

1 **45.82 Records of meetings and investigations kept by service officer.**

2 The county veterans service officer shall serve as executive secretary of the county
3 veterans service commission and shall make or direct all necessary investigations to
4 determine eligibility for aid under s. 45.85 when the commission so requests. The
5 county service officer, in making an investigation, may use the facilities for
6 investigating that are made available by the county board.

7 **45.83 Burial allowance. (1)** Each county veterans service officer shall cause
8 to be interred in a decent and respectable manner in any cemetery in this state, other
9 than those used exclusively for the burial of paupers, the body of any veteran, spouse,
10 or surviving spouse who was living in the county at the time of death and who dies
11 not leaving sufficient means to defray the necessary expenses of a decent burial, or
12 under circumstances that would cause financial distress to the person's family. The
13 cost of this interment shall be the responsibility of the county, but may not exceed
14 \$300, and shall be in addition to the burial allowance payable under laws
15 administered by the U.S. department of veterans affairs.

 ***NOTE: This provision relates to burial of indigent veterans at county expense.
 The bill retains current law which provides that the cost of interment is the county's
 responsibility, cannot exceed \$300, and is in addition to any federal burial allowance.
 However, committee member and CVSO Ken Brown has recommended alternative
 language for the full committee's consideration that would eliminate the specific dollar
 amount and instead provide that the cost of interment shall be "at a rate to be determined
 by the county."

16 **(2)** Before assuming the burial expense, the county veterans service officer
17 shall exercise due diligence in attempting to determine the financial condition
18 required by sub. (1). The county veterans service officer, in making the inquiry, may
19 use the facilities for investigation that are made available by the county board. The
20 county veterans service officer shall report the results of that determination to the
21 appropriate authorities designated by the county.

****NOTE: Under current law, before assuming the burial expense, the CVSO must determine whether the veteran or family member has died with insufficient means to cover the expenses and report the results of that determination to the county clerk. In this bill, that report would be made to the “appropriate authorities designated by the county.”

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

9 **45.84 Care of graves.** (1) Every town board, village board, or common council
10 of every city shall at all times see that the graves and tombstones of all veterans,
11 including women’s auxiliary organizations created by act of Congress, who shall at
12 any time have served in any branch of the armed forces of the United States, and of
13 the spouses or surviving spouses of all those veterans, receive proper and decent care,
14 and may employ all necessary assistance to carry out this section. The expense of
15 the care of the graves and tombstones shall be borne by the county where the graves
16 are located, except where suitable care is otherwise provided. The amount of expense
17 charged the county for the care may not exceed the charge made for the care of other
18 graves in the same cemetery.

19 (2) The governing body specified in sub. (1) shall report to the county clerk of
20 its county, on or before September 1 of each year, the locations of the graves cared for
21 by the governing body under sub. (1), together with the names of the deceased and
22 the amount claimed for care of the graves for the fiscal year from the previous July
23 1 to June 30.

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

5 **45.85 County tax for needy veterans.** (1) Every county board shall
6 annually levy, in addition to all other taxes, a tax sufficient to carry out the purposes
7 of this section. The tax shall be levied and collected as other county taxes for the
8 purpose of providing aid to needy veterans, the needy spouses, surviving spouses,
9 minor and dependent children of the veterans, and the needy parents of veterans
10 entitled to aid under ss. 45.81 to 45.83, and to carry out the purposes of s. 45.84. Aid
11 may not be denied solely on the basis that a person otherwise eligible for aid owns
12 a homestead that the person occupies.

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

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

17 46.27 (1) (b) “Nursing home” means a facility that meets the definition in s.
18 50.01 (3) and that is licensed under s. 50.03 (1) and includes a state center for the
19 developmentally disabled, ~~the Wisconsin Veterans Home at King and the nursing~~
20 ~~care facility and a Wisconsin veterans home~~ operated by the department of veterans
21 affairs under s. ~~45.385~~ 45.50.

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

23 46.27 (1) (dr) “State-operated long-term care facility” means a state center for
24 the developmentally disabled, ~~the Wisconsin Veterans Home at King and the nursing~~

1 ~~care facility and a Wisconsin veterans home~~ operated by the department of veterans
2 affairs under s. ~~45.385~~ 45.50.

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

4 46.27 (6) (a) 2. cm. Persons under subd. 1. seeking admission to or about to be
5 admitted to ~~the Wisconsin Veterans Home at King and the nursing care facility a~~
6 Wisconsin veterans home operated by the department of veterans affairs under s.
7 ~~45.385~~ 45.50 who are informed about the program but waive the assessment.

