



State of Wisconsin
2001 - 2002 LEGISLATURE

PI
LRB-4255/M
BEM:hmh:...

~~RSB: Please return rough copy to the LRB for files~~

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

~~Do not set~~

SOON

- Do not generate
- ① AN ACT relating to: repealing, consolidating, renumbering, amending, and
 - 2 revising various provisions of the statutes for the purpose of correcting errors,
 - 3 supplying omissions, correcting and clarifying references, eliminating defects,
 - 4 anachronisms, conflicts, ambiguities and obsolete provisions, reconciling
 - ⑤ conflicts and repelling unintended repeals (Revisor's Correction Bill).

Analysis by the Legislative Reference Bureau

This revisor's ^{correction} 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.

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

6 SECTION 1. 2.01 (27) of the statutes is amended to read:

7 2.01 (27) JACKSON: Beginning at the southeast corner of township 20, of range

8 one east of the meridian aforesaid; running thence north on the range line to the

9 township line between townships 22 and 23; thence west on said township line to the

1 southwest corner of township 23, of range 3 west; thence north on the range line to
2 the northwest corner of said township 23, of range 3 west; thence west on the
3 township line to the range line between ranges 4 and 5 west; thence north on said
4 range line to the township line between townships 24 and 25; thence west on said
5 township line to the range line between ranges 6 and 7 west; thence south on said
6 range line to the township line between townships 18 and 19; thence east on said
7 township line to the southwest corner of section 34, of township 19, of range 5 west;
8 thence north on the west lines of sections 34, 27, 22, and 15 of township 19 north,
9 range 5 west, to the most southerly intersection with the ~~centerline~~ center line of the
10 Black River; thence in a northeasterly direction along said ~~centerline~~ center line of
11 the Black River to its intersection with the north line of section 6, township 19 north,
12 range 4 west; thence east on the township line between townships 19 and 20 to the
13 place of beginning.

NOTE: Corrects spelling.

14 **SECTION 2.** 2.01 (41) ^X of the statutes is amended to read:

15 2.01 (41) MONROE: Beginning at the southeast corner of township 15, of range
16 one east of the meridian aforesaid; running thence north on the range line to the
17 township line between townships 19 and 20; thence west on said township line to the
18 ~~centerline~~ center line of the Black River where it intersects with the north line of
19 section 6, township 19 north, range 4 west; thence in a southwesterly direction along
20 said ~~centerline~~ center line of the Black River to its most southerly intersection with
21 the west line of section 15, township 19 north, range 5 west; thence south on the west
22 lines of sections 15, 22, 27, and 34 of township 19 north, range 5 west to the southwest
23 corner of said section 34, being a point on the township line between townships 18
24 and 19; thence east on said township line to the range line between ranges 4 and 5

1 west; thence south on said range line to the township line between townships 14 and
2 15; thence east on said township line to the southwest corner of the southeast quarter
3 of the southwest quarter of section 34, township 15, of range 2 west; thence north to
4 the northwest corner of said southeast quarter of the southwest quarter; thence east
5 one mile to the northeast corner of the southwest quarter of the southwest quarter
6 of section 35, township 15, of range 2 west; thence south to the southeast corner of
7 said southwest quarter of the southwest quarter; thence east on the township line
8 to the place of beginning.

Insert 3-8

NOTE: Corrects spelling.

9 SECTION 3. 5.54 of the statutes, as affected by 2001 Wisconsin Act 16, is
10 amended to read:

11 **5.54 Notice to electors.** Every ballot, except a voting machine ballot, shall
12 bear substantially the following information on the face: "NOTICE TO ELECTORS" This
13 ballot may be invalid unless initialed by 2 election inspectors. If cast as an absentee
14 ballot, the ballot must bear the initials of the municipal clerk or deputy clerk."

NOTE: 2001 Wis. Act 16 deleted the underscored material without showing it as
stricken. No change was intended.

15 SECTION 4. 6.15 (3) (b) of the statutes, as affected by 2001 Wisconsin Act 16, is
16 amended to read:

17 6.15 (3) (b) *Election day.* An eligible elector may appear at the polling place for
18 the ward or election district where he or she resides and make application for a ballot
19 under sub. (2). In such case, the inspector or special registration deputy shall
20 perform the duties of the municipal clerk. The elector shall provide identification.
21 If the elector is qualified, he or she shall be permitted to vote. The elector shall mark
22 the ballot and, unless the ballot is utilized with an electronic voting system, the
23 elector shall fold the ballot, and shall deposit the ballot into the ballot box or give it

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make caps small

of punch

1 to the inspector. The inspector shall deposit it directly into the ballot box. Voting
2 machines or ballots utilized with electronic voting systems may ~~only~~ be used by
3 electors voting under this section if they permit voting for president and vice
4 president only.

Insert 4-4

NOTE: 2001 Wis. Act 16 inserted the stricken language without showing it as
underscored and deleted the underscored language without showing it as stricken. No
change was intended.

part 11?

PWF

5 SECTION 5. 7.33 (4) and (5) of the statutes, as affected by 2001 Wisconsin Act
6 16, are amended to read:

7 7.33 (4) Except as otherwise provided in this subsection, each local
8 governmental unit, as defined in s. ~~16.97~~ 22.01 (7), may, and each state agency shall,
9 upon proper application under sub. (3), permit each of its employees to serve as an
10 election official without loss of fringe benefits or seniority privileges earned for
11 scheduled working hours during the period specified in sub. (3), without loss of pay
12 for scheduled working hours during the period specified in sub. (3) except as provided
13 in sub. (5), and without any other penalty. For employees who are included in a
14 collective bargaining unit for which a representative is recognized or certified under
15 subch. V of ch. 111, this subsection shall apply unless otherwise provided in a
16 collective bargaining agreement.

17 (5) Any employee of a local governmental unit, as defined in s. ~~16.97~~ 22.01 (7), or state
18 agency who obtains a paid leave of absence under sub. (4) in order to serve as an
19 election official under s. 7.30 shall certify in writing to the head of the local
20 governmental unit or state agency by which he or she is employed the amount of
21 compensation that the employee receives for such service. Upon receipt of the
22 certification, the head of the local governmental unit or state agency shall deduct

1 that amount from the employee's pay earned for scheduled working hours during the
2 period specified in sub. (2) when the employee is on a paid leave of absence.

NOTE: Section 16.97 (7) was renumbered to s. 22.01 (7) by 2001 Wis. Act 16.

Insert 5-3

PWF

keep

3 SECTION 6. 15.215 (1) of the statutes, as created by 2001 Wisconsin Act 16, is

4 renumbered 15.215 and amended to read:

5 15.215 Same; attached boards. (1) INFORMATION TECHNOLOGY MANAGEMENT

6 BOARD. There is created an information technology management board which that
7 is attached to the department of electronic government under s. 15.03. The board
8 shall consist of the governor, the cochairpersons of the joint committee on
9 information policy and technology or a member of the legislature from the same
10 house as a cochairperson designated by that cochairperson, one member of the
11 minority party in each house of the legislature, appointed in the same manner as
12 members of standing committees are appointed, the secretary of administration, 2
13 heads of departments or independent agencies appointed to serve at the pleasure of
14 the governor, 2 other members appointed to serve for 4-year terms, and the chief
15 information officer.

NOTE: Replaces "which" with "that" to improve grammar.

Insert 5-15

PWF

16 SECTION 7. 16.63 (3m) 1. and 2. of the statutes, as created by 2001 Wisconsin
17 Act 16, are renumbered 16.63 (3m) (a) and (b), and 16.63 (3m) (b), as renumbered,
18 is amended to read:

19 16.63 (3m) (b) The secretary shall submit a report to the joint committee on
20 finance that includes all of the information provided to the secretary by the
21 purchaser under subd. 1. par. (a).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b) to conform the numbering of this provision with current style.

1 SECTION 8. 16.63 (4) (a) and (b) 1. of the statutes, as created by 2001 Wisconsin
2 Act 16, ^{all} amended to read:

3 16.63 (4) (a) Tobacco settlement revenues may not be ~~deemed~~ considered to be
4 proceeds of any property ~~which~~ that is not tobacco settlement revenues.

5 (b) 1. If this state or the Wisconsin health ^{plain} and educational facilities authority
6 Health ~~and~~ Educational Facilities Authority is the debtor in the transaction, the
7 proper place to file the required financing statement to perfect the security interest
8 is the department of financial institutions.

NOTE: Replaces disfavored term ~~deemed~~ ^{with "considered"} replaces "which" with "that" to improve
grammar, and capitalizes authority title consistent with current style.
^{keep this comma}

9 SECTION 9. 16.78 (1) of the statutes, as affected by 2001 Wisconsin Act 16, is
10 amended to read:

11 16.78 (1) Every agency other than the board of regents of the University of
12 Wisconsin System ~~and~~ or an agency making purchases under s. 16.74 shall make all
13 purchases of materials, supplies, equipment, and contractual services relating to
14 information technology or telecommunications from the department of electronic
15 government, unless the department of electronic government requires the agency to
16 purchase the materials, supplies, equipment, or contractual services pursuant to a
17 master contract established under s. 22.05 (2) (h), or grants written authorization to
18 the agency to procure the materials, supplies, equipment, or contractual services
19 under s. 16.75 (1) or (2m), to purchase the materials, supplies, equipment, or
20 contractual services from another agency or to provide the materials, supplies,
21 equipment, or contractual services to itself. The board of regents of the University
22 of Wisconsin System may make purchases of materials, supplies, equipment, and

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1 contractual services relating to information technology or telecommunications from
2 the department of electronic government.

NOTE: 2001 Wis. Act 16 inserted the stricken language without showing it as
underscored and deleted the underscored language without showing it as stricken. No
change was intended.

LPB:
check space

3 SECTION 10. 16.847 (8) of the statutes, as affected by 2001 Wisconsin Act 16,
4 is amended to read:

PWF

5 16.847 (8) REPAYMENT AGREEMENTS. The department may annually transfer
6 repayments under agreements to obtain loans from the energy efficiency fund under
7 s. 16.847 (6), 1999 stats., from the appropriations specified in the agreements to the
8 general fund. The amount of each annual repayment shall equal the amount of
9 annual savings in utility expenses realized as a result of the energy efficiency project
10 that was funded by a loan. The department shall determine the amount of annual
11 savings in utility expenses realized by as a result of an energy efficiency project.

NOTE: 2001 Wis. Act 16 deleted the ~~language~~ stricken ~~from~~ without showing it as
stricken. The change was intended.

