

1 (2) (zo) can be fully paid from moneys received from veterans repayments of loans on
2 mortgages and mortgage notes funded under this paragraph and other available
3 revenues of the veterans mortgage loan repayment fund. In making this
4 determination, the building commission may take into account the effect of its
5 planned future actions to refinance existing state debt, to create reserve funds, and
6 to modify the structure of the total debt outstanding so as to ensure that projected
7 repayments of loans on mortgages and mortgage notes, together with other available
8 moneys, will be sufficient as received to fund debt service payments as due. It is the
9 intent of the legislature that the program authorized under this section be fully
10 self-supporting and that it be administered so that all debt service and all related
11 costs of the program under this section will require no supplemental support from
12 the general fund.

13 2. The chairperson of the board shall certify that the chairperson does not
14 expect proceeds of state debt issued under this paragraph to be used in a manner that
15 would cause the debt to be arbitrage bonds as defined in the Internal Revenue Code,
16 if that debt is a bond that is exempt from federal taxation.

17 (b) Loans made under this section may be purchased by the authority from the
18 veterans housing loan fund under s. 234.41. All receipts of interest, except amounts
19 retained as servicing fees by the authorized lenders servicing the loans purchased
20 by the authority, and principal on the loans, payments of losses by insurers not used
21 for restoration of the property securing the loans, and any other collections, shall be
22 deposited by the authority into the veterans housing bond redemption fund under
23 s. 234.43 and shall be disbursed from the fund as provided in s. 234.43 (2).

24 (c) The secretary, with the approval of the governor and subject to the limits
25 of sub. (10), may request that revenue obligations be contracted in accordance with

1 subch. II of ch. 18. Revenue obligations requested shall meet all of the following
2 additional requirements:

3 1. Revenue obligations may be contracted when it reasonably appears to the
4 building commission that all obligations incurred under this paragraph can be fully
5 paid from moneys received from veterans repayments of loans on mortgages and
6 mortgage notes funded under this paragraph.

7 2. The chairperson of the board shall certify that the board and the department
8 do not expect and shall not use proceeds of revenue obligations issued under this
9 paragraph in a manner that would cause the revenue obligations to be arbitrage
10 bonds as defined in the Internal Revenue Code, where that debt is a bond that is
11 exempt from federal taxation.

12 (7) REPAYMENT OF MORTGAGE LOANS. (a) There is created the veterans mortgage
13 loan repayment fund. All moneys received by the department for the repayment of
14 loans funded under sub. (6) (a) except for servicing fees required to be paid to
15 authorized lenders, net proceeds from the sale of mortgaged properties, any
16 repayment to the department of moneys paid to authorized lenders, gifts, grants,
17 other appropriations, and interest earnings accruing, any repayment of moneys
18 borrowed under s. 45.42 (8) (a), all moneys received under sub. (5) (a) 6., and any
19 moneys deposited or transferred under s. 18.04 (6) (b) or (d) shall be promptly
20 deposited into the veterans mortgage loan repayment fund. The board shall
21 establish by resolution a system of accounts providing for the maintenance and
22 disbursement of moneys of the veterans mortgage loan repayment fund to fund loans
23 under sub. (6) (a) or to fund, refund, or acquire public debt as provided in s. 18.04 (5).
24 The system of accounts shall record and provide moneys for all of the following
25 purposes:

- 1 1. Transfer to the bond security and redemption fund.
- 2 2. Acquisition or redemption of public debt in accordance with resolutions of
3 the building commission.
- 4 3. Payment of losses arising from delinquency or default in the repayment of
5 loans funded under sub. (6) (a), including loss of principal and interest accrued to the
6 point of final disposition of the defaulted loan and the expenses of management and
7 sale of the property taken upon default of loan repayment.
- 8 4. Payment of all costs incurred by the department in processing and servicing
9 loans, purchasing servicing rights for loans under this section, and accounting for
10 and administering the program under this section, including a portion of grants
11 made to county veterans service officers under s. 45.80 (8).
- 12 5. Payment of all costs incurred in contracting public debt for the purposes
13 under s. 18.04 (5) and under s. 18.04 (2) for the purpose of funding veterans housing
14 loans.
- 15 6. Payment of costs of issuance of obligations to fund loans under sub. (6) (c)
16 if not paid from the proceeds of the obligations.
- 17 7. Payment of obligations arising from loans funded under sub. (6) (b).
- 18 8. Payment of any other costs of program operation and management
19 authorized under this section.
- 20 9. Loan money to the veterans trust fund, upon prior approval of the building
21 commission for each loan, for the purposes under s. 45.42.
- 22 10. Payment of origination fees, on behalf of veterans who have at least a 30
23 percent service-connected disability rating for purposes of 38 USC 1114 or 1134, to
24 authorized lenders under sub. (5) (b).
- 25 11. Payment required of the department under sub. (5) (a) 6.

1 12. Payment of obligations arising from the acquisition of a headquarters and
2 museum building for the department under s. 45.03 (5) (b).

3 (b) The board may amend the system of accounts established under par. (a) only
4 by resolution of the board that is approved by the building commission.

5 (c) If revenues of the veterans mortgage loan repayment fund are insufficient
6 to meet all current expenses, the secretary of administration shall establish a
7 repayment schedule whereby the general fund will be reimbursed in an orderly
8 manner for moneys advanced. Interest rates to be charged on loans subsequently
9 issued shall be adjusted to provide sufficient revenues to meet all of this repayment
10 schedule.

11 (d) After meeting all expenses and providing for reserves under par. (a) 3.,
12 assets in the veterans mortgage loan repayment fund, upon prior approval of the
13 building commission, may be transferred to the veterans trust fund and used to fund
14 loans under s. 45.42.

15 **(8) USE OF SURPLUSES.** Surpluses may be used under sub. (11) (c) only if there
16 are no unrestricted fund balances available for that purpose in the funds created
17 under sub. (10). Section 20.001 (3) (e) shall not be construed to prohibit this action.

18 **(9) LIMITATION ON REMODELING OR ALTERATION FOR A DISABLED VETERAN.** Not more
19 than 50 percent of the proceeds of a loan granted under this section for a purpose
20 under s. 45.34 (1) (a) may be used for remodeling or alteration of the housing
21 accommodation after purchase to meet the special needs of a permanently and totally
22 disabled veteran. That portion of the proceeds used for this purpose shall be reserved
23 and distributed by the authorized lender.

24 **(10) REPAYMENT OF REVENUE OBLIGATIONS.** (a) All moneys received from any
25 source for repayment of loans, mortgages, or mortgage loan notes funded with

1 proceeds of revenue obligations issued under sub. (6) (c) shall be deposited into one
2 or more separate nonlapsible trust funds in the state treasury or with a trustee
3 appointed for that purpose by the authorizing resolution for the revenue obligations.
4 The board may pledge revenues received by the funds to secure revenue obligations
5 issued under sub. (6) (c) and shall have all other powers necessary and convenient
6 to distribute the proceeds of the revenue obligations and loan repayments in
7 accordance with subch. II of ch. 18. Unrestricted balances in the funds may be used
8 to fund additional loans issued under sub. (6) (c) and pay the balances owing on loans
9 after the assumptions of the loans or the closings of the sales of residences under sub.
10 (11) (c).

11 (b) Revenue obligations issued under sub. (6) (c) may not exceed \$280,000,000
12 in principal amount, excluding obligations issued to fund or refund outstanding
13 revenue obligation notes or to refund outstanding revenue obligation bonds.

14 (c) Except as may otherwise be expressly provided in resolutions authorizing
15 the issuance of revenue obligations or in other agreements with the holders of
16 revenue obligations, each issue of revenue obligations shall be on a parity with every
17 other revenue obligation issued under sub. (6) (c) and payable in accordance with
18 subch. II of ch. 18.

19 (11) GUARANTEED LOANS. (a) Upon any sale of the residence which secures a
20 guaranteed loan made under this section after April 3, 1980, except for the purchase
21 of the residence at the time the loan is initially made, the guaranteed loan may be
22 assumed or continue to be paid in regular monthly installments if the person who
23 assumes the mortgage loan payments or who will make the regular monthly
24 installments agrees to all of the following:

1 1. To pay interest on the loan from the date of the assumption of the loan, if the
2 loan is assumed, or from the date of the closing of the sale of the residence at the
3 maximum rates of interest being charged on guaranteed loans on the date the loan
4 was initially made.

5 2. To increase the amortization payments on the loan by an amount sufficient
6 to amortize the loan by the date the balance on the loan is payable in full according
7 to the original terms of the loan.