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

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

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

17 49.45 (3) (e) 7m. Notwithstanding subd. 7., the daily reimbursement or
18 payment rate for services at a hospital established under s. ~~45.375 (1)~~ 45.50 (10)
19 provided to medical assistance recipients whose continued hospitalization is no
20 longer medically necessary or appropriate during a period where the recipient awaits
21 placement in an alternate custodial living arrangement shall be the skilled nursing
22 facility rate paid to ~~the facility created under s. 45.365 (1)~~ a Wisconsin veterans home
23 operated by the department of veterans affairs under s. 45.50.

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

1 49.45 (6m) (bg) The department shall determine payment levels for the
2 provision of skilled, intermediate, limited, personal or residential care or care for the
3 mentally retarded in the state centers for the developmentally disabled, ~~in the~~
4 ~~Wisconsin Veterans Home at King and the nursing care facility~~ and in a Wisconsin
5 veterans home operated by the department of veterans affairs under s. ~~45.385~~ 45.50
6 separately from the payment principles, applicable costs and methods established
7 under this subsection.

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

9 49.855 (4m) (b) The department of revenue may provide a certification that it
10 receives under sub. (1), (2m), or (2p) to the department of administration. Upon
11 receipt of the certification, the department of administration shall determine
12 whether the obligor is a vendor or is receiving any other payments from this state,
13 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.
14 ~~45.351 (1)~~ 45.40 (1), this chapter, or ch. 46, 108, or 301. If the department of
15 administration determines that the obligor is a vendor or is receiving payments from
16 this state, except for wages, retirement benefits, or assistance under s. 45.352, 1971
17 stats., s. ~~45.351 (1)~~ 45.40 (1), this chapter, or ch. 46, 108, or 301, it shall begin to
18 withhold the amount certified from those payments and shall notify the obligor that
19 the state intends to reduce any payments due the obligor by the amount the obligor
20 is delinquent under the support, maintenance, or receiving and disbursing fee order
21 or obligation, by the outstanding amount for past support, medical expenses, or birth
22 expenses under the court order, or by the amount due under s. 46.10 (4) or 301.12 (4).
23 The notice shall provide that within 20 days after receipt of the notice the obligor may
24 request a hearing before the circuit court rendering the order under which the
25 obligation arose. An obligor may, within 20 days after receiving notice, request a

1 hearing under this paragraph. Within 10 days after receiving a request for hearing
2 under this paragraph, the court shall set the matter for hearing. A circuit court
3 commissioner may conduct the hearing. Pending further order by the court or circuit
4 court commissioner, the department of workforce development or its designee,
5 whichever is appropriate, may not disburse the payments withheld from the obligor.
6 The sole issues at the hearing are whether the obligor owes the amount certified and,
7 if not and it is a support or maintenance order, whether the money withheld shall be
8 paid to the obligor or held for future support or maintenance.

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

10 50.034 (4) LIMITATION. A nursing home or a community-based residential
11 facility may not convert a separate area of its total area to a residential care
12 apartment complex unless the department first approves the conversion. A nursing
13 home, other than ~~the nursing homes operated at the Wisconsin Veterans Home at~~
14 ~~King or in southeastern Wisconsin~~ a Wisconsin veterans home operated by the
15 department of veterans affairs under s. ~~45.385~~ 45.50, that intends to convert a
16 separate area of its total area to a residential care apartment complex shall also
17 agree to reduce its licensed nursing home beds by the corresponding number of
18 residential care apartment complex residential units proposed for the conversion.

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

20 50.135 (3) EXEMPTION. The inpatient health care facilities under ss. ~~45.365~~
21 45.50, 48.62, 51.05, 51.06, 233.40, 233.41, 233.42 and 252.10 are exempt from this
22 section.

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

24 50.39 (3) Facilities governed by ss. ~~45.365~~ 45.50, 48.62, 49.70, 49.72, 50.02,
25 51.09 and 252.10, secured correctional facilities as defined in s. 938.02 (15m),

1 correctional institutions governed by the department of corrections under s. 301.02
2 and the offices and clinics of persons licensed to treat the sick under chs. 446, 447 and
3 448 are exempt from ss. 50.32 to 50.39. Sections 50.32 to 50.39 do not abridge the
4 rights of the medical examining board, physical therapists affiliated credentialing
5 board, podiatrists affiliated credentialing board, dentistry examining board,
6 pharmacy examining board, chiropractic examining board, and board of nursing in
7 carrying out their statutory duties and responsibilities.

