

**ASSEMBLY BILL 210**

1           **45.61 Wisconsin veterans cemeteries. (1)** CONSTRUCTION AND OPERATION OF  
2 CEMETERIES. Subject to authorization under ss. 13.48 (10) and 20.924 (1), the  
3 department may construct and operate veterans cemeteries in central,  
4 northwestern, and southeastern Wisconsin and may employ any personnel that are  
5 necessary for the proper management of the cemeteries. The cemetery in central  
6 Wisconsin is the Central Wisconsin Veterans Memorial Cemetery. The cemetery in  
7 southeastern Wisconsin is the Southern Wisconsin Veterans Memorial Cemetery.  
8 The cemetery in northwestern Wisconsin is the Northern Wisconsin Veterans  
9 Memorial Cemetery. The department may acquire, by gift, purchase, or  
10 condemnation, lands necessary for the purposes of the cemeteries. Title to the  
11 properties shall be taken in the name of this state. Every deed of conveyance shall  
12 be immediately recorded in the office of the proper register of deeds and thereafter  
13 filed with the secretary of state. The department may accept for the state all gifts,  
14 grants, and bequests for the purposes of maintenance, restoration, preservation, and  
15 rehabilitation of the veterans cemeteries constructed under this subsection. All  
16 cemeteries operated by the department are exempt from the requirements of ss.  
17 157.061 to 157.70 and 440.90 to 440.95.

18           **(2) ELIGIBILITY.** The following persons are eligible for burial at a cemetery  
19 constructed and operated under sub. (1):

20           (a) A person who died while on active duty or who was discharged or released  
21 from active duty in the U.S. armed forces under honorable conditions and who was  
22 a resident of this state at the time of his or her entry or reentry into active service  
23 and his or her dependent child and surviving spouse.

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1 (b) A person who was discharged or released from active duty in the U.S. armed  
2 forces under honorable conditions and who was a resident of this state at the time  
3 of his or her death and his or her dependent child and surviving spouse.

4 (c) The spouse or dependent child of a person who meets one of the following  
5 conditions:

6 1. Is serving on active duty at the time of the spouse's or dependent child's death  
7 if the person was a resident of this state at the time of his or her entry or reentry into  
8 active service.

9 2. Was a resident of this state at the time of his or her entry or reentry into  
10 active service and was discharged or released from active duty in the U.S. armed  
11 forces under honorable conditions.

12 3. Was discharged or released from active duty in the U.S. armed forces under  
13 honorable conditions if the person and spouse or dependent child were residents of  
14 this state at the time of the spouse's or dependent child's death.

15 (d) A person who was a resident of this state at the time of his or her entry or  
16 reentry into service in any national guard or a reserve component of the U.S. armed  
17 forces or who was a resident of this state for at least 12 consecutive months  
18 immediately preceding his or her death, and the person's spouse, surviving spouse,  
19 and dependent children, if the person is eligible for burial in a national cemetery  
20 under 38 USC 2402.

21 (e) A person who was discharged or released from active duty in the U.S. armed  
22 forces under honorable conditions and who was a resident of this state for at least  
23 12 consecutive months after entering or reentering service on active duty.

24 (3) FEES AND COSTS. The department may charge a fee for burials under this  
25 section and may promulgate rules for the assessment of any fee. The cost of

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1 preparing the grave and the erection of a marker for a person described under sub.  
2 (2) (a), (b), (d), or (e) shall be paid from the appropriation under s. 20.485 (1) (gk).

3 (4) APPLICATION. Application for burial shall be made to the department. The  
4 surviving spouse of the person described under sub. (2) (a), (b), (d), or (e), if that  
5 person is interred at the Central Wisconsin Veterans Memorial Cemetery, shall have  
6 the privilege of selecting a plot next to that person if available. The department shall  
7 hold the plot for the surviving spouse for a period of one year from the date of granting  
8 the privilege, but may extend the hold, on request, for additional one-year periods.

9 (5) EXPENSES. Expenses incident to the burial under this section shall be paid  
10 from the estate of the decedent, except that if there is no estate or the estate is  
11 insufficient, the expense of burial, or necessary part of the burial, shall be paid from  
12 the appropriation under s. 20.485 (1) (gk) for members of veterans homes, and the  
13 amount expended for those expenses shall not exceed the amount established for  
14 funeral and burial expenses under s. 49.785 (1) (b).

15 **45.62 Burial places compiled.** (1) The department may compile a record  
16 of veteran's burial places located within the state that may, so far as practicable,  
17 indicate all of the following information:

18 (a) The deceased veteran's name.

19 (b) The service in which the deceased veteran was engaged.

20 (c) The appropriate designation of the deceased veteran's armed forces unit.

21 (d) The deceased veteran's rank and period of service.

22 (e) The name and location of the cemetery or other place in which the deceased  
23 veteran's body is interred.

24 (f) The location of the deceased veteran's grave in the cemetery or other place  
25 of interment.

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1 (g) The character of the headstone or other marker, if any, at the deceased  
2 veteran's grave.

3 (2) The department may prepare blank forms for the transmission to the  
4 department of the information required for the record under sub. (1). The  
5 department may distribute the forms to county veterans service officers. A county  
6 veterans service officer within whose county any cemetery or other burial place is  
7 located in which deceased veteran's bodies are interred shall submit the facts  
8 required for the record under sub. (1) to the department on the forms provided by the  
9 department, if so requested by the department.

10 SUBCHAPTER VII

11 MEMORIALS

12 **45.70 Veterans memorials.** (1) PERSIAN GULF MEMORIAL. From the  
13 appropriation under s. 20.485 (2) (d), the department shall provide funding to the  
14 Wisconsin Vietnam Veterans Memorial Project, Inc., for the construction of a  
15 memorial for the veterans of the Persian Gulf War. The memorial shall be  
16 constructed at the veterans memorial site located at the Highground in Clark  
17 County. The department may expend up to \$60,000 for the memorial for the veterans  
18 of the Persian Gulf War.

19 (2) CAMP RANDALL MEMORIAL. (a) The board may approve, recommend, and veto  
20 any proposed plans, modifications, and changes or policies with respect to  
21 established state memorials, including the Camp Randall Memorial Park, Madison,  
22 Wisconsin, as described in par. (c), and any future veterans state memorials, and  
23 recommend the creation and establishment of veterans state memorials.

24 (b) No structures, other than memorials approved by the board, and no walks,  
25 roads, or subterranean footings may be placed or erected upon Camp Randall

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1 Memorial Park unless authorized by the legislature; nor shall the park be used for  
2 any purpose other than a memorial park.

3 (c) Camp Randall Memorial Park, Madison, Wisconsin, is established and  
4 described as follows: beginning on the west line of Randall Avenue 96.6 feet north  
5 of the center line of Dayton Street extended; thence west at right angles to Randall  
6 Avenue 370 feet; thence south parallel to Randall Avenue 722 feet; thence west at  
7 right angles to Randall Avenue 235 feet; thence south parallel to Randall Avenue 205  
8 feet to the north line of Monroe Street; thence north 50 degrees 14 minutes east along  
9 the north line of Monroe Street approximately 780 feet to the west line of Randall  
10 Avenue; thence north along the west line of Randall Avenue 429 feet to the place of  
11 beginning.

12 **45.71 Catalog of memorials.** The department shall prepare a catalog of  
13 memorials, describing each memorial and giving its location and condition. The  
14 department shall periodically update that catalog.

15 **45.72 County and municipal memorials.** (1) In this section and s. 45.73,  
16 “local unit of government” means a city, village, town, or county.

17 (2) Any local unit of government may by gift, purchase, contract, or  
18 condemnation acquire property, real or personal, for the purpose of providing,  
19 furnishing, constructing, erecting, repairing, maintaining, or conducting a suitable  
20 memorial to the memory of former residents thereof who lost their lives in the  
21 military or naval service of the state or of the United States, or to commemorate and  
22 honor the deeds of persons, residents thereof, or of the state or United States, who  
23 served the nation in any war, or other persons who rendered great state or national  
24 service, or to the memory of any president of the United States, or for a combination  
25 of any those purposes, which are declared to be public purposes.

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1           (3) The local unit of government shall determine the character of the memorial,  
2           and without limitation because of enumeration, the memorial may comprise a public  
3           building, hospital, sanatorium, home for the aged or indigent, park, recreation  
4           facility, community forest, or other suitable object having a public purpose.

5           (4) Any local unit of government may appropriate money and may levy a tax  
6           to acquire, pay for, construct, erect, furnish, equip, operate, repair, maintain, or  
7           reconstruct a suitable memorial for the purpose or purposes provided in this section.

8           (5) Any local unit of government may authorize the use of any public property  
9           respectively of such city, village, town, or county as a site for a memorial, and any  
10          county may authorize its public property to be so used by any city, village, or town  
11          in the county.

12          (6) Any local unit of government may by ordinance or contract provide for the  
13          management, control, or operation of any memorial. The local unit of government  
14          may enter into a written lease, for a term not exceeding 25 years, with any duly  
15          chartered and incorporated veterans organization established in the local unit of  
16          government. The lease shall include the provisions for the amount of rental and such  
17          conditions of public use as the local unit determines.

