

BILL HISTORY FOR ASSEMBLY BILL 938 (LRB -5080)

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

2002

- 05-01. A. Introduced by **Law Revision Committee**.
- 05-01. A. Read first time and referred to committee on Rules.
- 05-01. A. Rules suspended to withdraw from committee on Rules and place on calendar.
- 05-01. A. Read a second time.
- 05-01. A. Ordered to a third reading.
- 05-01. A. Rules suspended.
- 05-01. A. Read a third time and **passed**.
- 05-01. A. Ordered immediately messaged.
- 05-01. S. Received from Assembly.
- 05-01. S. Read first time and referred to committee on Senate Organization.
- 05-01. S. Withdrawn from committee on Senate Organization and taken up.
- 05-01. S. Read a second time.
- 05-01. S. Ordered to a third reading.
- 05-01. S. Rules suspended.
- 05-01. S. Read a third time and **concurred in**.
- 05-01. S. Ordered immediately messaged.

**2001
ENROLLED BILL**

01en AB-938

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

01 5080, 1

Amendments to above (if none, write "NONE"): None

Corrections - show date (if none, write "NONE"): None

Topic Revisor's Revision Bill

5/1/02
Date

[Signature]
Enrolling Drafter

ELECTRONIC PROCEDURE:

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2001 ASSEMBLY BILL 938

May 1, 2002 - Introduced by LAW REVISION COMMITTEE. Referred to Committee on Rules.

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

Analysis by the Legislative Reference Bureau

This revisor's revision bill is explained in the NOTES provided by the revisor of statutes in the body of the bill. In statutes in which "blank" is used to mean a printed document with blank spaces left for the entry of information, "blank" is replaced with the more common "form" for the purpose of modernizing language and providing consistency throughout the statutes. In accordance with a change in drafting style, commas after the last item in a series are added throughout this bill. "Which" is replaced by "that" where grammatically correct. This bill is not intended to make any substantive changes.

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

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

1 MAIL BALLOT TO:
2 NAME
3 ADDRESS
4 CITY STATE ZIP CODE

5 *Penalties for Violations.* Whoever swears falsely to any absent elector affidavit
6 under this section may be fined not more than \$1,000 or imprisoned not more than
7 6 months, or both. Whoever intentionally votes more than once in an election may
8 be fined not more than \$10,000 or imprisoned not more than 3 years, or both.

9(Municipal Clerk)

10(Municipality)

NOTE: Replaces disfavored term.

11 SECTION 2. 7.08 (1) (title) of the statutes is amended to read:

12 7.08 (1) (title) ELECTION FORMS, ~~BLANKS~~, VOTING APPARATUS.

NOTE: Replaces disfavored term.

13 SECTION 3. 7.08 (1) (b) of the statutes is amended to read:

14 7.08 (1) (b) Prescribe the necessary standard sample ~~blanks~~ forms and ballot
15 containers to make the canvass, returns, statements and tally sheet statements for
16 all elections the results of which are reportable to the board under s. 7.60 (4) (a), and
17 all other materials as it deems necessary to conduct the elections. The sample ~~blanks~~
18 forms shall contain the necessary certificates of the inspectors and canvassers with
19 notes explaining their use and statutory basis.

NOTE: Replaces disfavored term.

20 SECTION 4. 7.10 (1) (b) of the statutes is amended to read:

21 7.10 (1) (b) The county clerk shall supply sufficient poll list ~~blanks~~ forms for
22 municipalities that do not have elector registration and other election supplies for

1 national, state and county elections. The poll list ~~blanks forms~~ and other election
2 supplies shall be enclosed in the sealed package containing the official ballots and
3 delivered to the municipal clerk.

NOTE: Replaces disfavored term.

4 **SECTION 5.** 7.10 (3) (a) of the statutes is amended to read:

5 7.10 (3) (a) The county clerk shall distribute the ballots to the municipal clerks
6 no later than 31 days before each September primary and general election and no
7 later than 22 days before each other primary and election. Election ~~blanks forms~~
8 prepared by the board shall be distributed at the same time. If the board transmits
9 an amended certification under s. 7.08 (2) (a) or if the board or a court orders a ballot
10 error to be corrected under s. 5.06 (6) or 5.72 (3) after ballots have been distributed,
11 the county clerk shall distribute corrected ballots to the municipal clerks as soon as
12 possible.

NOTE: Replaces disfavored term.

13 **SECTION 6.** 7.22 (3) of the statutes is amended to read:

14 7.22 (3) The municipal board of election commissioners shall prepare and
15 furnish copies of all registrations, books, maps, instructions, and ~~blanks forms~~
16 pertaining to the rules for registration and conducting elections for the use and
17 guidance of the election officials.

NOTE: Replaces disfavored term.

18 **SECTION 7.** 7.25 (6) (b) of the statutes is renumbered 7.25 (6) (b) 1. (intro.) and
19 amended to read:

20 7.25 (6) (b) 1. (intro.) Before opening the polls, ~~they~~ the election officials shall
21 ~~compare~~ do all of the following:

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1 a. Compare the ballots on the machines with the sample ballots furnished by
2 the municipal clerk to ensure that the names, numbers, and letters ~~thereon~~ on the
3 machine ballots and sample ballots agree; ~~examine.~~

4 b. Examine the seal on each machine to see that it the seal has not been broken;
5 ~~and examine.~~

6 c. Examine the counter on each machine to see that each counter registers 000.

7 2. If any counter on any machine does not register 000, the counter number and
8 the number showing on the counter shall be recorded, signed by all the election
9 officials, and a copy shall be conspicuously posted by the inspectors at the polling
10 place during polling hours.

NOTE: Subdivides long provision for improved readability and inserts specific references.

11 **SECTION 8.** 7.51 (5) of the statutes is renumbered 7.51 (5) (a) and amended to
12 read:

13 7.51 (5) (a) The inspectors shall make full and accurate return of the votes cast
14 for each candidate and proposition on tally sheet ~~blanks~~ forms provided by the
15 municipal clerk for ~~the~~ that purpose. Each tally sheet shall record the returns for
16 each office or referendum by ward, unless combined returns are authorized in
17 accordance with s. 5.15 (6) (b) in which case the tally sheet shall record the returns
18 for each group of combined wards. After recording the votes, the inspectors shall seal
19 in a carrier envelope outside the ballot bag or container one inspectors' statement
20 under sub. (4) (a), one tally sheet, and one poll or registration list for delivery to the
21 county clerk, unless the election relates only to municipal or school district offices or
22 referenda. The inspectors shall also similarly seal one inspectors' statement, one
23 tally sheet, and one poll or registration list for delivery to the municipal clerk. For

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1 school district elections, except in 1st class cities, the inspectors shall similarly seal
2 one inspectors' statement, one tally sheet, and one poll or registration list for delivery
3 to the school district clerk. The inspectors shall immediately deliver all ballots,
4 statements, tally sheets, lists, and envelopes to the municipal clerk.

5 (b) The municipal clerk shall arrange for delivery of all ballots, statements,
6 tally sheets, lists, and envelopes relating to a school district election to the school
7 district clerk. The municipal clerk shall deliver the ballots, statements, tally sheets,
8 lists, and envelopes for his or her municipality relating to any county, technical
9 college district, state, or national election to the county clerk by 2 p.m. on the day
10 following each such election. The person delivering the returns shall be paid out of
11 the municipal treasury. Each clerk ~~receiving~~ shall retain ballots, statements, tally
12 sheets, or envelopes ~~shall retain them~~ received by the clerk until destruction is
13 authorized under s. 7.23 (1).

NOTE: Subdivides long provision for improved readability, replaces disfavored terms, and inserts specific references.

14 **SECTION 9.** 7.60 (5) of the statutes is renumbered 7.60 (5) (a) and amended to
15 read:

16 7.60 (5) (a) Immediately following the canvass, the county clerk shall deliver
17 or send to the elections board, by 1st class mail, a certified copy of each statement of
18 the county board of canvassers for president and vice president, state officials,
19 senators and representatives in congress, state legislators, justice, court of appeals
20 judge, circuit judge, district attorney, and metropolitan sewerage commissioners,
21 if the commissioners are elected under s. 200.09 (11) (am). The statement shall
22 record the returns for each office or referendum by ward, unless combined returns
23 are authorized under s. 5.15 (6) (b) in which case the statement shall record the

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1 returns for each group of combined wards. Following primaries the county clerk
2 shall enclose on ~~blanks~~ forms prescribed by the elections board the names, party or
3 principle designation, if any, and number of votes received by each candidate
4 recorded in the same manner. The county clerk shall deliver or transmit the certified
5 statement to the elections board no later than 7 days after each primary and no later
6 than 10 days after any other election. The board of canvassers shall deliver or
7 transmit a certified copy of each statement for any technical college district
8 referendum to the secretary of the technical college district board.

9 (b) If the board of canvassers becomes aware of a material mistake in the
10 canvass of an election for state or national office or a statewide or technical college
11 district referendum prior to the close of business on the day the elections board
12 receives returns from the last county board of canvassers with respect to that
13 canvass, the board of canvassers may petition the elections board to reopen and
14 correct the canvass. The elections board shall direct the canvass to be reopened and
15 corrected if it determines that the public interest so requires. If the elections board
16 directs the canvass to be reopened, the board of canvassers shall reconvene and
17 transmit a certified corrected copy of the canvass statement to the elections board or
18 secretary of the technical college district board.