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

9 51.20 (10) (cm) Prior to or at the final hearing, for individuals for whom a
10 petition is filed under sub. (1) (a) 2. e., the county department under s. 51.42 or 51.437
11 shall furnish to the court and the subject individual an initial recommended written
12 treatment plan that contains the goals of treatment, the type of treatment to be
13 provided, and the expected providers. If the person is a veteran, as defined in s. 45.01
14 (12), the county department shall contact the U.S. department of veterans affairs to
15 determine if the ^{person} veteran is eligible for treatment at a U.S. department of veterans
16 affairs facility. If the ^{person} veteran is eligible for that treatment, the county department
17 shall include that information in the treatment plan. The treatment plan shall
18 address the individual's needs for inpatient care, residential services, community
19 support services, medication and its monitoring, case management, and other
20 services to enable the person to live in the community upon release from an inpatient
21 facility. The treatment plan shall contain information concerning the availability of
22 the needed services and community treatment providers' acceptance of the
23 individual into their programs. The treatment plan is only a recommendation and
24 is not subject to approval or disapproval by the court. Failure to furnish a treatment

1 plan under this paragraph does not constitute grounds for dismissal of the petition
2 unless the failure is made in bad faith.

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

4 51.35 (6) (a) When the department has notice that any person other than a
5 prisoner is entitled to receive care and treatment in a U.S. department of veterans
6 affairs facility, the person may petition the department of health and family services
7 for a transfer to such facility, and that department may procure admission to such
8 the facility in accordance with s. 45.30.

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

10 51.45 (13) (h) A person committed under this subsection shall remain in the
11 custody of the county department for treatment for a period set by the court, but not
12 to exceed 90 days. During this period of commitment the county department may
13 transfer the person from one approved public treatment facility or program to
14 another as provided in par. (k). If the person is a veteran, as defined in s. 45.01 (12),
15 the county department shall contact the U.S. department of veterans affairs to
16 determine if the ^{person} veteran is eligible for treatment at a U.S. department of veterans
17 affairs facility. If the ^{person} veteran is eligible for that treatment, the county department
18 may transfer the person to that facility if the U.S. department of veterans affairs
19 approves that transfer. At the end of the period set by the court, the person shall be
20 discharged automatically unless the county department before expiration of the
21 period obtains a court order for recommitment upon the grounds set forth in par. (a)
22 for a further period not to exceed 6 months. If after examination it is determined that
23 the person is likely to inflict physical harm on himself or herself or on another, the
24 county department shall apply for recommitment. Only one recommitment order
25 under this paragraph is permitted.

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

2 59.52 (16) (b) (title) *County veterans' veterans housing.*

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

4 59.52 (16) (b) 2. In case of a joint school district, computation shall be made on
5 the basis of the valuation of the several municipalities in which the school district
6 lies. If school buildings are inadequate to accommodate the additional school
7 population resulting from the county veterans' veterans housing program, and the
8 school district cannot legally finance the necessary increased facilities, the board
9 may appropriate money and grant assistance to the school district but the assistance
10 shall be used solely to finance the purchase of land and the erection and equipment
11 of the necessary additional facilities.

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

13 59.535 (1) (a) In this subsection, "veteran" has the meaning given in s. 45.37
14 ~~(1a)~~ 45.01 (12), and includes a person under s. 45.51 (2) (a) 2.

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

16 59.535 (4) SERVICE OFFICER AND COMMISSION. The board may appropriate funds
17 for the execution of the duties of the county veterans' veterans service officer and the
18 county veterans' veterans service commission.

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

20 **59.65 Publication of financial report.** A board shall cause to be made out
21 and published in the county, as a class 1 notice, under ch. 985, immediately after its
22 annual meeting, a report of the receipts and expenditures of the immediately
23 preceding year and the accounts allowed. The board may waive the publication of
24 names of needy soldiers, sailors, marines and United States war veterans and the

1 amount of relief aid provided under s. 45.14 (2) ~~45.81 (3)~~ and shall publish in lieu
2 thereof the total disbursements thereunder.

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

4 **66.0509 (title) Civil service system; veterans' veterans preference.**

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

6 66.1201 (9) (x) To, within its area of operation, either by itself or with the
7 department of veterans affairs, undertake and carry out studies and analyses of
8 veterans' veterans housing needs and meeting those needs and make the study
9 results available to the public, including the building, housing and supply industries.

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

11 **67.015 Housing authorities exempted.** This chapter shall not be applicable
12 to borrowing by housing authorities or county veterans' veterans housing authorities
13 under ss. 66.1201 to 66.1213.

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

15 69.30 (1) (bm) "Service office" has the meaning given in s. 45.36 (1) (e) 45.04
16 (1) (b).

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

18 69.30 (2) A financial institution, state agency, county department, Wisconsin
19 works agency, service office or family care district or an employee of a financial
20 institution, state agency, county department, Wisconsin works agency, service office
21 or family care district is not subject to s. 69.24 (1) (a) for copying a certified copy of
22 a vital record for use by the financial institution, state agency, county department,
23 Wisconsin works agency, service office or family care district, including use under s.
24 ~~45.36 (4m)~~ 45.04 (5), if the copy is marked "FOR ADMINISTRATIVE USE".