18          (7) Any local unit of government may contract with or make an appropriation,  
19          or both, to any other local unit of government or to any nonprofit corporation without  
20          capital stock organized expressly for any of the purposes of this section or to any duly  
21          chartered and incorporated veterans organization established in the local unit of  
22          government, and for the purpose of raising funds for memorial purposes or  
23          contributions. The local unit of government may levy taxes upon the taxable  
24          property located in the local unit of government, or borrow money and issue bonds  
25          in the manner and under the regulations provided by ch. 67. The facilities of the

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1 memorial shall be available to the residents of the local unit of government making  
2 the appropriation to the extent that the governing body of the local unit of  
3 government may require.

4 **45.73 Sites for veterans memorial halls.** (1) Any local unit of government  
5 may donate to any organization specified in s. 70.11 (9) land upon which is to be  
6 erected a memorial hall to contain the memorial tablet specified in s. 70.11 (9).

7 (2) The action of any local unit of government in granting veterans  
8 organizations or any other civic, patriotic, educational, or historical society rooms  
9 and space within public buildings for the establishment of memorial halls and  
10 museums, and occupancy thereof by its members, is authorized and confirmed. The  
11 local unit of government may permit the use and occupancy of the rooms and space  
12 for such terms and subject to such conditions and provisions as the local unit of  
13 government may impose. Any contract, lien, or agreement between the local unit of  
14 government and any organization now in force shall continue in force according to  
15 the terms of the contract, lien, or agreement.

16 **45.74 Memorial corporations organized under 1919 act.** (1) Any  
17 commission or board of trustees that governs a corporation organized to construct a  
18 memorial under s. 45.057 (5), statutes of 1919 to 1943 (created by chapter 598, laws  
19 of 1919, and repealed by chapter 301, laws of 1945), shall have the following powers  
20 in addition to those it now has:

21 (a) All powers vested in the members of the corporation by the articles of  
22 incorporation or bylaws, including the power to amend the articles of incorporation.

23 (b) The powers set forth in s. 181.0302 and all other applicable provisions of ch.  
24 181.

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1 (c) The power to convey any property under its control to any municipality and  
2 lease it back under terms agreed upon by the commission or board of trustees and  
3 the municipality.

4 (d) The power to dissolve the corporation and dispose of the real and personal  
5 property of the corporation in a manner that it deems will best serve the purposes  
6 for which it was organized and the interests of the community.

7 (2) The commission or board of trustees shall have a membership composed of  
8 5 residents of the city, village, or town in which the memorial is located, one  
9 appointed by the common council, village board, or town board of the city, village, or  
10 town, and 4 by the circuit judge of the county in which the memorial is located. The  
11 commission or board may appoint 4 additional members who are residents of this  
12 state. The terms of all members shall be 5 years. In order that terms of members  
13 may expire at different times, not more than 2 members shall be appointed in any  
14 one year in addition to appointments made to fill vacancies occurring by resignation  
15 or death. Members shall hold office until their successors are appointed and qualify.

16 (3) Notwithstanding the repeal of s. 45.057, 1943 stats., by chapter 301, laws  
17 of 1945, the continuing existence of all commissions, boards, and corporations  
18 organized under s. 45.057 (5), statutes of 1919 to 1943, is affirmed, and the  
19 continuing operation of such commissions, boards, and corporations is ratified as to  
20 the past and authorized in the future.

21 **45.75 Memorials in populous counties.** (1) Any county having a population  
22 of 500,000 or more may establish and maintain a memorial or memorials in the  
23 county under s. 45.72 by agreement between the county board of the county and any  
24 nonprofit private corporation without capital stock organized under the laws of this  
25 state, except as provided in this section, expressly for any of the purposes of s. 45.72.



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1           (2) The board of directors of the corporation shall be designated as the  
2 “memorial board,” and its members shall be called “trustees.” The membership of  
3 the memorial board may include special members, who need not be members of the  
4 corporation.

5           (3) The memorial board shall consist of 15 members, of whom 8 may be special  
6 members to be elected as provided in this section, and the remaining members shall  
7 be elected from the membership of the corporation.

8           (4) Special members of the memorial board shall be elected by the county board  
9 of such county and consist of the following:

10           (a) Four members from the county board.

11           (b) Four members elected from among the residents of the county.

12           (5) Terms of members of the memorial board shall be as follows:

13           (a) For special members:

14           1. Members elected from the county board shall be elected at the first meeting  
15 of the county board following each county board general election and their terms  
16 shall commence on that date. They shall hold office during their terms on the county  
17 board and until their successors are elected and qualified.

18           2. Members elected from among the residents shall hold office for 4 years and  
19 until their successors are elected, except that the first 4 such members shall be  
20 chosen for 1, 2, 3, and 4 years, respectively.

21           3. Any vacancy in the special membership shall be filled by the county board  
22 for the unexpired term, and until a successor is elected and qualified.

23           (b) For elected members from the corporate membership: the terms of the  
24 trustees shall be for such numbers of years that those of an equal number, as nearly

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1 as may be, shall expire in 2, 3, and 4 years, and successive terms of 4 years each  
2 thereafter and until their successors are elected and qualified.

3 (6) The articles of incorporation of the corporation shall provide originally or  
4 by amendment, in addition to other necessary provisions, and as permitted by this  
5 section, for the classification of the members of the corporation, for the election of  
6 trustees proportionately from and by those classifications, for the terms of the  
7 members of the corporation and for the officers, their duties, and the terms thereof  
8 to be elected from the membership.

9 (7) The war memorial may be constructed upon any land ceded before July 15,  
10 1953, by this state to any municipality in this state notwithstanding any restrictions,  
11 limitations, or conditions as to the nature of the use of any of the land contained in  
12 the legislative act, granting the land to the municipality, and notwithstanding the  
13 restrictions, limitations, or conditions incorporated in any subsequent conveyance  
14 of the lands by the municipality.

15 (8) The war memorial may be constructed in any public park and the use of  
16 those park lands as a location for a war memorial shall not be considered inconsistent  
17 with the use of the same for park purposes. No war memorial shall be constructed  
18 in a public park until the park commission, general manager appointed under s.  
19 27.03 (2), or park board having jurisdiction of the park shall approve the  
20 construction. The county board of any county may authorize the construction of a  
21 war memorial at different intervals of time if the proposed memorial consists of more  
22 than one building or structure and any county board subsequently elected shall carry  
23 into effect any contract authorized by s. 45.72 entered into on behalf of the county  
24 for the construction or maintenance of the war memorial. The construction,  
25 maintenance, and operation of a war memorial in a county park shall be subject to

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1 the jurisdiction of the county board and no part of those costs shall be charged against  
2 the funds of the park commission, park system, or park board of the county.

**SUBCHAPTER VIII****LOCAL RESPONSIBILITIES**

5 **45.80 County veterans service officer. (1) ELECTION OR APPOINTMENT. (a)**  
6 Except as provided under par. (b), the county board shall elect a county veterans  
7 service officer who shall be a Wisconsin resident who served on active duty under  
8 honorable conditions in the U.S. armed forces or in forces incorporated as part of the  
9 U.S. armed forces and who meets at least one of the conditions listed in s. 45.01 (12)  
10 (a) to (d) and at least one of the conditions listed in s. 45.02 (2).

11 (b) Except as provided under par. (c), the county board may appoint assistant  
12 county veterans service officers who shall be Wisconsin residents who served on  
13 active duty under honorable conditions in the U.S. armed forces or in forces  
14 incorporated as part of the U.S. armed forces and who meet at least one of the  
15 conditions listed in s. 45.01 (12) (a) to (d) and at least one of the conditions listed in  
16 s. 45.02 (2).

17 (c) In counties with a county executive or county administrator, the county  
18 executive or county administrator shall appoint and supervise a county veterans  
19 service officer who shall have the qualifications prescribed under par. (a). The  
20 appointment is subject to confirmation by the county board unless the county board,  
21 by ordinance, elects to waive confirmation or unless the appointment is made under  
22 a civil service system competitive examination procedure established under s. 59.52  
23 (8) or ch. 63.

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1           **(2) TERM.** A county veterans service officer elected under sub. (1) (a) shall serve  
2 until the first Monday in January of the 2nd year subsequent to the year of his or her  
3 election, and, if reelected, shall continue to serve unless removed under s. 17.10 (2).

4           **(3) SALARY.** The salary of the county veterans service officer shall be fixed by  
5 the county board prior to or at the time of the service officer's election and annually  
6 thereafter.

7           **(4) MILWAUKEE COUNTY.** In counties having a population of 500,000 or more the  
8 officer shall be appointed subject to ss. 63.01 to 63.17.

9           **(5) DUTIES.** The county veterans service officer shall do all of the following:

10           (a) Advise persons living in the service officer's county who served in the U.S.  
11 armed forces regarding any benefits to which they may be entitled or any complaint  
12 or problem arising out of such service and render to them and their dependents all  
13 possible assistance.

14           (b) Make such reports to the county board as the county board requires.

