

ASSEMBLY BILL 573

AB 573
Enrolling
Pt. 2 of 2LRB-0590/2
BJH:cjs:jf
SECTION 110

1 **SECTION 110.** 103.92 (6) of the statutes is amended to read:

2 103.92 **(6)** FAILURE TO PAY SUPPORT OR TO COMPLY WITH SUBPOENA OR WARRANT;
3 MEMORANDUM OF UNDERSTANDING. The department of workforce development shall
4 deny, suspend, restrict, refuse to renew, or otherwise withhold a certificate to operate
5 a migrant labor camp for failure of the applicant or person operating the camp to pay
6 court-ordered payments of child or family support, maintenance, birth expenses,
7 medical expenses, or other expenses related to the support of a child or former spouse
8 or for failure of the applicant or person operating the camp to comply, after
9 appropriate notice, with a subpoena or warrant issued by the department of children
10 and families or a county child support agency under s. 59.53 (5) and related to
11 paternity or child support proceedings, as provided in a memorandum of
12 understanding entered into under s. 49.857. Notwithstanding s. 103.005 (10), an
13 action taken under this subsection is subject to review only as provided in a
14 memorandum of understanding entered into under s. 49.857 and not as provided in
15 ch. 227.

NOTE: The responsibility for administering the child support program under ch.
49 was transferred from the Department of Workforce Development to the Department
of Children and Families by 2007 Wisconsin Act 20.

16 **SECTION 111.** 104.07 (4) (c) of the statutes is amended to read:

17 104.07 **(4)** (c) ~~The subunit of the department that obtains a social security~~
18 ~~number or a federal employer identification number under par. (a) of workforce~~
19 ~~development may not disclose the social security number or the federal employer~~
20 ~~identification number any information received under par. (a) to any person except~~
21 to the department of revenue for the sole purpose of requesting certifications under
22 s. 73.0301 or ~~on the request of the subunit of the department that administers the~~

ASSEMBLY BILL 573

1 ~~child and spousal support program under~~ of children and families for purposes of
2 administering s. 49.22 (2m).

NOTE: The responsibility for administering the child support program under ch. 49 was transferred from the Department of Workforce Development to the Department of Children and Families by 2007 Wisconsin Act 20.

3 **SECTION 112.** 104.07 (5) of the statutes is amended to read:

4 104.07 (5) The department of workforce development shall deny, suspend,
5 restrict, refuse to renew, or otherwise withhold a license under sub. (1) or (2) for
6 failure of the applicant or licensee to pay court-ordered payments of child or family
7 support, maintenance, birth expenses, medical expenses, or other expenses related
8 to the support of a child or former spouse or for failure of the applicant or licensee
9 to comply, after appropriate notice, with a subpoena or warrant issued by the
10 department of children and families or a county child support agency under s. 59.53
11 (5) and related to paternity or child support proceedings, as provided in a
12 memorandum of understanding entered into under s. 49.857. Notwithstanding s.
13 103.005 (10), an action taken under this subsection is subject to review only as
14 provided in the memorandum of understanding entered into under s. 49.857 and not
15 as provided in ch. 227.

NOTE: The responsibility for administering the child support program under ch. 49 was transferred from the Department of Workforce Development to the Department of Children and Families by 2007 Wisconsin Act 20.

16 **SECTION 113.** 105.06 (1m) (c) of the statutes is amended to read:

17 105.06 (1m) (c) The ~~subunit of the department that obtains a social security~~
18 ~~number or a federal employer identification number under par. (a)~~ of workforce
19 development may not disclose the social security number or the federal employer
20 ~~identification number~~ any information received under par. (a) to any person except
21 to the department of revenue for the sole purpose of requesting certifications under

ASSEMBLY BILL 573**SECTION 113**

1 s. 73.0301 or ~~on the request of the subunit of the department that administers the~~
2 ~~child and spousal support program under~~ children and families for purposes of
3 administering s. 49.22 (2m).