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

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

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

14 70.11 (3a) BUILDINGS AT THE WISCONSIN VETERANS HOME ~~AT KING OR IN~~
15 ~~SOUTHEASTERN WISCONSIN HOMES~~. All buildings, equipment and leasehold interests
16 in lands described in s. ~~45.38~~ 45.03 (5).

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

18 70.11 (9) MEMORIALS. All memorial halls and the real estate upon which the
19 same are located, owned and occupied by any organization of United States war
20 veterans organized pursuant to act of congress and domesticated in this state
21 pursuant to the laws of this state, containing permanent memorial tablets with the
22 names of former residents of any given town, village, city or county who lost their
23 lives in the military or naval service of the state or the United States in any war
24 inscribed thereon, and all personal property owned by such organizations, and all
25 buildings erected, purchased or maintained by any county, city, town or village as

1 memorials under s. ~~45.05 or 45.055~~ 45.72. The renting of such halls or buildings for
2 public purposes shall not render them taxable, provided that all income derived
3 therefrom be used for the upkeep and maintenance thereof. Where such hall or
4 building is used in part for exempt purposes and in part for pecuniary profit, it shall
5 be assessed for taxation to the extent of such use for pecuniary profit as provided in
6 s. 70.1105 (1).

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

8 71.05 (6) (b) 28. (intro.) An amount paid by a claimant for tuition expenses for
9 a student who is the claimant or who is the claimant's child and the claimant's
10 dependent who is claimed under section 151 (c) of the Internal Revenue Code, to
11 attend any university, college, technical college or a school approved under s. ~~45.54~~
12 39.90, that is located in Wisconsin or to attend a public vocational school or public
13 institution of higher education in Minnesota under the Minnesota-Wisconsin
14 reciprocity agreement under s. 39.47, calculated as follows:

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

16 86.03 (4) **CUTTING OR INJURING TREES ON HIGHWAY.** No person shall cut down,
17 break, girdle, bruise the bark, or in any other manner injure, or allow any animal
18 under that person's control to injure, any public or private trees, shrubs, or hedges
19 growing within the highway, except as the owner thereof or the public authority
20 maintaining the highway may cut down, trim and remove trees, shrubs, and hedges
21 for the purpose of and conducing to the benefit and improvement of the owner's land
22 or the highway facility, subject to sub. (7).

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

24 86.03 (6) **FINES.** Any Except as provided in sub. (7), any person violating any
25 of the provisions of this section shall be deemed guilty of a misdemeanor and upon

1 conviction thereof shall be punished by a fine not to exceed \$25 for each tree or shrub
2 damaged, felled or destroyed.

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

4 86.03 (7) No person may cut or trim any tree planted along any federal or state
5 trunk highway as a memorial to the men and women who served in the armed forces
6 of the United States in time of war, without the written permission of the
7 department. Violations of this section shall be punishable by a fine of not less than
8 \$10 nor more than \$200 or by imprisonment for not more than 30 days or both.
9 Nothing in this section shall interfere with the rights of abutting property owners
10 in those trees.

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

12 120.13 (37) (a) 3. Left high school before receiving a high school diploma to join
13 the U.S. armed forces during a war period under s. 45.001 (5) 45.01 (13).

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

15 125.14 (2) (e) *Disposal.* The department shall dispose of the alcohol beverages
16 turned over to it by the court by either giving it to law enforcement agencies free of
17 charge for use in criminal investigations, ~~giving it to state-operated veterans'~~
18 ~~hospitals in amounts needed for medicinal purposes,~~ selling it to the highest bidder
19 if the bidder is a person holding a license or permit issued under this chapter, or
20 destroying it, at the discretion of the department. If the department elects to sell the
21 alcohol beverages, it shall publish a class 2 notice under ch. 985 asking for sealed bids
22 from qualified bidders. Any items or groups of items in the inventory subject to a
23 security interest, the existence of which was established in the proceedings for
24 conviction as being bona fide and as having been created without the secured party
25 having notice that the items were being used or were to be used in connection with

1 the violation, shall be sold separately. The net proceeds from the sale, less all costs
2 of seizure, storage, and sale, shall be turned over to the secretary of administration
3 and credited to the common school fund.

