

2003 Senate Bill 168

Date of enactment: **December 3, 2003**
Date of publication*: **December 17, 2003**

2003 WISCONSIN ACT 90

AN ACT *to repeal* 101.651 (2m) (b), 101.651 (3m) and 101.651 (6); *to amend* 101.63 (3), 101.651 (title), 101.651 (2m) (c), 101.651 (3) (a) and 101.651 (3) (b); and *to repeal and recreate* 101.651 (2m) (title) of the statutes; **relating to:** enforcement of the one- and two-family dwelling code in certain cities, villages, and towns.

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

SECTION 1. 101.63 (3) of the statutes is amended to read:

101.63 (3) Contract to provide inspection services, at municipal expense, to any municipality which requires such service under s. 101.65 ~~or 101.651~~.

SECTION 2. 101.651 (title) of the statutes is amended to read:

101.651 (title) Certain Special requirements for smaller municipalities exempted.

SECTION 3. 101.651 (2m) (title) of the statutes is repealed and recreated to read:

101.651 (2m) (title) ENFORCEMENT OPTIONS.

SECTION 4. 101.651 (2m) (b) of the statutes is repealed.

SECTION 5. 101.651 (2m) (c) of the statutes is amended to read:

101.651 (2m) (c) Under sub. (3) (b), the department enforces this subchapter ~~or an ordinance enacted under s. 101.65 (1) (a)~~ throughout the municipality and provides inspection services in the municipality to administer and enforce this subchapter ~~or an ordinance enacted under s. 101.65 (1) (a)~~.

SECTION 6. 101.651 (3) (a) of the statutes is amended to read:

101.651 (3) (a) Except as provided in par. (b) ~~or sub. (3m)~~, the department or a county may not enforce this subchapter ~~or an ordinance enacted under s. 101.65 (1) (a)~~ or provide inspection services in a municipality unless requested to do so by a person with respect to a particular dwelling or by the municipality. A request by a person or a municipality with respect to a particular dwelling does not give the department or a county authority with respect to any other dwelling. Costs shall be collected under s. 101.65 (1) (c) or ss. 101.63 (9) and 101.65 (2) from a person or municipality making a request under this subsection.

SECTION 7. 101.651 (3) (b) of the statutes is amended to read:

101.651 (3) (b) The department shall provide inspection services and shall enforce this subchapter ~~or an ordinance enacted under s. 101.65 (1) (a)~~ throughout any municipality that does not exercise jurisdiction under sub. (2m) and that has not adopted a resolution under sub. (2m) (a) ~~or (b)~~.

SECTION 8. 101.651 (3m) of the statutes is repealed.

SECTION 9. 101.651 (6) of the statutes is repealed.

* Section 991.11, WISCONSIN STATUTES 2001-02 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].