"by"

Inset 7-11

12 SECTION 11. 20.395 (3) (eq) of the statutes, as affected by 2001 Wisconsin Act
13 16, is amended to read:

PWF

14 20.395 (3) (eq) *Highway maintenance, repair, and traffic operations, state*
15 *funds*. Biennially, the amounts in the schedule for the maintenance and repair of
16 roadside improvements under s. 84.04, state trunk highways under s. 84.07, and
17 bridges that are not on the state trunk highway system under s. 84.10; for permit
18 issuance and other highway operations, including the installation, replacement,
19 rehabilitation, or maintenance of highway signs, traffic control signals, highway
20 lighting, pavement markings, and intelligent transportation systems, under ss.
21 84.04, 84.07, 84.10, and 348.25 to 348.27 and ch. 349; and for the disadvantaged

1 business demonstration and training program under s. 84.076. This paragraph does
2 not apply to special maintenance activities under s. 84.04 on roadside improvements.

NOTE: 2001 Wis. Act 16 deleted the underscored language without showing it as
stricken. The ~~change~~ was not intended.

Insert 8-2

deletion

X

3 SECTION 12. 20.445 (3) (dz) of the statutes, as affected by 2001 Wisconsin Act
4 16, section 737, is amended to read:

5 20.445 (3) (dz) *Wisconsin works and other public assistance administration and*
6 *benefits.* The amounts in the schedule, less the amounts withheld under s. 49.143
7 (3), for administration and benefit payments under Wisconsin works under ss.
8 49.141 to 49.161, the learnfare program under s. 49.26, the work experience and job
9 search program under s. 49.36, and the food stamp program under s. 49.124; for
10 payments to counties and tribal governing bodies under s. 49.33 (8) for hospital
11 paternity incentive payments under s. 69.14 (1) (cm); for job training services under
12 the workforce attachment and advancement program under s. 49.173; and for
13 funeral expenses under s. 49.30. Payments may be made from this appropriation to
14 counties for fraud investigation and error reduction under s. 49.197 (1m) and (4).
15 Moneys appropriated under this paragraph may be used to match federal funds
16 received under par. (md). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the
17 department may transfer funds between fiscal years under this paragraph.
18 Notwithstanding ss. 20.001 (3) and 20.002 (1), the department of health and family
19 services shall credit or deposit into this appropriation account funds for the purposes
20 of this appropriation that the department transfers from the appropriation account
21 under s. 20.435 (7) (bc). All funds allocated by the department but not encumbered
22 by December 31 of each year lapse to the general fund on the next January 1 unless
23 transferred to the next calendar year by the joint committee on finance.

PW/F

NOTE: 2001 Wis. Act 16 inserted the underscored semicolon without showing it as underscored. The change was intended.

Insert 9-A

1 SECTION 13. 20.505 (6) (i) of the statutes is amended to read:

2 20.505 (6) (i) *Gifts and grants*. All moneys received from gifts and grants, other
3 than moneys received for and deposited ^{into} in the appropriation accounts under pars.
4 (k) to ~~(pe)~~ (p), to carry out the purposes for which made and received.

NOTE: Section ~~s~~ 20.505 (6) (pa), (pb), and (pc) ~~were~~ ^{was} repealed by 2001 Wis. Act 16.

5 SECTION 14. 20.530 (1) (ja) of the statutes, as affected by 2001 Wisconsin Act
6 16, section 812b, is amended to read:

PWF

7 20.530 (1) (ja) *Justice information systems*. The amounts in the schedule for
8 the development and operation of automated justice information systems under s.
9 ~~16.971~~ 22.03 (9). Two-ninths of the moneys received under s. 814.635 (1) shall be
10 credited to this appropriation account.

NOTE: Inserts correct cross-reference. Section 16.971 (9) was renumbered to s. 22.03 (9) by 2001 Wis. Act 16.

11 SECTION 15. 20.530 (1) (ke) of the statutes, as affected by 2001 Wisconsin Act
12 16, section 816, is amended to read:

PWF

13 20.530 (1) (ke) *Telecommunications services; state agencies; veterans services*.
14 The amounts in the schedule to provide telecommunications services to state
15 agencies and to provide veterans services under s. 22.07 (9). All moneys received
16 from the provision of telecommunications services to state agencies under ss. 22.05
17 and 22.07 or under s. 44.73 (2) (d), other than moneys received and disbursed under
18 par. ~~(kL)~~ and s. 20.225 (1) (kb), shall be credited to this appropriation account.

NOTE: ~~Par. (kL)~~ ^{Section 20.530 (L)} was repealed by 2001 Wis. Act 16.

19 SECTION 16. 20.865 (4) (k) of the statutes, as affected by 2001 Wisconsin Act
20 16, is amended to read:

The creation of s. 20.530(L)(kL) in 2001 Wis. Act 16 was vetoed.

created

SECTION 16

1 20.865 (4) (k) *Public assistance programs supplementation.* All moneys
 2 transferred under 2001 Wisconsin Act 16, section 9258 (2w), to supplement
 3 appropriations as provided for in s. 13.101 cash benefit payments to Wisconsin works
 4 participants under s. 49.148.

NOTE: Inserts missing word.

5 **SECTION 17.** 22.03 (6) of the statutes, as affected by 2001 Wisconsin Act 16,
 6 section 358m, is amended to read:

7 22.03 (6) Notwithstanding subs. (1m) and sub. (2), the revisor of statutes shall
 8 approve the specifications for preparation and schedule for delivery of computer
 9 databases containing the Wisconsin statutes.

NOTE: Removes ~~the~~ cross-reference to
 There is no s. 22.03 (1m), which does not exist.

10 **SECTION 18.** 23.09 (2dm) (a) of the statutes is renumbered 23.09 (2dm).

NOTE: Section 23.09 (2dm) (b) was repealed by 2001 Wis. Act 38.
 There are no other paragraphs in s. 23.09 (2dm).

11 **SECTION 19.** 23.09 (2p) (c) 2. of the statutes is renumbered 23.09 (2p) (c).

NOTE: Section 23.09 (2p) (c) 1. was repealed by 2001 Wis. Act 38.
 There are no other subdivisions in s. 23.09 (2p) (c).

12 **SECTION 20.** 23.092 (5) (b) 2. of the statutes is renumbered 23.092 (5) (b).

NOTE: Section 23.092 (5) (b) 1. was repealed by 2001 Wis. Act 38.
 There are no other subdivisions in s. 23.092 (5) (b).

13 **SECTION 21.** 23.094 (4) (b) 2. of the statutes is renumbered 23.094 (4) (b).

NOTE: Section 23.094 (4) (b) 1. was repealed by 2001 Wis. Act 38.
 There are no other subdivisions in s. 23.094 (4) (b).

14 **SECTION 22.** 23.113 of the statutes, as affected by 2001 Wisconsin Act 16, is
 15 amended to read:

16 **23.113 Designation of chief state forester.** The secretary shall designate
 17 the administrator of the division of forestry in the department as the chief state
 18 forester. The chief state forester shall be a professional forester as recognized by the
 19 society Society of American foresters Foresters.

NOTE: Capitalizes organization title consistent with current style.

20 **SECTION 23.** 23.322 of the statutes is amended to read:

1 **23.322 Fees for computer accessible water resource management**
2 **information.** The department may charge a fee for providing any information that
3 ~~that~~ it maintains in a format that may be accessed by computer concerning the
4 waters of this state, including maps and other water resource management
5 information.

NOTE: Deletes repeated word.

6 **SECTION 24.** 24.63 (2r) of the statutes, as created by 2001 Wisconsin Act 16, is
7 amended to read:

8 24.63 (2r) **FEDERATED PUBLIC LIBRARY SYSTEM LOANS.** A state trust fund loan to
9 a federated public library system may be made for any term, not exceeding 20 years,
10 that is agreed upon between the federated public library system and the board and
11 may be made for a total amount that, together ~~will~~ with all other indebtedness of the
12 federated public library system, does not exceed the federated public library system's
13 allowable indebtedness under s. 43.17 (9) (b).

NOTE: Inserts correct word.

14 **SECTION 25.** 24.715 (4) of the statutes, as created by 2001 Wisconsin Act 16, is
15 amended to read:

16 24.715 (4) **FAILURE TO MAKE PAYMENT.** If the system board fails to remit the
17 amounts due under sub. (3), the state superintendent, upon certification of
18 delinquency by the board, shall deduct the amount due, including any penalty, from
19 any aid payments due the system, shall remit such amount to the state treasurer,
20 and, no later than June 15, shall notify the system board and the board to that effect.

NOTE: Inserts commas to improve grammar.

21 **SECTION 26.** 25.14 (1) (a) 15. of the statutes, as created by 2001 Wisconsin Act
22 16, is renumbered 25.14 (1) (a) 15g.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 2001 Wis. Act 7 also created a provision numbered s. 25.14 (1) (a) 15. *change font*

Insert 12-A

1 **SECTION 27.** 25.18 (1) (p) 1. of the statutes, as created by 2001 Wisconsin Act
2 16, is amended to read:

PW/K

3 25.18 (1) (p) 1. Evidences of indebtedness, including subordinated obligations,
4 that are secured by tobacco settlement revenues, as defined in s. 16.63 (1) (c), and
5 that are issued by a corporation or company established under s. 16.63 (3) or 231.215
6 or by the Wisconsin ~~health and educational facilities authority~~ Health and
7 Educational Facilities Authority.

NOTE: Capitalizes authority title consistent with current style.

as affected

8 **SECTION 28.** ~~The treatment of 25.77 (1) of the statutes, by 2001 Wisconsin Act 5~~
9 ~~13 is not repealed by 2001 Wisconsin Act 16.~~ *and* ~~Both treatments stand.~~ *is amended to read:*

NOTE: ~~There is no conflict of substance. As merged, s. 25.77 (1) reads:~~

✓ **25.77** (1) All federal moneys received, including moneys that the department of health and family services may transfer from the appropriation under s. 20.435 (4) (o), that are related to payments under s. 49.45 (6m) and are based on public funds that are transferred or certified under 42 CFR 433.51 (b) and used as the ~~non-federal~~ share of medical assistance funding.

Note: corrects spelling.

X

non federal!

Bruce - non federal shouldnt be hyphenated

10 **SECTION 29.** 30.265 of the statutes, as created by 2001 Wisconsin Act 16, is
11 amended to read:

PW/K

12 **30.265 Adopt a river program.** The department shall establish ~~and~~ an adopt
13 a river program to encourage program volunteers to clean up a specified portion of
14 a lake, river, wetland, or ravine. The department shall supply to the volunteers
15 educational support and necessary supplies. The department shall keep records of
16 information related to the program, including the pounds of rubbish collected, the
17 number of volunteer hours provided, and descriptions of the debris found. The
18 department shall publicly recognize volunteers who participate in the program.

NOTE: Inserts correct word.

1 **SECTION 30.** 30.52 (1) (c) (title) of the statutes, as affected by 2001 Wisconsin
2 Act 16, is amended to read:

3 30.52 (1) (c) (title) *Application for ~~duplicates~~ duplicate.*

NOTE: 2001 Wis. Act 16 replaced "duplicates" with "duplicate" without showing the change ~~with strikes and underscores~~. The change was intended.

4 **SECTION 31.** The treatment of 36.09 (1) (e) of the statutes by 1997 Wisconsin
5 Acts 27 and 237 ~~and~~ ^{is} not repealed by 1999 Wisconsin Act 42. All treatments stand.