8 (b) The department and authorized lenders shall increase the interest rates
9 and amortization payments on loans assumed under par. (a).

10 (c) After the assumption of a guaranteed loan funded under sub. (6) (c), if the
11 loan is assumed, or the closing of the sale of a residence on which a balance is owing
12 on a guaranteed loan funded under sub. (6) (c), the balance owing on the loan on the
13 date of the assumption of the loan, if the loan is assumed, or the closing of the sale
14 may be paid to the funds created under sub. (10) from available surpluses, if any, in
15 the veterans mortgage loan repayment fund under sub. (7) (d). The loan and the
16 mortgage and mortgage note pertaining to the loan may be purchased by the
17 veterans mortgage loan repayment fund under sub. (7).

18 (12) PRIOR PROGRAM LOANS. Subject to this section and ss. 45.33 to 45.35, neither
19 the department nor an authorized lender may deny a person a loan under this section
20 because of the reason the person sold any property previously mortgaged by the
21 person to the department or an authorized lender, if the person completely paid the
22 balance of any previous loan under this subchapter in accordance with the terms and
23 conditions of the promissory note and the mortgage or other agreement executed in
24 connection with the previous loan.

1 committee on finance may, from the appropriation under s. 20.865 (4) (u),
2 supplement the appropriation under s. 20.485 (2) (vm) in an amount equal to the
3 amount that the department expects to expend under this subsection.
4 Notwithstanding s. 13.101 (3) (a), the committee is not required to find that an
5 emergency exists. If the cochairpersons of the committee do not notify the secretary
6 within 14 working days after the date of the department's submittal that the
7 committee intends to schedule a meeting to review the request, the appropriation
8 account shall be supplemented as provided in the request. If, within 14 working days
9 after the date of the department's submittal, the cochairpersons of the committee
10 notify the secretary that the committee intends to schedule a meeting to review the
11 request, the appropriation account shall be supplemented only as approved by the
12 committee.

13 (2) HEALTH CARE AID. The department may provide temporary health care aid
14 for a veteran or the dependent of a veteran if the department considers it advisable
15 to prevent undue hardship. Health care aid to pay medical or hospital bills under
16 this subsection is limited to a payment of up to \$5,000 per veteran or dependent for
17 a 12-month period beginning on the first day of care for which the person seeks
18 reimbursement under this subsection. The department may issue a certificate of
19 entitlement stating that a veteran or dependent is eligible for health care aid under
20 this subsection if the treatment is received within a time period that the department
21 promulgates by rule. The department may not provide health care aid to pay for care
22 provided to the veteran or dependent before the time period identified in the
23 certificate of entitlement, except for emergency care, as determined by the
24 department, if the application for the health care aid is submitted within 90 days
25 after the emergency care ends. Health care aid may be used to provide payment for

1 the treatment of alcoholism or other drug addiction or to provide payment for health
2 care required because of alcoholism or other drug addiction or alcohol or other drug
3 abuse. The department may not provide health care aid under this subsection unless
4 the person's health care provider agrees to accept, as full payment for the medical
5 treatment for which the aid is to be granted, the amount of the aid, the amount of the
6 person's health insurance or other 3rd-party payments, if any, and the amount that
7 the department determines the person is capable of paying. The department may not
8 provide health care aid under this subsection if the combined liquid assets of the
9 veteran and veteran's dependents who are living in the same household are in excess
10 of \$1,000.

11 (3) APPROPRIATIONS. The department may provide aid under this section from
12 the appropriation in s. 20.485 (2) (vm). Nothing in this section empowers the
13 department to incur any state debt.

14 **45.41 Payments to veterans organizations.** (1) In this section:

15 (a) "Regional office" means the U.S. department of veterans affairs regional
16 office in Wisconsin.

17 (b) "State veterans organization" means the state organization or department
18 of a national veterans organization incorporated by an act of congress.

19 (2) Upon application the department shall make a payment to any state
20 veterans organization that establishes that it, or its national organization, or both,
21 has maintained a full-time service office at the regional office for 5 consecutive years
22 out of the 10-year period immediately preceding the application. The payment shall
23 be calculated based on the total amount of all salaries and travel expenses under sub.

24 (3) paid during the previous fiscal year by the state veterans organization to

1 employees engaged in veterans claims service and stationed at the regional office.

2 The payment shall be as follows:

3 (a) If the total amount paid under sub. (3) is from \$1 to \$2,499, the organization
4 shall receive the amount paid.

5 (b) If the total amount paid under sub. (3) is from \$2,500 to \$9,999, the
6 organization shall receive \$2,500.

7 (c) If the total amount paid under sub. (3) is from \$10,000 to \$119,999, the
8 organization shall receive 25 percent of the amount paid.

9 (d) If the total amount paid under sub. (3) is \$120,000 or more, the organization
10 shall receive \$30,000.

11 (3) A state veterans organization shall file an application annually with the
12 department for the previous 12-month period ending on March 31 of the year in
13 which it is filed. The application shall contain a statement of salaries and travel
14 expenses paid to employees of the organization engaged in veterans claims service
15 activities at the regional office by the state veterans organization covering the period
16 for which application for a payment is made. The statement shall be certified as
17 correct by a certified public accountant licensed or certified under ch. 442 and sworn
18 to as correct by the adjutant or principal officer of the state veterans organization.
19 The application shall include the state organization's financial statement for its
20 previous fiscal year and evidence of claims service activity that the department
21 requires. The state veterans organization shall submit with its initial application
22 sufficient evidence to establish that it or its national organization, or both, has
23 maintained a full-time service office at the regional office for 5 consecutive years out
24 of the 10-year period immediately preceding the application. Subsequent
25 applications shall be accompanied by an affidavit by the adjutant or principal officer

1 of the state veterans organization stating that the organization, on its own or with
2 its national organization, maintained a full-time service office at the regional office
3 for the entire 12-month period for which application for a payment is made.

****NOTE: Under current law, state veterans organizations may apply to DVA to receive payments for services they provide to veterans at the regional U.S. DVA office. To receive reimbursement, the organizations must have maintained a full-time service office at the regional office for 5 of the 10 years preceding application. The bill clarifies here and in s. 45.41 (3) that the service must have been provided for 5 consecutive years within that 10-year period.

4 (4) From the appropriation under s. 20.485 (2) (s), the department shall
5 annually provide a payment of \$100,000 to the Wisconsin department of the Disabled
6 American Veterans for the provision of transportation services to veterans.

7 **45.42 Veterans personal loans.** (1) It is determined that the loan program
8 established under this section is a special purpose credit program for an economically
9 disadvantaged class of persons for purposes of 15 USC 1691-1691f.

10 (2) The department may lend a veteran, a veteran's unremarried surviving
11 spouse, or a deceased veteran's child not more than \$25,000, or a lesser amount
12 established by the department under sub. (9). The department may prescribe loan
13 conditions, but the term of the loan may not exceed 10 years. The department shall
14 ensure that the proceeds of any loan made under this section shall first be applied
15 to pay any delinquent child support or maintenance payments owed by the person
16 receiving the loan and then to pay any past support, medical expenses, or birth
17 expenses owed by the person receiving the loan.

18 (3) The department may lend to the remarried surviving spouse of a deceased
19 veteran or to the parent of a deceased veteran's child not more than \$25,000, or a
20 lesser amount established by the department under sub. (9), for the education of the
21 deceased veteran's child.

1 (4) The department may execute necessary instruments, collect interest and
2 principal, compromise indebtedness, sue and be sued, post bonds, and write off
3 indebtedness that it considers uncollectible. If a loan under this section is secured
4 by a real estate mortgage, the department may exercise the rights of owners and
5 mortgagees generally and the rights and powers set forth in s. 45.32. The
6 department shall pay all interest and principal repaid on the loan into the veterans
7 trust fund.

8 (5) The department may charge loan expenses incurred under this section to
9 the loan applicant. The department shall pay all expenses received under this
10 subsection into the veterans trust fund.

11 (6) The department may provide a loan under this section to an applicant
12 whose name appears on the statewide support lien docket under s. 49.854 (2) (b) only
13 if the applicant does one of the following:

14 (a) Provides to the department a repayment agreement that the applicant has
15 entered into, that has been accepted by the county child support agency under s.
16 59.53 (5), and that has been kept current for the 6-month period immediately
17 preceding the date of the application.

18 (b) Provides to the department a statement that the applicant is not delinquent
19 in child support or maintenance payments and does not owe past support, medical
20 expenses, or birth expenses, signed by the department of workforce development or
21 its designee within 7 working days before the date of the application.