NOTE: The responsibility for administering the child support program under ch. 49 was transferred from the Department of Workforce Development to the Department of Children and Families by 2007 Wisconsin Act 20.

4 **SECTION 114.** 105.13 (2) of the statutes is amended to read:

5 105.13 (2) The department of workforce development shall deny, suspend,
6 restrict, refuse to renew, or otherwise withhold an employment agent's license for
7 failure of the applicant or licensee to pay court-ordered payments of child or family
8 support, maintenance, birth expenses, medical expenses, or other expenses related
9 to the support of a child or former spouse or for failure of the applicant or licensee
10 to comply, after appropriate notice, with a subpoena or warrant issued by the
11 department of children and families or a county child support agency under s. 59.53
12 (5) and related to paternity or child support proceedings, as provided in a
13 memorandum of understanding entered into under s. 49.857. Notwithstanding s.
14 103.005 (10), any action taken under this subsection is subject to review only as
15 provided in the memorandum of understanding entered into under s. 49.857 and not
16 as provided in ch. 227.

NOTE: The responsibility for administering the child support program under ch. 49 was transferred from the Department of Workforce Development to the Department of Children and Families by 2007 Wisconsin Act 20.

17 **SECTION 115.** 108.02 (13) (c) 1. of the statutes is amended to read:

18 108.02 (13) (c) 1. Any employing unit which ~~employees~~ employs an individual
19 in agricultural labor shall become an employer as of the beginning of any calendar
20 year if the employing unit paid or incurred a liability to pay cash wages for
21 agricultural labor which totaled \$20,000 or more during any quarter in either that

ASSEMBLY BILL 573

1 year or the preceding calendar year, or if the employing unit employed as many as
2 10 individuals in some agricultural labor for some portion of a day on at least 20 days,
3 each day being in a different calendar week, whether or not such weeks were
4 consecutive, in either that year or the preceding calendar year.

NOTE: Corrects error in transcribing 1987 Wis. Act 38. The change is printed in
the 2007-08 Statutes.

5 **SECTION 116.** 108.02 (17m) (title) of the statutes is created to read:

6 108.02 (**17m**) (title) INDIAN TRIBE.

NOTE: The other subsections in s. 108.02 have titles.

7 **SECTION 117.** 108.151 (7) (h) of the statutes, as affected by 2007 Wisconsin Act
8 59, is amended to read:

9 108.151 (**7**) (h) If the payroll of an employer for any quarter is adjusted to
10 decrease the amount of the payroll after ~~a~~ an employment and wage report for the
11 employer is filed under s. 108.205 (1), the department shall refund any assessment
12 that is overpaid by the employer under this subsection as a result of the adjustment.

NOTE: Inserts correct article.

13 **SECTION 118.** 115.395 (2) of the statutes, as created by 2007 Wisconsin Act 20,
14 is amended to read:

15 115.395 (**2**) Beginning in the 2008-09 school year, the board may apply to the
16 department of administration for an annual grant of up to \$10,000,000 to implement
17 initiatives to improve pupil academic achievement in all grades, such as employing
18 licensed teachers to tutor pupils who are struggling academically, or employing
19 persons to coordinate the district's instructional programs and provide ongoing
20 professional development for teachers. The board shall submit with its application
21 a plan for the department of administration's approval describing the initiatives for
22 which the grant will be used, describing the research showing that the initiatives

ASSEMBLY BILL 573**SECTION 118**

1 have a positive effect on pupil academic achievement, and including criteria for
2 evaluating the effectiveness of the initiatives, such as high school graduation rates
3 or the results of the statewide pupil assessments under ~~ch. s.~~ s. 118.30.

NOTE: Corrects citation form.