NOTE: There is no conflict of substance. As merged, effective 9-1-03, s. 36.09 (1) (e) reads:

(e) The board shall appoint a president of the system; a chancellor for each institution; a dean for each college campus; the state geologist; the director of the laboratory of hygiene; the director of the psychiatric institute; the state cartographer; and the requisite number of officers, other than the vice presidents, associate vice presidents and assistant vice presidents of the system; faculty; academic staff and other employees and fix the salaries, subject to the limitations under par. (j) and ss. 20.923 (4g) and 230.12 (3) (e), the duties and the term of office for each. The board shall fix the salaries, subject to the limitations under par. (j) and ss. 20.923 (4g) and 230.12 (3) (e), and the duties for each chancellor, vice president, associate vice president and assistant vice president of the system. No sectarian or partisan tests or any tests based upon race, religion, national origin or sex shall ever be allowed or exercised in the appointment of the employees of the system.

Insert 13-5A

Insert 13-5

6 **SECTION 32.** 40.22 (2) (c) of the statutes is amended to read:

7 40.22 (2) (c) The employee is excluded from participation by s. 40.02 (54) (a) or
8 40.21 (3) or (4).

Insert 13-8

NOTE: Section 40.02 (54) (a) was repealed by 2001 Wis. Act 16.

9 **SECTION 33.** 44.70 (1m) of the statutes is amended to read:

10 44.70 (1m) "Data line" means a data circuit that provides direct access to the
11 ~~internet~~ Internet.

NOTE: Capitalizes "internet" consistent with current style.

12 **SECTION 34.** 44.71 (2) (bm) of the statutes is renumbered 44.71 (3) and amended
13 to read:

14 44.71 (3) POWERS. The board may contract with the Wisconsin advanced
15 telecommunications foundation to provide administrative services to the foundation.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 2001 Wis. Act 16 renumbered s. 44.71 (2) (a) to be s. 44.71 (2) without taking s. 44.71 (2) (bm) into consideration.

X

1 **SECTION 35.** 44.72 (2) (b) 2. of the statutes, as affected by 2001 Wisconsin Act
2 16, is amended to read:

PWF

3 44.72 (2) (b) 2. From the appropriations under s. 20.275 (1) (f), (im), (jm), (js),
4 and (mp), annually the board shall pay \$5,000 to each eligible school district and
5 \$5,000 to the department of corrections for each eligible correctional facility. The
6 department of corrections shall allocate funds received under this subsection among
7 the eligible secured correctional facilities as it ~~deems~~ considers to be appropriate.
8 The board shall distribute the balance in the appropriation to eligible school districts
9 and to charter school sponsors in proportion to the weighted membership of each
10 school district and in proportion to the number of pupils attending each charter
11 school on the 3rd Friday of September. The weighted membership for a school
12 district shall be determined by dividing the statewide average equalized valuation
13 per member by the school district's equalized valuation per member and multiplying
14 the result by the school district's membership, as defined in s. 121.004 (5).

NOTE: Replaces disfavored term.

Insert 14-14

X

15 **SECTION 36.** 48.78 (2) (aj) of the statutes, as affected by 2001 Wisconsin Act³⁸
16 ~~(2001 AB 512)~~, is amended to read:

PWF

17 48.78 (2) (aj) Paragraph (a) does not prohibit an agency from making available
18 for inspection or disclosing the contents of a record, upon the request of a parent,
19 guardian or legal custodian of a child expectant mother of an unborn child who is the
20 subject of the record, upon the request of an expectant mother of an unborn child who
21 is the subject of the record, if 14 years of age or over, or upon the request of an unborn
22 child by the unborn child's guardian ad litem to the parent, guardian, legal

1 custodian, expectant mother, or unborn child by the unborn child's guardian ad
2 litem, unless the agency determines that inspection of the record by the parent,
3 guardian, legal custodian, expectant mother, or unborn child by the unborn child's
4 guardian ad litem would result in imminent danger to anyone.

NOTE: The underscored comma ^{after "mother"} was inserted by 2001 Wis. Act ³⁸ without being underscored. The change was intended. ^{mm (AD 112)}

5 **SECTION 37.** 49.175 (1) (e) of the statutes, as affected by 2001 Wisconsin Act 16,
6 is amended to read:

7 49.175 (1) (e) *Contracts for 2000 and 2001.* For contracts under s. 49.143
8 having a term that begins on January 1, 2000, and ends on December 31, 2001,
9 \$20,136,800 in fiscal year 2001-02.

NOTE: 2001 Wis. Act 16 inserted the underscored language without showing it as underscored. The change was intended.

10 **SECTION 38.** 49.175 (1) (zh) 1. and 2. (title) of the statutes are repealed.

NOTE: 2001 Wis. Act 16, section 1711b, states that it amends s. 49.175 (1) (zh), but ^{actually} ^{only} it ~~only~~ treats s. 49.175 (1) (zh) 2. Drafting records indicate that s. 49.175 (1) (zh) 1. and 2. (title) were intended to be repealed, as s. 49.175 (1) (zh) 1. is obsolete, and that subd. 2. was to be renumbered to par. (zh), rendering the subd. 2. title unnecessary. See also the treatment of 2001 Wis. Act 16, s. 1711b by this bill. ^{See also} ^{Keep}

11 **SECTION 39.** 49.45 (2) (a) 3. of the statutes, as affected by 2001 Wisconsin Act
12 16, is amended to read:

13 49.45 (2) (a) 3. Determine the eligibility of persons for medical assistance,
14 rehabilitative, and social services under ss. 49.46, 49.468, and 49.47 and rules and
15 policies adopted by the department and shall, under a contract under s. 49.33 (2) (a),
16 designate this function to the county department under s. 46.215, 46.22, or 46.23 or
17 a tribal governing body.

NOTE: Corrects cross-reference. Effective July 1, 2002, s. 49.33 (2) is repealed and recreated and no longer is divided into paragraphs, although the subject matter remains the same.

^{11e}
1 **SECTION 40.** 49.45 (2) (a) 12. a. of the statutes, as affected by 2001 Wisconsin
2 Act, is amended to read:

3 49.45(2) (a) 12. a. Decertify a provider from or restrict a provider's participation
4 in the medical assistance program, if after giving reasonable notice and opportunity
5 for hearing the department finds that the provider has violated a federal statute or
6 regulation or a state statute or administrative rule and the violation is, by statute,
7 regulation, or rule, grounds for decertification or restriction. The department shall
8 suspend the provider pending the hearing under this subdivision if the department
9 includes in its decertification notice findings that the provider's continued
10 participation in the medical assistance program pending hearing is likely to lead to
11 the irretrievable loss of public funds and is unnecessary to provide adequate access
12 to services to medical assistance recipients. As soon as practicable after the hearing,
13 the department shall issue a written decision. No payment may be made under the
14 medical assistance program with respect to any service or item furnished by the
15 provider subsequent to decertification or during the period of suspension.

NOTE: Inserts commas for improved grammar.

16 **SECTION 41.** 49.45 (2) (a) 24. of the statutes, as created by 2001 Wisconsin Act
17 16, is renumbered 49.45 (2) (a) 24m.

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). A provision
numbered 49.45 (2) (a) 24. previously existed.

18 **SECTION 42.** 49.45 (2) (b) 9. of the statutes, as ^{created} affected by 2001 Wisconsin Act
19 16, is amended to read:

20 49.45 (2) (b) 9. After providing reasonable notice and opportunity for a hearing,
21 charge an assessment to a provider that repeatedly has been subject to recoveries
22 under par. (a) 10. a. because of the provider's failure to follow identical or similar
23 billing procedures or to follow other identical or similar program requirements. The

1 assessment shall be used to defray in part the costs of audits and investigations by
2 the department under sub. (3) (g) and may not exceed \$1,000 or 200% of the amount
3 of any such repeated recovery made, whichever is greater. The provider shall pay the
4 assessment to the department within 10 days after receipt of notice of the assessment
5 or the final decision after administrative hearing, whichever is later. The
6 department may recover any part of an assessment not timely paid by offsetting the
7 assessment against any medical assistance payment owed to the provider and may
8 refer any ~~such~~ unpaid assessments not collected in this manner to the attorney
9 general, who may proceed with collection under this subdivision. Failure to timely
10 pay in any manner an assessment charged under this subdivision, other than an
11 assessment that is offset against any medical assistance payment owed to the
12 provider, is grounds for decertification under subd. par. (a) 12. A provider's payment
13 of an assessment does not relieve the provider of any other legal liability incurred in
14 connection with the recovery for which the assessment is charged, but is not evidence
15 of violation of a statute or rule. The department shall credit all assessments received
16 under this subdivision to the appropriation account under s. 20.435 (4) (iL). The
17 department shall promulgate rules to implement this subdivision.

NOTE: Inserts correct cross-reference. There is no s. 49.45 (2) (b) 12. Section 49.45
(2) (a) 12. relates to decertification.

18 **SECTION 43.** 49.473 (3) (intro.) of the statutes, as created by 2001 Wisconsin Act
19 16, is amended to read:

20 49.473 (3) (intro.) Prior to applying to the department or a county department
21 for medical assistance, a woman is eligible for medical assistance as provided under
22 sub. (5) beginning on the date on which a qualified entity determines, on the basis

PWA

1 of preliminary information, that the ~~women~~ woman meets the requirements
2 specified in sub. (2) and ending on one of the following dates:

NOTE: Inserts correct word form.

3 SECTION 44. 49.688 (3) (d) of the statutes, as created by 2001 Wisconsin Act 16,
4 is amended to read:

5 49.688 (3) (d) Notwithstanding s. 49.002, if a person who is eligible under this
6 section has other available coverage for payment of a prescription drug, this section
7 applies only to costs for prescription drugs for the ~~persons~~ person that are not covered
8 under the person's other available coverage.

NOTE: Replaces the plural with the singular for proper sentence agreement.