22 (c) Agrees to use the loan proceeds to pay any delinquent child support or
23 maintenance payments and to pay any past support, medical expenses, or birth
24 expenses if the applicant fails to meet the requirements under par. (a) or (b).

1 (7) No person may receive a loan under this section in an amount that, when
2 added to the balance outstanding on the person's existing loans under s. 45.351 (2),
3 1995 stats., and s. 45.356, 1995 stats., would result in a total indebtedness to the
4 department of more than \$25,000.

5 (8) (a) The department may borrow from the veterans mortgage loan
6 repayment fund under s. 45.37 (7) (a) to obtain money to make loans under this
7 section.

8 (b) The department may enter into transactions with the state investment
9 board to obtain money to make loans under this section. Transactions authorized
10 under this paragraph may include the sale of loans.

11 (9) Subject to the limits established in subs. (2) and (3), the department may
12 periodically adjust the maximum loan amount based upon financial market
13 conditions, funds available, needs of the veterans trust funds, or other factors that
14 the department considers relevant.

15 (10) The department may periodically adjust the interest rates for loans made
16 under this section, which may vary based upon the term of the loan, the type of
17 security offered, the method of payment, or other factors that the department
18 considers relevant.

19 (11) If an applicant's total indebtedness for loans made under this section is
20 more than \$5,000, the loan shall be evidenced by a promissory note and secured by
21 a mortgage on real estate located in this state. A loan of \$5,000 or less made to an
22 applicant whose total indebtedness for loans made under this section is \$5,000 or less
23 shall be evidenced by a promissory note and secured by a guarantor or by a mortgage
24 on real estate located in this state. A mortgage securing a loan made under this
25 section is acceptable if the applicant has equity in the property subject to the

1 mortgage equal to or exceeding a minimum amount that the department establishes
2 by rule.

3 **45.43 Veterans assistance program.** (1) The department shall administer
4 a program to provide assistance to persons who served in the U.S. armed forces or
5 in forces incorporated as part of the U.S. armed forces and who were discharged
6 under conditions other than dishonorable. The department shall provide assistance
7 to persons whose need for services is based upon homelessness, incarceration, or
8 other circumstances designated by the department by rule. The department shall
9 designate the assistance available under this section, which may include assistance
10 in receiving medical care, dental care, education, employment, and transitional
11 housing. The department may provide payments to facilitate the provision of
12 services under this section.

13 (2) The department may charge fees for transitional housing and for other
14 assistance provided under this section that the department designates. The
15 department shall promulgate rules establishing the fee schedule and the manner of
16 implementation of that schedule.

17 SUBCHAPTER V

18 VETERANS HOMES

19 **45.50 Veterans homes; management.** (1) (a) The department shall operate
20 the Wisconsin Veterans Home at King and employ a commandant for the home. The
21 department shall employ a commandant for the Wisconsin Veterans Home at Union
22 Grove and may employ a commandant for the Wisconsin Veterans Home at
23 Chippewa Falls. The department may employ any personnel that are necessary for
24 the proper management and operation of veterans homes. In compliance with the
25 compensation plan established pursuant to s. 230.12 (3), a commandant may

1 recommend to the director of personnel charges for meals, living quarters, laundry,
2 and other services furnished to employees and members of the employees' family
3 maintained at veterans homes. The department shall provide complete personal
4 maintenance and medical care, including programs and facilities that promote
5 comfort, recreation, well-being, or rehabilitation, to all members of veterans homes.

****NOTE: Under current law, DVA is required to employ a commandant at the
Veterans Home at King and the Veterans Home at Union Grove. This bill requires DVA
to employ a commandant at the Veterans Home at Union Grove and permits DVA to
employ a commandant at the Veterans Home at Chippewa Falls.

6 (b) All moneys received as reimbursement for services to veterans homes
7 employees or as payment for meals served to guests at veterans homes shall be
8 accumulated in an account named "employee maintenance credits" and shall be paid
9 into the general fund within one week after receipt and credited to the appropriation
10 under s. 20.485 (1) (gk).

11 (c) Veterans homes with a skilled nursing facility shall include a geriatric
12 evaluation, research, and education program. The program staff shall be funded
13 from the appropriations under s. 20.485 (1) (hm), (j), and (mj).

14 (2) (a) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the
15 department may construct or renovate and operate residential, treatment, and
16 nursing care facilities, including a community-based residential facility, to be known
17 as the Wisconsin Veterans Home at Union Grove.

18 (b) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department
19 may develop, construct or renovate, and operate residential, treatment, and nursing
20 care facilities and programs for veterans in northwestern Wisconsin, on the property
21 of the Northern Wisconsin Center for the Developmentally Disabled in Chippewa
22 Falls to be known as the Wisconsin Veterans Home at Chippewa Falls. The programs
23 and facilities may include an assisted living facility, a skilled nursing facility, a

1 medical clinic, an adult day health care center, an activities center, and a veterans
2 assistance program.

3 (3) The department may acquire, by gift, purchase, or condemnation, lands
4 necessary for the purposes of the Wisconsin Veterans Home at Union Grove and the
5 Wisconsin Veterans Home at King. Title to the lands shall be taken in the name of
6 this state and shall be held by and for the uses and purposes of the homes. No
7 payment may be made out of the state treasury or otherwise for the land until the
8 title has been examined and approved by the attorney general. Every such deed of
9 conveyance shall be immediately recorded in the office of the proper register of deeds
10 and filed with the secretary of state.

****NOTE: Under current law, DVA is authorized to acquire by gift, purchase, or
condemnation lands necessary for the purposes of the veterans homes at King and Union
Grove. Should this bill extend that authorization for purposes of the Veterans Home at
Chippewa Falls?

11 (4) The department may use moneys appropriated under s. 20.485 (1) (h) to
12 purchase, erect, construct, or remodel buildings, to provide additions and
13 improvements, to provide equipment, materials, supplies, and services necessary for
14 the purposes of veterans homes, and for expenses that are necessary and incidental
15 to acquisition of property under s. 45.51 (10) and (11).

16 (5) The department may accept gifts, bequests, grants, or donations of money
17 or of property from private sources to be administered by the department for the
18 purposes of veterans homes. All moneys received shall be paid into the general fund
19 and appropriated as provided in s. 20.485 (1) (h), except that gifts or grants received
20 specifically for the purposes of the geriatric program at veterans homes are
21 appropriated as provided in s. 20.485 (1) (hm). The department may not apply to the
22 gifts and bequests fund interest on certificate of savings deposits for those members
23 who do not receive maximum monthly retained income. The department shall

1 establish for those persons upon their request individual accounts with savings and
2 interest applied as the member requests.

3 (6) (a) The department may enter into agreements for furnishing and charging
4 for water and sewer service from facilities constructed at and for veterans homes to
5 public and private properties lying in the immediate vicinity of veterans homes.

6 (b) Agreements under this section shall be drafted to hold harmless the
7 department, to require all expense to be paid by the applicant, and to be terminable
8 by the department when other water and sewer services become available to the
9 applicant.

10 (7) A commandant and employees designated by the commandant may
11 summarily arrest all persons within or upon the grounds of veterans homes who are
12 guilty of any offense against the laws of this state or the rules governing veterans
13 homes. For this purpose, a commandant and deputies have the power of constables.

14 (8) A fire department at a veterans home in response to emergency fire calls
15 may make runs and render fire fighting service beyond the confines of a veterans
16 home.

17 (9) The department may develop a program to provide stipends to individuals
18 to attend school and receive the necessary credentials to become employed at
19 veterans homes. If the department develops a stipend program under this
20 subsection, the department shall promulgate rules related to the program, including
21 the application process, eligibility criteria, stipend amount, repayment provisions,
22 and other provisions that the department determines are necessary to administer
23 the program.

24 (10) The department may establish a hospital at the veterans homes. All
25 hospitals established under this subsection may not have a total approved bed

1 capacity, as defined in s. 150.01 (4m), greater than 16 beds. The approved bed
2 capacity of a skilled nursing facility operated at a veterans home is reduced by one
3 bed for each approved bed at the hospital established under this subsection at that
4 home.

5 **45.51 Eligibility for membership.** (1) GENERAL STATEMENT. Within the
6 limitations of veterans homes, the department may admit to membership in veterans
7 homes persons who meet the qualifications set forth in this section.

8 (2) ELIGIBILITY. (a) The following persons are eligible for benefits under this
9 subchapter if they meet the applicable requirements of this subchapter:

10 1. A veteran.