15           (c) Cooperate with federal and state agencies that serve or grant aids or  
16 benefits to former military personnel and their dependents.

17           (d) Furnish information about veterans burial places within the county as  
18 required by s. 45.62 (2).

19           (e) Perform the duties prescribed by law, including those duties under pars. (a)  
20 to (d), separately and distinctly from any other county department.

21           **(6) PERMITTED ACTIVITIES.** The county veterans service officer may do any of the  
22 following:

23           (a) Inform persons living in the service officer's county who are members of the  
24 national guard or of a reserve unit of the U.S. armed forces or dependents of those  
25 persons regarding potential benefits to which they may be or may become entitled

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1 and regarding all necessary military points of contact and general deployment  
2 information for activated and deployed members of the national guard or reserve  
3 units of the U.S. armed forces.

4 (b) Cooperate with federal and state agencies that serve or grant aids or  
5 benefits to members of the national guard or reserve units of the U.S. armed forces  
6 and their dependents.

7 **(7) OFFICE SPACE AND ASSISTANTS.** (a) The county board shall provide the county  
8 veterans service officer with office space, clerical assistance, and any other needs  
9 that will enable the officer to perform the duties under sub. (5).

10 (b) Except as provided under par. (c), the county board may appoint assistant  
11 county veterans service officers who shall be Wisconsin residents who served on  
12 active duty under honorable conditions in the U.S. armed forces or in forces  
13 incorporated as part of the U.S. armed forces for 2 consecutive years. An individual  
14 who is discharged for reasons of hardship or a service-connected disability or  
15 released due to a reduction in the U.S. armed forces or for the good of the service prior  
16 to the completion of the required period of service is eligible for appointment to the  
17 office, regardless of the actual time served.

18 (c) In any county with a county executive or county administrator, the county  
19 veterans service officer may appoint assistant county veterans service officers who  
20 shall have the qualifications prescribed under par. (b).

21 **(8) QUALIFICATIONS APPLICABILITY.** The qualifications necessary to be a county  
22 veterans service officer or assistant county veterans service officer under subs. (1)  
23 (a) and (7) (b) apply only to persons elected to serve as county veterans service officers  
24 or assistant county veterans service officers on or after June 1, 1996, and who have

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1 not served as county veterans service officers or assistant county veterans service  
2 officers before June 1, 1996.

3 **45.81 County veterans service commission.** (1) There is created in each  
4 county a county veterans service commission consisting of at least 3 residents of the  
5 county who are veterans appointed for staggered 3-year terms by the county  
6 executive or county board chairperson in a county that does not have a county  
7 executive.

8 (2) The commission shall be organized by the election of one of their number  
9 as chairperson. The county executive or county board chairperson in a county that  
10 does not have a county executive after the expiration of the terms of those first  
11 appointed shall annually on or before the 2nd Monday in December appoint one  
12 person as a member of the commission for the term of 3 years. The county executive  
13 or county board chairperson shall require each member of the commission and the  
14 county veterans service officer to execute to the county an individual surety bond,  
15 with sufficient sureties to be approved by the county executive or county board  
16 chairperson, each bond to be in an amount equal to the tax levied in the current year  
17 for expenditure by the commission. Each bond shall be filed with the county clerk.

18 (3) (a) Except as provided under sub. (4), the commission may furnish aid to  
19 any person described in s. 45.86 if the right of that person to aid is established to the  
20 commission's satisfaction.

21 (b) The secretary of the commission shall maintain a list containing the name,  
22 place of residence, and amount of aid furnished to each person under par. (a), which  
23 shall be signed by the chairperson and secretary of the commission.

24 (c) The total disbursements made by the commission under this subsection may  
25 not exceed the amount collected from the tax levied, except when specifically

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1 authorized by the county board. The commission shall provide the county treasurer  
2 with sufficient information to deliver the specified aid to the person entitled to that  
3 aid.

4 (d) The commission may furnish aid in a different manner than by supplying  
5 money. The commission may request the county treasurer to pay a purveyor of  
6 services or commodities for the purchase of services or commodities, or the  
7 commission may furnish supplies, as it considers appropriate.

8 (e) The commission shall make a detailed report to the county board annually  
9 showing the amount expended under this subsection. The report may not include  
10 any personal identifying information regarding the persons that received aid under  
11 this subsection.

12 (4) A county veterans service officer appointed under s. 45.80 (1) (b) or (4) shall  
13 have the administrative powers and duties prescribed for the county veterans service  
14 commission under sub. (2).

15 (5) The county board shall allow the members of the commission a reasonable  
16 rate of compensation for services and actual expenses incurred in the performance  
17 of their duties to be determined under s. 59.22. The county board may provide for  
18 the employment of clerical assistance to the commission.

19 (6) The county veterans service officer shall serve as executive secretary of the  
20 county veterans service commission and shall make or direct all necessary  
21 investigations to determine eligibility for aid under s. 45.86 when the commission so  
22 requests. The county service officer, in making an investigation, may use the  
23 facilities for investigating that are made available by the county board.

24 **45.82 Grants to counties and tribes for improvement of services. (1)**  
25 Each county may annually apply to the department for a grant for the improvement

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1 of service to former military personnel of the county through the county veterans  
2 service office. A county may not allocate any portion of a grant for use by another  
3 county department nor may the county reduce funding to a county veterans service  
4 office based upon receipt of a grant. The county veterans service officer of any county  
5 applying for the grant shall enter into an agreement with the department. The  
6 agreement shall state the goals and objectives to be attained by the county veterans  
7 service office during the remainder of the year covered by the grant application. The  
8 department shall prepare the basic form of this agreement in consultation with the  
9 county veterans service officers association and provide a copy and an explanation  
10 of that agreement to each county veterans service officer. The department shall  
11 develop reasonable budget and operating standards to assure improved services, but  
12 full operating control of the county office shall be left to each county.

13 (2) The department shall award a grant annually to a county that meets the  
14 standards developed under this section and employs a county veterans service officer  
15 who, if chosen after August 9, 1989, is chosen from a list of candidates who have  
16 taken a civil service examination for the position of county veterans service officer  
17 developed and administered by the division of merit recruitment and selection in the  
18 office of state employment relations, or is appointed under a civil service competitive  
19 examination procedure under s. 59.52 (8) or ch. 63. The grant shall be \$8,500 for a  
20 county with a population of less than 20,000, \$10,000 for a county with a population  
21 of 20,000 to 45,499, \$11,500 for a county with a population of 45,500 to 74,999, and  
22 \$13,000 for a county with a population of 75,000 or more. The department shall use  
23 the most recent Wisconsin official population estimates prepared by the  
24 demographic services center when making grants under this subsection.



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1           (3) Notwithstanding sub. (2), an eligible county with a part-time county  
2 veterans service officer shall be eligible for an annual grant not exceeding \$500.

3           (4) The department shall provide grants to the governing bodies of federally  
4 recognized American Indian tribes and bands from the appropriation under s. 20.485  
5 (2) (vz) if that governing body enters into an agreement with the department  
6 regarding the creation, goals, and objectives of a tribal veterans service officer,  
7 appoints a veteran to act as a tribal veterans service officer, and gives that veteran  
8 duties similar to the duties described in s. 45.80 (5), except that the veteran shall  
9 report to the governing body of the tribe or band. The department may make annual  
10 grants of up to \$2,500 under this subsection and shall promulgate rules to implement  
11 this subsection.

12           **45.83 Transportation services grants to counties.** (1) Annually, from the  
13 appropriation under s. 20.485 (2) (s), the department shall award grants to counties  
14 that are not served by transportation services provided by the Wisconsin department  
15 of Disabled American Veterans to develop, maintain, and expand transportation  
16 services for veterans. The grants may be used to support multicounty cooperative  
17 transportation services.

18           (2) The department shall promulgate rules specifying the application  
19 procedures and eligibility criteria for grants under this section.

20           (3) A county may not reduce funding to a county veterans service office based  
21 upon receipt of a grant.

22           **45.84 Burial allowance.** (1) Each county veterans service officer shall cause  
23 to be interred in a decent and respectable manner in any cemetery in this state, other  
24 than those used exclusively for the burial of paupers, the body of any veteran, spouse,  
25 or surviving spouse who was living in the county at the time of death and who dies

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1 not leaving sufficient means to defray the necessary expenses of a decent burial, or  
2 under circumstances that would cause financial distress to the person's family. The  
3 cost of this interment shall be the responsibility of the county, but may not be less  
4 than \$300, and shall be in addition to the burial allowance payable under laws  
5 administered by the U.S. department of veterans affairs.

6 (2) Before assuming the burial expense, the county veterans service officer  
7 shall exercise due diligence in attempting to determine the financial condition  
8 required by sub. (1). The county veterans service officer, in making the inquiry, may  
9 use the facilities for investigation that are made available by the county board. The  
10 county veterans service officer shall report the results of that determination to the  
11 appropriate authorities designated by the county.