9 SECTION 45. 51.13 (4) (g) (intro.) of the statutes, as affected by 2001 Wisconsin
10 Act 16, is amended to read:

11 51.13 (4) (g) (intro.) If the court finds that the minor is in need of psychiatric
12 services or services for developmental disability, alcoholism, or drug abuse in an
13 inpatient facility, that the inpatient facility to which the minor is admitted offers
14 therapy or treatment that is appropriate for the minor's needs and that is the least
15 restrictive therapy or treatment consistent with the minor's needs, and, in the case
16 of a minor ~~aged 14~~ ^{years of age} or older, who is being admitted for the primary purpose of
17 treatment for mental illness or developmental disability, that the application is
18 voluntary on the part of the minor, the court shall permit voluntary admission. If the
19 court finds that the therapy or treatment in the inpatient facility to which the minor
20 is admitted is not appropriate or is not the least restrictive therapy or treatment
21 consistent with the minor's needs, the court may order placement in or transfer to
22 another more appropriate or less restrictive inpatient facility, except that the court
23 may not permit or order placement in or transfer to the northern or southern centers

1 for the developmentally disabled of a minor unless the department gives approval
2 for the placement or transfer, and if the order of the court is approved by all of the
3 following if applicable:

NOTE: 2001 Wis. Act 16 deleted the stricken comma without showing it as stricken.
The change was intended. Inserts "of age" and removes "aged" for ~~minor~~
~~clarity and internal consistency.~~

4 **SECTION 46.** 51.61 (6) of the statutes, as affected by 2001 Wisconsin Act 16, is
5 amended to read:

6 51.61 (6) Subject to the rights of patients provided under this chapter, the
7 department, county departments under s. 51.42 or 51.437, and any agency providing
8 services under an agreement with the department or those county departments have
9 the right to use customary and usual treatment techniques and procedures in a
10 reasonable and appropriate manner in the treatment of patients who are receiving
11 services under the mental health system, for the purpose of ameliorating the
12 conditions for which the patients were admitted to the system. The written,
13 informed consent of any patient shall first be obtained, unless the person has been
14 found not competent to refuse medication and treatment under s. 51.61 (1) (g) or the
15 person is a minor 14 years of age or older who is receiving services for alcoholism or
16 drug abuse or a minor under 14 years of age who is receiving services for mental
17 illness, developmental disability, alcoholism, or drug abuse. In the case of a minor,
18 the written, informed consent of the parent or guardian is required, except as
19 provided under an order issued under s. 51.13 (1) (c) or 51.14 (3) (h) or (4) (g). If the
20 minor is 14 years of age or older and is receiving services for mental illness or
21 developmental disability, the written, informed consent of the minor and the minor's
22 parent or guardian is required. A refusal of either a minor 14 years of age or older
23 or the minor's parent or guardian to provide written, informed consent for admission

DWAF

SECTION 46

1 to an approved inpatient treatment facility is reviewable under s. 51.13 (1) (c) 1. and
 2 a refusal of either a minor 14 years of age or older or the minor's parent or guardian
 3 to provide written, informed consent for outpatient mental health treatment is
 4 reviewable under s. 51.14.

NOTE: Inserts "of age" for improved clarity and internal consistency.

5 **SECTION 47.** 59.52 (11) (c) of the statutes, as affected by 2001^x Wisconsin Act 16,
 6 is amended to read:

7 59.52 (11) (c) *Employee insurance.* Provide for individual or group hospital,
 8 surgical and life insurance for county officers and employees and for payment of
 9 premiums for ~~such~~^{county} officers and employees. A county with at least 100 employees may
 10 elect to provide health care benefits on a self-insured basis to its officers and
 11 employees. A county and one or more cities, villages, towns, or other counties, that
 12 together have at least 100 employees, may jointly provide health care benefits to
 13 their officers and employees on a self-insured basis. Counties ~~which~~ that elect to
 14 provide health care benefits on a self-insured basis to their officers and employees
 15 shall be subject to the requirements set forth under s. 120.13 (2) (c) to (e) and (g).

NOTE: Deletes commas and replaces "which" with "that" to improve grammar.

16 **SECTION 48.** The treatment of 59.72 (3) of the statutes by 1997 Wisconsin Act
 17 27 is not repealed by 2001 Wisconsin Act 16. Both treatments stand.

NOTE: There is no conflict of substance. As merged, effective 9-1-03, s. 59.72 (3) reads:

(3) LAND INFORMATION OFFICE. The board may establish a separate county land information office or may direct that an office be established within an existing department, board, commission, agency, institution, authority or office. ~~When~~ If the board establishes a county land information office, the office shall coordinate land information projects within the county, between the county and local governmental units, between the state and local governmental units and among local governmental units, the federal government and the private sector. If the board establishes a land information office, the board shall, within 2 years after the land information office is established, develop a countywide plan for land records modernization.

Insert 21A

1 SECTION 49. 66.1105 (5) (bg), as created by 2001 Wisconsin Act 11, of the
2 statutes is renumbered 66.1105 (5) (bj).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 2001 Wis. Act
5 also created an s. 66.1105 (5) (bg).

Insert 21-2

3 SECTION 50. 73.03 (35) of the statutes, as affected by 2001 Wisconsin Act 16,
4 is amended to read:

5 73.03 (35) To deny a portion of a credit claimed under s. 71.07 (2dd), (2de), (2di),
6 (2dj), (2dL), (2dm), (2dr), (2ds) or (2dx), 71.28 (1dd), (1de), (1di), (1dj), (1dm), (1dL),
7 (1ds), (1dx), or (4) (am) or 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1dm), (1ds), (1dx), or
8 (4) (am) if granting the full amount claimed would violate a requirement under s.
9 560.785 or would bring the total of the credits granted to that claimant under all of
10 those subsections over the limit for that claimant under s. 560.768, 560.795 (2) (b),
11 or 560.797 (5) (b).

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NOTE: 2001 Wis. Act 16 inserted the underscored comma without showing it as
underscored. The change was intended.

after "560.795(2)(b)"

12 SECTION 51. 77.52 (2) (a) 10. of the statutes, as affected by 2001 Wisconsin Act
13 16, section 2245, is amended to read:

14 77.52 (2) (a) 10. Except for installing or applying tangible personal property
15 which, when installed or applied, will constitute an addition or capital improvement
16 of real property, the repair, service, alteration, fitting, cleaning, painting, coating,
17 towing, inspection and maintenance of all items of tangible personal property unless,
18 at the time of such repair, service, alteration, fitting, cleaning, painting, coating,
19 towing, inspection or maintenance, a sale in this state of the type of property
20 repaired, serviced, altered, fitted, cleaned, painted, coated, towed, inspected, or
21 maintained would have been exempt to the customer from sales taxation under this
22 subchapter, other than the exempt sale of a motor vehicle or truck body to a

PWA

1 nonresident under s. 77.54 (5) (a) and other than nontaxable sales under s. 77.51

2 (14r). For purposes of this paragraph, the following items shall be deemed ^{considered} to have

3 retained their character as tangible personal property, regardless of the extent to

4 which any such item is fastened to, connected with, ^{or} built into real property:

5 furnaces, boilers, stoves, ovens, including associated hoods and exhaust systems,

6 heaters, air conditioners, humidifiers, dehumidifiers, refrigerators, coolers, freezers,

7 water pumps, water heaters, water conditioners and softeners, clothes washers,

8 clothes dryers, dishwashers, garbage disposal units, radios and radio antennas,

9 incinerators, television receivers and antennas, record players, tape players,

10 jukeboxes, vacuum cleaners, furniture and furnishings, carpeting and rugs,

11 bathroom fixtures, sinks, awnings, blinds, gas and electric logs, heat lamps,

12 electronic dust collectors, grills and rotisseries, bar equipment, intercoms,

13 recreational, sporting, gymnasium and athletic goods and equipment including by

14 way of illustration but not of limitation bowling alleys, golf practice equipment, pool

15 tables, punching bags, ski tows and swimming pools; equipment in offices, business

16 facilities, schools, and hospitals but not in residential facilities including personal

17 residences, apartments, long-term care facilities, as defined under s. 16.009 (1) (em),

18 state institutions, as defined under s. 101.123 (1) (i), or similar facilities, including,

19 by way of illustration but not of limitation, lamps, chandeliers, and fans, venetian

20 blinds, canvas awnings, office and business machines, ice and milk dispensers,

21 beverage-making equipment, vending machines, soda fountains, steam warmers

22 and tables, compressors, condensing units and evaporative condensers, pneumatic

23 conveying systems; laundry, dry cleaning, and pressing machines, power tools,

24 burglar alarm and fire alarm fixtures, electric clocks, ^{and} electric signs. "Service"

25 does not include services performed by veterinarians. The tax imposed under this

1 subsection applies to the repair, service, alteration, fitting, cleaning, painting,
 2 coating, towing, inspection, or maintenance of items listed in this subdivision,
 3 regardless of whether the installation or application of tangible personal property
 4 related to the items is an addition to or a capital improvement of real property, except
 5 that the tax imposed under this subsection does not apply to the original installation
 6 or the complete replacement of an item listed in this subdivision, if such installation
 7 or replacement is a real property construction activity under s. 77.51 (2).

NOTE: 2001 Wis. Act 16 inserted the stricken comma without showing it as
 underscored. No change was intended. The underscored commas are added to improve
 grammar. *Replaces dispared term.*

AR "EO"

8 SECTION (52) 77.52 (2) (a) 10. of the statutes, as affected by 2001 Wisconsin Act
 9 16, section 2245d, is amended to read:

10 77.52 (2) (a) 10. Except for installing or applying tangible personal property
 11 which, when installed or applied, will constitute an addition or capital improvement
 12 of real property, the repair, service, alteration, fitting, cleaning, painting, coating,
 13 towing, inspection and maintenance of all items of tangible personal property unless,
 14 at the time of such repair, service, alteration, fitting, cleaning, painting, coating,
 15 towing, inspection or maintenance, a sale in this state of the type of property
 16 repaired, serviced, altered, fitted, cleaned, painted, coated, towed, inspected, or
 17 maintained would have been exempt to the customer from sales taxation under this
 18 subchapter, other than the exempt sale of a motor vehicle or truck body to a
 19 nonresident under s. 77.54 (5) (a) and other than nontaxable sales under s. 77.51
 20 (14r). For purposes of this paragraph, the following items shall be deemed to have
 21 retained their character as tangible personal property, regardless of the extent to
 22 which any such item is fastened to, connected with, or built into real property:
 23 furnaces, boilers, stoves, ovens, including associated hoods and exhaust systems,

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1 heaters, air conditioners, humidifiers, dehumidifiers, refrigerators, coolers, freezers,
2 water pumps, water heaters, water conditioners and softeners, clothes washers,
3 clothes dryers, dishwashers, garbage disposal units, radios and radio antennas,
4 incinerators, television receivers and antennas, record players, tape players,
5 jukeboxes, vacuum cleaners, furniture and furnishings, carpeting and rugs,
6 bathroom fixtures, sinks, awnings, blinds, gas and electric logs, heat lamps,
7 electronic dust collectors, grills and rotisseries, bar equipment, intercoms,
8 recreational, sporting, gymnasium and athletic goods and equipment including by
9 way of illustration but not of limitation bowling alleys, golf practice equipment, pool
10 tables, punching bags, ski tows and swimming pools; equipment in offices, business
11 facilities, schools, and hospitals but not in residential facilities including personal
12 residences, apartments, long-term care facilities, as defined under s. 16.009 (1) (em),
13 state institutions, as defined under s. 101.123 (1) (i), Type 1 secured correctional
14 facilities, as defined in s. 938.02 (19), or similar facilities, including, by way of
15 illustration but not of limitation, lamps, chandeliers, and fans, venetian blinds,
16 canvas awnings, office and business machines, ice and milk dispensers,
17 beverage-making equipment, vending machines, soda fountains, steam warmers
18 and tables, compressors, condensing units and evaporative condensers, pneumatic
19 conveying systems; laundry, dry cleaning, and pressing machines, power tools,
20 burglar alarm and fire alarm fixtures, electric clocks and electric signs. "Service"
21 does not include services performed by veterinarians. The tax imposed under this
22 subsection applies to the repair, service, alteration, fitting, cleaning, painting,
23 coating, towing, inspection, or maintenance of items listed in this subdivision,
24 regardless of whether the installation or application of tangible personal property
25 related to the items is an addition to or a capital improvement of real property, except

1 that the tax imposed under this subsection does not apply to the original installation
2 or the complete replacement of an item listed in this subdivision, if such installation
3 or replacement is a real property construction activity under s. 77.51 (2).