11 2. A person who has served on active duty under honorable conditions in the
12 U.S. armed forces or in forces incorporated as part of the U.S. armed forces for 90
13 days or more and at least one day during a war period or under section 1 of executive
14 order 10957, dated August 10, 1961.

15 3. A spouse, surviving spouse, or parent of a person under subd. 1. or 2.

16 (b) A person under par. (a) 1. or 2. may be admitted to a veterans home if the
17 person meets all of the following conditions:

18 1. Is a resident of this state on the date of admission to a veterans home.

19 2. Is permanently incapacitated due to physical disability or age from any
20 substantially gainful occupation.

21 3. Has not been convicted of a felony or of a crime involving moral turpitude
22 or, if so, has produced sufficient evidence of subsequent good conduct and
23 reformation of character as to be satisfactory to the department.

24 4. Provides a complete financial statement containing information that the
25 department determines is necessary to evaluate the financial circumstances of the

1 person. The department may require a member of a veterans home to provide the
2 department with information necessary for the department to determine the
3 financial circumstances of the person. If a person fails to provide the additional
4 information, the department may discharge the person from the veterans home.

5 5. Has care needs that the veterans home is able to provide within the resources
6 allocated for the care of members of the veterans home, including chronic alcoholism,
7 drug addition, psychosis, or active tuberculosis.

8 **(3) ADMISSION PRIORITIES.** (a) Except in cases where there is an immediate need
9 for physical care or economic assistance, the department shall act on applications
10 based upon the date of receipt of the application by the veterans home. The
11 department may defer establishment of the priority date of the application to the
12 date that the veterans home is able to verify its ability to provide appropriate care
13 to the applicant or to assure that the appropriate care setting is available within the
14 home.

15 (b) Spouses, surviving spouses, and parents derive their eligibility from the
16 eligibility of the person under sub. (2) (a) 1. or 2. Surviving spouses and parents of
17 eligible persons under sub. (2) (a) 1. or 2. are eligible for admission only to a skilled
18 nursing facility at a veterans home.

19 (c) 1. The order of priority for admission to a veterans home shall be as follows:

20 a. Eligible persons under sub. (2) (a) 1. or 2. have 1st priority.

21 b. Spouses of eligible persons under sub. (2) (a) 1. or 2. have 2nd priority.

22 c. Surviving spouses of eligible persons under sub. (2) (a) 1. or 2. have 3rd
23 priority for admission.

24 d. Parents of eligible persons under sub. (2) (a) 1. or 2. have 4th priority for
25 admission.

1 2. The department may deviate from this sequence upon order of the board to
2 prevent the separation of a husband and wife.

3 **(4) ADDITIONAL ELIGIBILITY REQUIREMENTS OF A SPOUSE OF A VETERAN.** A spouse
4 of an eligible person under sub. (2) (a) 1. or 2. is eligible only if the spouse meets the
5 requirements of sub. (2) (b) 3. to 5. and if all of the following apply:

6 (a) The person under sub. (2) (a) 1. or 2. is a member, or if not a member is
7 institutionalized elsewhere because of physical or mental disability, and the spouse
8 had lived with the person for not less than 6 months immediately before making
9 application for membership.

10 (b) Separation from the spouse necessitated by reason of employment,
11 hospitalization, or because of a physical or mental disability of either spouse shall
12 not be taken to constitute an interruption of the 6-month period.

13 (c) A spouse of an eligible person under sub. (2) (a) 1. or 2. by virtue of a marriage
14 that was void when entered into but validated under s. 765.21 before applying for
15 admission shall, for the purpose of this subsection and sub. (6), be considered
16 married to the eligible person under sub. (2) (a) 1. or 2. from the date the marriage
17 was entered into.

18 **(5) ADDITIONAL ELIGIBILITY REQUIREMENTS OF A SURVIVING SPOUSE.** The surviving
19 spouse of a person under sub. (2) (a) 1. or 2. who was a resident of this state at the
20 time of the veteran's death is eligible if the surviving spouse meets the requirements
21 of sub. (2) (b) 3. to 5. and if the surviving spouse satisfies all of the following
22 conditions:

23 (a) 1. The surviving spouse satisfies any of the following conditions:

24 a. Was married to and living with the deceased person under sub. (2) (a) 1. or
25 2. not less than 6 months immediately prior to the death of the person.

1 b. Was married to the person under sub. (2) (a) 1. or 2. at the time the person
2 entered the service and who became a widow or widower by the death of the person
3 while in the service or as a result of physical disability of the person incurred during
4 the service.

5 c. The period during which the surviving spouse was married to and lived with
6 the deceased person under sub. (2) (a) 1. or 2. plus the period of widowhood or
7 widowerhood is 6 months or more.

8 d. Was married to and living with the person under sub. (2) (a) 1. or 2. less than
9 6 months and a child was born of the marriage.

10 (b) Has not remarried.

11 (c) Is 45 years of age or over on the date of application.

12 (d) Is physically disabled.

13 (e) Is unable adequately to care for himself or herself and lacks adequate means
14 of support.

15 (f) Has been a resident of this state for the 12 months immediately preceding
16 the date of application for membership.

17 **(6) ADDITIONAL ELIGIBILITY REQUIREMENTS OF PARENTS.** The parent of a person
18 under sub. (2) (a) 1. or 2. who was a resident of this state at the time of the person's
19 death or, the parent of a living person under sub. (2) (a) 1. or 2. who is eligible for
20 membership, is eligible if the parent meets the requirements of sub. (2) (b) 3. to 5.
21 and if the parent satisfies all of the following conditions:

22 (a) Has reached 60 years of age.

23 (b) Has been a resident of this state for the 12-months preceding the date of
24 application for membership.

1 (c) Is physically disabled, unable adequately to care for himself or herself, and
2 lacks adequate means of support.

3 (7) MEMBER INCOME RETENTION AND PAYMENT. (a) The board shall establish a pay
4 plan for compensation of members for services rendered to a veterans home under
5 its work therapy program.

6 (b) Members shall pay the amount due the state for care and maintenance of
7 the member within 30 days after the receipt of the veterans home's billing statement
8 by the member or by the member's personal representative. The department may
9 subject any bill not paid within 30 days after receipt of the billing statement to an
10 interest assessment of 1 percent per month or fraction of a month. If payment is not
11 made within 60 days after the receipt of the billing statement, the department may
12 discharge the member from the veterans home.

13 (c) Payment of amounts due the state for care and maintenance of a member
14 shall be made to the fullest extent possible from sources of income other than pension
15 or compensation paid by the U.S. department of veterans affairs.

16 (d) A member is not required to use income received from services rendered to
17 the veterans home under its work therapy program or from the sale of products or
18 services through the hobby shop as payment for the care or maintenance of the
19 member at the veterans home.

20 (e) The department shall supervise the operation of a veterans home exchange,
21 including the operation of the hobby shop for the sale of products made by all
22 members.

23 (8) PERSONAL FUNDS OF MEMBER. A member may, in writing, authorize a
24 veterans home to receive, hold, and account for his or her personal funds. Section
25 49.498 (8) applies to the funds of a member held by the veterans home under this

1 subsection. The department may transfer the personal funds of a member received
2 under this subsection to the Wisconsin veterans facilities members fund under s.
3 25.37. Upon request of the member, the department shall pay the member the
4 amount the member requests from his or her personal account.

5 (9) MEDICAL ASSISTANCE PAYMENTS. All moneys received under medical
6 assistance, as defined in s. 49.43 (8), for the care of members shall be transferred to
7 the appropriation under s. 20.485 (1) (gk).

8 (10) CONVEYANCE OF PROPERTY; DESCENT. (a) Except as otherwise provided in
9 this subsection, the application and admission of any applicant admitted under this
10 section shall constitute a valid and binding contract between a member and the
11 department. If a member dies leaving a relative that is entitled to an interest in the
12 property of the member under the rules of intestate succession or a will the existence
13 of which is made known to the commandant of the veterans home within 60 days of
14 the member's death, the member's property shall constitute a part of the member's
15 estate, except the commandant may distribute personal effects of nominal monetary
16 value of a deceased member who is not survived by a member spouse to surviving
17 relatives of the member who request the personal effects within a reasonable time
18 after the member's death.

19 (b) The department may manage, sell, lease, or transfer property passing to the
20 state pursuant to this section or conveyed to it by members, defend and prosecute all
21 actions concerning it, pay all just claims against it, and do all other things necessary
22 for the protection, preservation, and management of the property. All expenditures
23 necessary for the execution of functions under this paragraph or sub. (14) shall be
24 made from the appropriation in s. 20.485 (1) (h).