12 (3) The chairperson of the county board and the clerk of the county on the  
13 receipt of the report under sub. (2) shall draw an order on the county treasurer for  
14 the amount of expenses so incurred, payable to the person designated in the report  
15 as being entitled to that payment. The county veterans service officer of each county  
16 shall, upon the death and burial of a veteran described under sub. (1) who was living  
17 in the county at the time of death, make application to the proper authorities for a  
18 suitable headstone as provided for by act of congress, and at the expense of the county  
19 cause the same to be placed at the head of the deceased's grave.

20 **45.85 Care of graves.** (1) Every town board, village board, or common council  
21 of every city shall at all times see that the graves and tombstones of all veterans,  
22 including women's auxiliary organizations created by act of Congress, who shall at  
23 any time have served in any branch of the armed forces of the United States, and of  
24 the spouses or surviving spouses of all those veterans, receive proper and decent care,  
25 and may employ all necessary assistance to carry out this section. The expense of

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1 the care of the graves and tombstones shall be borne by the county where the graves  
2 are located, except where suitable care is otherwise provided. The amount of expense  
3 charged the county for the care may not exceed the charge made for the care of other  
4 graves in the same cemetery.

5 (2) The governing body specified in sub. (1) shall report to the county clerk of  
6 its county, on or before September 1 of each year, the locations of the graves cared for  
7 by the governing body under sub. (1), together with the names of the deceased and  
8 the amount claimed for care of the graves for the fiscal year from the previous July  
9 1 to June 30.

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

14 **45.86 County tax for needy veterans.** (1) Every county board shall  
15 annually levy, in addition to all other taxes, a tax sufficient to carry out the purposes  
16 of this section. The tax shall be levied and collected as other county taxes for the  
17 purpose of providing aid to needy veterans, the needy spouses, surviving spouses,  
18 minor and dependent children of the veterans, and the needy parents of veterans  
19 entitled to aid under ss. 45.81 to 45.84, and to carry out the purposes of s. 45.85. Aid  
20 may not be denied solely on the basis that a person otherwise eligible for aid owns  
21 a homestead that the person occupies.

22 (2) The county veterans service commission or county veterans service officer  
23 shall estimate the probable amount required under this section and shall file that  
24 estimate with the county board.

25 **SECTION 93.** 46.27 (1) (b) of the statutes is amended to read:

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1           46.27 (1) (b) “Nursing home” means a facility that meets the definition in s.  
2           50.01 (3) and that is licensed under s. 50.03 (1) and includes a state center for the  
3           developmentally disabled, ~~the Wisconsin Veterans Home at King and the nursing~~  
4           ~~care facility~~ and a Wisconsin veterans home operated by the department of veterans  
5           affairs under s. ~~45.385~~ 45.50.

6           **SECTION 94.** 46.27 (1) (dr) of the statutes is amended to read:

7           46.27 (1) (dr) “State-operated long-term care facility” means a state center for  
8           the developmentally disabled, ~~the Wisconsin Veterans Home at King and the nursing~~  
9           ~~care facility~~ and a Wisconsin veterans home operated by the department of veterans  
10          affairs under s. ~~45.385~~ 45.50.

11          **SECTION 95.** 46.27 (6) (a) 2. cm. of the statutes is amended to read:

12          46.27 (6) (a) 2. cm. Persons under subd. 1. seeking admission to or about to be  
13          admitted to ~~the Wisconsin Veterans Home at King and the nursing care facility~~ a  
14          Wisconsin veterans home operated by the department of veterans affairs under s.  
15          ~~45.385~~ 45.50 who are informed about the program but waive the assessment.

16          **SECTION 96.** 49.19 (9) of the statutes is amended to read:

17          49.19 (9) If the head of a family is a veteran, as defined in s. ~~45.37 (1a)~~ 45.01  
18          (12), or a person under s. 45.51 (2) (a) 2., and is hospitalized or institutionalized  
19          because of disabilities in a county other than that of his or her residence or settlement  
20          at time of admission, aid shall be granted to the dependent children of the veteran  
21          by the county wherein the head of the family had his or her residence or settlement  
22          at the time of admission so long as he or she remains hospitalized or  
23          institutionalized.

24          **SECTION 97.** 49.45 (3) (e) 7m. of the statutes is amended to read:

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1           49.45 (3) (e) 7m. Notwithstanding subd. 7., the daily reimbursement or  
2           payment rate for services at a hospital established under s. ~~45.375 (1)~~ 45.50 (10)  
3           provided to medical assistance recipients whose continued hospitalization is no  
4           longer medically necessary or appropriate during a period where the recipient awaits  
5           placement in an alternate custodial living arrangement shall be the skilled nursing  
6           facility rate paid to ~~the facility created under s. 45.365 (1)~~ a Wisconsin veterans home  
7           operated by the department of veterans affairs under s. 45.50.

8           **SECTION 98.** 49.45 (6m) (bg) of the statutes is amended to read:

9           49.45 (6m) (bg) The department shall determine payment levels for the  
10          provision of skilled, intermediate, limited, personal or residential care or care for the  
11          mentally retarded in the state centers for the developmentally disabled, ~~in the~~  
12          ~~Wisconsin Veterans Home at King and the nursing care facility~~ and in a Wisconsin  
13          veterans home operated by the department of veterans affairs under s. ~~45.385~~ 45.50  
14          separately from the payment principles, applicable costs and methods established  
15          under this subsection.

16          **SECTION 99.** 49.855 (4m) (b) of the statutes is amended to read:

17          49.855 (4m) (b) The department of revenue may provide a certification that it  
18          receives under sub. (1), (2m), or (2p) to the department of administration. Upon  
19          receipt of the certification, the department of administration shall determine  
20          whether the obligor is a vendor or is receiving any other payments from this state,  
21          except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.  
22          ~~45.351 (1)~~ 45.40 (1), this chapter, or ch. 46, 108, or 301. If the department of  
23          administration determines that the obligor is a vendor or is receiving payments from  
24          this state, except for wages, retirement benefits, or assistance under s. 45.352, 1971  
25          stats., s. ~~45.351 (1)~~ 45.40 (1), this chapter, or ch. 46, 108, or 301, it shall begin to

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1 withhold the amount certified from those payments and shall notify the obligor that  
2 the state intends to reduce any payments due the obligor by the amount the obligor  
3 is delinquent under the support, maintenance, or receiving and disbursing fee order  
4 or obligation, by the outstanding amount for past support, medical expenses, or birth  
5 expenses under the court order, or by the amount due under s. 46.10 (4) or 301.12 (4).  
6 The notice shall provide that within 20 days after receipt of the notice the obligor may  
7 request a hearing before the circuit court rendering the order under which the  
8 obligation arose. An obligor may, within 20 days after receiving notice, request a  
9 hearing under this paragraph. Within 10 days after receiving a request for hearing  
10 under this paragraph, the court shall set the matter for hearing. A circuit court  
11 commissioner may conduct the hearing. Pending further order by the court or circuit  
12 court commissioner, the department of workforce development or its designee,  
13 whichever is appropriate, may not disburse the payments withheld from the obligor.  
14 The sole issues at the hearing are whether the obligor owes the amount certified and,  
15 if not and it is a support or maintenance order, whether the money withheld shall be  
16 paid to the obligor or held for future support or maintenance.

17 **SECTION 100.** 50.034 (4) of the statutes is amended to read:

18 50.034 (4) LIMITATION. A nursing home or a community-based residential  
19 facility may not convert a separate area of its total area to a residential care  
20 apartment complex unless the department first approves the conversion. A nursing  
21 home, other than ~~the nursing homes operated at the Wisconsin Veterans Home at~~  
22 ~~King or in southeastern Wisconsin~~ a Wisconsin veterans home operated by the  
23 department of veterans affairs under s. 45.385 45.50, that intends to convert a  
24 separate area of its total area to a residential care apartment complex shall also

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1 agree to reduce its licensed nursing home beds by the corresponding number of  
2 residential care apartment complex residential units proposed for the conversion.

3 **SECTION 101.** 50.135 (3) of the statutes is amended to read:

4 50.135 (3) EXEMPTION. The inpatient health care facilities under ss. ~~45.365~~  
5 45.50, 48.62, 51.05, 51.06, 233.40, 233.41, 233.42 and 252.10 are exempt from this  
6 section.

7 **SECTION 102.** 50.39 (3) of the statutes is amended to read:

8 50.39 (3) Facilities governed by ss. ~~45.365~~ 45.50, 48.62, 49.70, 49.72, 50.02,  
9 51.09 and 252.10, secured correctional facilities as defined in s. 938.02 (15m),  
10 correctional institutions governed by the department of corrections under s. 301.02  
11 and the offices and clinics of persons licensed to treat the sick under chs. 446, 447 and  
12 448 are exempt from ss. 50.32 to 50.39. Sections 50.32 to 50.39 do not abridge the  
13 rights of the medical examining board, physical therapists affiliated credentialing  
14 board, podiatrists affiliated credentialing board, dentistry examining board,  
15 pharmacy examining board, chiropractic examining board, and board of nursing in  
16 carrying out their statutory duties and responsibilities.