4 **SECTION 119.** 115.42 (2) (c) of the statutes, as created by 2007 Wisconsin Act
5 20, is amended to read:

6 115.42 (2) (c) The amount of each grant under par. (a) shall be \$5,000 in any
7 school year in which the recipient is employed in a school in which at least 60 percent
8 of the pupils enrolled are eligible for a free or reduced-price lunch under 42 USC
9 1758 (6) (b).

NOTE: Corrects cross-reference. There is no 42 USC 1758 (6). 42 USC 1758 (b) relates to eligibility for free and reduced price lunches.

10 **SECTION 120.** 115.77 (1m) (c) of the statutes is amended to read:

11 115.77 (1m) (c) Ensures that children participating in early intervention
12 programs under s. 51.44 who will participate in preschool programs assisted under
13 this subchapter experience a smooth and effective transition to those preschool
14 programs and that, by the 3rd birthday of such a child, an individualized education
15 program has been developed and is being implemented for the child. The local
16 educational agency shall participate in transition planning conferences arranged by
17 the county administrative agency, as defined in s. ~~HFS~~ DHS 90.03 (10), Wis. adm.
18 ~~code~~ Adm. Code.

NOTE: The "HFS" administrative code was renumbered "DHS" by the legislative reference bureau under s. 13.92 (4) (b) 1. to reflect the name change of the Department of Health and Family Services to the Department of Health Services. Capitalization is conformed to current style. The changed agency prefix is printed in the 2007-08 Statutes.

19 **SECTION 121.** 115.812 (3) (a) of the statutes is amended to read:

20 115.812 (3) (a) A school board, cooperative educational service agency and
21 county children with disabilities education board may enter into an agreement with

ASSEMBLY BILL 573

1 a county administrative agency, as defined in s. ~~HFS DHS~~ DHS 90.03 (10), Wis. ~~adm. code~~
2 Adm. Code, to allow the employees of the school board, agency or county children
3 with disabilities education board to participate in the performance of evaluations
4 and the development of individualized family service plans under s. 51.44.

NOTE: The “HFS” administrative code was renumbered “DHS” by the legislative reference bureau under s. 13.92 (4) (b) 1. to reflect the name change of the Department of Health and Family Services to the Department of Health Services. Capitalization is conformed to current style. The changed agency prefix is printed in the 2007–08 Statutes.

5 **SECTION 122.** 134.405 (1) (f) 1. of the statutes, as created by 2007 Wisconsin Act
6 64, is amended to read:

7 134.405 (1) (f) 1. A metal article stamped, engraved, stenciled, or otherwise
8 marked to identify the article as the property of a governmental entity,
9 telecommunications provider, public utility, cable operator, as defined in s. ~~66.0419~~
10 ~~(2) (b)~~ 66.0420 (2) (d), or an entity that produces, transmits, delivers, or furnishes
11 electricity, or transportation, shipbuilding, ship repair, mining, or manufacturing
12 company.

NOTE: Section 66.0419 (2) (b) was repealed by 2007 Wis. Act 42. The definition in s. 66.0420 (2) (d) cross-references a federal definition, and the definition in former s. 66.419 (2) (b) followed the federal definition, rather than cross-referencing it.

13 **SECTION 123.** 146.50 (9m) of the statutes, as created by 2007 Wisconsin Act 104,
14 is renumbered 256.15 (9m).

NOTE: Confirms renumbering by the legislative reference bureau under s. 13.92 (1) (bm) 2. 2007 Wis. Act 130 renumbered the section title and subsections (2) to (13) of s. 146.50 to s. 256.15 and renumbered s. 146.50 (1) in parts to s. 256.01 or 256.15 but did not take into account the creation of s. 146.50 (9m) by 2007 Wis. Act 104.

15 **SECTION 124.** 146.555 of the statutes, as created by 2007 Wisconsin Act 104,
16 is renumbered 256.13 and amended to read:

17 **256.13 Cardiocerebral resuscitation.** Any person who offers certification
18 in cardiopulmonary resuscitation shall provide the written information on
19 cardiocerebral resuscitation that is prepared by the emergency medical services

ASSEMBLY BILL 573**SECTION 124**

1 board under s. ~~146.58 (9)~~ 256.04 (9) to each individual to whom the person provides
2 instruction in cardiopulmonary resuscitation.