NOTE: Subdivides long provision for improved readability and replaces disfavored
terms and unnecessary semicolons.

19 **SECTION 10.** 10.64 (2) (f) 2. of the statutes is amended to read:

20 10.64 (2) (f) 2. 22 days before the spring primary, the county clerk distributes
21 ballots and ~~blanks~~ forms prescribed by the board to the municipal clerks in the
22 county. See s. 7.10 (3) (a).

NOTE: Replaces disfavored term.

23 **SECTION 11.** 10.64 (4) (em) of the statutes is amended to read:

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1 10.64 (4) (em) *22 days before election.* 22 days before the spring election, the
2 county clerk distributes ballots and ~~blanks~~ forms prescribed by the board to
3 municipal clerks in the county. See s. 7.10 (3) (a).

NOTE: Replaces disfavored term.

4 **SECTION 12.** 10.74 (4) (am) of the statutes is amended to read:

5 10.74 (4) (am) *31 days before primary.* 31 days before the September primary
6 is the latest county clerks may distribute primary ballots and election ~~blanks~~ forms
7 prescribed by the board to municipal clerks. See s. 7.10 (3) (a).

NOTE: Replaces disfavored term.

8 **SECTION 13.** 13.55 (3) of the statutes is renumbered 13.55 (3) (intro.) and
9 amended to read:

10 13.55 (3) NATIONAL CONFERENCE. (intro.) Each commissioner may attend the
11 annual meeting of the ~~conference of commissioners on uniform state laws;~~ National
12 Conference of Commissioners on Uniform State Laws and shall ~~examine do all of the~~
13 following:

14 (a) Examine subjects on which uniformity of legislation is desirable; ~~ascertain.~~

15 (b) Ascertain the best methods to effect uniformity; ~~cooperate.~~

16 (c) Cooperate with commissioners in other states in the preparation of uniform
17 acts; ~~and prepare.~~

18 (d) Prepare bills adapting such uniform acts to the Wisconsin statutes, for
19 introduction in the legislature.

NOTE: Corrects name and subdivides provision for improved readability and
conformity with current style.

20 **SECTION 14.** 20.765 (3) (fa) of the statutes is amended to read:

21 20.765 (3) (fa) *Membership in national associations.* A sum sufficient to be
22 disbursed under s. 13.90 (4) for payment of the annual fees entitling the legislature

1 to membership in national organizations including, without limitation because of
2 enumeration, the national conference of state legislatures, the ~~national conference~~
3 ~~of the Commission~~ National Conference of Commissioners on Uniform State Laws
4 and the ~~national committee on uniform traffic laws and ordinances~~ National
5 Committee on Uniform Traffic Laws and Ordinances.

NOTE: Corrects name and conforms capitalization to current style.

6 **SECTION 15.** 21.19 (4) of the statutes is amended to read:

7 21.19 (4) The adjutant general shall be the auditor of military accounts, and
8 all accounts or claims payable from the treasury of the state for military purposes
9 shall be regularly audited by the adjutant general before payment. The adjutant
10 general shall cause to be prepared and issued all necessary books, ~~blank books,~~
11 ~~blanks~~ and forms required by the adjutant general's office for the national guard.
12 All said of the books, ~~blank books, blanks~~ and forms shall be made to conform as
13 nearly as practicable to those in use in the United States army.

NOTE: Replaces disfavored terms.

14 **SECTION 16.** 21.36 (2) of the statutes is amended to read:

15 21.36 (2) The governor may make and publish rules, regulations, and orders
16 for the government of the national guard, not inconsistent with the law, and cause
17 the ~~same~~ rules, regulations, or orders, together with any related laws ~~relating~~
18 ~~thereto~~, to be printed and distributed in book form, or ~~otherwise~~ another form, in
19 ~~such numbers as~~ any number that the governor ~~deems~~ considers necessary, ~~and the~~
20 The governor may provide for all books, ~~blank books,~~ and ~~blanks~~ forms that may be
21 necessary for the proper discharge of the duty of all officers. The governor may
22 delegate the authority under this subsection to the adjutant general by executive
23 order.

ASSEMBLY BILL 938**SECTION 16**

NOTE: Replaces disfavored terms, inserts specific references, and divides long sentence for improved readability.

1 **SECTION 17.** 26.12 (5) (a) of the statutes is amended to read:

2 26.12 (5) (a) No person may set any fire except for warming the person or
3 cooking food within the limits of any intensive forest protection area at any time of
4 the year except when the ground is snow-covered, unless written permission has
5 been received in advance from a duly appointed fire warden. The department shall
6 prepare the necessary ~~blanks~~ forms for this purpose, shall promulgate rules for the
7 issuance of the permits, shall appoint, if necessary, in addition to the regular or
8 emergency fire wardens, others who shall be authorized to issue the permits, and
9 shall have jurisdiction over all other details concerned with or growing out of the
10 closed season on the setting of fire.

NOTE: Replaces disfavored term.

11 **SECTION 18.** 29.024 (5) (b) of the statutes is amended to read:

12 29.024 (5) (b) *Blanks Forms*. The department shall prepare, procure the
13 printing of, and supply all necessary ~~blanks~~ forms for applications and approvals
14 issued under this chapter and related applications for approvals.

NOTE: Replaces disfavored term.

15 **SECTION 19.** 29.229 (4) (a) of the statutes is amended to read:

16 29.229 (4) (a) The band shall prepare, procure the printing of, and supply all
17 necessary approval ~~blanks~~ forms and applications for approvals issued under this
18 section. Approval ~~blanks~~ forms and applications used under this section shall be
19 numbered consecutively, at the time of printing, in a separate series for each kind of
20 approval. Each license ~~blank~~ form issued under this section shall be provided with
21 a corresponding stub or carbon numbered with the serial number of the license. Each

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1 requisition for the printing of ~~such~~ the approval blanks forms shall specify any serial
2 numbers to be printed on the blanks forms.

NOTE: Replaces disfavored terms.

3 **SECTION 20.** 29.331 (3) of the statutes is amended to read:

4 29.331 (3) REPORT. On or before June 1 annually, the licensee shall report to
5 the department, by affidavit, on ~~blanks~~ forms furnished by the department, the
6 number of the licensee's license, the number and value of each variety of animals
7 taken during the previous 12 months ending May 1, and other information required
8 on the ~~blanks~~ forms furnished.

NOTE: Replaces disfavored term.

9 **SECTION 21.** 46.18 (8) of the statutes is amended to read:

10 46.18 (8) BOOKKEEPING. For the institutions listed in sub. (1), the department
11 of health and family services shall formulate a system of keeping the books, accounts,
12 and reports, and shall furnish ~~blanks~~ forms for reports, and reports shall be made
13 accordingly.

NOTE: Replaces disfavored term.

14 **SECTION 22.** 49.82 (1) of the statutes is amended to read:

15 49.82 (1) DEPARTMENTS TO ADVISE COUNTIES. The department of health and
16 family services and the department of workforce development shall advise all county
17 officers charged with the administration of requirements relating to public
18 assistance programs under this chapter and shall render all possible assistance in
19 securing compliance therewith, including the preparation of necessary ~~blanks~~ forms
20 and reports. The department of health and family services and the department of
21 workforce development shall also publish ~~such~~ any information ~~as it deems that~~
22 those departments consider advisable to acquaint persons entitled to public

1 assistance, and the public generally, with the laws governing public assistance under
2 this chapter.

NOTE: Replaces disfavored terms and corrects sentence agreement.

3 **SECTION 23.** 50.01 (2m) of the statutes is amended to read:

4 **50.01 (2m)** “Nursing care” means nursing procedures, other than personal
5 care, that are permitted to be performed by a registered nurse under s. 441.01 (3) or
6 by a licensed practical nurse under s. ~~441.11~~ 441.001 (3) , directly on or to a resident.

NOTE: Section 441.11 is renumbered to s. 441.001 by this bill.

7 **SECTION 24.** 59.10 (5) of the statutes is amended to read:

8 **59.10 (5) COUNTIES HAVING ONLY ONE TOWN.** In all counties containing one town
9 only, the board shall consist of the members of the town board and one supervisor
10 from every ~~incorporated~~ village. A supervisor from an ~~incorporated~~ a village shall
11 be elected at the time the other village officers are elected. A majority of the members
12 shall constitute a quorum of the county board. Each supervisor shall receive
13 compensation and mileage as provided in sub. (3) (f) and (g). The chairperson of the
14 board elected under s. 59.12 (1) may be, but need not be, the same person who is
15 elected chairperson of the town board under s. 60.21 (3) (a).

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.

16 **SECTION 25.** 59.26 (1) (b) of the statutes is amended to read:

17 **59.26 (1) (b)** One for each assembly district in the county, except the district in
18 which the undersheriff resides, which contains an ~~incorporated~~ a village having less
19 than 1,000 inhabitants and does not contain a city or ~~incorporated~~ village having
20 more than 1,000 inhabitants.

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.