17 **SECTION 103.** 51.20 (10) (cm) of the statutes is amended to read:

18 51.20 (10) (cm) Prior to or at the final hearing, for individuals for whom a  
19 petition is filed under sub. (1) (a) 2. e., the county department under s. 51.42 or 51.437  
20 shall furnish to the court and the subject individual an initial recommended written  
21 treatment plan that contains the goals of treatment, the type of treatment to be  
22 provided, and the expected providers. If the person has served in the U.S. armed  
23 forces or forces incorporated as part of the U.S. armed forces, the county department  
24 shall contact the U.S. department of veterans affairs to determine if the person is  
25 eligible for treatment at a U.S. department of veterans affairs facility. If the person

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1 is eligible for that treatment, the county department shall include that information  
2 in the treatment plan. The treatment plan shall address the individual's needs for  
3 inpatient care, residential services, community support services, medication and its  
4 monitoring, case management, and other services to enable the person to live in the  
5 community upon release from an inpatient facility. The treatment plan shall contain  
6 information concerning the availability of the needed services and community  
7 treatment providers' acceptance of the individual into their programs. The  
8 treatment plan is only a recommendation and is not subject to approval or  
9 disapproval by the court. Failure to furnish a treatment plan under this paragraph  
10 does not constitute grounds for dismissal of the petition unless the failure is made  
11 in bad faith.

12 **SECTION 104.** 51.35 (6) (a) of the statutes is amended to read:

13 51.35 (6) (a) When the department has notice that any person other than a  
14 prisoner is entitled to receive care and treatment in a U.S. department of veterans  
15 affairs facility, the person may petition the department of health and family services  
16 for a transfer to such facility, and that department may procure admission to such  
17 the facility in accordance with s. 45.30.

18 **SECTION 105.** 51.45 (13) (h) of the statutes is amended to read:

19 51.45 (13) (h) A person committed under this subsection shall remain in the  
20 custody of the county department for treatment for a period set by the court, but not  
21 to exceed 90 days. During this period of commitment the county department may  
22 transfer the person from one approved public treatment facility or program to  
23 another as provided in par. (k). If the person has served in the U.S. armed forces or  
24 forces incorporated as part of the U.S. armed forces, the county department shall  
25 contact the U.S. department of veterans affairs to determine if the person is eligible



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1 for treatment at a U.S. department of veterans affairs facility. If the person is eligible  
2 for that treatment, the county department may transfer the person to that facility  
3 if the U.S. department of veterans affairs approves that transfer. At the end of the  
4 period set by the court, the person shall be discharged automatically unless the  
5 county department before expiration of the period obtains a court order for  
6 recommitment upon the grounds set forth in par. (a) for a further period not to exceed  
7 6 months. If after examination it is determined that the person is likely to inflict  
8 physical harm on himself or herself or on another, the county department shall apply  
9 for recommitment. Only one recommitment order under this paragraph is  
10 permitted.

11 **SECTION 106.** 59.52 (16) (b) (title) of the statutes is amended to read:

12 59.52 (16) (b) (title) *County veterans' veterans housing.*

13 **SECTION 107.** 59.52 (16) (b) 2. of the statutes is amended to read:

14 59.52 (16) (b) 2. In case of a joint school district, computation shall be made on  
15 the basis of the valuation of the several municipalities in which the school district  
16 lies. If school buildings are inadequate to accommodate the additional school  
17 population resulting from the county ~~veterans'~~ veterans housing program, and the  
18 school district cannot legally finance the necessary increased facilities, the board  
19 may appropriate money and grant assistance to the school district but the assistance  
20 shall be used solely to finance the purchase of land and the erection and equipment  
21 of the necessary additional facilities.

22 **SECTION 108.** 59.535 (1) (a) of the statutes is amended to read:

23 59.535 (1) (a) In this subsection, "veteran" has the meaning given in s. 45.37  
24 ~~(1a)~~ 45.01 (12), and includes a person under s. 45.51 (2) (a) 2.

25 **SECTION 109.** 59.535 (4) of the statutes is amended to read:

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## SECTION 109

1           59.535 (4) SERVICE OFFICER AND COMMISSION. The board may appropriate funds  
2 for the execution of the duties of the county ~~veterans'~~ veterans service officer and the  
3 county ~~veterans'~~ veterans service commission.

4           **SECTION 110.** 59.65 of the statutes is amended to read:

5           **59.65 Publication of financial report.** A board shall cause to be made out  
6 and published in the county, as a class 1 notice, under ch. 985, immediately after its  
7 annual meeting, a report of the receipts and expenditures of the immediately  
8 preceding year and the accounts allowed. The board may waive the publication of  
9 names of needy soldiers, sailors, marines and United States war veterans and the  
10 amount of relief aid provided under s. ~~45.14(2)~~ 45.81(3) and shall publish in lieu  
11 thereof the total disbursements thereunder.

12           **SECTION 111.** 66.0509 (title) of the statutes is amended to read:

13           **66.0509 (title) Civil service system; veterans' veterans preference.**

14           **SECTION 112.** 66.1201 (9) (x) of the statutes is amended to read:

15           66.1201 (9) (x) To, within its area of operation, either by itself or with the  
16 department of veterans affairs, undertake and carry out studies and analyses of  
17 ~~veterans'~~ veterans housing needs and meeting those needs and make the study  
18 results available to the public, including the building, housing and supply industries.

19           **SECTION 113.** 67.015 of the statutes is amended to read:

20           **67.015 Housing authorities exempted.** This chapter shall not be applicable  
21 to borrowing by housing authorities or county ~~veterans'~~ veterans housing authorities  
22 under ss. 66.1201 to 66.1213.

23           **SECTION 114.** 69.30 (1) (bm) of the statutes is amended to read:

24           69.30 (1) (bm) "Service office" has the meaning given in s. ~~45.36(1)(e)~~ 45.04  
25 (1)(b).

**ASSEMBLY BILL 210****SECTION 115**

1           **SECTION 115.** 69.30 (2) of the statutes is amended to read:

2           69.30 (2) A financial institution, state agency, county department, Wisconsin  
3 works agency, service office or family care district or an employee of a financial  
4 institution, state agency, county department, Wisconsin works agency, service office  
5 or family care district is not subject to s. 69.24 (1) (a) for copying a certified copy of  
6 a vital record for use by the financial institution, state agency, county department,  
7 Wisconsin works agency, service office or family care district, including use under s.  
8 ~~45.36 (4m)~~ 45.04 (5), if the copy is marked “FOR ADMINISTRATIVE USE”.

9           **SECTION 116.** 70.11 (1) of the statutes is amended to read:

10          70.11 (1) **PROPERTY OF THE STATE.** Property owned by this state except land  
11 contracted to be sold by the state. This exemption shall not apply to land conveyed  
12 after September, 1933, to this state or for its benefit while the grantor or others for  
13 the grantor’s benefit are permitted to occupy the land or part thereof in consideration  
14 for the conveyance; nor shall it apply to land devised to the state or for its benefit  
15 while another person is permitted by the will to occupy the land or part thereof. This  
16 exemption shall not apply to any property acquired by the department of veterans  
17 affairs under s. ~~45.72 (5) and (7)~~ 45.32 (5) and (7) or to the property of insurers  
18 undergoing rehabilitation or liquidation under ch. 645. Property exempt under this  
19 subsection includes general property owned by the state and leased to a private,  
20 nonprofit corporation that operates an Olympic ice training center, regardless of the  
21 use of the leasehold income.

22          **SECTION 117.** 70.11 (3a) of the statutes is amended to read:

23          70.11 (3a) **BUILDINGS AT THE WISCONSIN VETERANS HOME AT KING OR IN**  
24 ~~SOUTHEASTERN WISCONSIN HOMES.~~ All buildings, equipment and leasehold interests  
25 in lands described in s. ~~45.38~~ 45.03 (5).

**ASSEMBLY BILL 210****SECTION 118**

1           **SECTION 118.** 70.11 (9) of the statutes is amended to read:

2           **70.11 (9) MEMORIALS.** All memorial halls and the real estate upon which the  
3 same are located, owned and occupied by any organization of United States war  
4 veterans organized pursuant to act of congress and domesticated in this state  
5 pursuant to the laws of this state, containing permanent memorial tablets with the  
6 names of former residents of any given town, village, city or county who lost their  
7 lives in the military or naval service of the state or the United States in any war  
8 inscribed thereon, and all personal property owned by such organizations, and all  
9 buildings erected, purchased or maintained by any county, city, town or village as  
10 memorials under s. ~~45.05 or 45.055~~ 45.72. The renting of such halls or buildings for  
11 public purposes shall not render them taxable, provided that all income derived  
12 therefrom be used for the upkeep and maintenance thereof. Where such hall or  
13 building is used in part for exempt purposes and in part for pecuniary profit, it shall  
14 be assessed for taxation to the extent of such use for pecuniary profit as provided in  
15 s. 70.1105 (1).