NOTE: Confirms renumbering by the legislative reference bureau under s. 13.92
(1) (bm) 2. This section is renumbered for consistency with the renumbering of s. 146.50
to 146.59 by 2007 Wis. Act 130. Section 146.58 (9), as created by 2007 Wis. Act 104, is
renumbered to 256.04 (9) by this bill.

3 **SECTION 125.** 146.58 (9) of the statutes, as created by 2007 Wisconsin Act 104,
4 is renumbered 256.04 (9).

NOTE: Confirms renumbering by the legislative reference bureau under s. 13.92
(1) (bm) 2. The remainder of s. 146.58 was renumbered to s. 256.04 by 2007 Wis. Act 130
without taking the creation of sub. (9) by 2007 Wis. Act 104 into account.

5 **SECTION 126.** 146.70 (3m) (d) 1. of the statutes is renumbered 256.35 (3m) (d)
6 1.

NOTE: Confirms renumbering by the legislative reference bureau under s. 13.92
(1) (bm) 2. The remainder of s. 146.70 was renumbered to s. 256.35 by 2007 Wis. Act 130.

7 **SECTION 127.** The treatment of 153.05 (2r) (intro.) of the statutes by 2007
8 Wisconsin Act 20, sections 2898h and 9121 (6) (a), is not repealed by 2007 Wisconsin
9 Act 97, section 127. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference
bureau, effective 7-1-08, s. 153.05 (2r) (intro.) reads:

(2r) Notwithstanding s. 16.75 (1), (2), and (3m), from the appropriation account
under s. 20.515 (1) (ut) the department of employee trust funds may expend up to
\$150,000, and from the appropriation accounts under s. 20.435 (1) (hg) and (hi) the
department of health services, in its capacity as a public health authority, may expend
moneys, to contract with a data organization to perform services under this chapter that
are specified for the data organization under sub. (1) (c) or, if s. 153.455 (4) applies, for
the department of health services to perform or contract for the performance of these
services. As a condition of the contract under this subsection, all of the following apply:

10 **SECTION 128.** 154.30 (3) (a) 1. of the statutes, as created by 2007 Wisconsin Act
11 58, is amended to read:

12 154.30 **(3)** (a) 1. The disposition of any unrevoked anatomical gift made by the
13 decedent under s. 157.06 ~~(2)~~ or made by an individual other than the decedent under
14 s. 157.06 ~~(3) or (4)~~.

ASSEMBLY BILL 573

NOTE: 2007 Wis. Act 106 repealed and recreated s. 157.06 reorganizing and updating the material relating to anatomical gifts so that the specific cross-references no longer apply.

1 **SECTION 129.** 154.30 (3) (b) 4. of the statutes, as created by 2007 Wisconsin Act
2 58, is amended to read:

3 154.30 **(3)** (b) 4. An individual for whom a determination is made ~~under~~ by the
4 probate court under par. (c) 2. b. that the individual and the decedent were estranged
5 at the time of death.

NOTE: Deletes unnecessary word.

6 **SECTION 130.** 157.06 (6) (a) (intro.) of the statutes, as affected by 2007
7 Wisconsin Act 106, is amended to read:

8 157.06 **(6)** (a) (intro.) Subject to sub. (8), a donor may amend an anatomical gift
9 of his or her body or part by doing any of the following:

NOTE: Inserts missing word.

10 **SECTION 131.** 157.06 (12) (a) (intro.) of the statutes, as affected by 2007
11 Wisconsin Act 106, is amended to read:

12 157.06 **(12)** (a) (intro.) If any of the following persons reasonably believes an
13 individual to be dead or near death, the person shall make a reasonable search of the
14 individual for a record of gift or a record of refusal or other information identifying
15 the individual as a donor or as an individual who has refused to make an anatomical
16 gift.;

NOTE: Replaces punctuation consistent with current style.