NOTE: 2001 Wis. Act 16 inserted the stricken comma without showing it as
underscored. No change was intended. The underscored commas are added for improved
grammar. *Replaces disadvantaged term.*

4 **SECTION 53.** 84.072 (4) of the statutes, as affected by 2001 Wisconsin^X Act 16,
5 is amended to read:

6 84.072 (4) REQUIREMENTS OF CERTIFIED BUSINESSES. A business certified as a
7 disadvantaged business shall, within 30 days after a change in the business's size,
8 disadvantaged status, ownership^{or} or control that could preclude its certification as a
9 disadvantaged business under 49 CFR 26, notify the department of ^{that} such change by
10 sworn and notarized statement. A business certified as a disadvantaged business
11 shall submit annually to the department a sworn, notarized statement attesting that
12 there have been no changes to the business's size, disadvantaged status, ownership,
13 or control, or gross receipts, that would preclude its certification as a disadvantaged
14 business under 49 CFR 26. The notice shall include a statement that the business
15 meets the size and gross receipts criteria for certification, and shall include
16 documentary evidence supporting that statement. The department shall remove the
17 certification of any disadvantaged business that fails to provide the statement within
18 13 months after certification under this section, or within 13 months after it last
19 submitted to the department the information required under this subsection,
20 whichever is later.

NOTE: Deletes unnecessary commas and inserts article.

21 **SECTION 54.** 84.1040 of the statutes, as created by 2001 Wisconsin^X Act 16, is
22 renumbered 84.1037.

NOTE: Confirms renumbering by the Revisor under s. 13.93 (1) (b). In the Wisconsin statutory numbering system, ss. 84.104 and 84.1040 are equivalent. Section 84.04 was previously existing.

Insert 26A

1 SECTION 55. 93.23 (1) (i) of the statutes is amended to read:

2 93.23 (1) (i) Incorporated dairy or livestock associations, upon substantial
3 compliance with pars. (a) to (h) (g), shall be entitled to the state aid therein provided
4 for upon premiums paid for dairy products or livestock or upon articles pertaining
5 to the production or manufacture of such products or the raising of such livestock,
6 in any county in which no annual fair is held by any organized agricultural society,
7 association, or board. State aid shall be paid to but one such dairy or livestock
8 association in any one county. All moneys received by any such association shall be
9 paid out by it for the premiums provided for in this subsection substantially as
10 provided in sub. (2).

NOTE: Section 93.23 (1) (h) was repealed by 2001 Wis. Act 16.

11 SECTION 56. 101.9219 (3) (a) of the statutes, as amended to read:

12 101.9219 (3) (a) The applicant is a manufactured home dealer licensed under
13 s. 101.951 and is financially responsible as substantiated by the last financial
14 statement on file with the department, a finance company licensed under s. 138.09
15 or ~~218.01~~ ss. 218.0101 to 218.0163, a bank organized under the laws of this state, or
16 a national bank located in this state.

NOTE: Inserts correct cross-reference. Section 218.01 was renumbered ss. 218.0101 to 218.0163 by 1999 Wis. Act 31.

17 SECTION 57. 106.215 (10) (g) 3. of the statutes, as affected by 2001 Wisconsin
18 Act 16, is amended to read:

19 106.215 (10) (g) 3. The education voucher is valid for 4 years after the date of
20 issuance for the payment of tuition and required program activity fees at any
21 institution of higher education, as defined in 20 USC 1002, that accepts the voucher;

1 ~~and the.~~ The board shall authorize payment to the institution of face value of the
2 voucher upon presentment.

NOTE: 2001 Wis. Act 16 inserted the stricken comma without showing it as
underscored. The inserted comma is replaced with a period and the sentence divided to
improve sentence structure and readability.

Insert 27-2

3 **SECTION 58.** 111.815 (1) of the statutes, as affected by 2001 Wisconsin Act 16,
4 is amended to read:

5 111.815 (1) In the furtherance of this subchapter, the state shall be considered
6 as a single employer and employment relations policies and practices throughout the
7 state service shall be as consistent as practicable. The department shall negotiate
8 and administer collective bargaining agreements. To coordinate the employer
9 position in the negotiation of agreements, the department shall maintain close
10 liaison with the legislature relative to the negotiation of agreements and the fiscal
11 ramifications thereof. ^{of those agreements} Except with respect to the collective bargaining units
12 specified in s. 111.825 (1m) and (2) (f), the department is responsible for the employer
13 functions of the executive branch under this subchapter, and shall coordinate its
14 collective bargaining activities with operating state agencies on matters of agency
15 concern. The legislative branch shall act upon those portions of tentative
16 agreements negotiated by the department which ^{that} require legislative action. With
17 respect to the collective bargaining units specified in s. 111.825 (1m), the University
18 of Wisconsin Hospitals and Clinics Board is responsible for the employer functions
19 under this subchapter. With respect to the collective bargaining unit specified in s.
20 111.825 (2) (f), the governing board of the charter school established by contract
21 under s. 118.40 (2r) (cm) ~~1.~~ is responsible for the employer functions under this
22 subchapter.

PWA

NOTE: Section 118.40 (2r) (cm) is not subdivided.

1 SECTION 59. 115.882 of the statutes is amended to read:

2 115.882 Payment of state aid. Funds appropriated under s. 20.255 (2) (b)
3 shall be used first for the purpose of s. 115.88 (4). Costs eligible for reimbursement
4 from the appropriations under s. 20.255 (2) (b) and ~~(br)~~ under ss. 115.88 (1m) to (3),
5 (6) and (8), 115.93³ and 118.255 (4) shall be reimbursed at a rate set to distribute the
6 full amount appropriated for reimbursement for such ^{the} costs, not to exceed 100%.

Section 20.^{gd}255 (2) (br) was repealed by 2001 Wis. Act 16.

7 SECTION 60. The treatment of 118.51 (3) (a) 1. of the statutes by 1999 Wisconsin
8 Act 117 is not repealed by 1999 Wisconsin Act 118. Both treatments stand.

NOTE: There is no conflict of substance. As merged, s. 118.51 (3) (a) 1. reads:

1. The parent of a pupil who wishes to attend a public school in a nonresident school district under this section shall submit an application, on a form provided by the department under sub. (15) (a), to the school board of the nonresident school district that the pupil wishes to attend, not earlier than the first Monday in February and not later than the 3rd Friday following the first Monday in February of the school year immediately preceding the school year in which the pupil wishes to attend. Applications may be submitted to no more than 3 nonresident school boards in any school year. On the 4th Monday in February, the nonresident school board shall send a copy of the application to the pupil's resident school board and the department. The application may include a request to attend a specific school or program offered by the nonresident school district.

9 SECTION 61. 119.82 (1) (a) 3. of the statutes is amended to read:

10 119.82 (1) (a) 3. Has been or is being sanctioned under s. 49.26 (1) (h) or is
11 subject to the monthly attendance requirement under s. ~~HSS~~ HFS 201.195 (4) (b) 2.,
12 Wis. adm. code Adm. Code.

NOTE: Inserts correct citation and changes capitalization consistent with current style.

13 SECTION 62. 121.105 (2) (b) of the statutes is amended to read:

14 121.105 (2) (b) A school district is eligible to receive additional aid under par.
15 (a) (am) only if additional aid does not result in a state aid payment greater than the
16 school district's shared cost.

NOTE: Section 121.105 (1) (a) was renumbered to s. 121.105 (1) (am) by 2001 Wis. Act 16.

Bruce: In s. 110, the language is bracketed. This section includes in. What is its purpose?

1 **SECTION 63.** 126.16 (7) (e) 1. of the statutes, as created by 2001 Wisconsin Act
2 16, is amended to read:

3 126.16 (7) (e) 1. Issue a summary order under s. ~~126.55~~ 126.85 (2) that prohibits
4 the grain dealer from procuring producer grain or requires the grain dealer to pay
5 cash on delivery for all producer grain.

NOTE: Inserts correct cross-reference. Section 126.55 (2) defines "cash payment."
Section 126.85 (2) relates to summary orders.

6 **SECTION 64.** 180.0103 (7m) of the statutes is amended to read:

7 180.0103 (7m) "Electronic transmission" or "electronically transmitted"
8 means ~~internet~~ Internet transmission, telephonic transmission, electronic mail
9 transmission, transmission of a telegram, cablegram, or datagram, or any other form
10 or process of communication that does not directly involve the physical transfer of
11 paper and that is suitable for the retention, retrieval, and reproduction of information
12 by the recipient.

NOTE: Capitalizes "internet" consistent with current style.

13 **SECTION 65.** 196.485 (1m) (b) of the statutes is amended to read:

14 196.485 (1m) (b) After beginning operations, the transmission company shall,
15 except for transmission service provided by an electric utility that has not
16 transferred its transmission facilities to the the transmission company, have the
17 exclusive duty to provide transmission service in those areas in which transmission
18 facilities have been contributed. The duty under this paragraph shall terminate on
19 the date, as determined by the commission under sub. (2) (d), that the Midwest
20 independent system operator begins operations.

NOTE: Deletes repeated word.

21 **SECTION 66.** 227.15 (1) (title) of the statutes is amended to read:

22 227.15 (1) (title) ~~SUBMISSION~~ SUBMITTAL TO LEGISLATIVE COUNCIL STAFF.

NOTE: Makes title consistent with the terminology used throughout the remainder of ch. 227.

1 **SECTION 67.** 230.36 (1m) (b) 5. b. of the statutes is amended to read:

2 230.36 (1m) (b) 5. b. Surveying or inspecting within the ~~right of way~~
3 right-of-way of highways on which traffic is maintained.

NOTE: Corrects spelling.

Insert 30-3

4 **SECTION 68.** 236.20 (2) (c) of the statutes is amended to read:

5 236.20 (2) (c) The length and bearing of the exterior boundaries, the boundary
6 lines of all blocks, public grounds, streets and alleys, and all lot lines, except that
7 when the lines in any tier of lots are parallel it shall be sufficient to mark the bearings
8 of the outer lines on one tier thereof. Easements not parallel to a boundary or lot line
9 shall be shown by ~~centerline~~ center line distance, bearing and width or by easement
10 boundary bearings and distances. Where easement lines are parallel to boundary
11 or lot lines, the boundary or lot line distances and bearings are controlling. Where
12 the exterior boundary lines show bearings or lengths which vary from those recorded
13 in abutting plats or certified surveys there shall be the following note placed along
14 such ^{the} lines, "recorded as (show recorded bearing or length or both)".

