

**SENATE SUBSTITUTE AMENDMENT 1,
TO 2003 SENATE BILL 168**

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:

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

2 101.63 **(3)** Contract to provide inspection services, at municipal expense, to any
3 municipality which requires such service under s. 101.65 ~~or 101.651~~.

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

5 **101.651** (title) **Certain Special requirements for smaller municipalities**
6 **exempted.**

1 **SECTION 3.** 101.651 (2m) (title) of the statutes is repealed and recreated to read:

2 101.651 **(2m)** (title) ENFORCEMENT OPTIONS.

3 **SECTION 4.** 101.651 (2m) (b) of the statutes is repealed.

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

5 101.651 **(2m)** (c) Under sub. (3) (b), the department enforces this subchapter
6 ~~or an ordinance enacted under s. 101.65 (1) (a)~~ throughout the municipality and
7 provides inspection services in the municipality to administer and enforce this
8 subchapter ~~or an ordinance enacted under s. 101.65 (1) (a)~~.

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

10 101.651 **(3)** (a) Except as provided in par. (b) ~~or sub. (3m)~~, the department or
11 a county may not enforce this subchapter ~~or an ordinance enacted under s. 101.65~~
12 ~~(1) (a)~~ or provide inspection services in a municipality unless requested to do so by
13 a person with respect to a particular dwelling or by the municipality. A request by
14 a person or a municipality with respect to a particular dwelling does not give the
15 department or a county authority with respect to any other dwelling. Costs shall be
16 collected under s. 101.65 (1) (c) or ss. 101.63 (9) and 101.65 (2) from a person or
17 municipality making a request under this subsection.

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

19 101.651 **(3)** (b) The department shall provide inspection services and shall
20 enforce this subchapter ~~or an ordinance enacted under s. 101.65 (1) (a)~~ throughout
21 any municipality that does not exercise jurisdiction under sub. (2m) and that has not
22 adopted a resolution under sub. (2m) (a) ~~or (b)~~.

23 **SECTION 8.** 101.651 (3m) of the statutes is repealed.

24 **SECTION 9.** 101.651 (6) of the statutes is repealed.

25

(END)