1 (c) A person who at the time of death is a member of a veterans home is a
2 resident of the county in which the veterans home is located for the probate of the
3 person's will, issuance of letters testamentary or other letters authorizing the
4 administration of the decedent's estate, and the administration of the estate.

5 (11) DISPOSITION OF PROPERTY PASSING TO STATE. If a member dies without a
6 relative who is entitled to an interest in the property of the member under the rules
7 of intestate succession and without leaving a will the existence of which is made
8 known to the commandant of the home within 60 days of the member's death, the
9 member's property shall be converted to cash, without administration. The
10 commandant of a veterans home shall submit that converted sum to the secretary
11 of administration to be paid into the appropriation under s. 20.485 (1) (h). The
12 amount paid to the secretary of administration is subject to refund within 6 years to
13 the estate of a member if it is subsequently discovered that the member left a will
14 or a relative that is entitled to an interest in the property of the member under the
15 rules of intestate succession or to any creditor of the member who establishes right
16 to the funds or property or any portion of the funds or property. The department of
17 administration, upon being satisfied that a claim out of the funds or property is legal
18 and valid, shall pay the claim out of the funds or property, except that payment of
19 claims for a member's funeral and burial expenses may not exceed a total of \$1,500
20 including any amount allowed by the United States for the member's funeral and
21 burial and the right for burial and interment provided in s. 45.61 (2).

22 (12) POWERS OF COMMANDANT OVER PERSONAL FUNDS OF MEMBERS. A commandant
23 may receive, disburse, and account for funds of members.

24 (13) ADDITIONAL ELIGIBILITY REQUIREMENTS FOR SKILLED NURSING FACILITIES. Any
25 person admitted to a skilled nursing facility at a veterans home shall meet the

1 eligibility requirements under ss. 49.45 and 49.46 and rules promulgated under
2 those sections during residence at the skilled nursing facility except if any of the
3 following apply:

4 (a) Persons with sufficient income and resources to meet the expenses of care
5 for one or more months may be admitted to the skilled nursing facility but shall apply
6 income and resources to costs to the extent required under ss. 49.45 and 49.46 and
7 rules promulgated under those sections.

8 (b) Persons who meet all the requirements of this section but whose degree of
9 physical disability does not meet the minimum requirements under ss. 49.45 and
10 49.46 and rules promulgated under those sections may be admitted to the skilled
11 nursing facility but shall apply income and resources to costs to the extent required
12 by ss. 49.45 and 49.46 and rules promulgated under those sections.

13 (14) ADDITIONAL ELIGIBILITY REQUIREMENT FOR OTHER CARE FACILITIES AT VETERANS
14 HOMES. An otherwise eligible person may be admitted to or remain in residency at
15 a community-based residential facility, as defined in s. 50.01 (1g) or a residential
16 care apartment complex, as defined in s. 50.01 (1d) at a veterans home only if the
17 person has sufficient income and resources, and applies the income and resources to
18 fully reimburse the department for the cost of providing care to the person.

19 SUBCHAPTER VI

20 FUNERALS, BURIALS, AND CEMETERIES

21 **45.60 Military funeral honors.** (1) PROGRAM. (a) The department shall
22 administer a program to coordinate the provision of military funeral honors to
23 deceased veterans.

24 (b) Military funeral honors may be provided by local units of member
25 organizations of the council on veterans programs, by local units of veterans

1 organizations certified by the department to provide military funeral honors, by
2 members of the Wisconsin national guard activated under s. 21.11 (3), or by staff of
3 the department.

****NOTE: Current law provides that local units of member organizations of the council on veterans programs, as well as members of the national guard, may provide military funeral honors. In practice, on occasion, DVA staff also provides those honors. This bill adds DVA staff and local units of certified nonmember organizations to the list of entities that may provide military funeral honors and permits DVA to reimburse those organizations for their service.

4 (2) STIPENDS. From the appropriation under s. 20.485 (2) (q), the department
5 shall reimburse a local unit of a member organization of the council on veterans
6 programs or a local unit of a veterans organization certified by the department to
7 provide military funeral honors for the costs of providing military funeral honors to
8 a deceased veteran. The reimbursement may not exceed \$50 for each funeral for
9 which military honors are provided.

10 (3) TUITION VOUCHER. (a) The department shall create a tuition voucher form
11 to be used by funeral directors under par. (b). The department shall distribute copies
12 of the tuition voucher form, plus an explanation of the form's use, to every operator
13 of a funeral establishment. The department may not charge a fee for the tuition
14 voucher form or for the distribution of the form.

15 (b) A funeral director may issue a tuition voucher in the amount of \$25 to an
16 individual who sounds "Taps" on a bugle, trumpet, or cornet during each funeral for
17 which military honors are held in this state for a deceased veteran and who is a
18 student in grades 6 to 12 or at an institution of higher education, as defined under
19 s. 895.515 (1) (b). The tuition voucher may be used at any time for the payment of
20 tuition and required program activity fees at a University of Wisconsin System
21 institution as provided under s. 36.27 (3r) or a technical college as provided under

1 s. 38.24 (6). The department shall encourage private institutions of higher education
2 to accept the vouchers. The vouchers are not transferable.

3 **45.61 Wisconsin veterans cemeteries. (1) CONSTRUCTION AND OPERATION OF**
4 **CEMETERIES.** Subject to authorization under ss. 13.48 (10) and 20.924 (1), the
5 department may construct and operate veterans cemeteries in central,
6 northwestern, and southeastern Wisconsin and may employ any personnel that are
7 necessary for the proper management of the cemeteries. The cemetery in central
8 Wisconsin is the Central Wisconsin Veterans Memorial Cemetery. The cemetery in
9 southeastern Wisconsin is the Southern Wisconsin Veterans Memorial Cemetery.
10 The cemetery in northwestern Wisconsin is the Northern Wisconsin Veterans
11 Memorial Cemetery. The department may acquire, by gift, purchase, or
12 condemnation, lands necessary for the purposes of the cemeteries. Title to the
13 properties shall be taken in the name of this state. Every deed of conveyance shall
14 be immediately recorded in the office of the proper register of deeds and thereafter
15 filed with the secretary of state. The department may accept for the state all gifts,
16 grants, and bequests for the purposes of maintenance, restoration, preservation, and
17 rehabilitation of the veterans cemeteries constructed under this subsection. All
18 cemeteries operated by the department are exempt from the requirements of ss.
19 157.061 to 157.70 and 440.90 to 440.95.

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

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

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

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), and the amount expended for those
13 expenses shall not exceed the amount established for funeral and burial expenses
14 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.

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

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.

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

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.

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.

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

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

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.

3 SUBCHAPTER VIII

4 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.

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

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) GRANTS TO COUNTIES AND TRIBES FOR IMPROVEMENT OF SERVICES. (a) Each
22 county may annually apply to the department for a grant for the improvement of
23 service to former military personnel of the county through the county veterans
24 service office. A county may not allocate any portion of a grant for use by another
25 county department nor may the county reduce funding to a county veterans service

1 office based upon receipt of a grant. The county veterans service officer of any county
2 applying for the grant shall enter into an agreement with the department. The
3 agreement shall state the goals and objectives to be attained by the county veterans
4 service office during the remainder of the year covered by the grant application. The
5 department shall prepare the basic form of this agreement in consultation with the
6 county veterans service officers association and provide a copy and an explanation
7 of that agreement to each county veterans service officer. The department shall
8 develop reasonable budget and operating standards to assure improved services, but
9 full operating control of the county office shall be left to each county.

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

23 (c) Notwithstanding par. (b), an eligible county with a part-time county
24 veterans service officer shall be eligible for an annual grant not exceeding \$500.

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

10 (9) TRANSPORTATION SERVICES GRANTS TO COUNTIES. (a) Annually, from the
11 appropriation under s. 20.485 (2) (s), the department shall award grants to counties
12 that are not served by transportation services provided by the Wisconsin department
13 of Disabled American Veterans to develop, maintain, and expand transportation
14 services for veterans. The grants may be used to support multicounty cooperative
15 transportation services.

16 (b) The department shall promulgate rules specifying the application
17 procedures and eligibility criteria for grants under this subsection.

18 (c) A county may not reduce funding to a county veterans service office based
19 upon receipt of a grant.

****NOTE: Under current law, this language provides that a county may not allocate any portion of a grant awarded for transportation services “for use by another county department” and “may not reduce funding to a county veterans service office based upon receipt of a grant.” The drafting committee believes that the first phrase is incorrect because in many counties other county agencies provide the transportation services for veterans.