NOTE: Corrects spelling.

15 **SECTION 69.** 237.01 (4) of the statutes, as affected by 2001 Wisconsin Act 16,
16 section 1337, is renumbered 237.01 (5).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 2001 Wis. Act 16, s. 3218, created a provision that was also numbered s. 237.01 (4).

17 **SECTION 70.** 237.10 (1) of the statutes, as created by 2001 Wisconsin Act 16, is
18 amended to read:

19 237.10 (1) Upon entering into the lease under s. 237.06, the authority shall
20 maintain the sea lamprey barrier at the Rapide Croche lock according to

PWA

1 specifications of the department of natural resources in order to prevent sea
2 lampreys and other aquatic nuisance species from moving upstream.

NOTE: Inserts missing word consistent with s. 237.10 (2).

3 SECTION 71. 237.11 (2) and (3) of the statutes, as created by 2001 Wisconsin Act
4 16, are amended to read:

5 237.11 (2) If an employee of the authority declares an intention to run for
6 partisan political office, the employee shall be placed on a leave of absence for the
7 duration of the election campaign and if elected shall no longer be employed by the
8 authority on assuming the duties and responsibilities of such office.

PWA

9 (B) (3) An employee of the authority may be granted, by the chief executive officer,
10 a leave of absence to participate in partisan political campaigning.

NOTE: Inserts commas to improve grammar.

11 SECTION 72. 247.03 (2) (c) of the statutes, as created by 2001 Wisconsin Act 16,
12 is amended to read:

13 247.03 (2) (c) The executive secretary of the arts board, as a nonvoting member.

PWA

NOTE: Inserts comma to improve grammar.

14 SECTION 73. 251.11 (2) of the statutes, as affected by 2001 Wisconsin Act 16,
15 is amended to read:

16 251.11 (2) The local board of health of a multiple county health department
17 established under s. 251.02 (3) shall, under this section, determine the compensation
18 for the employees of the multiple county health departments. The local board of
19 health of a city-county health department established under s. 251.02 (1m) shall,
20 under this section, determine the compensation for the employees of the city-county
21 health department.

PWA

NOTE: 2001 Wis. Act 16 inserted the underscored "the" without showing it as underscored. The change was intended.

1 **SECTION 74.** 281.58 (9) (e) of the statutes, as affected by 2001 Wisconsin Act 16,
2 is amended to read:

3 281.58 (9) (e) If the department of natural resources and the department of
4 administration determine that the governor's recommendation, as set forth in the
5 executive budget bill, for the amount under s. 281.59 (3e) (b), the amount available
6 under s. 20.866 (2) (tc), or the amount available under s. 281.59 (4) (f) for a biennium
7 is insufficient to provide funding for all projects for which applications will be
8 approved during that biennium, the department shall inform municipalities that, if
9 the governor's recommendations are approved, clean water fund program assistance
10 during a fiscal year of that biennium will only be available to municipalities that
11 submit financial assistance applications by the June 30 preceding that fiscal year.

NOTE: 2001 Wis. Act 16 inserted the underscored comma without showing it as
underscored. The change was intended.

12 **SECTION 75.** 343.301 (1) (b) 2. of the statutes, as affected by 2001 Wisconsin Act
13 16, section 3420m, is amended to read:

14 343.301 (1) (b) 2. The court shall order the operating privilege restriction and
15 the installation of an ignition interlock device under par. (a) 2. for a period of not less
16 than one year nor more than the maximum operating privilege revocation period
17 permitted for the refusal or violation, ~~beginning on the first day of the operating~~
18 ~~privilege revocation period~~ one year after the operating privilege revocation period
19 begins.

NOTE: 2001 Wis. Act 16, s. 3420m, inserted ~~the~~ stricken language without showing
it as underscored and deleted the underscored language without showing it as stricken.
No change was intended.

20 **SECTION 76.** 343.305 (10) (b) 4. of the statutes, as affected by 2001 Wisconsin
21 Act 16, is amended to read:

1 343.305 (10) (b) 4. Except as provided in subd. 4m., if the number of convictions
2 under ss. 940.09 (1) and 940.25 in the person's lifetime, plus the total number of other
3 convictions, suspensions, and revocations counted under s. 343.307 (2) ~~within a~~
4 ~~10-year period~~, equals 3 or more, the court shall revoke the person's operating
5 privilege for 3 years. After the first ~~90~~ 120 days of the revocation period or, if the total
6 number of convictions, suspensions, and revocations counted under this subdivision
7 within any 5-year period equals 2 or more, after one year of the revocation period has
8 elapsed, the person is eligible for an occupational license under s. 343.10 if he or she
9 has completed the assessment and is complying with the driver safety plan.

NOTE: 2001 Wis. Act 16 inserted the stricken language without showing it as
underscored and deleted the underscored language without showing it as stricken. No
change was intended.

10 **SECTION 77.** 346.655 (1) of the statutes, as affected by 2001 Wisconsin Act 16,
11 is amended to read:

12 346.655 (1) If a court imposes a fine or a forfeiture for a violation of s. 346.63
13 (1) or (5), or a local ordinance in conformity therewith, or s. 346.63 (2) or (6) or 940.25,
14 or s. 940.09 where the offense involved the use of a vehicle, it shall impose a driver
15 improvement surcharge in an amount of \$355 in addition to the fine or forfeiture,
16 penalty assessment, jail assessment, ~~erimes~~ crime laboratories and drug law
17 enforcement assessment, and, if required by s. 349.04, truck driver education
18 assessment.

NOTE: 2001 Wis. Act 16 inserted the stricken language without showing it as
underscored and deleted the underscored language without showing it as stricken. No
change was intended.

19 **SECTION 78.** 347.145 (2) of the statutes is amended to read:

20 347.145 (2) A motor bus may be equipped with amber lights ^{that} which shine with
21 a steady beam or ^{that} which pulse during deceleration, braking or standing and idling.

1 The lights shall be mounted symmetrically with respect to the vertical centerline
2 center line of the motor bus in a horizontal alignment on the rear of the motor bus.
3 The lights may be mounted no higher than the lower edge of the rear window, or no
4 higher than 72 inches if the motor bus does not have a rear window.

NOTE: Corrects spelling.

5 **SECTION 79.** 347.24 (1) (am) of the statutes^X is amended to read:

6 347.24 (1) (am) No person may operate on a highway during hours of darkness
7 any implement of husbandry that extends 4 feet or more to the left of the centerline
8 center line of its towing vehicle unless such^{the} implement is equipped with an amber
9 reflector meeting the visibility requirements of s. 347.19 and mounted on the left
10 side, facing forward, so as to mark the extreme width of the implement to drivers of
11 oncoming vehicles.

NOTE: Corrects spelling.

12 **SECTION 80.** 350.1395 (4) (b) of the statutes, as affected by 2001 Wisconsin Act^X
13 14, is amended to read:

14 350.1395 (4) (b) The department may not promulgate a rule under this
15 subsection without first consulting with each rail authority in this state, that has
16 furnished the department with the information required under s. 350.138 (2m), an
17 established snowmobile association that represents snowmobile clubs, as defined in
18 s. 350.138 (1) (e), in this state, and the office of the commissioner of railroads.

NOTE: Deletes unnecessary comma.

19 **SECTION 81.** 409.704 (3) 1. and 2. of the statutes, as created by 2001 Wisconsin^X
20 Act 10, are renumbered 409.704 (3) (a) and (b).

NOTE: Confirms renumbering^X by the revisor under s. 13.93 (1) (b) to conform the
numbering of this provision with current style.

1 **SECTION 82.** 442.087 (2) of the statutes, as created by 2001 Wisconsin Act 16,
2 is amended to read:

PWA

3 **442.087 (2) RENEWAL OF FIRM LICENSES.** After January 1, 2005, the department
4 may not renew the license of a firm unless, at least once every 3 years, the firm
5 undergoes the peer review that is specified in the rules promulgated under sub. (3)
6 and that is conducted by a person, approved by the examining board under the rules,
7 who is not affiliated with the firm or members of the firm undergoing review.

NOTE: Adds commas to improve grammar and clarity.

8 **SECTION 83.** 455.02 (2m) (h) of the statutes is amended to read:

9 **455.02 (2m) (h)** A person who has a doctoral degree in psychology and who has
10 met the examining board's requirements for predoctoral supervised experience
11 under s. Psy 2.09 (2), Wis. ~~adm. code~~ Adm. Code, while employed as a psychology
12 resident by a clinic certified by the department of health and family services.

13 **SECTION 84.** 455.02 (2m) (L) of the statutes is amended to read:

14 **455.02 (2m) (L)** A mental health professional who has met all of the
15 qualifications under s. ~~HSS HFS~~ HFS 61.96, Wis. ~~adm. code~~ Adm. Code, for employment
16 as a mental health professional in an outpatient psychotherapy clinic certified by the
17 department of health and family services under s. ~~HSS HFS~~ HFS 61.95, Wis. ~~adm. code~~
18 Adm. Code, if the person is performing activities that are a part of the duties for
19 which he or she is employed by such a certified outpatient psychotherapy clinic and
20 is performing those activities solely within the confines of or under the jurisdiction
21 of the clinic by which he or she is employed.

NOTE: Inserts correct citation and changes capitalization consistent with current style.

Insert 35-21

22 **SECTION 85.** 560.795 (2) (a) of the statutes, as affected by 2001 Wisconsin Act
23 16, is amended to read:

1 560.795 (2) (a) Except as provided in par. (d), the designation of each area under
 2 sub. (1) (a), (b), and (c), ~~and (e)~~ as a development opportunity zone shall be effective
 3 for 36 months, with the designation of the areas under sub. (1) (a) and (b) beginning
 4 on April 23, 1994, and the designation of the area under sub. (1) (c) beginning on
 5 April 28, 1995. Except as provided in par. (d), the designation of each area under sub.
 6 (1) (d), (e), and (f) as a development opportunity zone shall be effective for 84 months,
 7 with the designation of the area under sub. (1) (d) beginning on January 1, 2000, and
 8 the designations of the areas under sub. (1) (e) and (f) beginning on September 1,
 9 2001.

NOTE: 2001 Wis. Act 16 inserted the stricken language without showing it as
underscored. No change was intended.

10 **SECTION 86.** 944.21 (9) of the statutes, as affected by 2001 Wisconsin Act 16,
 11 is amended to read:

12 944.21 (9) In determining whether material is obscene under sub. (2) (c) 1. and
 13 3., a judge or jury shall examine individual pictures, recordings of images, or
 14 passages in the context of the work in which they appear.

NOTE: 2001 Wis. Act 16 inserted the underscored comma without showing it as
underscored. The change was intended.