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

5 125.26 (6) Temporary Class “B” licenses may be issued to bona fide clubs, to
6 county or local fair associations or agricultural societies, to churches, lodges or
7 societies that have been in existence for at least 6 months before the date of
8 application and to posts of ~~veterans’~~ veterans organizations authorizing the sale of
9 fermented malt beverages at a particular picnic or similar gathering, at a meeting
10 of the post, or during a fair conducted by the fair association or agricultural society.
11 The amount of the fee for the license shall be determined by the municipal governing
12 body issuing the license but may not exceed \$10. An official or body authorized by
13 a municipal governing body to issue temporary Class “B” licenses may, upon
14 issuance of any temporary Class “B” license, authorize the licensee to permit
15 underage persons to be on the premises for which the license is issued. A license
16 issued to a county or district fair licenses the entire fairgrounds where the fair is
17 being conducted and all persons engaging in retail sales of fermented malt beverages
18 from leased stands on the fairgrounds. The county or district fair to which the license
19 is issued may lease stands on the fairgrounds to persons who may engage in retail
20 sales of fermented malt beverages from the stands while the fair is being held. A
21 municipal governing body may issue a temporary Class “B” license for premises that
22 are covered by a “Class B” permit issued under s. 125.51 (5) (b) 2. if the applicant
23 meets the requirements of this subsection.

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

1 125.51 (10) TEMPORARY LICENSES. Notwithstanding s. 125.68 (3), temporary
2 “Class B” licenses may be issued to bona fide clubs, to county or local fair associations
3 or agricultural societies, to churches, lodges or societies that have been in existence
4 for at least 6 months before the date of application and to posts of veterans’
5 organizations authorizing the sale of wine in an original package, container or bottle
6 or by the glass if the wine is dispensed directly from an original package, container
7 or bottle at a particular picnic or similar gathering, at a meeting of the post, or during
8 a fair conducted by the fair association or agricultural society. The amount of the fee
9 for the license shall be \$10, except that no fee may be charged to a person who at the
10 same time applies for a temporary Class “B” license under s. 125.26 (6) for the same
11 event. A license issued to a county or district fair licenses the entire fairgrounds
12 where the fair is being conducted and all persons engaging in retail sales of wine from
13 leased stands on the fairgrounds. The county or district fair to which the license is
14 issued may lease stands on the fairgrounds to persons who may engage in retail sales
15 of wine from the stands while the fair is being held. Not more than 2 licenses may
16 be issued under this subsection to any club, county or local fair association,
17 agricultural association, church, lodge, society or veterans’ veterans post in any
18 12-month period.

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

20 132.16 (1) (a) “Organization” means any association, lodge, order, fraternal
21 society, beneficial association, or fraternal and beneficial society or association;
22 historical, military, or veterans’ veterans organization; labor union; foundation;
23 federation; or any other society, organization, or association, degree, branch,
24 subordinate lodge, or auxiliary thereof, whether incorporated or unincorporated, the

1 principles and activities of which are not repugnant to the constitution and laws of
2 the United States or of this state.

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

4 139.31 (3) Cigarettes sold to post exchanges of the armed forces of the United
5 States and to federally ~~or state~~ operated veterans hospitals in this state and
6 cigarettes sold to an interstate carrier of passengers for hire to be resold to bona fide
7 passengers actually being transported and cigarettes sold for shipment outside this
8 state in interstate commerce are not subject to the tax.

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

10 139.76 (2) Tobacco products sold to or by post exchanges of the U.S. armed
11 forces, to or by federally ~~or state-operated~~ operated veterans hospitals in this state,
12 and tobacco products sold to an interstate carrier of passengers for hire to be resold
13 to bona fide passengers actually being transported and tobacco products sold for
14 shipment outside this state in interstate commerce are not subject to the tax.

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

16 146.997 (1) (c) “Health care facility” means a facility, as defined in s. 647.01 (4),
17 or any hospital, nursing home, community-based residential facility, county home,
18 county infirmary, county hospital, county mental health complex or other place
19 licensed or approved by the department of health and family services under s. 49.70,
20 49.71, 49.72, 50.03, 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05,
21 51.06, 233.40, 233.41, 233.42 or 252.10.

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

23 150.31 (5m) The department shall decrease the statewide bed limit specified
24 in sub. (1) to account for any reduction in the approved bed capacity of ~~the nursing~~
25 ~~home operated at the Wisconsin Veterans Home at King or at the nursing care a~~

1 skilled nursing facility operated by the department of veterans affairs under s.
2 ~~45.385~~ 45.50 (1), as specified in s. ~~45.375 (2)~~ 45.50 (10).

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

4 150.46 (1) This subchapter does not apply to ~~the Wisconsin Veterans Home at~~
5 ~~King or to the nursing care facility a Wisconsin veterans home~~ operated by the
6 department of veterans affairs under s. ~~45.385~~ 45.50.

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

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

9 150.84 (2) “Health care facility” means a facility, as defined in s. 647.01 (4), or
10 any hospital, nursing home, community-based residential facility, county home,
11 county infirmary, county hospital, county mental health center or other place
12 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,
13 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, 233.40, 233.41,
14 233.42 or 252.10.

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

16 150.93 (5) This section does not apply to a hospital ~~established under s. 45.375~~
17 ~~(1)~~ operated by the state department of veterans affairs under s. 45.50 (10).