17 **SECTION 132.** 157.06 (25m) (c) of the statutes, as affected by 2007 Wisconsin
18 Act 106, is amended to read:

19 157.06 **(25m)** (c) If a person makes an anatomical gift in the manner provided
20 in sub. (10) (a) 2. or 3., the individual receiving the oral communication shall read
21 aloud to the person, the sentences required under par. (a). If the anatomical gift is

ASSEMBLY BILL 573**SECTION 132**

1 made in the manner provided in sub. (10) (a) 3., the individual who reduces the
2 anatomical gift to a record shall note on the record that the person making the
3 anatomical gift has been read the sentences required under par. (a) and note any
4 limitations that the person making the anatomical gift imposes on the use of any
5 bones or tissues that are the subject of the anatomical gift or any limitations on the
6 types of organizations that recover, process, or distribute such bones or tissues.

NOTE: Inserts a missing article and deletes unnecessary comma.

7 **SECTION 133.** The treatment of 165.85 (3) (cm) of the statutes by 2007
8 Wisconsin Act 20 is not repealed by 2007 Wisconsin Act 97. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, effective 7-1-08, s. 165.85 (3) (cm) reads:

(cm) Decertify law enforcement, tribal law enforcement, jail or juvenile detention officers who terminate employment or are terminated, who violate or fail to comply with a rule or order of the board relating to curriculum or training, who fail to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses, or other expenses related to the support of a child or former spouse, or who fail to comply, after appropriate notice, with a subpoena or warrant issued by the department of children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings. The board shall establish procedures for decertification in compliance with ch. 227, except that decertification for failure to pay court-ordered payments of child or family support, maintenance, birth expenses, medical expenses, or other expenses related to the support of a child or former spouse or for failure to comply, after appropriate notice, with a subpoena or warrant issued by the department of children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings shall be done as provided under sub. (3m) (a).

9 **SECTION 134.** 183.0906 (1) to (4) of the statutes are renumbered 183.0906 (1m)
10 (a) to (d).

NOTE: Confirms renumbering by the legislative reference bureau under s. 13.92 (1) (bm) 2. 2007 Wis. Act 133 renumbered s. 183.0906 (intro.) to s. 183.0906 (1m) (intro.) but did not renumber the subsequent subsections, resulting in an incorrect numbering scheme.

11 **SECTION 135.** 196.374 (5) (bm) 1. of the statutes, as affected by 2005 Wisconsin
12 Act 141, is amended to read:

13 196.374 (5) (bm) 1. The commission shall commence a proceeding for ~~for~~
14 creating a proposal for allocating within different classes of customers an equitable

ASSEMBLY BILL 573

1 distribution of the recovery of the amounts under par. (a) by all energy utilities. The
2 purpose of the allocation is to ensure that customers of an energy utility within a
3 particular class are treated equitably with respect to customers of other energy
4 utilities within the same class. No later than December 31, 2008, the commission
5 shall submit the proposal to the governor and chief clerk of each house of the
6 legislature for distribution to the appropriate standing committees of the legislature
7 under s. 13.172 (3).

NOTE: Deletes unnecessary repeated word inserted by 2005 Wis. Act 141.

8 **SECTION 136.** 233.04 (10) of the statutes, as affected by 2007 Wisconsin Acts
9 109 and 130, is amended to read:

10 233.04 (10) ~~255.35~~ If Children's Hospital and Health System ceases to operate
11 a poison control center under s. 255.35, administer a statewide poison control
12 program.

NOTE: The stricken "255.35" was inserted by 2007 Wis. Act 130 but was rendered
surplusage by the treatment by 2007 Wis. Act 109.