21 **SECTION 26.** 61.187 (1) of the statutes is amended to read:

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1 61.187 (1) PROCEDURE. Whenever a petition conforming to the requirements
2 of s. 8.40, signed by at least one-third as many electors of any village as voted for
3 village officers at the next preceding election ~~therefor~~ for village officers in that
4 village, shall be presented to the village board, and filed as provided in s. 8.37,
5 praying for dissolution of the village ~~corporation, such, the village~~ board shall submit
6 to the electors of ~~such the village, for determination by ballot in substantially the~~
7 ~~manner provided by ss. 5.64 (2) and 10.02, at a general election or at a special election~~
8 ~~called by them for that purpose~~, the question whether or not ~~such the village~~
9 ~~corporation~~ shall be dissolved. The question shall be determined by ballot, in
10 substantially the manner provided by ss. 5.64 (2) and 10.02, at a general election or
11 at a special election called by the village board for that purpose.

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.
Inserts specific references and reorganizes text for improved readability.

12 **SECTION 27.** 61.187 (2) of the statutes is renumbered 61.187 (2) (a) and
13 amended to read:

14 61.187 (2) (a) If two-thirds of the ballots cast at ~~such the~~ election ~~on such~~
15 ~~proposition shall be for~~ under sub. (1) are in favor of dissolution such, the village
16 shall, at the expiration of 6 months from the date of ~~such the~~ election, cease to be an
17 ~~incorporated a~~ village.

18 (b) Within 6 months after the election under sub. (1), the village board shall
19 dispose of the village property and settle, audit, and allow all just claims against the
20 village. ~~It~~ The village board shall settle with the treasurer and other village officers,
21 and cause the assets of the village to be used in paying ~~its~~ the village's debts. If
22 ~~anything remains~~ any property or assets remain after paying ~~such the~~ the village's debts
23 it, the village board may designate the manner in which the same remaining

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1 property and assets shall be used. If there are not sufficient funds to pay the village's
2 debts of, the village ~~the~~ board may levy a tax to cover the deficiency, which shall be
3 collected as other taxes and be paid out by the town treasurer in payment of the
4 outstanding village orders or bonds; ~~and in case of such dissolution the~~.

5 (c) The territory embraced in included within the village at the time of its
6 dissolution shall revert to and become a part of the town or towns from which it was
7 taken or in which it is then located. ~~Within 10 days after such~~

8 (d) If, in accordance with par. (a), the results of the election, if resulting in favor
9 of under sub. (1) provide for dissolution, the village clerk shall, within 10 days after
10 the election, record the petition and determination with of the village board of
11 canvassers in the office of the register of deeds of the county or counties in which the
12 village is located and file with the secretary of state certified copies of the petition
13 and the determination of inspectors of election, ~~and~~. The village clerk shall also
14 record the certificate by the village clerk showing the date when the dissolution takes
15 effect with in the office of the register of deeds a certificate by the village clerk
16 showing the date on which the dissolution takes effect and file with the secretary of
17 state 4 copies of the certificate. These documents shall be recorded and indexed by
18 the register of deeds. The index shall include the volume or reel number and the page
19 or image number of the original documents. The secretary of state shall forward 2
20 copies of the certificate to the department of transportation and one to the
21 department of revenue.

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.
Inserts specific references and cross-references, subdivides long provision, and
reorganizes text for improved readability.

22 **SECTION 28.** 61.25 (8) of the statutes is amended to read:

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1 61.25 (8) To make ~~a tax roll~~ and deliver ~~the same~~ to the village treasurer; a tax
2 roll and to make and transmit to the county treasurer, on blanks forms provided by
3 the department of revenue, a statement showing the total amount of all taxes levied
4 ~~therein~~ in the village.

NOTE: Inserts specific references, replaces disfavored term, and reorganizes text
for improved readability.

5 **SECTION 29.** 66.1211 (2) of the statutes is amended to read:

6 66.1211 (2) **ADVANCES TO HOUSING AUTHORITY.** When any housing authority
7 created for any city is authorized to transact business and exercise its powers, the
8 governing body of the city may immediately make an estimate of the amount of
9 money necessary for the administrative expenses and overhead of the housing
10 authority during the first year after the creation of the housing authority, and may
11 appropriate the amount to the authority out of any moneys in the city treasury not
12 appropriated to some other purposes. The moneys appropriated may be paid to the
13 authority as a donation. Any city, town, ~~or incorporated~~ village located in whole or
14 in part within the area of operation of a housing authority may lend or donate money
15 to the authority. The housing authority, when it has money available to ~~pay back~~
16 repay loans made under this subsection, shall make reimbursements for all loans
17 made to it.

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.
Inserts more specific term.

18 **SECTION 30.** 69.60 of the statutes is amended to read:

19 **69.60 Taxes and bonds.** The clerk of each town, city, and village shall
20 annually, at the time required by law to deliver the tax roll to the town, city, or village
21 treasurer, ~~make out~~ and transmit to the county treasurer, on blanks forms furnished

1 by the department of revenue, a statement showing the total amount of all taxes
2 levied ~~therein~~ by said the town, city, or village for the current year.

NOTE: Replaces disfavored term. Deletes “therein” as being unnecessary.

3 SECTION 31. 69.61 of the statutes is renumbered 69.61 (1) and amended to read:

4 69.61 (1) Annually, on or before the 3rd Monday of December, each city, village,
5 and town clerk shall make and file with the department of revenue a statement in
6 detail of all taxes levied in ~~each town, village and the clerk’s city, village, or town~~
7 during the year, ~~shall be made and filed by the clerk thereof, with the department~~
8 ~~of revenue. Any such clerk failing who fails~~ to make the statement herein provided
9 ~~for, and required under this section~~ within the required time above provided, shall
10 be liable to the ~~town, village and city, village, or town~~ for all damages caused by the
11 delinquency.

12 (2) The department of revenue shall prepare and furnish ~~the blanks to each~~
13 county clerk forms and instructions for ~~such the~~ statement, ~~as well as for the~~
14 ~~statement mentioned in s. 69.62~~ required under this section. The clerk of each county
15 shall, immediately upon receipt of the forms and instructions from the department
16 of revenue distribute the forms and instructions to the clerk of each city, village, and
17 town in the county, at the county’s expense.

NOTE: Replaces disfavored terms, deletes unnecessary verbiage, and subdivides, reorders, and modifies text for improved readability and conformity with current style. The reference to the form in s. 69.62 is moved to that section and provisions for carrying out s. 69.61 contained in s. 69.62 are moved to s. 69.61 for more logical placement. See also the next section of this bill.

18 SECTION 32. 69.62 of the statutes is renumbered 69.62 (1) and amended to read:

19 69.62 (1) ~~The county clerk of each county shall, immediately upon the receipt~~
20 ~~from the department of revenue of the blanks and instructions necessary for carrying~~
21 ~~out s. 69.61, by town, village and city officers, distribute the same to such officers at~~

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1 ~~the expense of the county, and shall annually~~ Annually, on or before November 30,
2 each county clerk shall make out and transmit to the department of revenue a
3 statement in detail of all county taxes levied on taxable property in the county during
4 the preceding year, and the purposes for which the ~~same~~ taxes were levied and
5 expended. Any county clerk failing to make the statement ~~herein provided for, and~~
6 required under this section within the required time ~~above provided~~, shall be liable
7 to the county for all damages caused by the delinquency.

NOTE: Replaces disfavored terms. Provisions for carrying out s. 69.61 contained in s. 69.62 are moved to s. 69.61 for more logical placement. See also the previous and next section of this bill.

8 **SECTION 33.** 69.62 (2) of the statutes is created to read:

9 69.62 (2) The department of revenue shall prepare and furnish to the clerk of
10 each county forms and instructions for the statement required under this section.

NOTE: Moves the reference to the form under s. 69.62 in s. 69.61 to s. 69.62 for more logical placement. See also the previous two sections of this bill.

11 **SECTION 34.** 70.52 of the statutes is amended to read:

12 **70.52 Clerks to examine and correct rolls.** ~~Upon receiving such~~ Each city,
13 village, and town clerk upon receipt of the assessment roll ~~the said clerk~~ shall
14 carefully examine ~~it~~ the roll. The clerk shall correct all double assessments,
15 imperfect descriptions and other errors apparent upon the face of the roll, and strike
16 off all parcels of real property not liable to taxation. The clerk shall add to the roll
17 any parcel of real property or item of personal property omitted by the assessors and
18 immediately notify ~~them thereof, and such~~ the assessors of the omissions. The
19 assessors shall forthwith immediately view and value the ~~same~~ omitted property and
20 certify such the valuation to ~~said~~ the clerk, ~~who~~. The clerk shall enter ~~it~~ the valuation
21 upon the roll, and ~~such~~ the valuation shall be final. To enable ~~such~~ the clerk to
22 properly correct defective descriptions, the clerk may request aid, when necessary,

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1 from the county surveyor, whose fees for the services rendered shall be paid by the
2 town, city or village, or town.

NOTE: Replaces disfavored terms, inserts specific references and divides long sentences for improved readability.