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

19 150.95 (2) This section does not apply to a hospital ~~established under s. 45.375~~
20 ~~(1)~~ operated by the state department of veterans affairs under s. 45.50 (10).

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

22 155.01 (6) “Health care facility” means a facility, as defined in s. 647.01 (4), or
23 any hospital, nursing home, community-based residential facility, county home,
24 county infirmary, county hospital, county mental health center or other place
25 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,

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

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

4 **157.637 Veteran burials.** A cemetery authority of a cemetery, other than a
5 cemetery that is affiliated with a religious society organized under ch. 187, may not
6 prohibit the burial, as defined in s. 157.061 (1), of the human remains of a person
7 specified in s. ~~45.358 (3) (a) to (g)~~ 45.61 (2) at the cemetery if the cemetery authority
8 is paid in its usual and customary manner for the burial.

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

10 **182.028 School corporations.** Any corporation formed for the establishment
11 and maintenance of schools, academies, seminaries, colleges, or universities, or for
12 the cultivation and practice of music shall have power to enact bylaws for the
13 protection of its property, and provide fines as liquidated damages upon its members
14 and patrons for violating the bylaws, and may collect the same in tort actions, and
15 to prescribe and regulate the courses of instruction therein, and to confer ~~such~~ the
16 degrees and grant ~~such~~ the diplomas as are usually conferred by similar institutions
17 or as shall be appropriate to the courses of instruction prescribed, except that no
18 corporation shall operate or advertise a school that is subject to s. ~~45.54 (10)~~ 39.90
19 (7) without complying with the requirements of s. ~~45.54~~ 39.90. Any stockholder may
20 transfer his or her stock to the corporation for its use; and if the written transfer so
21 provides the stock shall be perpetually held by the board of directors with all the
22 rights of a stockholder, including the right to vote.

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

24 186.113 (14) (a) Process applications, act as closing agent and service loans
25 made under s. ~~45.79~~ 45.37, with the approval of the department of veterans affairs.

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

2 **188.26 Veterans; corporations.** Whenever any corporation is formed under
3 ch. 180 or 181 or this chapter for the purpose of assisting any veteran, as defined in
4 s. ~~45.37 (1a)~~ 45.01 (12), or a person under s. 45.51 (2) (a) 2., or operating social clubs
5 in which the name “veteran” appears, the department of financial institutions shall
6 investigate the same to ascertain the character thereof, and whether or not the same
7 has been procured by fraudulent representation or concealment of any material fact
8 relating to such veteran’s name, purpose, membership, organization, management
9 or control or other material fact. If the department of financial institutions so finds,
10 such findings, misrepresentation or concealment shall be reported to the attorney
11 general, and the attorney general shall bring an action to vacate or annul the
12 corporate charter.

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

14 **215.21 (2) LENDING AREA.** Except for loans made under s. ~~45.79~~ 45.37, the
15 lending area of an association is limited to that area within a radius of 100 miles of
16 the association’s office.

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

18 **224.71 (3) (b) 7.** The department of veterans affairs when administering the
19 veteran’s veterans housing loan program under subch. ~~II~~ III of ch. 45.

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

21 **230.03 (14) (b)** A person who served on active duty under honorable conditions
22 in the U.S. armed forces in ~~Bosnia, Grenada, Lebanon, Panama, Somalia or a Middle~~
23 East a crisis under s. ~~45.34~~ zone, as defined in s. 45.01 (11).

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

1 230.03 (14) (c) A person who served on active duty under honorable conditions
2 in the U.S. armed forces for at least one day during a war period, as defined in s.
3 ~~45.001 (5)~~ 45.01 (13) or under section 1 of executive order 10957 dated
4 August 10, 1961.

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

6 230.04 (17) The director shall resolve any dispute raised by a complaint filed
7 under s. 21.79 (1) (c).

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

9 230.08 (2) (xm) The commandants of ~~the Wisconsin Veterans Home at King and~~
10 ~~the Southern Wisconsin Veterans Retirement Center~~ veterans homes in the
11 department of veterans affairs.

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

13 230.315 (1) (c) The employee has received a military leave of absence under s.
14 230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V
15 of ch. 111, or under rules promulgated by the office of employment relations or is
16 eligible for reemployment with the state under s. ~~45.50~~ 21.79 after completion of his
17 or her service in the U.S. armed forces.

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

19 230.36 (1m) (b) 1. (intro.) A forest ranger or field employee of the department
20 of natural resources who is subject to call for forest fire control duty ~~or fire watcher~~
21 ~~employed at the Wisconsin Veterans Home at King or at the facilities~~ at a Wisconsin
22 veterans home operated by the department of veterans affairs under s. ~~45.385~~ 45.50,
23 and lifeguard, at all times while:

NOTE: Can the "fire watcher" language be eliminated?