13 **SECTION 137.** 251.20 (3) of the statutes is amended to read:

14 251.20 (3) Additional required services for Level II and Level III local health
15 departments under s. 251.05 (2) (b) and (c), including services that ~~DHFS~~ the
16 department of health services determines appropriately address objectives or
17 services specified in the most recent public health agenda ~~€~~ under s. 250.07 (1) (a).

NOTE: A letter was inadvertently not stricken by 2005 Wis. Act 198. The "t" is not
printed in the 2007-08 Statutes. Consistent with current style, a department
abbreviation is replaced with the current department name.

18 **SECTION 138.** The treatment of 253.15 (8) of the statutes by 2007 Wisconsin Act
19 20 is not repealed by 2007 Wisconsin Act 96. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference
bureau, effective 7-1-08, s. 253.15 (8) reads:

(8) IDENTIFICATION OF SHAKEN OR IMPACTED BABIES. The department of health
services shall identify all infants and young children who have shaken baby syndrome

ASSEMBLY BILL 573**SECTION 138**

or who are impacted babies and all infants and young children who have died as a result of being shaken or thrown by using the statewide automated child welfare information system established under s. 48.47 (7g) and child fatality information compiled by the department of justice. For each infant or young child so identified, the department of health services shall document the age, sex, and other characteristics of the infant or young child that are relevant to the prevention of shaken baby syndrome and impacted babies and, if known, the age, sex, employment status, and residence of the person who shook or threw the infant or young child, the relationship of that person to the infant or young child, and any other characteristics of that person that are relevant to the prevention of shaken baby syndrome and impacted babies.

1 **SECTION 139.** 254.47 (6) of the statutes, as created by 2007 Wisconsin Act 104,
2 is amended to read:

3 254.47 (6) Before serving as a lifeguard at a public swimming pool or a
4 recreational and educational camp or as an on-site health services staff member at
5 a recreational and educational camp, an individual shall have proficiency in the use
6 of an automated external defibrillator, as defined in s. ~~146.50~~ 256.15 (1) (cr), achieved
7 through instruction provided by an individual, organization, or institution of higher
8 education achieved through instruction approved under s. 46.03 (38) to provide such
9 instruction.

NOTE: Corrects cross-reference. Section 146.50 (1) (cr) was renumbered s. 256.15
(1) (cr) by 2007 Wis. Act 130.

10 **SECTION 140.** 254.59 (7) (title) of the statutes, as created by 2007 Wisconsin Act
11 130, is repealed.

NOTE: No other subsections in s. 254.59 have titles.

12 **SECTION 141.** 281.344 (1) (wp) 2. of the statutes, as created by 2007 Wisconsin
13 Act 227, is amended to read:

14 281.344 (1) (wp) 2. For a system for providing a public water supply, the
15 equipment from the point of intake of the water to the first point at which the water
16 is distributed.

NOTE: Inserts "the" consistent with s. 281.344 (1) (wp) 1.

ASSEMBLY BILL 573

1 **SECTION 142.** 281.346 (1) (wp) 2. of the statutes, as created by 2007 Wisconsin
2 Act 227, is amended to read:

3 281.346 (1) (wp) 2. For a system for providing a public water supply, the
4 equipment from the point of intake of the water to the first point at which the water
5 is distributed.

NOTE: Inserts “the” consistent with s. 281.346 (1) (wp) 1.

6 **SECTION 143.** 281.346 (5e) (c) 2. of the statutes, as affected by 2009 Wisconsin
7 Act 28, is amended to read:

8 281.346 (5e) (c) 2. Beginning on December 8, 2011, except as provided in subd.
9 3., the department may not approve a water supply service area plan under s.
10 281.348 that provides for increasing, before December 8, 2021, the amount of a
11 withdrawal that is covered under an individual permit issued under ~~s.~~ sub. (5) if after
12 the increase the withdrawal would equal 10,000,000 or more gallons per day for any
13 30 consecutive days over the baseline, or, if the department issued a modified permit
14 for the withdrawal and the modification was subject to the compact decision-making
15 standard under sub. (6), the withdrawal would equal 10,000,000 gallons per day for
16 any 30 consecutive days over the withdrawal amount as of the date that the
17 department issued that modified permit, unless the increased withdrawal meets the
18 compact decision-making standard under sub. (6).