3 **SECTION 35.** 70.53 of the statutes is renumbered 70.53 (1) (intro.) and amended
4 to read:

5 70.53 (1) (intro.) Upon the correction of the assessment roll ~~as provided in~~
6 under s. 70.52, the clerks each city, village, and town clerk shall prepare and, on or
7 before the 2nd Monday in June, transmit to the department of revenue ~~a-~~ all of the
8 following:

9 (a) A detailed statement of the aggregate of each of the several items of taxable
10 property specified in s. 70.30, a-

11 (b) A detailed statement of each of the several classes of taxable real estate,
12 entering land and improvements separately, as prescribed in s. 70.32 (2), the.

13 (c) A detailed statement of the aggregate of all taxable property by elementary
14 and high school district and by technical college district, and a-

15 (d) A detailed statement of the aggregate of each of the several items of exempt
16 real property as specified by the department of revenue, entering land and
17 improvements separately, and.

18 (2) The city, village, or town clerk shall make available to the department of
19 revenue at its request a copy of the corrected assessment roll from which the detailed
20 statement is statements required under sub. (1) are prepared. Failure to comply
21 with this section subjects the taxation district to the penalty provisions under s.
22 73.03 (6). The department of revenue shall review and correct the statement.
23 statements.

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1 (3) Every county clerk shall, at the expense of the county, annually procure and
2 furnish to each ~~town, city and, village, and town~~ clerk blanks forms for such the
3 statements required under sub. (1), the form of which shall be prescribed by the
4 department of revenue.

NOTE: Replaces disfavored terms, inserts specific references, puts words in proper order, and divides long provision for improved readability.

5 **SECTION 36.** 70.99 (13) (a) 1. of the statutes is amended to read:

6 70.99 (13) (a) 1. The department of revenue shall prescribe the due dates, the
7 ~~blanks and forms,~~ and the format of information transmitted by the county assessor
8 to the department as to the assessment of property and ~~such any~~ other information
9 as that may be needed in its the department's work ~~as well as the forms.~~ The
10 department of revenue shall also prescribe the form of assessment rolls, ~~blanks~~
11 forms, books, and returns required for the assessment and collection of general
12 property taxes by the county. The county shall submit material on or before the due
13 dates that the department prescribes and shall use all of the material that the
14 department prescribes.

NOTE: Replaces disfavored terms, inserts specific references, and divides long provision for improved readability.

15 **SECTION 37.** 71.55 (3) of the statutes is amended to read:

16 71.55 (3) FORMS TO BE PROVIDED BY DEPARTMENT. In administering this
17 subchapter, the department of revenue shall make available suitable forms with
18 instructions for claimants, including a form ~~which~~ that may be included with, or as
19 a part of, the individual income tax ~~blank form.~~ In preparing homestead credit forms,
20 the department of revenue shall provide a space for identification of the county and
21 city, village or town in which the claimant resides.

NOTE: Replaces disfavored terms.

22 **SECTION 38.** 73.03 (5) of the statutes is amended to read:

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1 73.03 (5) To collect annually from all town, city, village, county, and other public
2 officers information as to regarding the assessment of property, and ~~such~~ any other
3 information as ~~that~~ that may be ~~needful~~ necessary in the work of the department, in ~~such~~
4 ~~the~~ the form and upon ~~such blanks as~~ forms that the department shall prescribe; ~~and it~~
5 ~~shall be the duty of all.~~ All public officers ~~so-called upon to fill out~~ shall properly
6 complete and ~~return~~ promptly return to the department all ~~blanks so transmitted.~~
7 forms received from the department under this subsection.

8 **(5g)** To examine all town, village, city, and county records for ~~such~~ any purposes
9 as ~~that~~ are deemed needful considered necessary by the department.

10 **(5r)** To publish annually the information collected under subs. (5) and (5g),
11 with ~~such~~ any compilations, analyses, or recommendations as ~~may be deemed~~
12 needful that the department determines are necessary.

NOTE: Subdivides provision to make each individual direction a separate subsection, replaces disfavored terms, inserts specific references, and reorders text for more logical placement.

13 **SECTION 39.** 73.10 (2) (a) of the statutes is renumbered 73.10 (2) (a) 1. (intro.)
14 and amended to read:

15 73.10 (2) (a) 1. (intro.) The department shall collect annually from all town, city,
16 village, county, and other public officers, ~~information as to the~~ all of following:

17 a. Information regarding the collection of taxes, receipts from licenses, and
18 other sources,

19 b. Information regarding the expenditure of public funds for all purposes, ~~and~~
20 ~~such.~~

21 c. Any other information as ~~that~~ is needed considered necessary by the
22 department.

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1 2. Information collected under subd. 1. shall be in such form and upon such
2 ~~blanks as on forms prescribed by the department prescribes, including but not~~
3 ~~limited to the that include any requirements under par. (b). All public officers so~~
4 ~~called upon requested to provide information under subd. 1. shall fill out properly~~
5 ~~complete and return promptly return to the department all blanks so forms~~
6 ~~transmitted to them by the department.~~

7 3. The department shall examine all town, village, city, county, and other public
8 ~~records for such purposes as that the department deems considers necessary. The~~
9 ~~department shall publish annually the information collected under this paragraph,~~
10 ~~with such any compilations, analyses, or recommendations as are deemed that the~~
11 ~~department determines are necessary. The department shall disseminate~~
12 ~~information concerning local government accounting, auditing, and fiscal matters.~~

NOTE: Subdivides long provision for improved readability, replaces disfavored terms, inserts specific references, and reorders text for more logical placement.

13 **SECTION 40.** 73.10 (2) (b) of the statutes is renumbered 73.10 (2) (b) 1. (intro.)
14 and amended to read:

15 73.10 (2) (b) 1. (intro.) The department may require by rule that all of the
16 following:

17 a. That the information it needs under par. (a) be submitted as annual financial
18 statements, notes to the financial statements, and supporting schedules, that.

19 b. That the statements, notes, and schedules under subd. 1. a. conform to
20 generally accepted accounting principles promulgated by the governmental
21 accounting standards board or its successor bodies and that.

22 c. That the statements, notes, and schedules under subd. 1. a. be audited in
23 accordance with generally accepted auditing standards.

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1 2. Notwithstanding s. 227.01 (13) (j), a rule promulgated under this paragraph
2 is subject to the requirements of ch. 227.

NOTE: Subdivides long provision for improved readability and adds a clarifying
term and cross-references.

3 **SECTION 41.** 76.28 (7) of the statutes is amended to read:

4 76.28 (7) ~~REPORTS STATEMENTS.~~ Every light, heat, and power company shall, on
5 or before March 1 in each year, make and return to the department, in the form and
6 upon the ~~blanks forms~~ forms that the department prescribes, a true statement of the
7 operation of ~~its~~ the company's business during the preceding calendar year, including
8 provision of the “amount shown in the account plus leased property” for purposes of
9 the payment to municipalities and counties under s. 79.04. ~~That~~ The statement shall
10 be certified by the president and treasurer of the company or 2 of the company's
11 principal officers. For sufficient reason shown, the department may, upon written
12 request, allow any further time for making and filing the ~~report~~ statement that ~~it~~
13 ~~deems~~ the department considers necessary but not to exceed 30 days. If any company
14 fails to file ~~that report~~ the statement within the time prescribed or as extended under
15 this subsection, the department shall add to the taxes due from that company \$25,
16 and no company may contest the imposition of that penalty in any action or
17 proceeding.

NOTE: Replaces disfavored terms and replaces “report” with “statement” for
internal consistency.

18 **SECTION 42.** 76.48 (2) of the statutes is amended to read:

19 76.48 (2) Every electric cooperative shall on or before March 15 in each year
20 make and return to the department of revenue, in the form and upon the ~~blanks~~
21 forms that the department prescribes ~~and furnishes~~, a true statement of the gross
22 receipts from the operation of ~~its~~ the cooperative's business during the preceding

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1 calendar year together with such other information that the department requires to
2 enforce this section. The statement shall be verified by the president and treasurer
3 of the electric cooperative making the return. Upon written request, the department
4 may grant an extension of ~~not to exceed 30 days within which to file~~ for filing the
5 return, not to exceed 30 days. If any electric cooperative fails to file the return within
6 the time prescribed by law, or as extended by the department, the department shall
7 add to the taxes due from the electric cooperative \$25, and the electric cooperative
8 may not contest the imposition of that penalty in any action or proceeding.

NOTE: Replaces disfavored term.

9 **SECTION 43.** 86.03 (5) of the statutes is amended to read:

10 86.03 (5) MUTILATION OF TREES. It shall be unlawful for any person to injure,
11 mutilate, cut down, or destroy any shade tree growing on or within any street or
12 highway in any ~~incorporated~~ village in this state, unless express permission ~~se~~ to do
13 ~~be first~~ so has been granted by the village's board of trustees ~~of such village~~.

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.
A more specific term is inserted and text is reordered and modernized to improve
readability and conformity with current style.