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

1 234.03 (13m) To purchase and enter into commitments for the purchase of
2 veterans housing loans made pursuant to s. ~~45.79~~ 45.37.

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

4 234.40 (1) The authority shall issue its negotiable bonds in such principal
5 amount and length of maturity as to provide sufficient funds for veterans housing
6 loans to be made pursuant to s. ~~45.79~~ 45.37.

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

8 234.40 (3) It is the intent of the legislature that the authority be used to finance
9 the veterans housing program. Nothing in this chapter shall be construed to
10 supersede the powers vested by subch. ~~II~~ III of ch. 45 in the department of veterans
11 affairs for carrying out program responsibilities for which debt has been incurred by
12 the authority.

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

14 234.41 (1) There is established under the jurisdiction of the authority a
15 veterans housing loan fund. All moneys resulting from the sale of bonds for the
16 purpose of veterans housing pursuant to s. ~~45.79~~ 45.37, unless credited to the
17 veterans capital reserve fund, shall be credited to the fund.

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

19 234.41 (2) The authority shall use moneys in the fund for the purpose of
20 purchasing loans representing veterans housing loans pursuant to s. ~~45.79~~ 45.37.
21 All disbursements of funds under this section for purchasing mortgage loans shall
22 be made payable to authorized lenders as defined in s. ~~45.71(2)~~ 45.31(3) and eligible
23 persons as defined in s. ~~45.71(6)~~ 45.31(5).

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

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

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

7 234.60 (3) (b) The authority may not have outstanding at any time in aggregate
8 principal amount of bonds or notes issued under this section from January 1, 1983,
9 to December 31, 1983, more than \$185,000,000 less not more than \$50,000,000 in
10 aggregate principal amount of revenue obligations issued subject to s. ~~45.79 (6) (e)~~
11 45.37 (6) (c) from January 1, 1983, to October 31, 1983.

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

13 252.14 (1) (d) “Inpatient health care facility” means a hospital, nursing home,
14 community-based residential facility, county home, county mental health complex
15 or other place licensed or approved by the department under s. 49.70, 49.71, 49.72,
16 50.02, 50.03, 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 48.62, 51.05,
17 51.06, 233.40, 233.41, 233.42 or 252.10.

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

19 341.14 (6) (a) Upon application to register an automobile or a motor truck or
20 dual purpose farm truck that has a gross weight of not more than 8,000 pounds by
21 any person who was a member of any of the U.S. armed services and who was held
22 as a prisoner of war during ~~any of the conflicts described in s. 45.001 (5) a war period,~~
23 as defined in s. 45.01 (13), or while in service in Bosnia, Grenada, Lebanon, Panama,
24 Somalia, or a Middle East a crisis under s. 45.34 zone, as defined in s. 45.01 (11), and
25 upon submission of a statement from the U.S. department of veterans affairs

1 certifying that the person was a prisoner of war during ~~one of the conflicts described~~
2 ~~in s. 45.001(5) a war period, as defined in s. 45.01 (13), or while in service in Bosnia,~~
3 ~~Grenada, Lebanon, Panama, Somalia, or a Middle East a crisis under s. 45.34 zone,~~
4 ~~as defined in s. 45.01 (11),~~ the department shall issue to the person a special plate
5 that is colored red, white, and blue and that has the words “ex-prisoner of war”
6 placed on the plate in the manner designated by the department.

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

8 341.26 (2) (g) A motor vehicle operated exclusively by a nationally chartered
9 war veterans’ veterans organization and used only for the purpose of advertising the
10 organization.

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

12 421.203 (1) Consumer credit transactions, not governed by ch. 428, which are
13 made, insured or guaranteed by the federal government or any agency thereof, or by
14 any federal instrumentality chartered under the federal farm credit act of 1971 (P.L.
15 92-181; 85 stats. 583; 12 USC 2001 et seq.), or by the department of ~~veteran’s~~
16 veterans affairs shall be subject to only those provisions set forth in sub. (2).

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

18 421.301 (6) “Business day” means any calendar day except Saturday and
19 Sunday, and except the following business holidays: New Year’s Day, Martin Luther
20 King Jr.’s Birthday, Washington’s Birthday, Memorial Day, Independence Day, Labor
21 Day, Columbus Day, ~~Veterans’~~ Veterans Day, Thanksgiving and Christmas.

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

23 460.05 (1) (e) 1. Graduated from a school of massage therapy or bodywork
24 approved by the educational approval board under s. 45-54 39.90 or completed

1 training program approved by the department under the rules promulgated under
2 s. 460.04 (2) (b).