20 (10) QUALIFICATIONS APPLICABILITY. The qualifications necessary to be a county
21 veterans service officer or assistant county veterans service officer under subs. (1)
22 (a) and (7) (b) apply only to persons elected to serve as county veterans service officers

1 or assistant county veterans service officers on or after June 1, 1996, and who have
2 not served as county veterans service officers or assistant county veterans service
3 officers before June 1, 1996.

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

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

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

19 (3) (a) Except as provided under sub. (4), the commission may furnish aid to
20 any person described in s. 45.85 if the right of that person to aid is established to the
21 commission's satisfaction.

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

4 (c) The total disbursements made by the commission under this subsection may
5 not exceed the amount collected from the tax levied, except when specifically
6 authorized by the county board. The commission shall provide the county treasurer
7 with sufficient information to deliver the specified aid to the person entitled to that
8 aid.

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

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

****NOTE: Under current law, a county veterans service commission is authorized to furnish aid to a needy veteran or specified family members. The commission secretary is required to provide a list of aid recipients and the amount of aid received to the county clerk, who then passes that information on to the county treasurer for disbursement of aid. The commission is required to make a detailed report to the county board showing the amount expended.

There seems to be some reluctance to make that list too widely available, due to privacy concerns of the needy veterans and their families. Therefore, this bill provides that the commission's list of aid recipients and amounts is to go directly to the county treasurer for disbursement of aid and that the report to the county board may not include any personal identifying information regarding aid recipients.

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

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

5 **45.82 Records of meetings and investigations kept by service officer.**

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

11 **45.83 Burial allowance.** (1) Each county veterans service officer shall cause
12 to be interred in a decent and respectable manner in any cemetery in this state, other
13 than those used exclusively for the burial of paupers, the body of any veteran, spouse,
14 or surviving spouse who was living in the county at the time of death and who dies
15 not leaving sufficient means to defray the necessary expenses of a decent burial, or
16 under circumstances that would cause financial distress to the person's family. The
17 cost of this interment shall be the responsibility of the county, but may not exceed
18 \$300, and shall be in addition to the burial allowance payable under laws
19 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."

20 (2) Before assuming the burial expense, the county veterans service officer
21 shall exercise due diligence in attempting to determine the financial condition

1 required by sub. (1). The county veterans service officer, in making the inquiry, may
2 use the facilities for investigation that are made available by the county board. The
3 county veterans service officer shall report the results of that determination to the
4 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."

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

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

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

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

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

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

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

22 46.27 (1) (b) "Nursing home" means a facility that meets the definition in s.
23 50.01 (3) and that is licensed under s. 50.03 (1) and includes a state center for the
24 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 94. 46.27 (1) (dr) of the statutes is amended to read:

4 46.27 (1) (dr) "State-operated long-term care facility" means a state center for
5 the developmentally disabled, ~~the Wisconsin Veterans Home at King and the nursing~~
6 ~~care facility and a Wisconsin veterans home~~ operated by the department of veterans
7 affairs under s. ~~45.385~~ 45.50.

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

9 46.27 (6) (a) 2. cm. Persons under subd. 1. seeking admission to or about to be
10 admitted to ~~the Wisconsin Veterans Home at King and the nursing care facility a~~
11 ~~Wisconsin veterans home~~ operated by the department of veterans affairs under s.
12 ~~45.385~~ 45.50 who are informed about the program but waive the assessment.

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

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

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

22 49.45 (3) (e) 7m. Notwithstanding subd. 7., the daily reimbursement or
23 payment rate for services at a hospital established under s. ~~45.375 (1)~~ 45.50 (10)
24 provided to medical assistance recipients whose continued hospitalization is no
25 longer medically necessary or appropriate during a period where the recipient awaits

1 placement in an alternate custodial living arrangement shall be the skilled nursing
2 facility rate paid to ~~the facility created under s. 45.365 (1) a Wisconsin veterans home~~
3 operated by the department of veterans affairs under s. 45.50.

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

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

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

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

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

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

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

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

1 50.135 (3) EXEMPTION. The inpatient health care facilities under ss. 45.365
2 45.50, 48.62, 51.05, 51.06, 233.40, 233.41, 233.42 and 252.10 are exempt from this
3 section.

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

5 50.39 (3) Facilities governed by ss. ~~45.365~~ 45.50, 48.62, 49.70, 49.72, 50.02,
6 51.09 and 252.10, secured correctional facilities as defined in s. 938.02 (15m),
7 correctional institutions governed by the department of corrections under s. 301.02
8 and the offices and clinics of persons licensed to treat the sick under chs. 446, 447 and
9 448 are exempt from ss. 50.32 to 50.39. Sections 50.32 to 50.39 do not abridge the
10 rights of the medical examining board, physical therapists affiliated credentialing
11 board, podiatrists affiliated credentialing board, dentistry examining board,
12 pharmacy examining board, chiropractic examining board, and board of nursing in
13 carrying out their statutory duties and responsibilities.

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

15 51.20 (10) (cm) Prior to or at the final hearing, for individuals for whom a
16 petition is filed under sub. (1) (a) 2. e., the county department under s. 51.42 or 51.437
17 shall furnish to the court and the subject individual an initial recommended written
18 treatment plan that contains the goals of treatment, the type of treatment to be
19 provided, and the expected providers. If the person has served in the U.S. armed
20 forces or forces incorporated as part of the U.S. armed forces, the county department
21 shall contact the U.S. department of veterans affairs to determine if the person is
22 eligible for treatment at a U.S. department of veterans affairs facility. If the person
23 is eligible for that treatment, the county department shall include that information
24 in the treatment plan. The treatment plan shall address the individual's needs for
25 inpatient care, residential services, community support services, medication and its

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

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

10 51.35 (6) (a) When the department has notice that any person other than a
11 prisoner is entitled to receive care and treatment in a U.S. department of veterans
12 affairs facility, the person may petition the department of health and family services
13 for a transfer to such facility, and that department may procure admission to ~~such~~
14 the facility in accordance with s. 45.30.

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

16 51.45 (13) (h) A person committed under this subsection shall remain in the
17 custody of the county department for treatment for a period set by the court, but not
18 to exceed 90 days. During this period of commitment the county department may
19 transfer the person from one approved public treatment facility or program to
20 another as provided in par. (k). If the person has served in the U.S. armed forces or
21 forces incorporated as part of the U.S. armed forces, the county department shall
22 contact the U.S. department of veterans affairs to determine if the person is eligible
23 for treatment at a U.S. department of veterans affairs facility. If the person is eligible
24 for that treatment, the county department may transfer the person to that facility
25 if the U.S. department of veterans affairs approves that transfer. At the end of the

1 period set by the court, the person shall be discharged automatically unless the
2 county department before expiration of the period obtains a court order for
3 recommitment upon the grounds set forth in par. (a) for a further period not to exceed
4 6 months. If after examination it is determined that the person is likely to inflict
5 physical harm on himself or herself or on another, the county department shall apply
6 for recommitment. Only one recommitment order under this paragraph is
7 permitted.

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

9 59.52 (16) (b) (title) *County ~~veterans'~~ veterans housing.*

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

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

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

20 59.535 (1) (a) In this subsection, "veteran" has the meaning given in s. 45.37
21 ~~(1a)~~ 45.01 (12), and includes a person under s. 45.51 (2) (a) 2.

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

23 59.535 (4) **SERVICE OFFICER AND COMMISSION.** The board may appropriate funds
24 for the execution of the duties of the county ~~veterans'~~ veterans service officer and the
25 county ~~veterans'~~ veterans service commission.

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

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

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

10 **66.0509 (title) Civil service system; veterans' veterans preference.**

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

12 **66.1201 (9) (x)** To, within its area of operation, either by itself or with the
13 department of veterans affairs, undertake and carry out studies and analyses of
14 veterans' veterans housing needs and meeting those needs and make the study
15 results available to the public, including the building, housing and supply industries.

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

17 **67.015 Housing authorities exempted.** This chapter shall not be applicable
18 to borrowing by housing authorities or county ~~veterans'~~ veterans housing authorities
19 under ss. 66.1201 to 66.1213.

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

21 **69.30 (1) (bm)** "Service office" has the meaning given in s. ~~45.36 (1) (e)~~ 45.04
22 (1) (b).

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

24 **69.30 (2)** A financial institution, state agency, county department, Wisconsin
25 works agency, service office or family care district or an employee of a financial

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

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

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

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

20 **70.11 (3a) BUILDINGS AT THE WISCONSIN VETERANS HOME AT KING OR IN**
21 **SOUTHEASTERN WISCONSIN HOMES.** All buildings, equipment and leasehold interests
22 in lands described in s. ~~45.38~~ 45.03 (5).