14 **SECTION 44.** 93.07 (21) of the statutes is amended to read:

15 93.07 (21) STATISTICS. To compile at least once in 2 years statistics relating to
16 the dairy industry in this state, and for ~~such~~ that purpose may forward to the owner
17 or manager of any creamery, cheese factory, or condensary, or to any other person
18 dealing in or manufacturing dairy products, ~~blanks~~ forms calling for specific
19 information relating to ~~such~~ the dairy industry, and in. In the case of cheese
20 factories, the information called for shall ~~show~~ include the number of pounds each
21 of American, Swiss, limburger and brick cheese made in each factory. ~~These blanks~~
22 A person subject to this subsection shall, within 60 days from the receipt thereof, be

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SECTION 44

1 ~~be filled out and returned of the forms from the department, complete and return the~~
2 forms to the department and ~~all. All~~ questions ~~thereon~~ propounded and all
3 information required by ~~such blanks~~ the forms shall be answered and furnished, so
4 far as it is within the power of ~~such~~ the person completing the form to answer the
5 questions or furnish the ~~same, shall be answered and furnished information~~. The
6 department may take other necessary steps to secure full and complete information
7 and statistics relating to the dairy industry, and to promote the welfare of ~~that~~ the
8 dairy industry.

NOTE: Replaces disfavored terms and reorders text to improve readability.

9 **SECTION 45.** 93.23 (1) (a) 1. of the statutes is renumbered 93.23 (1) (a) 1. (intro.)
10 and amended to read:

11 93.23 (1) (a) 1. (intro.) To each county, and any ~~such~~ organized agricultural
12 society, association, or board in the state that complies with the requirements of this
13 section, 95% of the first \$8,000 actually paid in net premiums and 70% of all net
14 premiums paid in excess of \$8,000 at its annual fair upon livestock, articles of
15 production, educational exhibits, agricultural implements and tools, domestic
16 manufactures, mechanical implements, and productions; ~~but no one, subject to all~~
17 of the following:

18 a. No single premium so paid shall exceed the sum of \$35 to a single person,
19 or \$75 for any town or other group premium.

20 b. No fair, association, or board shall receive state aid unless its premium list,
21 entry fees, and charges conform to uniform premium lists and other rules established
22 under subd. 2., both as to premiums offered, amounts to be paid, entry fees to be
23 charged, and all other charges for exhibiting.

NOTE: As originally adopted in ch. 14 of the laws of 1917, "such organized agricultural society, association, or board" referred to a society, association, or board that

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complied with the conditions of that statute, as described in the introductory paragraph of that statute. The introductory language was recreated in ch. 67 of the laws of 1931 to read substantially the same as the current s. 93.23 (1) (intro.) and left the remaining “such” in s. 93.23 (1) (a) not referring to anything. That “such” is replaced here to reflect the intent of the provision as originally drafted. Disfavored terms are replaced, specific references are inserted, and the provision is subdivided for improved readability and conformity with current style.

1 **SECTION 46.** 93.23 (1) (e) of the statutes is amended to read:

2 93.23 (1) (e) Not later than 30 days after the close of the fair each year the
3 county clerk, or the person appointed ~~therefor~~ to file the statements under this
4 paragraph by the county board, agricultural society, association, or board claiming
5 state aid, shall file with the department, on ~~blanks~~ forms provided by it the
6 department, an itemized statement verified on oath, showing net premiums actually
7 paid or to be paid at the preceding fair, which ~~premiums~~ must correspond with
8 uniform premium lists and other requirements under par. (a). ~~This report~~ The
9 statement shall also include a statement that at ~~such~~ the fair all gambling devices
10 whatsoever, the sale of intoxicating liquors, excepting fermented malt beverages,
11 and exhibitions of immoral character were prohibited and excluded from the
12 fairgrounds and all adjacent grounds under ~~their~~ the authority or control; ~~and on~~ of
13 the county board, agricultural society, association, or board claiming state aid. On
14 or before December 31 of the year in which the fair is held, the person filing the
15 statements under this paragraph shall furnish the department a statement of
16 receipts and disbursements, attendance, and ~~such~~ any other information as that the
17 department requires. Upon receipt of the required report, each fair shall be paid
18 100%, or the prorated percentage, of the aid due the preceding year.

NOTE: Replaces disfavored terms and inserts specific references.

19 **SECTION 47.** 93.23 (1) (j) of the statutes is renumbered 93.23 (1) (j) 1. and
20 amended to read:

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SECTION 47

1 93.23 (1) (j) 1. ~~To~~ Subject to subds. 2. to 5., to each county, and any such
2 organized agricultural society, association, or board in the state that complies with
3 the requirements of this section, for the purpose of encouraging and fostering the
4 breeding, development, and improvement of standard bred horses in this state, 50%
5 of each purse of \$400 and 50% of each purse of \$500 paid by it to the owners of the
6 successful contestants in a 2-year-old trot, 2-year-old pace, 3-year-old trot and
7 3-year-old pace.

8 2. Any such organization described in subd. 1. may stage any ~~or all~~ of said the
9 events described in subd. 1. but shall not receive state aid for more than one each of
10 said the events described in subd. 1. in any calendar year.

11 3. No colt shall be eligible to enter or start therein in any event described in
12 subd. 1. unless the colt is owned by one or more duly qualified electors of this state
13 or the colt has trained continuously within the state for not less than 60 days prior
14 to June 15 of the year in which the event is contested. No 2-year-old or 3-year-old
15 colt shall be eligible to enter or start ~~therein in any event described in subd. 1.,~~ unless
16 the colt is owned, raised, and trained by one or more duly qualified electors of this
17 state, and unless it is the foal of a mare owned at the time of foaling by one or more
18 qualified electors of this state. ~~Required~~

19 4. The required number of entries and starters in any event described in subd. 1.
20 shall be 6 to enter and 4 to start. An owner may enter any number of colts but shall
21 not be allowed to start more than 2 colts in the same event. Entry fees for each colt
22 shall not exceed 2% of the purse and shall be payable on or before a closing date to
23 be fixed by the organization staging the event. The organization may, at its option,
24 increase any such the purse and may also add the entrance money to the purse and
25 divide such the added sums among the starters as it sees fit. Money divisions and

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1 conditions other than those ~~herein~~ prescribed in this paragraph shall be uniform
2 throughout the state and shall be fixed annually for the next succeeding year by a
3 joint resolution adopted by the boards of directors of the Wisconsin ~~breeders~~ Breeders
4 ~~and harness horse association~~ Harness Horse Association and Wisconsin ~~association~~
5 Association of fairs Fairs, and certified to the department on or before December 31
6 in each year. If the boards of directors of said ~~associations~~ the Wisconsin Breeders
7 and Harness Horse Association and Wisconsin Association of Fairs fail in any year
8 to adopt and certify said ~~the~~ resolution as aforesaid, then such required under this
9 subdivision, the money divisions and conditions for the next succeeding year shall
10 be fixed by the department.

11 5. On or before December 31 in each year, the county clerk, or the person
12 ~~therefor~~ appointed to file the statement under this subdivision by the society,
13 association, or board claiming state aid, shall file with the department, on ~~blanks~~
14 forms provided by ~~it~~ the department, a statement, verified on oath, showing a true
15 and correct summary of the results of each colt event, the name and address of, and
16 the amount paid to, the owner of each colt, and that the event was ~~in all things~~
17 conducted as ~~herein~~ provided in this paragraph. Thereupon, state aid shall be
18 certified and paid as provided by par. (f).

NOTE: As originally adopted in ch. 14 of the laws of 1917, "such organized agricultural society, association, or board" referred to a society, association, or board that complied with the conditions of that statute, as described in the introductory paragraph of that statute. The introductory language was recreated in ch. 67 of the laws of 1931 to read substantially the same as the current s. 93.23 (1) (intro.) and left the remaining "such" in s. 93.23 (1) (a) not referring to anything. That "such" is replaced here to reflect the intent of the provision as originally drafted. Disfavored terms are replaced, specific references are inserted, and the provision is subdivided for improved readability and conformity with current style.

19 **SECTION 48.** 94.66 (3) of the statutes is amended to read:

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1 94.66 (3) Application for license shall be made upon ~~blanks~~ forms furnished
2 upon request by the department and shall state the applicant's name and business
3 address, the exact location of places of manufacture of the applicant's products, a
4 description of the products ~~which~~ that are to be sold, and ~~such~~ any other information
5 as ~~that~~ the department ~~may require~~ requires. An application may be amended upon
6 written notice from the applicant.

NOTE: Replaces disfavored terms.

7 **SECTION 49.** 102.11 (1) (a) 2. of the statutes, as affected by 2001 Wisconsin Act
8 37, is renumbered 102.11 (1) (a) 2. b. and amended to read:

9 102.11 (1) (a) 2. b. If at the time of the injury the employee is working on part
10 time for the day, the employee's daily earnings shall be arrived at by dividing the
11 amount received, or to be received by the employee for such part-time service for the
12 day, by the number of hours and fractional hours of ~~such~~ the part-time service, and
13 multiplying the result by the number of hours of the normal full-time working day
14 established by the employer for the employment involved. ~~The words "part time for~~
15 ~~the day" shall apply to Saturday half days and all other days upon which the~~
16 ~~employee works less than normal full-time working hours.~~

NOTE: The stricken definition is moved to a separate provision, in accordance with current style, in the next section of this bill. Replaces disfavored terms.

17 **SECTION 50.** 102.11 (1) (a) 2. a. of the statutes is created to read:

18 102.11 (1) (a) 2. a. In this subdivision, "part time for the day" means Saturday
19 half days and any other day during which an employee works less than the normal
20 full-time working hours established by the employer.