16           **SECTION 119.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

17           **71.05 (6) (b) 28. (intro.)** An amount paid by a claimant for tuition expenses for  
18 a student who is the claimant or who is the claimant's child and the claimant's  
19 dependent who is claimed under section 151 (c) of the Internal Revenue Code, to  
20 attend any university, college, technical college or a school approved under s. ~~45.54~~  
21 39.90, that is located in Wisconsin or to attend a public vocational school or public  
22 institution of higher education in Minnesota under the Minnesota-Wisconsin  
23 reciprocity agreement under s. 39.47, calculated as follows:

24           **SECTION 120.** 86.03 (4) of the statutes is amended to read:

**ASSEMBLY BILL 210****SECTION 120**

1           **86.03 (4) CUTTING OR INJURING TREES ON HIGHWAY.** No person shall cut down,  
2 break, girdle, bruise the bark, or in any other manner injure, or allow any animal  
3 under that person's control to injure, any public or private trees, shrubs, or hedges  
4 growing within the highway, except as the owner thereof or the public authority  
5 maintaining the highway may cut down, trim and remove trees, shrubs, and hedges  
6 for the purpose of and conducing to the benefit and improvement of the owner's land  
7 or the highway facility, subject to sub. (7).

8           **SECTION 121.** 86.03 (6) of the statutes is amended to read:

9           **86.03 (6) FINES.** ~~Any~~ Except as provided in sub. (7), any person violating any  
10 of the provisions of this section shall be deemed guilty of a misdemeanor and upon  
11 conviction thereof shall be punished by a fine not to exceed \$25 for each tree or shrub  
12 damaged, felled or destroyed.

13           **SECTION 122.** 86.03 (7) of the statutes is created to read:

14           **86.03 (7)** No person may cut or trim any tree planted along any federal or state  
15 trunk highway as a memorial to the men and women who served in the armed forces  
16 of the United States in time of war, without the written permission of the  
17 department. Violations of this section shall be punishable by a fine of not less than  
18 \$10 nor more than \$200 or by imprisonment for not more than 30 days or both.  
19 Nothing in this section shall interfere with the rights of abutting property owners  
20 in those trees.

21           **SECTION 123.** 120.13 (37) (a) 3. of the statutes is amended to read:

22           **120.13 (37) (a) 3.** Left high school before receiving a high school diploma to join  
23 the U.S. armed forces during a war period under s. ~~45.001 (5)~~ 45.01 (13).

24           **SECTION 124.** 125.14 (2) (e) of the statutes is amended to read:

**ASSEMBLY BILL 210****SECTION 124**

1           125.14 (2) (e) *Disposal*. The department shall dispose of the alcohol beverages  
2 turned over to it by the court by either giving it to law enforcement agencies free of  
3 charge for use in criminal investigations, ~~giving it to state-operated veterans'~~  
4 ~~hospitals in amounts needed for medicinal purposes~~, selling it to the highest bidder  
5 if the bidder is a person holding a license or permit issued under this chapter, or  
6 destroying it, at the discretion of the department. If the department elects to sell the  
7 alcohol beverages, it shall publish a class 2 notice under ch. 985 asking for sealed bids  
8 from qualified bidders. Any items or groups of items in the inventory subject to a  
9 security interest, the existence of which was established in the proceedings for  
10 conviction as being bona fide and as having been created without the secured party  
11 having notice that the items were being used or were to be used in connection with  
12 the violation, shall be sold separately. The net proceeds from the sale, less all costs  
13 of seizure, storage, and sale, shall be turned over to the secretary of administration  
14 and credited to the common school fund.

15           **SECTION 125.** 125.26 (6) of the statutes is amended to read:

16           125.26 (6) Temporary Class "B" licenses may be issued to bona fide clubs, to  
17 county or local fair associations or agricultural societies, to churches, lodges or  
18 societies that have been in existence for at least 6 months before the date of  
19 application and to posts of ~~veterans'~~ veterans organizations authorizing the sale of  
20 fermented malt beverages at a particular picnic or similar gathering, at a meeting  
21 of the post, or during a fair conducted by the fair association or agricultural society.  
22 The amount of the fee for the license shall be determined by the municipal governing  
23 body issuing the license but may not exceed \$10. An official or body authorized by  
24 a municipal governing body to issue temporary Class "B" licenses may, upon  
25 issuance of any temporary Class "B" license, authorize the licensee to permit

**ASSEMBLY BILL 210****SECTION 125**

1 underage persons to be on the premises for which the license is issued. A license  
2 issued to a county or district fair licenses the entire fairgrounds where the fair is  
3 being conducted and all persons engaging in retail sales of fermented malt beverages  
4 from leased stands on the fairgrounds. The county or district fair to which the license  
5 is issued may lease stands on the fairgrounds to persons who may engage in retail  
6 sales of fermented malt beverages from the stands while the fair is being held. A  
7 municipal governing body may issue a temporary Class “B” license for premises that  
8 are covered by a “Class B” permit issued under s. 125.51 (5) (b) 2. if the applicant  
9 meets the requirements of this subsection.

10 **SECTION 126.** 125.51 (10) of the statutes is amended to read:

11 125.51 (10) TEMPORARY LICENSES. Notwithstanding s. 125.68 (3), temporary  
12 “Class B” licenses may be issued to bona fide clubs, to county or local fair associations  
13 or agricultural societies, to churches, lodges or societies that have been in existence  
14 for at least 6 months before the date of application and to posts of veterans’  
15 organizations authorizing the sale of wine in an original package, container or bottle  
16 or by the glass if the wine is dispensed directly from an original package, container  
17 or bottle at a particular picnic or similar gathering, at a meeting of the post, or during  
18 a fair conducted by the fair association or agricultural society. The amount of the fee  
19 for the license shall be \$10, except that no fee may be charged to a person who at the  
20 same time applies for a temporary Class “B” license under s. 125.26 (6) for the same  
21 event. A license issued to a county or district fair licenses the entire fairgrounds  
22 where the fair is being conducted and all persons engaging in retail sales of wine from  
23 leased stands on the fairgrounds. The county or district fair to which the license is  
24 issued may lease stands on the fairgrounds to persons who may engage in retail sales  
25 of wine from the stands while the fair is being held. Not more than 2 licenses may

**ASSEMBLY BILL 210****SECTION 126**

1 be issued under this subsection to any club, county or local fair association,  
2 agricultural association, church, lodge, society or veterans' veterans post in any  
3 12-month period.

4 **SECTION 127.** 132.16 (1) (a) of the statutes is amended to read:

5 132.16 (1) (a) "Organization" means any association, lodge, order, fraternal  
6 society, beneficial association, or fraternal and beneficial society or association;  
7 historical, military, or veterans' veterans organization; labor union; foundation;  
8 federation; or any other society, organization, or association, degree, branch,  
9 subordinate lodge, or auxiliary thereof, whether incorporated or unincorporated, the  
10 principles and activities of which are not repugnant to the constitution and laws of  
11 the United States or of this state.

12 **SECTION 128.** 139.31 (3) of the statutes is amended to read:

13 139.31 (3) Cigarettes sold to post exchanges of the armed forces of the United  
14 States and to federally ~~or state~~ operated veterans hospitals in this state and  
15 cigarettes sold to an interstate carrier of passengers for hire to be resold to bona fide  
16 passengers actually being transported and cigarettes sold for shipment outside this  
17 state in interstate commerce are not subject to the tax.

18 **SECTION 129.** 139.76 (2) of the statutes is amended to read:

19 139.76 (2) Tobacco products sold to or by post exchanges of the U.S. armed  
20 forces, to or by federally ~~or state-operated~~ operated veterans hospitals in this state,  
21 and tobacco products sold to an interstate carrier of passengers for hire to be resold  
22 to bona fide passengers actually being transported and tobacco products sold for  
23 shipment outside this state in interstate commerce are not subject to the tax.

24 **SECTION 130.** 146.997 (1) (c) of the statutes is amended to read:



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1           146.997 (1) (c) “Health care facility” means a facility, as defined in s. 647.01 (4),  
2           or any hospital, nursing home, community–based residential facility, county home,  
3           county infirmary, county hospital, county mental health complex or other place  
4           licensed or approved by the department of health and family services under s. 49.70,  
5           49.71, 49.72, 50.03, 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05,  
6           51.06, 233.40, 233.41, 233.42 or 252.10.

7           **SECTION 131.** 150.31 (5m) of the statutes is amended to read:

8           150.31 (5m) The department shall decrease the statewide bed limit specified  
9           in sub. (1) to account for any reduction in the approved bed capacity of ~~the nursing~~  
10          ~~home operated at the Wisconsin Veterans Home at King or at the nursing care a~~  
11          skilled nursing facility operated by the department of veterans affairs under s.  
12          ~~45.385~~ 45.50 (1), as specified in s. ~~45.375~~ (2) 45.50 (10).

13          **SECTION 132.** 150.46 (1) of the statutes is amended to read:

14          150.46 (1) This subchapter does not apply to ~~the Wisconsin Veterans Home at~~  
15          ~~King or to the nursing care facility a Wisconsin veterans home~~ operated by the  
16          department of veterans affairs under s. ~~45.385~~ 45.50.

17          **SECTION 133.** 150.46 (3) of the statutes is repealed.