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

4 563.11 (1) (intro.) Any bona fide religious, charitable, service, fraternal or
5 veterans' veterans organization or any organization, other than the state or any
6 political subdivision of the state, to which contributions are deductible for federal
7 income tax purposes or state income or franchise tax purposes, may apply to the
8 department for a license to conduct bingo. In this subsection, "service organization"
9 includes all of the following:

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

11 565.10 (14) (a) (intro.) In this subsection, "nonprofit organization" means a
12 religious, charitable, service, fraternal or veterans' veterans organization or any
13 organization, other than the state or a political subdivision of the state, to which
14 contributions are deductible for federal income tax purposes or state income or
15 franchise tax purposes, which meets all of the following criteria:

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

17 610.70 (1) (e) "Medical care institution" means a facility, as defined in s. 647.01
18 (4), or any hospital, nursing home, community-based residential facility, county
19 home, county infirmary, county hospital, county mental health center, adult family
20 home, assisted living facility, rural medical center, hospice or other place licensed,
21 certified or approved by the department of health and family services under s. 49.70,
22 49.71, 49.72, 50.02, 50.03, 50.032, 50.033, 50.034, 50.35, 50.52, 50.90, 51.04, 51.08,
23 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, or 252.10 or under ch. 233,
24 or licensed or certified by a county department under s. 50.032 or 50.033.

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

1 UNIFORM VETERANS' VETERANS GUARDIANSHIP ACT

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

3 880.60 (title) **United States uniform veterans' veterans guardianship**
4 **act.**

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

6 880.60 (1) (a) "Administrator" means the ~~administrator of veterans' secretary~~
7 ~~of the U.S. department of veterans affairs of the United States or the administrator's~~
8 his or her successor.

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

10 880.60 (5) (b) The petition for appointment shall set forth the name, age, place
11 of residence of the ward, the name and place of residence of the nearest relative, if
12 known, and the fact that the ward is entitled to receive benefits payable by or through
13 the ~~veterans' administration~~ U.S. department of veterans affairs and shall set forth
14 the amount of moneys then due and the amount of probable future payments.

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

16 880.60 (19) SHORT TITLE. This section may be cited as the "Uniform Veterans'
17 Veterans Guardianship Act."

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

19 944.21 (8) (b) 3. a. Is a technical college, is a school approved by the educational
20 approval board under s. 45.54 39.90 or is a school described in s. 45.54 39.90 (1) (e)
21 6., 7. or 8.; and

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

2005-2006 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0529/P7ins
RPN:wlj:pg

Wanted
1/18 PM

INSERTS

1 insert ²⁸⁻¹³~~27-14~~:

****NOTE: This section includes references to the state, political subdivisions of the state, private and other employers, and county, town, city, and village governments that appear to be inconsistent. Subsection (1) requires political subdivisions of the state and private or other employers to restore to ^{the}~~the~~ ^{his or her}~~their~~ previous position those persons returning after completing active service in the U.S. armed forces. Subsection (2) requires only counties, cities, towns, and villages to pay contributions of the returning employee as though the employee's employment had not been interrupted by military service. Subsection (4) provides that no person who is appointed in the service of the state or of any county, city, town, or village to fill the place of a person entering active service in the U.S. armed forces acquires permanent tenure during the period of that replacement service. Private employers or other political subdivisions of the state are not mentioned in ~~Subsection~~ (2) or (4). Should these provisions use consistent terms? Apparently "political subdivision of the state" is suppose to mean "county, city, town, or village"? The Wisconsin School Board Association says that school boards do not contribute to the retirement program and the attorney who drafts in the state retirement area says the state does not contribute to the retirement program. Only counties, cities, towns, and villages are required to do so. Apparently school districts, sewage districts, lake districts, and others are "special purpose districts".

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insert 40-10:

~~SECTION 45.001 of the statutes is created to read:~~

45.001 Recognition of persons who served in the armed forces. The state of Wisconsin recognizes, as veterans, the men and women of Wisconsin who served on active duty in the U.S. armed forces or in forces incorporated in the U.S. armed forces, the men and women who served in a reserve unit of the U.S. armed forces, and the men and women who served in the national guard.

****NOTE: This language is added at the request of James Endres, Past Department Commander of the AMVETS.

insert 45-10: ^(No ff), or an equivalent expeditionary or service medal

insert 101-5: ^(No ff) requires DVA to employ a commandant at the Veterans Home at Union Grove and

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No ff

insert 127-19: believes that the first phrase is incorrect because in many counties other county agencies provide the transportation services for veterans

insert 128-7: ✓

****NOTE: Some counties have requested the ability to expand the size of the commissions and some currently have larger commissions.

No ff

insert 136-13: has served in the U.S. armed forces or forces incorporated as part of the U.S. armed forces

No ff

insert 137-14: has served in the U.S. armed forces or forces incorporated as part of the U.S. armed forces