NOTE: Moves definition to a separate provision consistent with current style, and adds "established by the employer," consistent with 2001 Wis. Act 37.

21 **SECTION 51.** 102.33 (1) of the statutes is amended to read:

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1 102.33 (1) The department shall print and furnish free to any employer or
2 employee ~~such any~~ blank forms as it ~~shall deem requisite~~ that the department
3 considers necessary to facilitate efficient administration of this chapter; ~~it.~~ The
4 department shall keep ~~such any~~ record books or records as it ~~shall deem required~~
5 that the department considers necessary for the proper and efficient administration
6 of this chapter.

NOTE: Replaces disfavored terms and inserts specific references.

7 **SECTION 52.** 103.25 (3) of the statutes is amended to read:

8 103.25 (3) The form and requisites of street trade permits shall be the same as
9 those specified for child labor permits in s. 103.73, except as provided in sub. (3m)
10 and except that the permits may be issued on special street trade permit ~~blanks of~~
11 forms, in a form determined by the department. Each minor for whom a street trade
12 permit is issued shall be provided by the department or the permit officer issuing the
13 permit with a street trade identification card ~~of,~~ in a form determined by the
14 department. ~~He or she~~ The minor shall carry the identification card while engaged
15 in street trade employment and shall not transfer it to any other person.

NOTE: Replaces disfavored terms and inserts specific reference.

16 **SECTION 53.** 103.73 (2) of the statutes is amended to read:

17 103.73 (2) The permits provided under s. 103.70 shall be issued upon ~~blanks~~
18 forms furnished by the department.

NOTE: Replaces disfavored term.

19 **SECTION 54.** 105.10 of the statutes is amended to read:

20 **105.10 Inquisition Department inquiries.** Any employment agent
21 receiving from the department any ~~blanks~~ forms calling for information required by
22 ~~it the department to carry into effect~~ administer this chapter and rules promulgated

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1 ~~thereunder under this chapter~~, with directions to ~~fill the same~~ complete the form,
2 shall cause the ~~same form~~ to be properly ~~filled out~~ completed so as to answer fully
3 and correctly each question ~~and~~. The completed form shall be returned to the
4 department at its office within the period fixed by the department.

NOTE: Replaces disfavored terms, modernizes title, subdivides long sentence, and inserts specific references.

5 **SECTION 55.** 118.16 (3) of the statutes is amended to read:

6 118.16 (3) All private schools shall keep a record containing the information
7 required under ss. 115.30 (2) and 120.18. The record shall be open to the inspection
8 of school attendance officers at all reasonable times. When called upon by any school
9 attendance officer, the school shall furnish, on ~~blanks~~ forms supplied by the school
10 attendance officer, ~~such~~ the information required under ss. 115.30 (2) and 120.18 in
11 regard to any child between the ages of 6 and 18 who is a resident of the school district
12 or who claims or is claimed to be in attendance at the school.

NOTE: Replaces disfavored terms and inserts specific reference.

13 **SECTION 56.** 132.16 (1) (intro.) of the statutes is created to read:

14 132.16 (1) (intro.) In this section:

15 **SECTION 57.** 132.16 (1) of the statutes is renumbered 132.16 (1) (a) and
16 amended to read:

17 132.16 (1) (a) ~~Any~~ “Organization” means any association, lodge, order,
18 fraternal society, beneficial association, or fraternal and beneficial society or
19 association_; historical, military, or veterans’ organization_; labor union_;
20 foundation_; federation_; or any other society, organization_, or association, degree,
21 branch, subordinate lodge, or auxiliary thereof, whether incorporated or
22 unincorporated, the principles and activities of which are not repugnant to the

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1 constitution and laws of the United States or of this state, ~~may register, in the office~~
2 ~~of the secretary of state, a facsimile, duplicate, or description of its.~~

3 (b) “Identifying information” means an organization’s name, badge, motto,
4 button, decoration, charm, emblem, rosette or other insignia, and.

5 (1m) Any organization may register, in the office of the secretary of state, a
6 facsimile, duplicate, or description of any of the organization’s identifying
7 information and may, by reregistration, alter or cancel the same organization’s
8 identifying information.

9 **SECTION 58.** 132.16 (2) to (8) of the statutes are amended to read:

10 132.16 (2) Application for ~~such registration, alteration, or cancellation, or~~
11 ~~reregistration under sub. (1m)~~ shall be made by the organization’s chief officer or
12 ~~officers of said association, lodge, order, fraternal society, beneficial association, or~~
13 ~~fraternal and beneficial society or associations, historical, military, or veterans’~~
14 ~~organization, labor union, foundation, federation, or any other society, organization,~~
15 ~~or association, degree, branch, subordinate lodge, or auxiliary thereof, upon blanks~~
16 ~~to be forms provided by the secretary of state; and such.~~ The registration shall be for
17 the use, benefit, and on behalf of all associations, degrees, branches, subordinate
18 lodges, and auxiliaries of said association, lodge, order, fraternal society, beneficial
19 association, or fraternal and beneficial society or association, historical, military, or
20 veterans’ organization, labor union, foundation, federation, or any other society,
21 organization, or association, degree, branch, subordinate lodge, or auxiliary thereof,
22 the organization and the organization’s current and future individual members and
23 those hereafter to become members thereof, throughout this state.

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1 (3) The secretary of state shall keep a properly indexed file of ~~such registration~~
2 all registrations under this section, which shall also show any altered or canceled
3 registration alterations or cancelations by reregistration.

4 (4) No registration or reregistration shall be granted, ~~or alteration permitted,~~
5 ~~to any association, lodge, order, fraternal society, beneficial association, or fraternal~~
6 ~~and beneficial society or association, historical, military, or veterans' organization,~~
7 ~~labor union, foundation, federation, or any other society, organization, or association,~~
8 ~~degree, branch, subordinate lodge, or auxiliary thereof, having a name, badge, motto,~~
9 ~~button, decoration, charm, emblem, rosette, or other insignia, for any identifying~~
10 information similar to, ~~imitating, or so nearly resembling as to be calculated to~~
11 ~~deceive, any other name, badge, button, decoration, charm, emblem, rosette, or other~~
12 ~~insignia whatsoever, identifying information already registered pursuant to the~~
13 ~~provisions of under this section.~~

14 (5) Upon granting registration ~~as aforesaid~~ under this section, the secretary
15 of state shall issue his or her certificate to the petitioners, setting forth the fact of
16 ~~such~~ the registration.

17 (6) The fees of the secretary of state for registration, ~~alteration, and~~
18 ~~cancellation of insignia~~ or reregistration under this section, searches made by the
19 secretary of state, and certificates issued by the secretary of state, ~~pursuant to~~ under
20 this section, shall be the same as provided by law for similar services. The fees
21 collected under this section shall be paid by the secretary of state into the state
22 treasury.

23 (7) Any person who ~~shall wilfully wear, exhibit, display, print, or use, willfully~~
24 wears, exhibits, displays, prints, or uses for any purpose, ~~the badge, motto, button,~~
25 ~~decoration, charm, emblem, rosette, or other insignia~~ any identifying information of

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1 any such ~~association or organization, herein mentioned, duly registered hereunder~~
2 under this section, unless he or she shall be is entitled to use and wear the same do
3 so under the organizations' constitution and bylaws, rules, and regulations of such
4 ~~association and organization, shall be, is~~ guilty of a misdemeanor, and, upon
5 ~~conviction, shall be punished~~ punishable by a fine not exceeding \$100, and, in default
6 of payment, may be committed to jail for a period of not to exceed 60 days.

7 (8) ~~The provisions of this~~ This section shall does not apply to any fraternal
8 society whose membership shall be is composed of students attending any public or
9 private school in the state.

NOTE: Replaces long, repeated descriptive material with definitions, replaces references to "alterations" or "cancellations" with reregistration" for internal consistency, replaces disfavored terms, changes the passive to the active voice, and generally modernizes language to improve readability and conformity with current style.

10 SECTION 59. 136.05 of the statutes is amended to read:

11 136.05 Delivery. Any goods ordered for purchase or videotape ordered for
12 rental by a customer pursuant to a future service contract shall be delivered to the
13 customer within 3 months after being ordered, or within 15 days of the time specified
14 on the order, whichever is later. If the videotape or goods are not delivered in a timely
15 manner, the customer's down payment, if any, shall be refunded within 3 business
16 days of written demand. The right of a customer to demand a refund in the event that
17 the delivery date is not met and the right to specify a delivery date shall be
18 conspicuously disclosed on each order ~~blank~~ form. An extra copy of the order ~~blank~~
19 form shall be provided to the customer at the time of ordering.

NOTE: Replaces disfavored term.

20 SECTION 60. 138.09 (3) (f) of the statutes is amended to read:

21 138.09 (3) (f) Every licensee shall make an annual report to the division for
22 each calendar year on or before March 15 of the following year. ~~Such~~ The report shall

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1 cover business transacted by the licensee under the provisions of this section and
2 shall give ~~such~~ all reasonable and relevant information as that the division may
3 require. ~~Such~~ The reports shall be made upon ~~blanks~~ forms furnished by the division
4 and shall be signed and verified by the oath or affirmation of the licensee if an
5 individual, one of the partners if a partnership, a member or manager if a limited
6 liability company or an officer of the corporation or association if a corporation or
7 association. Any licensee operating under this section shall keep the records
8 affecting loans made pursuant to this section separate and distinct from the records
9 of any other business of ~~such~~ the licensee.