18          **SECTION 134.** 150.84 (2) of the statutes is amended to read:

19          150.84 (2) “Health care facility” means a facility, as defined in s. 647.01 (4), or  
20          any hospital, nursing home, community–based residential facility, county home,  
21          county infirmary, county hospital, county mental health center or other place  
22          licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,  
23          50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, 233.40, 233.41,  
24          233.42 or 252.10.

25          **SECTION 135.** 150.93 (5) of the statutes is amended to read:

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1           150.93 (5) This section does not apply to a hospital established under s. 45.375  
2           (1) operated by the state department of veterans affairs under s. 45.50 (10).

3           **SECTION 136.** 150.95 (2) of the statutes is amended to read:

4           150.95 (2) This section does not apply to a hospital established under s. 45.375  
5           (1) operated by the state department of veterans affairs under s. 45.50 (10).

6           **SECTION 137.** 155.01 (6) of the statutes is amended to read:

7           155.01 (6) "Health care facility" means a facility, as defined in s. 647.01 (4), or  
8           any hospital, nursing home, community-based residential facility, county home,  
9           county infirmary, county hospital, county mental health center or other place  
10          licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,  
11          50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, 233.40, 233.41,  
12          233.42 or 252.10.

13          **SECTION 138.** 157.637 of the statutes is amended to read:

14          **157.637 Veteran burials.** A cemetery authority of a cemetery, other than a  
15          cemetery that is affiliated with a religious society organized under ch. 187, may not  
16          prohibit the burial, as defined in s. 157.061 (1), of the human remains of a person  
17          specified in s. ~~45.358 (3) (a) to (g)~~ 45.61 (2) at the cemetery if the cemetery authority  
18          is paid in its usual and customary manner for the burial.

19          **SECTION 139.** 182.028 of the statutes is amended to read:

20          **182.028 School corporations.** Any corporation formed for the establishment  
21          and maintenance of schools, academies, seminaries, colleges, or universities, or for  
22          the cultivation and practice of music shall have power to enact bylaws for the  
23          protection of its property, and provide fines as liquidated damages upon its members  
24          and patrons for violating the bylaws, and may collect the same in tort actions, and  
25          to prescribe and regulate the courses of instruction therein, and to confer ~~such~~ the

**ASSEMBLY BILL 210****SECTION 139**

1 degrees and grant ~~such~~ the diplomas as are usually conferred by similar institutions  
2 or as shall be appropriate to the courses of instruction prescribed, except that no  
3 corporation shall operate or advertise a school that is subject to s. ~~45.54 (10)~~ 39.90  
4 (7) without complying with the requirements of s. ~~45.54~~ 39.90. Any stockholder may  
5 transfer his or her stock to the corporation for its use; and if the written transfer so  
6 provides the stock shall be perpetually held by the board of directors with all the  
7 rights of a stockholder, including the right to vote.

8 **SECTION 140.** 186.113 (14) (a) of the statutes is amended to read:

9 186.113 (14) (a) Process applications, act as closing agent and service loans  
10 made under s. ~~45.79~~ 45.37, with the approval of the department of veterans affairs.

11 **SECTION 141.** 188.26 of the statutes is amended to read:

12 **188.26 Veterans; corporations.** Whenever any corporation is formed under  
13 ch. 180 or 181 or this chapter for the purpose of assisting any veteran, as defined in  
14 s. ~~45.37 (1a)~~ 45.01 (12), or a person under s. 45.51 (2) (a) 2., or operating social clubs  
15 in which the name "veteran" appears, the department of financial institutions shall  
16 investigate the same to ascertain the character thereof, and whether or not the same  
17 has been procured by fraudulent representation or concealment of any material fact  
18 relating to such veteran's name, purpose, membership, organization, management  
19 or control or other material fact. If the department of financial institutions so finds,  
20 such findings, misrepresentation or concealment shall be reported to the attorney  
21 general, and the attorney general shall bring an action to vacate or annul the  
22 corporate charter.

23 **SECTION 142.** 215.21 (2) of the statutes is amended to read:

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1           215.21 (2) LENDING AREA. Except for loans made under s. ~~45.79~~ 45.37, the  
2           lending area of an association is limited to that area within a radius of 100 miles of  
3           the association's office.

4           **SECTION 143.** 224.71 (3) (b) 7. of the statutes is amended to read:

5           224.71 (3) (b) 7. The department of veterans affairs when administering the  
6           veteran's veterans housing loan program under subch. ~~II~~ III of ch. 45.

7           **SECTION 144.** 230.03 (14) (b) of the statutes is amended to read:

8           230.03 (14) (b) A person who served on active duty under honorable conditions  
9           in the U.S. armed forces in ~~Bosnia, Grenada, Lebanon, Panama, Somalia or a Middle~~  
10          East a crisis under s. 45.34 zone, as defined in s. 45.01 (11).

11          **SECTION 145.** 230.03 (14) (c) of the statutes is amended to read:

12          230.03 (14) (c) A person who served on active duty under honorable conditions  
13          in the U.S. armed forces for at least one day during a war period, as defined in s.  
14          ~~45.001 (5)~~ 45.01 (13) or under section 1 of executive order 10957 dated  
15          August 10, 1961.

16          **SECTION 146.** 230.04 (17) of the statutes is created to read:

17          230.04 (17) The director shall resolve any dispute raised by a complaint filed  
18          under s. 21.79 (1) (c).

19          **SECTION 147.** 230.08 (2) (xm) of the statutes is amended to read:

20          230.08 (2) (xm) The commandants of ~~the Wisconsin Veterans Home at King and~~  
21          ~~the Southern Wisconsin Veterans Retirement Center~~ veterans homes in the  
22          department of veterans affairs.

23          **SECTION 148.** 230.315 (1) (c) of the statutes is amended to read:

24          230.315 (1) (c) The employee has received a military leave of absence under s.  
25          230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V

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1 of ch. 111, or under rules promulgated by the office of employment relations or is  
2 eligible for reemployment with the state under s. ~~45.50~~ 21.79 after completion of his  
3 or her service in the U.S. armed forces.

4 **SECTION 149.** 230.36 (1m) (b) 1. (intro.) of the statutes is amended to read:

5 230.36 (1m) (b) 1. (intro.) A forest ranger or field employee of the department  
6 of natural resources who is subject to call for forest fire control duty ~~or fire watcher~~  
7 ~~employed at the Wisconsin Veterans Home at King or at the facilities at a Wisconsin~~  
8 veterans home operated by the department of veterans affairs under s. ~~45.385~~ 45.50,  
9 and lifeguard, at all times while:

10 **SECTION 150.** 234.03 (13m) of the statutes is amended to read:

11 234.03 (13m) To purchase and enter into commitments for the purchase of  
12 veterans housing loans made pursuant to s. ~~45.79~~ 45.37.

13 **SECTION 151.** 234.40 (1) of the statutes is amended to read:

14 234.40 (1) The authority shall issue its negotiable bonds in such principal  
15 amount and length of maturity as to provide sufficient funds for veterans housing  
16 loans to be made pursuant to s. ~~45.79~~ 45.37.

17 **SECTION 152.** 234.40 (3) of the statutes is amended to read:

18 234.40 (3) It is the intent of the legislature that the authority be used to finance  
19 the veterans housing program. Nothing in this chapter shall be construed to  
20 supersede the powers vested by subch. ~~II~~ III of ch. 45 in the department of veterans  
21 affairs for carrying out program responsibilities for which debt has been incurred by  
22 the authority.

23 **SECTION 153.** 234.41 (1) of the statutes is amended to read:

24 234.41 (1) There is established under the jurisdiction of the authority a  
25 veterans housing loan fund. All moneys resulting from the sale of bonds for the

**ASSEMBLY BILL 210****SECTION 153**

1 purpose of veterans housing pursuant to s. ~~45.79~~ 45.37, unless credited to the  
2 veterans capital reserve fund, shall be credited to the fund.

3 **SECTION 154.** 234.41 (2) of the statutes is amended to read:

4 234.41 (2) The authority shall use moneys in the fund for the purpose of  
5 purchasing loans representing veterans housing loans pursuant to s. ~~45.79~~ 45.37.

6 All disbursements of funds under this section for purchasing mortgage loans shall  
7 be made payable to authorized lenders as defined in s. ~~45.71 (2)~~ 45.31 (3) and eligible  
8 persons as defined in s. ~~45.71 (6)~~ 45.31 (5).

9 **SECTION 155.** 234.60 (3) (a) of the statutes is amended to read:

10 234.60 (3) (a) The authority may not have outstanding at any time in aggregate  
11 principal amount of bonds or notes issued under this section before January 1, 1983  
12 more than \$150,000,000 less not more than \$50,000,000 in aggregate principal  
13 amount of revenue obligations issued subject to s. ~~45.79 (6) (e)~~ 45.37 (6) (c) on or after  
14 May 8, 1982 and before November 1, 1982.

15 **SECTION 156.** 234.60 (3) (b) of the statutes is amended to read:

16 234.60 (3) (b) The authority may not have outstanding at any time in aggregate  
17 principal amount of bonds or notes issued under this section from January 1, 1983,  
18 to December 31, 1983, more than \$185,000,000 less not more than \$50,000,000 in  
19 aggregate principal amount of revenue obligations issued subject to s. ~~45.79 (6) (e)~~  
20 45.37 (6) (c) from January 1, 1983, to October 31, 1983.