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

24 **70.11 (9) MEMORIALS.** All memorial halls and the real estate upon which the
25 same are located, owned and occupied by any organization of United States war

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

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

14 71.05 (6) (b) 28. (intro.) An amount paid by a claimant for tuition expenses for
15 a student who is the claimant or who is the claimant's child and the claimant's
16 dependent who is claimed under section 151 (c) of the Internal Revenue Code, to
17 attend any university, college, technical college or a school approved under s. ~~45.54~~
18 39.90, that is located in Wisconsin or to attend a public vocational school or public
19 institution of higher education in Minnesota under the Minnesota-Wisconsin
20 reciprocity agreement under s. 39.47, calculated as follows:

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

22 86.03 (4) CUTTING OR INJURING TREES ON HIGHWAY. No person shall cut down,
23 break, girdle, bruise the bark, or in any other manner injure, or allow any animal
24 under that person's control to injure, any public or private trees, shrubs, or hedges
25 growing within the highway, except as the owner thereof or the public authority

1 maintaining the highway may cut down, trim and remove trees, shrubs, and hedges
2 for the purpose of and conducing to the benefit and improvement of the owner's land
3 or the highway facility, subject to sub. (7).

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

5 86.03 (6) FINES. Any Except as provided in sub. (7), any person violating any
6 of the provisions of this section shall be deemed guilty of a misdemeanor and upon
7 conviction thereof shall be punished by a fine not to exceed \$25 for each tree or shrub
8 damaged, felled or destroyed.

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

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

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

18 120.13 (37) (a) 3. Left high school before receiving a high school diploma to join
19 the U.S. armed forces during a war period under s. ~~45.001(5)~~ 45.01(13).

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

21 125.14 (2) (e) *Disposal.* The department shall dispose of the alcohol beverages
22 turned over to it by the court by either giving it to law enforcement agencies free of
23 charge for use in criminal investigations, ~~giving it to state-operated veterans'~~
24 ~~hospitals in amounts needed for medicinal purposes,~~ selling it to the highest bidder
25 if the bidder is a person holding a license or permit issued under this chapter, or

1 destroying it, at the discretion of the department. If the department elects to sell the
2 alcohol beverages, it shall publish a class 2 notice under ch. 985 asking for sealed bids
3 from qualified bidders. Any items or groups of items in the inventory subject to a
4 security interest, the existence of which was established in the proceedings for
5 conviction as being bona fide and as having been created without the secured party
6 having notice that the items were being used or were to be used in connection with
7 the violation, shall be sold separately. The net proceeds from the sale, less all costs
8 of seizure, storage, and sale, shall be turned over to the secretary of administration
9 and credited to the common school fund.

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

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

1 sales of fermented malt beverages from the stands while the fair is being held. A
2 municipal governing body may issue a temporary Class “B” license for premises that
3 are covered by a “Class B” permit issued under s. 125.51 (5) (b) 2. if the applicant
4 meets the requirements of this subsection.

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

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

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

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

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

9 139.31 (3) Cigarettes sold to post exchanges of the armed forces of the United
10 States and to federally ~~or state~~ operated veterans hospitals in this state and
11 cigarettes sold to an interstate carrier of passengers for hire to be resold to bona fide
12 passengers actually being transported and cigarettes sold for shipment outside this
13 state in interstate commerce are not subject to the tax.

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

15 139.76 (2) Tobacco products sold to or by post exchanges of the U.S. armed
16 forces, to or by federally ~~or state-operated~~ operated veterans hospitals in this state,
17 and tobacco products sold to an interstate carrier of passengers for hire to be resold
18 to bona fide passengers actually being transported and tobacco products sold for
19 shipment outside this state in interstate commerce are not subject to the tax.

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

21 146.997 (1) (c) “Health care facility” means a facility, as defined in s. 647.01 (4),
22 or any hospital, nursing home, community-based residential facility, county home,
23 county infirmary, county hospital, county mental health complex or other place
24 licensed or approved by the department of health and family services under s. 49.70,

1 49.71, 49.72, 50.03, 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05,
2 51.06, 233.40, 233.41, 233.42 or 252.10.

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

4 150.31 (5m) The department shall decrease the statewide bed limit specified
5 in sub. (1) to account for any reduction in the approved bed capacity of the nursing
6 home operated at the ~~Wisconsin Veterans Home at King or at the nursing care a~~
7 skilled nursing facility operated by the department of veterans affairs under s.
8 ~~45.385~~ 45.50 (1), as specified in s. ~~45.375 (2)~~ 45.50 (10).

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

10 150.46 (1) This subchapter does not apply to the ~~Wisconsin Veterans Home at~~
11 ~~King or to the nursing care facility a Wisconsin veterans home~~ operated by the
12 department of veterans affairs under s. ~~45.385~~ 45.50.

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

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

15 150.84 (2) "Health care facility" means a facility, as defined in s. 647.01 (4), or
16 any hospital, nursing home, community-based residential facility, county home,
17 county infirmary, county hospital, county mental health center or other place
18 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,
19 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, 233.40, 233.41,
20 233.42 or 252.10.

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

22 150.93 (5) This section does not apply to a hospital ~~established under s. 45.375~~
23 ~~(1)~~ operated by the state department of veterans affairs under s. 45.50 (10).

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

1 150.95 (2) 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 137.** 155.01 (6) of the statutes is amended to read:

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

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

11 **157.637 Veteran burials.** A cemetery authority of a cemetery, other than a
12 cemetery that is affiliated with a religious society organized under ch. 187, may not
13 prohibit the burial, as defined in s. 157.061 (1), of the human remains of a person
14 specified in s. ~~45.358 (3) (a) to (g)~~ 45.61 (2) at the cemetery if the cemetery authority
15 is paid in its usual and customary manner for the burial.

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

17 **182.028 School corporations.** Any corporation formed for the establishment
18 and maintenance of schools, academies, seminaries, colleges, or universities, or for
19 the cultivation and practice of music shall have power to enact bylaws for the
20 protection of its property, and provide fines as liquidated damages upon its members
21 and patrons for violating the bylaws, and may collect the same in tort actions, and
22 to prescribe and regulate the courses of instruction therein, and to confer ~~such~~ the
23 degrees and grant ~~such~~ the diplomas as are usually conferred by similar institutions
24 or as shall be appropriate to the courses of instruction prescribed, except that no
25 corporation shall operate or advertise a school that is subject to s. ~~45.54 (10)~~ 39.90

1 (7) without complying with the requirements of s. ~~45.54~~ 39.90. Any stockholder may
2 transfer his or her stock to the corporation for its use; and if the written transfer so
3 provides the stock shall be perpetually held by the board of directors with all the
4 rights of a stockholder, including the right to vote.

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

6 186.113 (14) (a) Process applications, act as closing agent and service loans
7 made under s. ~~45.79~~ 45.37, with the approval of the department of veterans affairs.

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

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

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

21 215.21 (2) **LENDING AREA.** Except for loans made under s. ~~45.79~~ 45.37, the
22 lending area of an association is limited to that area within a radius of 100 miles of
23 the association’s office.

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

1 224.71 (3) (b) 7. The department of veterans affairs when administering the
2 veteran's veterans housing loan program under subch. ~~II~~ III of ch. 45.

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

4 230.03 (14) (b) A person who served on active duty under honorable conditions
5 in the U.S. armed forces in ~~Bosnia, Grenada, Lebanon, Panama, Somalia or a Middle~~
6 East a crisis under s. 45.34 zone, as defined in s. 45.01 (11).

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

8 230.03 (14) (c) A person who served on active duty under honorable conditions
9 in the U.S. armed forces for at least one day during a war period, as defined in s.
10 ~~45.001 (5)~~ 45.01 (13) or under section 1 of executive order 10957 dated
11 August 10, 1961.

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

13 230.04 (17) The director shall resolve any dispute raised by a complaint filed
14 under s. 21.79 (1) (c).

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

16 230.08 (2) (xm) The commandants of the ~~Wisconsin Veterans Home at King and~~
17 ~~the Southern Wisconsin Veterans Retirement Center~~ veterans homes in the
18 department of veterans affairs.

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

20 230.315 (1) (c) The employee has received a military leave of absence under s.
21 230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V
22 of ch. 111, or under rules promulgated by the office of employment relations or is
23 eligible for reemployment with the state under s. ~~45.50~~ 21.79 after completion of his
24 or her service in the U.S. armed forces.