NOTE: Replaces disfavored term.

10 **SECTION 61.** 157.065 (3m) (c) of the statutes is amended to read:

11 157.065 (3m) (c) Notwithstanding pars. (a) and (d), any cemetery established
12 before April 30, 1887, in an ~~incorporated~~ a village and located within 100 feet of the
13 village limits may extend to the village limits with the consent of the village board.

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.

14 **SECTION 62.** 174.07 (2) (title), (b) and (c) of the statutes are amended to read:

15 174.07 (2) (title) PROVISION AND DISTRIBUTION OF ~~BLANKS~~ FORMS AND TAGS.

16 (b) The county clerks shall distribute tags and license ~~blanks~~ forms to the
17 collecting officials in proper amounts together with blank license receipts.

18 (c) The department shall provide and the clerk shall distribute triplicate or
19 quadruplicate copy license ~~blanks~~ forms to any collecting official who makes such a
20 request.

NOTE: Replaces disfavored term.

21 **SECTION 63.** 174.07 (3) of the statutes is amended to read:

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1 174.07 (3) FILING AND ACCOUNTING. (a) *Copies*. A collecting official shall, at the
2 time of issuing a license, make a complete duplicate upon the stub portion of the
3 license ~~blank form~~ before delivering the license. A copy of each license shall be kept
4 in a file maintained by the collecting official. In counties having a population of
5 500,000 or more, the collecting official shall send immediately to the county clerk or
6 whatever agency the county board may direct an additional copy of the license.

7 (b) *Return of tags and licenses*. The collecting official shall annually by
8 December 31 return to the county clerk all unused tags of the current license year,
9 together with license books and all duplicate licenses of the current year. The county
10 clerk shall carefully check the returned tags, duplicate licenses, and license ~~blanks~~
11 forms to ascertain whether all tags and license ~~blanks~~ which forms that were
12 furnished by the county clerk have been accounted for, and to enable the county clerk
13 to do that the county clerk shall charge each collecting official with all tags and ~~blank~~
14 licenses license forms furnished or delivered and credit those returned. In case of
15 discrepancy, the county clerk shall notify the department.

16 (c) *Reimbursement*. The collecting official may retain 25 cents, or a greater
17 amount established by the county board by ordinance or resolution, for each license
18 issued as compensation for the service, if the collecting official is not a full-time,
19 salaried municipal employee. If the collecting official is a full-time, salaried
20 municipal employee, this compensation shall be paid into the treasury of the town,
21 village, or city.

NOTE: Replaces disfavored terms and adds specific references and commas.

22 **SECTION 64.** 180.1921 (2) of the statutes, as affected by 2001 Wisconsin Act 16,
23 is amended to read:

1 180.1921 (2) The report shall show the address of this service corporation's
2 principal office and the name and post-office address of each shareholder, director,
3 and officer of the service corporation and shall certify that, with the exceptions
4 permitted in ss. 180.1903 (1m) and 180.1913, each shareholder, director, and officer
5 is licensed, certified, registered, or otherwise legally authorized to render the same
6 professional or other personal service in this state or is a health care professional.
7 The service corporation shall prepare the report on forms prescribed and furnished
8 by the department, and the report shall contain no fiscal or other information except
9 that expressly called for by this section. The department shall forward ~~report blanks~~
10 forms by 1st class mail to every service corporation in good standing, at least 60 days
11 before the date on which the service corporation is required by this section to file an
12 annual report.

NOTE: Replaces disfavored term.

13 **SECTION 65.** 185.48 (2) of the statutes is amended to read:

14 185.48 (2) The annual report shall be made on forms furnished by the
15 department, and the information therein contained shall be given as of the date of
16 the execution of the report. The department shall forward by 1st class mail report
17 ~~blanks~~ forms to each cooperative in good standing not later than 60 days prior to the
18 date on which the cooperative is required to file an annual report under this chapter.

NOTE: Replaces disfavored term.

19 **SECTION 66.** 186.21 (4) of the statutes is amended to read:

20 186.21 (4) **MATERIALS.** The office of credit unions shall provide application
21 ~~blanks~~ forms, model bylaws, and other materials to help in the organization, efficient
22 functioning and expansion of credit unions.

NOTE: Replaces disfavored term.

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1 **SECTION 67.** 194.01 (8) of the statutes is amended to read:

2 194.01 (8) ~~The term “municipality”~~ “Municipality” means a town ~~or an~~
3 ~~incorporated,~~ village, or city.

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.

4 **SECTION 68.** 195.03 (8) of the statutes is amended to read:

5 195.03 (8) **QUESTIONNAIRES, ANSWERS COMPULSORY.** The office shall prepare
6 ~~blanks forms~~ forms for the purpose of obtaining the information which it may deem
7 necessary or useful to the proper exercise of its functions, which shall conform as
8 nearly as practicable to the forms prescribed by the interstate commerce
9 commission, and shall furnish ~~such blanks~~ the forms to railroads, and every railroad
10 receiving ~~such blanks,~~ the forms shall cause the ~~same forms~~ to be properly ~~filled out~~
11 completed and verified under oath by its proper officer and returned to the office
12 within the time fixed by the office.

NOTE: Replaces disfavored terms.

13 **SECTION 69.** 198.01 (5) of the statutes is amended to read:

14 198.01 (5) “Municipality” means any town, city, or ~~incorporated~~ village.

NOTE: By definition, under s. 990.01 (45), village means an incorporated village.

15 **SECTION 70.** 255.06 (1) (d) of the statutes, as affected by 2001 Wisconsin Act 16,
16 is amended to read:

17 255.06 (1) (d) “Nurse practitioner” means a registered nurse licensed under ch.
18 441 or in a party state, as defined in s. 441.50 (2) (j), whose practice of professional
19 nursing under s. ~~441.11~~ 441.001 (4) includes performance of delegated medical
20 services under the supervision of a physician, dentist, or podiatrist.

NOTE: Section 441.11 is renumbered to s. 441.001 by this bill.

21 **SECTION 71.** 280.15 (1) (b) of the statutes is amended to read:

ASSEMBLY BILL 938**SECTION 71**

1 280.15 (1) (b) *Application*. A person who seeks to register as a well driller or
2 pump installer shall apply to the department for registration of each place of
3 business or retail outlet he or she operates as a well driller, pump installer or both,
4 upon ~~blanks~~ forms prepared by the department for this purpose. The application
5 shall be accompanied by a permit fee for each place of business or retail outlet
6 included in the application.

NOTE: Replaces disfavored term.

7 **SECTION 72.** 441.001 (intro.) of the statutes is created to read:

8 **441.001 Definitions.** (intro.) In this subchapter:

NOTE: Accommodates the renumbering of definitions in s. 441.11 to the beginning
of the subchapter. See the treatment of s. 441.11 by this bill.

9 **SECTION 73.** 441.06 (3) of the statutes is amended to read:

10 441.06 (3) A registered nurse practicing for compensation shall, on or before
11 the applicable renewal date specified under s. 440.08 (2) (a), submit to the board on
12 furnished ~~blanks~~ forms a statement giving name, residence, and other facts as that
13 the board requires, with the applicable renewal fee specified under s. 440.08 (2) (a).

NOTE: Replaces disfavored terms.

14 **SECTION 74.** 441.10 (3) (b) of the statutes is amended to read:

15 441.10 (3) (b) On or before the applicable renewal date specified under s. 440.08
16 (2) (a), a licensed practical nurse practicing for compensation shall submit to the
17 board, on ~~blanks~~ forms furnished by the department, an application for license
18 renewal, together with a statement giving name, residence, nature and extent of
19 practice as a licensed practical nurse during the prior year and prior unreported
20 years, and other facts bearing upon current competency as that the board requires,
21 accompanied by the applicable license renewal fee specified under s. 440.08 (2) (a).

NOTE: Replaces disfavored terms.

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1 **SECTION 75.** 441.11 (title) of the statutes is repealed.

 NOTE: Accommodates the renumbering of definitions in s. 441.11 to the beginning
of the subchapter. See the next four sections of this bill.

2 **SECTION 76.** 441.11 (1) of the statutes is renumbered 441.001 (1) and amended
3 to read:

4 441.001 (1) ~~FOR COMPENSATION~~ COMPENSATION. ~~Wherever the term~~
5 ~~“compensation” is used in this subchapter it shall include~~ “Compensation” includes
6 indirect compensation as well as, direct compensation, and also the expectation
7 thereof of compensation, whether actually received or not.

8 **SECTION 77.** 441.11 (2) of the statutes is renumbered 441.001 (2) and amended
9 to read:

10 441.001 (2) ~~NURSE AND NURSING.~~ Except as provided under s. 441.08, ~~wherever~~
11 ~~the term “nurse” is “nurse,” when used in this subchapter without modification or~~
12 ~~amplification it shall mean,~~ means only a registered nurse. ~~Wherever the term~~
13 ~~“nursing” is used in this subchapter~~

14 (2m) “Nursing,” when used without modification or amplification it shall mean
15 ~~the practice of,~~ means professional nursing as specified in sub. (4).