21 **SECTION 157.** 252.14 (1) (d) of the statutes is amended to read:

22 252.14 (1) (d) “Inpatient health care facility” means a hospital, nursing home,  
23 community-based residential facility, county home, county mental health complex  
24 or other place licensed or approved by the department under s. 49.70, 49.71, 49.72,

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1 50.02, 50.03, 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 48.62, 51.05,  
2 51.06, 233.40, 233.41, 233.42 or 252.10.

3 **SECTION 158.** 341.14 (6) (a) of the statutes is amended to read:

4 341.14 (6) (a) Upon application to register an automobile or a motor truck or  
5 dual purpose farm truck that has a gross weight of not more than 8,000 pounds by  
6 any person who was a member of any of the U.S. armed services and who was held  
7 as a prisoner of war during ~~any of the conflicts described in s. 45.001 (5) a war period,~~  
8 as defined in s. 45.01 (13), or while in service in Bosnia, Grenada, Lebanon, Panama,  
9 Somalia, or a Middle East a crisis under s. 45.34 zone, as defined in s. 45.01 (11), and  
10 upon submission of a statement from the U.S. department of veterans affairs  
11 certifying that the person was a prisoner of war during ~~one of the conflicts described~~  
12 in s. 45.001 (5) a war period, as defined in s. 45.01 (13), or while in service in Bosnia,  
13 Grenada, Lebanon, Panama, Somalia, or a Middle East a crisis under s. 45.34 zone,  
14 as defined in s. 45.01 (11), the department shall issue to the person a special plate  
15 that is colored red, white, and blue and that has the words “ex-prisoner of war”  
16 placed on the plate in the manner designated by the department.

17 **SECTION 159.** 341.26 (2) (g) of the statutes is amended to read:

18 341.26 (2) (g) A motor vehicle operated exclusively by a nationally chartered  
19 war ~~veterans’~~ veterans organization and used only for the purpose of advertising the  
20 organization.

21 **SECTION 160.** 421.203 (1) of the statutes is amended to read:

22 421.203 (1) Consumer credit transactions, not governed by ch. 428, which are  
23 made, insured or guaranteed by the federal government or any agency thereof, or by  
24 any federal instrumentality chartered under the federal farm credit act of 1971 (P.L.

**ASSEMBLY BILL 210****SECTION 160**

1 92–181; 85 stats. 583; 12 USC 2001 et seq.), or by the department of ~~veteran's~~  
2 veterans affairs shall be subject to only those provisions set forth in sub. (2).

3 **SECTION 161.** 421.301 (6) of the statutes is amended to read:

4 421.301 (6) “Business day” means any calendar day except Saturday and  
5 Sunday, and except the following business holidays: New Year’s Day, Martin Luther  
6 King Jr.’s Birthday, Washington’s Birthday, Memorial Day, Independence Day, Labor  
7 Day, Columbus Day, ~~Veterans’~~ Veterans Day, Thanksgiving and Christmas.

8 **SECTION 162.** 460.05 (1) (e) 1. of the statutes is amended to read:

9 460.05 (1) (e) 1. Graduated from a school of massage therapy or bodywork  
10 approved by the educational approval board under s. 45.54 39.90 or completed  
11 training program approved by the department under the rules promulgated under  
12 s. 460.04 (2) (b).

13 **SECTION 163.** 563.11 (1) (intro.) of the statutes is amended to read:

14 563.11 (1) (intro.) Any bona fide religious, charitable, service, fraternal or  
15 ~~veterans’~~ veterans organization or any organization, other than the state or any  
16 political subdivision of the state, to which contributions are deductible for federal  
17 income tax purposes or state income or franchise tax purposes, may apply to the  
18 department for a license to conduct bingo. In this subsection, “service organization”  
19 includes all of the following:

20 **SECTION 164.** 565.10 (14) (a) (intro.) of the statutes is amended to read:

21 565.10 (14) (a) (intro.) In this subsection, “nonprofit organization” means a  
22 religious, charitable, service, fraternal or ~~veterans’~~ veterans organization or any  
23 organization, other than the state or a political subdivision of the state, to which  
24 contributions are deductible for federal income tax purposes or state income or  
25 franchise tax purposes, which meets all of the following criteria:



**ASSEMBLY BILL 210****SECTION 165**

1           **SECTION 165.** 610.70 (1) (e) of the statutes is amended to read:

2           610.70 (1) (e) “Medical care institution” means a facility, as defined in s. 647.01  
3           (4), or any hospital, nursing home, community-based residential facility, county  
4           home, county infirmary, county hospital, county mental health center, adult family  
5           home, assisted living facility, rural medical center, hospice or other place licensed,  
6           certified or approved by the department of health and family services under s. 49.70,  
7           49.71, 49.72, 50.02, 50.03, 50.032, 50.033, 50.034, 50.35, 50.52, 50.90, 51.04, 51.08,  
8           or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, or 252.10 or under ch. 233,  
9           or licensed or certified by a county department under s. 50.032 or 50.033.

10           **SECTION 166.** 812.30 (9) of the statutes is amended to read:

11           812.30 (9) “Need-based public assistance” means aid to families with  
12           dependent children, relief funded by a relief block grant under ch. 49, relief provided  
13           by counties under s. 59.53 (21), medical assistance, supplemental security income,  
14           food stamps, or benefits received by veterans under s. ~~45.351(1)~~ 45.40 (1) or under  
15           38 USC 501 to 562.

16           **SECTION 167.** 814.29 (1) (d) 1. of the statutes is amended to read:

17           814.29 (1) (d) 1. That the person is a recipient of means-tested public  
18           assistance, including aid to families with dependent children, relief funded by a relief  
19           block grant under ch. 49, relief provided by counties under s. 59.53 (21), medical  
20           assistance, supplemental security income, food stamps or benefits received by  
21           veterans under s. ~~45.351(1)~~ 45.40 (1) or under 38 USC 501 to 562.

22           **SECTION 168.** 815.18 (13) (k) of the statutes is amended to read:

23           815.18 (13) (k) Veterans benefits exempt under s. ~~45.35(8)(b)~~ 45.03 (8) (b).

24           **SECTION 169.** 851.09 of the statutes is amended to read:

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## SECTION 169

1           **851.09 Heir.** “Heir” means any person, including the surviving spouse, who  
2 is entitled under the statutes of intestate succession to an interest in property of a  
3 decedent. The state is an heir of the decedent and a person interested under s. 45.37  
4 ~~(10) and (11)~~ 45.51 (10) and (11) when the decedent was a member of ~~the Wisconsin~~  
5 ~~Veterans Home at King or at the facilities~~ a Wisconsin veterans home operated by  
6 the department of veterans affairs under s. ~~45.385~~ 45.50 at the time of the decedent’s  
7 death.

8           **SECTION 170.** Subchapter II (title) of chapter 880 [precedes 880.60] of the  
9 statutes is amended to read:

10   **CHAPTER 880**

11   **SUBCHAPTER II**

12   **UNIFORM VETERANS’ VETERANS GUARDIANSHIP ACT**

13           **SECTION 171.** 880.60 (title) of the statutes is amended to read:

14           **880.60 (title) United States uniform veterans’ veterans guardianship**  
15 **act.**

16           **SECTION 172.** 880.60 (1) (a) of the statutes is amended to read:

17           **880.60 (1) (a)** “Administrator” means the ~~administrator of veterans’ secretary~~  
18 ~~of the U.S. department of veterans affairs of the United States or the administrator’s~~  
19 his or her successor.

20           **SECTION 173.** 880.60 (5) (b) of the statutes is amended to read:

21           **880.60 (5) (b)** The petition for appointment shall set forth the name, age, place  
22 of residence of the ward, the name and place of residence of the nearest relative, if  
23 known, and the fact that the ward is entitled to receive benefits payable by or through  
24 the ~~veterans’ administration~~ U.S. department of veterans affairs and shall set forth  
25 the amount of moneys then due and the amount of probable future payments.

**ASSEMBLY BILL 210****SECTION 174**

1           **SECTION 174.** 880.60 (19) of the statutes is amended to read:

2           880.60 (19) **SHORT TITLE.** This section may be cited as the “Uniform Veterans’  
3           Veterans Guardianship Act.”

4           **SECTION 175.** 944.21 (8) (b) 3. a. of the statutes is amended to read:

5           944.21 (8) (b) 3. a. Is a technical college, is a school approved by the educational  
6           approval board under s. 45.54 39.90 or is a school described in s. 45.54 39.90 (1) (e)  
7           6., 7. or 8.; and

8           **SECTION 176.** 948.11 (4) (b) 3. a. of the statutes is amended to read:

9           948.11 (4) (b) 3. a. Is a technical college, is a school approved by the educational  
10          approval board under s. 45.54 39.90 or is a school described in s. 45.54 39.90 (1) (e)  
11          6., 7. or 8.; and

12

(END)