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

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

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

7 234.03 (13m) To purchase and enter into commitments for the purchase of
8 veterans housing loans made pursuant to s. ~~45.79~~ 45.37.

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

10 234.40 (1) The authority shall issue its negotiable bonds in such principal
11 amount and length of maturity as to provide sufficient funds for veterans housing
12 loans to be made pursuant to s. ~~45.79~~ 45.37.

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

14 234.40 (3) It is the intent of the legislature that the authority be used to finance
15 the veterans housing program. Nothing in this chapter shall be construed to
16 supersede the powers vested by subch. ~~II~~ III of ch. 45 in the department of veterans
17 affairs for carrying out program responsibilities for which debt has been incurred by
18 the authority.

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

20 234.41 (1) There is established under the jurisdiction of the authority a
21 veterans housing loan fund. All moneys resulting from the sale of bonds for the
22 purpose of veterans housing pursuant to s. ~~45.79~~ 45.37, unless credited to the
23 veterans capital reserve fund, shall be credited to the fund.

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

1 234.41 (2) The authority shall use moneys in the fund for the purpose of
2 purchasing loans representing veterans housing loans pursuant to s. ~~45.79~~ 45.37.
3 All disbursements of funds under this section for purchasing mortgage loans shall
4 be made payable to authorized lenders as defined in s. ~~45.71 (2)~~ 45.31 (3) and eligible
5 persons as defined in s. ~~45.71 (6)~~ 45.31 (5).

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

7 234.60 (3) (a) The authority may not have outstanding at any time in aggregate
8 principal amount of bonds or notes issued under this section before January 1, 1983
9 more than \$150,000,000 less not more than \$50,000,000 in aggregate principal
10 amount of revenue obligations issued subject to s. ~~45.79 (6) (e)~~ 45.37 (6) (c) on or after
11 May 8, 1982 and before November 1, 1982.

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

13 234.60 (3) (b) The authority may not have outstanding at any time in aggregate
14 principal amount of bonds or notes issued under this section from January 1, 1983,
15 to December 31, 1983, more than \$185,000,000 less not more than \$50,000,000 in
16 aggregate principal amount of revenue obligations issued subject to s. ~~45.79 (6) (e)~~
17 45.37 (6) (c) from January 1, 1983, to October 31, 1983.

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

19 252.14 (1) (d) "Inpatient health care facility" means a hospital, nursing home,
20 community-based residential facility, county home, county mental health complex
21 or other place licensed or approved by the department under s. 49.70, 49.71, 49.72,
22 50.02, 50.03, 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 48.62, 51.05,
23 51.06, 233.40, 233.41, 233.42 or 252.10.

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

1 341.14 (6) (a) Upon application to register an automobile or a motor truck or
2 dual purpose farm truck that has a gross weight of not more than 8,000 pounds by
3 any person who was a member of any of the U.S. armed services and who was held
4 as a prisoner of war during ~~any of the conflicts described in s. 45.001 (5) a war period,~~
5 as defined in s. 45.01 (13), or while in service in Bosnia, Grenada, Lebanon, Panama,
6 Somalia, or a Middle East a crisis under s. 45.34 zone, as defined in s. 45.01 (11), and
7 upon submission of a statement from the U.S. department of veterans affairs
8 certifying that the person was a prisoner of war during ~~one of the conflicts described~~
9 ~~in s. 45.001 (5) a war period,~~ as defined in s. 45.01 (13), or while in service in Bosnia,
10 Grenada, Lebanon, Panama, Somalia, or a Middle East a crisis under s. 45.34 zone,
11 as defined in s. 45.01 (11), the department shall issue to the person a special plate
12 that is colored red, white, and blue and that has the words “ex-prisoner of war”
13 placed on the plate in the manner designated by the department.

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

15 341.26 (2) (g) A motor vehicle operated exclusively by a nationally chartered
16 war veterans’ veterans organization and used only for the purpose of advertising the
17 organization.

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

19 421.203 (1) Consumer credit transactions, not governed by ch. 428, which are
20 made, insured or guaranteed by the federal government or any agency thereof, or by
21 any federal instrumentality chartered under the federal farm credit act of 1971 (P.L.
22 92-181; 85 stats. 583; 12 USC 2001 et seq.), or by the department of veteran’s
23 veterans affairs shall be subject to only those provisions set forth in sub. (2).

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

1 421.301 (6) "Business day" means any calendar day except Saturday and
2 Sunday, and except the following business holidays: New Year's Day, Martin Luther
3 King Jr.'s Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor
4 Day, Columbus Day, Veterans' Veterans Day, Thanksgiving and Christmas.

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

6 460.05 (1) (e) 1. Graduated from a school of massage therapy or bodywork
7 approved by the educational approval board under s. 45.54 39.90 or completed
8 training program approved by the department under the rules promulgated under
9 s. 460.04 (2) (b).

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

11 563.11 (1) (intro.) Any bona fide religious, charitable, service, fraternal or
12 veterans' veterans organization or any organization, other than the state or any
13 political subdivision of the state, to which contributions are deductible for federal
14 income tax purposes or state income or franchise tax purposes, may apply to the
15 department for a license to conduct bingo. In this subsection, "service organization"
16 includes all of the following:

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

18 565.10 (14) (a) (intro.) In this subsection, "nonprofit organization" means a
19 religious, charitable, service, fraternal or veterans' veterans organization or any
20 organization, other than the state or a political subdivision of the state, to which
21 contributions are deductible for federal income tax purposes or state income or
22 franchise tax purposes, which meets all of the following criteria:

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

24 610.70 (1) (e) "Medical care institution" means a facility, as defined in s. 647.01
25 (4), or any hospital, nursing home, community-based residential facility, county

1 home, county infirmary, county hospital, county mental health center, adult family
2 home, assisted living facility, rural medical center, hospice or other place licensed,
3 certified or approved by the department of health and family services under s. 49.70,
4 49.71, 49.72, 50.02, 50.03, 50.032, 50.033, 50.034, 50.35, 50.52, 50.90, 51.04, 51.08,
5 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, or 252.10 or under ch. 233,
6 or licensed or certified by a county department under s. 50.032 or 50.033.

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

8 812.30 (9) “Need-based public assistance” means aid to families with
9 dependent children, relief funded by a relief block grant under ch. 49, relief provided
10 by counties under s. 59.53 (21), medical assistance, supplemental security income,
11 food stamps, or benefits received by veterans under s. ~~45.351(1)~~ 45.40 (1) or under
12 38 USC 501 to 562.

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

14 814.29 (1) (d) 1. That the person is a recipient of means-tested public
15 assistance, including aid to families with dependent children, relief funded by a relief
16 block grant under ch. 49, relief provided by counties under s. 59.53 (21), medical
17 assistance, supplemental security income, food stamps or benefits received by
18 veterans under s. ~~45.351(1)~~ 45.40 (1) or under 38 USC 501 to 562.

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

20 815.18 (13) (k) Veterans benefits exempt under s. ~~45.35(8)(b)~~ 45.03 (8) (b).

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

22 **851.09 Heir.** “Heir” means any person, including the surviving spouse, who
23 is entitled under the statutes of intestate succession to an interest in property of a
24 decedent. The state is an heir of the decedent and a person interested under s. ~~45.37~~
25 ~~(10) and (11)~~ 45.51 (10) and (11) when the decedent was a member of the Wisconsin

1 ~~Veterans Home at King or at the facilities~~ a Wisconsin veterans home operated by
2 the department of veterans affairs under s. ~~45.385~~ 45.50 at the time of the decedent's
3 death.

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

6 CHAPTER 880

7 SUBCHAPTER II

8 UNIFORM VETERANS' VETERANS GUARDIANSHIP ACT

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

10 880.60 (title) **United States uniform veterans' veterans guardianship**
11 **act.**

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

13 880.60 (1) (a) "Administrator" means the ~~administrator of veterans' secretary~~
14 ~~of the U.S. department of veterans affairs of the United States or the administrator's~~
15 his or her successor.

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

17 880.60 (5) (b) The petition for appointment shall set forth the name, age, place
18 of residence of the ward, the name and place of residence of the nearest relative, if
19 known, and the fact that the ward is entitled to receive benefits payable by or through
20 the ~~veterans' administration~~ U.S. department of veterans affairs and shall set forth
21 the amount of moneys then due and the amount of probable future payments.

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

23 880.60 (19) SHORT TITLE. This section may be cited as the "Uniform Veterans'
24 Veterans Guardianship Act."

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

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

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

5 948.11 (4) (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 (END)