16 **SECTION 78.** 441.11 (3) (title) of the statutes is renumbered 441.001 (3) (title)
17 and amended to read:

18 441.001 (3) (title) ~~PRACTICE OF PRACTICAL~~ PRACTICAL NURSING.

19 **SECTION 79.** 441.11 (3) of the statutes is renumbered 441.001 (3) (a) and
20 amended to read:

21 441.001 (3) (a) ~~The practice of practical nursing under this subchapter~~
22 “Practical nursing” means the performance for compensation of any simple acts in
23 the care of convalescent, subacutely or chronically ill, injured or infirm persons, or

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1 of any act or procedure in the care of the more acutely ill, injured or infirm under the
2 specific direction of a nurse, physician, podiatrist licensed under ch. 448, dentist
3 licensed under ch. 447 or optometrist licensed under ch. 449, or under an order of a
4 person who is licensed to practice medicine, podiatry, dentistry or optometry in
5 another state if that person prepared the order after examining the patient in that
6 other state and directs that the order be carried out in this state. ~~A simple~~

7 (b) In par. (a), “simple act” means an act is one that to which all of the following
8 apply:

9 1. The act does not require any substantial nursing skill, knowledge, or
10 training, or the application of nursing principles based on biological, physical, or
11 social sciences, or the understanding of cause and effect in ~~such acts and~~ the act.

12 2. The act is one that is of a nature of those approved by the board for the
13 curriculum of schools for licensed practical nurses.

14 **SECTION 80.** 441.11 (4) of the statutes is renumbered 441.001 (4) (intro.) and
15 amended to read:

16 441.001 (4) ~~PRACTICE OF PROFESSIONAL~~ PROFESSIONAL NURSING. (intro.) ~~The~~
17 ~~practice of professional nursing within the terms of this subchapter~~ “Professional
18 nursing” means the performance for compensation of any act in the observation or
19 care of the ill, injured, or infirm, or for the maintenance of health or prevention of
20 illness of others, ~~which act~~ that requires substantial nursing skill, knowledge, or
21 training, or application of nursing principles based on biological, physical, and social
22 sciences, ~~such as the.~~ Professional nursing includes any of the following:

23 (a) The observation and recording of symptoms and reactions, ~~the,~~

24 (b) The execution of procedures and techniques in the treatment of the sick
25 under the general or special supervision or direction of a physician, podiatrist

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1 licensed under ch. 448, dentist licensed under ch. 447 or optometrist licensed under
2 ch. 449, or under an order of a person who is licensed to practice medicine, podiatry,
3 dentistry or optometry in another state if ~~that~~ the person making the order prepared
4 the order after examining the patient in that other state and directs that the order
5 be carried out in this state, ~~and the.~~

6 (c) The execution of general nursing procedures and techniques.

7 (d) Except as provided in s. 50.04 (2) (b), ~~the practice of professional nursing~~
8 includes the supervision of a patient and ~~the~~ supervision and direction of licensed
9 practical nurses and less skilled assistants.

NOTE: Moves definition section to the beginning of the subchapter, modifies language, and modifies language for improved readability and conformity with current style. The defined terms are changed to reflect the actual terms used in ch. 441. 1981 Wis. Act 317 added the phrase, "Except as provided in s. 50.04 (2) (b), the practice of professional nursing includes", in sub. (4) to exclude activity under that provision from the definition of professional nursing. The amendment of sub. (4) applies the phrase "professional nursing includes" to all of the examples under the subsection for consistency and to avoid possible confusion.

10 **SECTION 81.** 441.15 (3) (b) of the statutes, as affected by 2001 Wisconsin Act 52,
11 is amended to read:

12 441.15 (3) (b) On or before the applicable renewal date specified under s. 440.08
13 (2) (a), a person issued a license under par. (a) and practicing nurse–midwifery shall
14 submit to the board on furnished blanks forms a statement giving his or her name,
15 residence, and other information that the board requires by rule, with the applicable
16 renewal fee specified under s. 440.08 (2) (a). If applicable, the person shall also
17 submit evidence satisfactory to the board that he or she has in effect the malpractice
18 liability insurance required under the rules promulgated under sub. (5) (b).

NOTE: Replaces disfavored term.

19 **SECTION 82.** 445.08 (4) of the statutes is renumbered 445.08 (4) (intro.) and
20 amended to read:

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1 445.08 (4) (intro.) Applications for the examination at a time and place to be
2 arranged and conducted by the examining board for a reciprocal funeral director's
3 license shall be in writing and verified on a blank form to be furnished by the
4 examining board, and shall be accompanied by ~~such proof~~ all of the following:

5 (a) Proof of compliance with the requirements for a reciprocal funeral director's
6 license ~~and with such~~.

7 (b) Any other information as that the examining board requires ~~and shall be~~
8 accompanied by the.

9 (c) The examination fee for each application.

NOTE: Replaces disfavored term and subdivides provision for improved readability
and conformity with current style.

10 **SECTION 83.** 765.20 (title) of the statutes is amended to read:

11 **765.20 (title) Records and blanks forms.**

NOTE: Replaces disfavored term.

12 **SECTION 84.** 859.07 (2) of the statutes is renumbered 859.07 (2) (a) 1. and
13 amended to read:

14 859.07 (2) (a) 1. ~~If the~~ The decedent was at the time of death or at any time prior
15 thereto a patient or inmate of any state or county hospital or institution ~~or any~~
16 person.

17 2. The decedent was responsible for any obligation owing to the state or a
18 county under s. 46.03 (18), 46.10, 48.36, 301.03 (18), 301.12, or 938.36 ~~or if the~~.

19 3. The decedent or the decedent's spouse ~~of the decedent ever~~ received the
20 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
21 long-term community support services funded under s. 46.27 (7), or aid under s.
22 49.68, 49.683, or 49.685, ~~the personal representative shall send~~.

23 (b) The notice under par. (a) shall comply with all of the following:

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1 ~~1. The notice shall be in writing of the date set under s. 859.01 on forms~~
2 ~~provided by the applicable department or county clerk.~~

3 ~~2. The notice shall be sent by registered or certified mail to the department of~~
4 ~~health and family services or the department of corrections, as applicable, and the~~
5 ~~county clerk of the applicable county not less than 30 days before the date set under~~
6 ~~s. 859.01, upon such blanks and containing such information as the applicable~~
7 ~~department or county clerk may provide. The applicable county is the county of~~
8 ~~residence, as defined in s. 49.001 (6).~~

NOTE: Reorders text and subdivides provision for improved readability. Replaces disfavored terms. See the previous section of this bill.

9 **SECTION 85.** 859.07 (2) (a) (intro.) of the statutes is created to read:

10 859.07 (2) (a) (intro.) The personal representative shall provide notice of the
11 date set under s. 859.01 to the department of health and family services or the
12 department of corrections, as applicable, and to the county clerk of the decedent's
13 county of residence, as defined in s. 49.001 (6) if, at any time prior to or at the time
14 of the decedent's death, any of the following applied:

NOTE: Text is moved to an introductory subdivision from the latter part of s. 859.07 (2) for improved readability and conformity with current style. See the previous section of this bill.

15 **SECTION 86.** 945.01 (5) (b) 2. of the statutes is amended to read:

16 945.01 (5) (b) 2. In any game, drawing, contest, sweepstakes, or other
17 promotion, none of the following ~~shall constitute~~ constitutes consideration under this
18 subsection:

19 a. ~~To listen to or watch~~ Listening to or watching a television or radio program.

20 b. ~~To fill~~ Filling out a coupon or entry blank ~~which form that~~ is received through
21 the mail or published in a newspaper or magazine, if facsimiles ~~thereof~~ of the coupon

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1 or entry form or handwritten and other informal entries are acceptable or if no
2 purchase is required.

3 c. ~~To furnish~~ Furnishing proof of purchase if the proof required does not consist
4 of more than the container of any product as packaged by the manufacturer, or a part
5 ~~thereof of the container,~~ or a facsimile of either.

6 d. ~~To send~~ Sending the coupon or entry ~~blank form~~ blank form and proof of purchase by
7 mail to a designated address.

8 e. ~~To fill~~ Filling out a coupon or entry ~~blank form~~ blank form obtained and deposited on the
9 premises of a bona fide trade fair or trade show defined as an exhibition by 5 or more
10 competitors of goods, wares, or merchandise at a location other than a retail
11 establishment or shopping center or other place where goods and services are
12 customarily sold; but if an admission fee is charged to ~~such~~ the exhibition all facilities
13 for obtaining and depositing coupons or entry ~~blanks forms~~ forms shall be outside the area
14 for which an admission fee is required.

15 f. ~~To visit~~ Visiting a mercantile establishment or other place without being
16 required to make a purchase or pay an admittance fee.

17 g. ~~To use~~ Using a chance promotion exempt under s. 100.16 (2).

NOTE: Replaces disfavored terms and corrects sentence agreement.

18 **SECTION 87. Effective dates.** This act takes effect on the day after publication,
19 except as follows:

20 (1) The treatment of section 441.15 (3) (b) of the statutes takes effect on
21 November 1, 2002.

22 (END)