15 **SECTION 87.** 948.11 (2) (b) of the statutes, as affected by 2001 Wisconsin Act,
 16 is amended to read:

17 948.11 (2) (b) (intro.) Whoever, with knowledge of the character and content of
 18 the material, possesses harmful material with the intent to sell, rent, exhibit, play,
 19 distribute, or loan the material to a child is guilty of a Class A misdemeanor if any
 20 of the following applies:

NOTE: 2001 Wis. Act 16 inserted the underscored comma without showing it as
underscored. The change was intended.

PWA

Insert 36-10

PWA

15

PWA

16

1 **SECTION 88.** 973.09 (4) (c) of the statutes, as affected by 2001 Wisconsin Act 16,
2 is amended to read:

3 973.09 (4) (c) While subject to this subsection, the probationer is subject to s.
4 303.08 (1), (3) to (6), (8) to (12), and (14) or to s. 303.10, whichever is applicable, to
5 all the rules of the facility to which the probationer is confined, and to the discipline
6 of the department, if confined to a facility under par. (b), or the sheriff.

NOTE: 2001 Wis. Act (16) inserted the underscored "or" without showing it as
underscored. The change was intended.

7 **SECTION 89.** 979.10 (4) of the statutes is amended to read:

8 979.10 (4) Whoever accepts, receives, or takes any corpse of a deceased person
9 with intent to destroy the corpse by means of cremation, or who cremates or aids and
10 assists in the cremation of any corpse of a deceased person without having presented
11 the certificate permit specified in sub. (1) shall be fined not more than \$10,000 or
12 imprisoned not more than 9 months or both.

NOTE: Makes terminology consistent with that in s. 979.10 (1). 1985 Wis. Act 315
repealed and recreated s. 979.10 (1). Prior to 1985 Wis. Act 315, s. 979.10 (1) required a
"certificate of burial permit." 1985 Wis. Act 315 changed s. 979.10 (1) to require
"cremation permit," but did not amend s. 979.10 (4) to reflect the change.

13 **SECTION 90.** 2001 Wisconsin Act 16, section 458, is amended by replacing
14 "grants under s. ~~and ss. 560.13 and 560.139 (1) (c).~~ and for the grant under 1999
15 Wisconsin Act 9" with "grants under s. ss. 560.13 and 560.139 (1) (c). for the grant
16 under 1999 Wisconsin Act 9".

NOTE: Confirms that "and" was preexisting language and was neither added nor
deleted by 2001 Wisconsin Act 16, section 458.

17 **SECTION 91.** 2001 Wisconsin Act 16, section 737am, is amended by replacing
18 "under s. 49.33 (8); and for payments to, and Wisconsin works agencies;" with "under
19 s. 49.33 (8), and Wisconsin works agencies;"

NOTE: The "; and for payments to" shown as stricken in 2001 Wis. Act 16, section
737m was not preexisting text and was inadvertently inserted. The semicolon shown as
plain text in s. 737m, was inserted into s. 20.445 (3) (dz) by Act 16, s. 737, without being

shown as underscored. The s/737 treatment is corrected elsewhere in this bill and is shown as underscored here to confirm its correct location after the treatment by Act 16, section 737m.

1 SECTION 92. 2001 Wisconsin Act 16, section 1066g, is amended by replacing

2 ["registration and that contains" with "registration and that contains".] fix font

NOTE: Confirms that "that" was preexisting language and was not added by 2001 Wisconsin Act 16, section 1066g. All 10pt

3 SECTION 93. 2001 Wisconsin Act 16, section 1478, is amended by replacing

4 "45.79 (5) (b) 1. Persons Veterans receiving loans" with "45.79 (5) (b) *Organization*

5 *fees. Persons Veterans receiving loans".*

NOTE: 2001 Wisconsin Act 16, section 1477, inadvertently showed "1." instead of the paragraph title. Section 45.79 (5) (b) not divided into subdivisions.

6 SECTION 94. 2001 Wisconsin Act 16, section 1509g, is amended by replacing

7 "46.278 (6) (e) 1. of the statutes is amended to read:" with "46.278 (6) (e) 1. (intro.)

8 of the statutes is amended to read:"

NOTE: Confirms that 2001 Wisconsin Act 16, section 1509g only affects the intro. to s. 46.278 (6) (e) 1.

9 SECTION 95. 2001 Wisconsin Act 16, section 1711b, is amended by replacing

10 "49.175 (1) (zh) of the statutes is amended to read:" with "49.175 (1) (zh) 2. of the

11 statutes is renumbered 49.175 (1) (zh) and amended to read:"

NOTE: 2001 Wis. Act 16, section 1711b, states that it amends s. 49.175 (1) (zh), but it only treats s. 49.175 (1) (zh) (title) and 2. Drafting records indicate that s. 49.175 (1) (zh) 1. and 2. (title) were intended to be repealed, as s. 49.175 (1) (zh) 1. is obsolete, and that subd. 2. was to be renumbered to par. (zh), rendering the subdivision title unnecessary. See also the treatment of s. 49.175 (1) (zh) 1. and 2. (title) by this bill.

12 SECTION 96. 2001 Wisconsin Act 16, section 1773, is amended by replacing

13 "services for ~~minor~~ minors provided" with "services for minors provided".

NOTE: Confirms that "minors" was preexisting language and was neither added nor deleted by 2001 Wisconsin Act 16, section 1773.

14 SECTION 97. 2001 Wisconsin Act 16, section 2178, is amended by replacing "a

15 person under sub. (2dj) (am) 1.," with "a person under sub. (1dj) (am) 1.,".

NOTE: Confirms that the preexisting reference to "(1dj)" was intended to be removed by 2001 Wisconsin Act 16, section 2178 and that there was no reference to "(2dj)".

1 **SECTION 98.** 2001 Wisconsin Act 16, section 2192, is amended by replacing "a
2 ~~person under sub. (2dj) (am) 1.,~~" with "a person under sub. (1dj) (am) 1.,".

NOTE: Confirms that the preexisting reference to "(1dj)" was intended to be removed
by 2001 Wisconsin Act 16, section 2192 and that there was no reference to "(2dj)".

3 **SECTION 99.** 2001 Wisconsin Act 16, section 2539nw, is amended by replacing
4 "101.9212 (1) and (2) of the statutes are amended to read:" with "101.9212 (1) of the
5 statutes is amended to read:".

NOTE: 2001 Wis. Act 16, section 2539nw, states that it amends s. 101.9212 (1) and
(2), but it only treats sub. (1).

6 **SECTION 100.** 2001 Wisconsin Act 16, section 2812v, is amended by replacing
7 "125.58 (4) of the statutes is renumbered 125.48 (4) (a) (intro.) and amended to read:"
8 with "125.58 (4) of the statutes is renumbered 125.58 (4) (a) (intro.) and amended to
9 read:".

NOTE: 2001 Wis. Act 16, section 2812v, states that it rennumbers s. 125.58 (4) to
125.48 (4) (a) (intro.) although the actual treatment shows 125.58 as the section number.
There is no s. 125.48 and no change of section number was intended.

10 **SECTION 101.** 2001 Wisconsin Act 16, section 2853, is amended by replacing "s.
11 ~~20.435 (3) (1) (a)~~" with "s. 20.435 ²⁴⁵ (3) (1) (a)".

NOTE: Confirms that "(a)" was preexisting language and was neither added nor
deleted by 2001 Wisconsin Act 16, section 2853.

12 **SECTION 102.** 2001 Wisconsin Act 16, section 3958, is amended by replacing
13 "~~visual representation reproduction of the child~~" with "~~visual representation or~~
14 ~~reproduction of the child~~".

NOTE: Confirms that the preexisting "or" that was deleted and not shown as
stricken by 2001 Wisconsin Act 16, section 3958 was intended to be removed.

15 **SECTION 103.** 2001 Wisconsin Act 16, section 4032m, is amended by replacing
16 "\$64,000" with "\$64,400".

NOTE: Confirms that the preexisting "\$64,400" was the amount stricken by 2001
Wisconsin Act 16, section 4032m.

17 **SECTION 104.** 2001 Wisconsin Act 16, section 9401 (2q), is amended to read:

CS period

1 (2q) DEPARTMENT OF ELECTRONIC GOVERNMENT^{CS} The treatment of section 20.505
2 (1) (ka) (by SECTION 813b) of the statutes takes effect on September 1, ~~2007~~ 2003.

NOTE: 2001 Wis. Act 16 repealed s. 20.505 (1) (is), effective 9-1-01. Section 813b amended s. 20.505 (1) (ka), as amended by 1999 Wis. Act 9, solely to remove cross-references to the repealed s. 20.505 (1) (is). The effective date of the amendment of 20.505 (1) (ka) by 1999 Act 9 is September 1, 2003, not September 1, 2007.

3 **SECTION 105. Effective dates.** This act takes effect on the day after
4 publication except as follows:

5 (1) The treatment of ^{sections} 49.45 (2) (a) 3., 49.45 (2) (a) 12. a., and 77.52 (2) (a) 10. (by
6 SECTION) ^{AR "ED"} of the statutes take effect on ^{August} ~~Nov~~ 1, 2002.

***DELETE THIS NOTE:**

NOTE: HEATHER PLEASE INSERT THE SECTION NUMBER FOR THE SECOND TREATMENT OF 77.52. THANKS.

7

(END)

*Inset
40-2*

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4255/INS HMH
.....

Insert
7-11

X

SECTION 1. 19.42 (10) (h) of the statutes is amended to read:

19.42 (10) (h) The members and employees of the Wisconsin ~~housing~~ Housing and ~~economic development authority~~ Economic Development Authority, except clerical employees.

X

SECTION 2. 19.42 (13) (g) of the statutes is amended to read:

19.42 (13) (g) The members and employees of the Wisconsin ~~housing~~ Housing and ~~economic development authority~~ Economic Development Authority, except clerical employees.

NOTE: Capitalizes authority title consistent with current style.

SECTION 3. 20.490 (intro.) of the statutes is amended to read:

20.490 ~~Wisconsin housing~~ Housing and ~~economic development authority~~ Economic Development Authority. (intro.) There is appropriated from the general fund, except where otherwise indicated, to the Wisconsin ~~housing~~ Housing and ~~economic development authority~~ Economic Development Authority for the following programs:

NOTE: Capitalizes authority title consistent with current style.

SECTION 4. 25.17 (2) (c) of the statutes is amended to read:

25.17 (2) (c) Invest the ~~state housing authority~~ ^{State Housing Authority} reserve fund as directed by the Wisconsin ~~housing~~ Housing and ~~economic development authority~~ Economic Development Authority in housing rehabilitation loan program bonds of the authority including subordinated bonds which ^{that} may also be special obligations of the authority. In making such ^{the} investment, the board shall accept ~~such~~ ^{the} terms and conditions as the authority specifies and is relieved of any obligations relative to prudent investment of the fund, including those set forth under ch. 881.

