommodates the renumbering of s. 48.23 (6) to 48.23 (1g) by the next section of this bill.

3 SECTION 158. 48.23 (6) of the statutes is renumbered 48.23 (1g) and amended  
4 to read:

5 48.23 (1g) DEFINITION. For the purposes of In this section, “counsel” means an  
6 attorney acting as adversary counsel who shall advance and protect the legal rights  
7 of the party represented, and who may not act as guardian ad litem or  
8 court-appointed special advocate for any party in the same proceeding.

NOTE: Renumbers provision to beginning of section and modifies language,  
consistent with current style.

9 SECTION 159. 48.357 (1) of the statutes is renumbered 48.357 (1) (a) and  
10 amended to read:

11 48.357 (1) (a) The person or agency primarily responsible for implementing the  
12 dispositional order, the district attorney, or the corporation counsel may request a  
13 change in the placement of the child or expectant mother, whether or not the change  
14 requested is authorized in the dispositional order, and shall cause written notice to  
15 be sent to the child, the parent, guardian, and legal custodian of the child, any foster  
16 parent, treatment foster parent, or other physical custodian described in s. 48.62 (2)  
17 of the child, the child’s court-appointed special advocate, and, if the child is the  
18 expectant mother of an unborn child under s. 48.133, the unborn child by the unborn  
19 child’s guardian ad litem. If the expectant mother is an adult, written notice shall  
20 be sent to the adult expectant mother and the unborn child by the unborn child’s  
21 guardian ad litem. The notice shall contain the name and address of the new  
22 placement, the reasons for the change in placement, a statement describing why the

1 new placement is preferable to the present placement, and a statement of how the  
2 new placement satisfies objectives of the treatment plan ordered by the court.

3 (b) Any person receiving the notice under ~~this subsection~~ <sup>✓</sup> par. (a) or notice of  
4 a specific placement under s. 48.355 (2) (b) 2., other than a court-appointed special  
5 advocate, may obtain a hearing on the matter by filing an objection with the court  
6 within 10 days after receipt of the notice. Placements may not be changed until 10  
7 days after that notice is sent to the court unless the parent, guardian, or legal  
8 custodian and the child, if 12 years of age or over, or the child expectant mother, if  
9 12 years of age or over, her parent, guardian, or legal custodian and the unborn child  
10 by the unborn child's guardian ad litem, or the adult expectant mother and the  
11 unborn child by the unborn child's guardian ad litem, sign written waivers of  
12 objection, except that placement changes ~~which~~ that were authorized in the  
13 dispositional order may be made immediately if notice is given as required ~~in this~~  
14 ~~subsection~~ <sup>✓</sup> under par. (a). In addition, a hearing is not required for placement  
15 changes authorized in the dispositional order except when an objection filed by a  
16 person who received notice alleges that new information is available ~~which~~ that  
17 affects the advisability of the court's dispositional order.

NOTE: Subdivides provision to improve the readability of that provision.

18 **SECTION 160.** 48.357 (2) of the statutes is amended to read:

19 48.357 (2) If emergency conditions necessitate an immediate change in the  
20 placement of a child or expectant mother placed outside the home, the person or  
21 agency primarily responsible for implementing the dispositional order may remove  
22 the child or expectant mother to a new placement, whether or not authorized by the  
23 existing dispositional order, without the prior notice provided in sub. (1) <sup>✓</sup> (a). The  
24 notice shall, however, be sent within 48 hours after the emergency change in