NOTE: Capitalizes authority titles consistent with current style.

SECTION 5. 40.02 (54) (b) of the statutes is amended to read:

INS.
9A

INS
12A

INS
13-5A

40.02 (54) (b) The Wisconsin housing Housing and economic development authority Economic Development Authority.

NOTE: Capitalizes authority title consistent with current style.

SECTION 6. 45.71 (1m) of the statutes is amended to read:

45.71 (1m) "Authority" means the Wisconsin housing Housing and economic development authority Economic Development Authority.

SECTION 7. 46.28 (1) (a) of the statutes is amended to read:

46.28 (1) (a) "Authority" means the Wisconsin housing Housing and economic development authority Economic and Development Authority created under ch. 234.

SECTION 8. 66.1015 (2) of the statutes is amended to read:

66.1015 (2) This section does not prohibit a city, village, town, county or housing authority or the Wisconsin housing Housing and economic development authority Economic Development Authority from doing any of the following:

SECTION 9. 66.1107 (2) (a) of the statutes is amended to read:

66.1107 (2) (a) Holding of a public hearing by the planning commission or by the local governing body at which interested parties are afforded a reasonable opportunity to express their views on the proposed designation and boundaries of a reinvestment neighborhood or area. Notice of the hearing shall be published as a class 2 notice, under ch. 985. Before publication, a copy of the notice shall be sent by 1st class mail to the Wisconsin housing Housing and economic development authority Economic Development Authority, and a copy shall be posted in each school building and in at least 3 other places of public assembly within the reinvestment neighborhood or area proposed to be designated.

SECTION 10. 66.1201 (16) (a) of the statutes is amended to read:

INS 14-14

INS 21A plain

INS 21-2

(also)

(also)

(also)

(also)

INS
21-2
cont.

66.1201 (16) (a) In this subsection, "government" includes the Wisconsin housing ~~Housing and economic development authority~~ Economic Development Authority.

NOTE: Capitalizes authority title consistent with current style (5x)

SECTION 11. 66.1205 (3) of the statutes is amended to read:

66.1205 (3) Subsection (1) (a) and (c) does not apply in the case of housing projects to the financing of which the Wisconsin housing ~~Housing and economic development authority~~ Economic Development Authority is a party, as to which ch. 234 shall be controlling.

SECTION 12. 66.1213 (7) (b) of the statutes is amended to read:

66.1213 (7) (b) As set down by the Wisconsin housing ~~Housing and economic development authority~~ Economic Development Authority in accordance with ch. 234 in the case of housing projects to the financing of which it is a party.

SECTION 13. 71.05 (1) (c) 1. of the statutes is amended to read:

71.05 (1) (c) 1. The Wisconsin housing ~~Housing and economic development authority~~ Economic Development Authority under s. 234.65, if the bonds are used to fund an economic development loan to finance construction, renovation, or development of property that would be exempt under s. 70.11 (36).

SECTION 14. 71.05 (1) (c) 2. of the statutes is amended to read:

71.05 (1) (c) 2. The Wisconsin housing ~~Housing and economic development authority~~ Economic Development Authority, if the bonds are to fund a loan under s. 234.935, 1997 stats.

SECTION 15. 85.25 (2) (a) of the statutes is amended to read:

85.25 (2) (a) "Business development organization" means the Wisconsin housing ~~Housing and economic development authority~~ Economic Development Authority under s. 234.02 or any private organization which ^{that} prepares business and

INS
26A

INS
201A
201A

loan plans for and provides other financial, management and technical assistance to disadvantaged businesses.

NOTE: Capitalizes authority ~~X~~ title consistent with current style

SECTION 16. 234.01 (1) of the statutes is amended to read:

234.01 (1) "Authority" means the Wisconsin housing ~~Housing~~ and economic development authority Economic Development Authority.

SECTION 17. 234.02 (title) of the statutes is amended to read:

234.02 ^{DS} (title) Wisconsin housing ~~Housing~~ and economic development authority Economic Development Authority: creation; membership; appointment and tenure; meetings; officers.

INS
30-3A

SECTION 18. 234.02 (1) of the statutes is amended to read:

234.02 (1) There is created a public body corporate and politic to be known as the "Wisconsin housing ~~Housing~~ and economic development authority Economic Development Authority". The members of the authority shall be the secretary of commerce or his or her designee and the secretary of administration or his or her designee, and 6 public members nominated by the governor, and with the advice and consent of the senate appointed, for staggered 4-year terms commencing on the dates their predecessors' terms expire. In addition, one senator of each party and one representative to the assembly of each party appointed as are the members of standing committees in their respective houses shall serve as members of the authority. A member of the authority shall receive no compensation for services but shall be reimbursed for necessary expenses, including travel expenses, incurred in the discharge of duties. Subject to the bylaws of the authority respecting resignations, each member shall hold office until a successor has been appointed and has qualified. A certificate of appointment or reappointment of any member shall

be filed with the authority and the certificate shall be conclusive evidence of the due and proper appointment.

Note: Capitalizes authority title consistent with current style.

SECTION 19. 234.98 of the statutes is amended to read:

INS 30-3A cont.

234.98 Transferred assets. The assets and liabilities transferred from the ~~community development finance authority~~ ^{Community Development Finance Authority} under 1987 Wisconsin Act 399, section 3011 (2) (a) shall be separate from all other assets and liabilities of the Wisconsin ~~housing~~ Housing and ~~economic development authority~~ Economic Development Authority. The outstanding obligations or liabilities of the ~~community development finance authority~~ shall be paid only from the assets transferred to the Wisconsin ~~housing~~ Housing and ~~economic development authority~~ Economic Development Authority from the ~~community development finance authority~~ Community Development Finance Authority under 1987 Wisconsin Act 399, section 3011 (2) (a).

Note: Capitalizes authority titles consistent with current style.

SECTION 20. 560.03 (17) of the statutes is amended to read:

INS 35-21

560.03 (17) Assist new businesses and small businesses receiving economic development loans under s. 234.65 (1) (a) or the assistance of the Wisconsin ~~housing~~ Housing and ~~economic development authority~~ Economic Development Authority in locating sources of venture capital and in obtaining the state and federal licenses and permits necessary for business operations.

SECTION 21. 560.034 (5) (b) of the statutes is amended to read:

560.034 (5) (b) Under sub. (3), to the Wisconsin ~~housing~~ Housing and ~~economic development authority~~ Economic Development Authority.

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

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Insert
5-3

SECTION 1. 15.157 (8) (c) of the statutes is amended to read:

15.157 (8) (c) A representative of the Wisconsin ~~health~~ Health and educational facilities ~~authority~~ Educational Facilities Authority.

Insert
8-2

SECTION 2. 20.440 (intro.) of the statutes is amended to read:

20.440 ~~Health and educational facilities authority~~ Educational Facilities Authority. (intro.) There is appropriated to the Wisconsin ~~health~~ Health and educational facilities ~~authority~~ Educational Facilities Authority for the following program:

Insert
13-5

SECTION 3. 40.02 (54) (c) of the statutes is amended to read:

40.02 (54) (c) The Wisconsin ~~health~~ Health and educational facilities ~~authority~~ Educational Facilities Authority.

Insert
30-3

SECTION 4. 231.01 (1) of the statutes is amended to read:

231.01 (1) "Authority" means the Wisconsin ~~health~~ Health and educational facilities ~~authority~~ Educational Facilities Authority.

Insert

SECTION 5. 600.01 (1) (b) 7. of the statutes is amended to read:

600.01 (1) (b) 7. Guarantees of the Wisconsin ~~health~~ Health and educational facilities ~~authority~~ Educational Facilities Authority under s. 231.35.

36-10

SECTION 6. 706.11 (1) (c) 2. of the statutes is amended to read:

706.11 (1) (c) 2. The Wisconsin ~~health~~ Health and educational facilities ~~authority~~ Educational Facilities Authority created under ch. 231, the Wisconsin ~~housing~~ Housing and economic development ~~authority~~ Economic Development Authority created under ch. 234, or any other authority created by state law.

INSERT
NOTE

NOTE: Capitalizes authority title consistent with current style.

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INSERT 13-8

SECTION 1. The treatments of 40.51 (8m) of the statutes by 1999 Wisconsin Acts 95 and 115 are not repealed by 1999 Wisconsin Act 155. All treatments stand.

NOTE: There is no conflict of substance. As merged by the Revisor, s. 40.51 (8m) reads:

(8m) Every health care coverage plan offered by the group insurance board under sub. (7) shall comply with ss. 631.95, 632.746 (1) to (8) and (10), 632.747, 632.748, 632.83, 632.835, 632.85, 632.853, 632.855 and 632.895 (11) to (14).

INSERT 40-2

SECTION 2. 2001 Wisconsin Act 38, section 29, is amended by replacing "treatments of 40.58 (8m)" with "treatments of 40.51 (8m)".

4.003(2) and (3); am.

INSERT 3-8

~~4.003(2)~~

(2) If the bound is a street, it follows the ~~centerline~~ ^{center line} of such street or the centerline of such street extended.

~~4.003(3)~~

(3) If the bound is a railroad right-of-way, it follows the ~~centerline~~ ^{center line} of such railroad right-of-way.

NOTE: Corrects spelling.

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INSERT 4-4

SECTION 1. 7.31 (5) of the statutes, as created by 2001 Wisconsin Act 16, is amended to read:

7.31 (5) The board shall conduct regular training and administer examinations to ensure that individuals who are certified by the board under this section are knowledgeable concerning their authority and responsibilities. The board shall pay all costs required to conduct the training and to administer the examinations from the appropriation under s. 20.510 (1) (b) (bm).

(CS)
NOTE: Inserts the correct cross-reference.

INSERT 5-15

16.008(2)

(2) The state shall pay for extraordinary police services provided directly to state facilities, as defined in s. 70.119 (3) (e), in response to a request of a state officer or agency responsible for the operation and preservation of such facilities. The University of Wisconsin Hospitals and Clinics Authority shall pay for extraordinary police services provided to facilities of the authority described in s. 70.11 (38). The Fox River Navigational System Authority shall pay for extraordinary police services provided to the navigational system, as defined in s. 237.01 (4). Municipalities or counties which provide extraordinary police services to state facilities may submit claims to the claims board for actual additional costs related to wage and disability payments, pensions and worker's compensation payments, damage to equipment and clothing, replacement of expendable supplies, medical and transportation expense and other necessary expenses. The clerk of the municipality or county submitting a claim shall also transmit an itemized statement of charges and a statement which identifies the facility served and the person who requested the services. The board shall obtain a review of the claim and recommendations from the agency responsible for the facility prior to proceeding under s. 16.007 (3), (5) and (6).

that

(5)

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INSERT 27-2

SECTION 1. 118.02 (17) of the statutes is renumbered 118.02 (17m).

NOTE: Confirms renumbering by the revisor under s. 13.93 (1) (b). 2001 Wis. Act 16 also created a provision numbered s. 118.02 (17).