NOTE: Deletes unnecessary “s.” The change was printed in the 2007–08 Statutes
and is confirmed here.

19 **SECTION 144.** 281.346 (9) (d) 1. of the statutes, as created by 2007 Wisconsin
20 Act 227, is amended to read:

21 281.346 (9) (d) 1. The department shall provide an opportunity for any
22 interested person or group of persons, any affected local governmental unit, or any
23 state agency to request a public hearing with respect to a proposal for which the

ASSEMBLY BILL 573**SECTION 144**

1 department receives an application ~~under~~ to which par. (b) 1. applies or on a proposed
2 general permit under sub. (4s) (a). A request for a public hearing shall be filed with
3 the department within 30 days after the department gives notice under par. (b). The
4 party filing a request for a public hearing shall indicate the interest of the party and
5 the reasons why a hearing is warranted. The department shall hold a public hearing
6 on a proposal for which the department receives an application to which par. (b) 1.
7 applies or on a proposed general permit under sub. (4s) (a) if the department
8 determines that there is a significant public interest in holding a hearing.

NOTE: Deletes unnecessary word.

9 **SECTION 145.** 281.346 (11) (a) 2. of the statutes, as created by 2007 Wisconsin
10 Act 227, is amended to read:

11 281.346 (11) (a) 2. The department shall create the water resources inventory
12 under subd. 1. no later than June 1, 2014, or the first day of the 60th month beginning
13 after the compact's effective date, whichever is later.

NOTE: Inserts missing comma.

14 **SECTION 146.** 281.35 (1) (d) of the statutes is amended to read:

15 281.35 (1) (d) "Great Lakes basin" means the watershed of the Great Lakes and
16 the St. Lawrence River upstream from ~~Trois-Rivieres~~ Trois-Rivieres, Quebec.

NOTE: Corrects spelling.

17 **SECTION 147.** 281.35 (4) (a) 4. of the statutes, as created by 2007 Wisconsin Act
18 227, is amended to read:

19 281.35 (4) (a) 4. A person to whom a permit under s. ~~281.244~~ 281.344 (5) or
20 281.346 (5) has been issued or who is required to obtain a permit under one of those
21 provisions before beginning or increasing a withdrawal.

NOTE: Inserts correct cross-reference. There is no s. 281.244.

22 **SECTION 148.** 281.35 (5) (d) 2. of the statutes is amended to read:

ASSEMBLY BILL 573

1 281.35 (5) (d) 2. That the proposed withdrawal does not conflict with any
2 applicable plan for future uses of the waters of the state, including plans developed
3 under ss. 281.12 (1) and 283.83 ~~and any water quantity resources plan prepared~~
4 ~~under sub. (8).~~

NOTE: Section 281.35 (8) was repealed by 2007 Wis. Act 227.

5 **SECTION 149.** 281.48 (5p) (title) of the statutes is created to read:
6 281.48 (5p) (title) LIMIT ON LOCAL REGULATION.

NOTE: The remaining subsections in s. 281.48 have titles.

7 **SECTION 150.** 281.49 (10) (title) of the statutes is created to read:
8 281.49 (10) (title) SEPTAGE DISPOSAL FEES.

NOTE: The remaining subsections in s. 281.49 have titles.

9 **SECTION 151.** 281.69 (1b) (ag) of the statutes is amended to read:
10 281.69 (1b) (ag) ~~In this section, “lake”~~ “Lake” includes a flowage.

NOTE: Deletes language repeated from s. 281.69 (1b) (intro.).

11 **SECTION 152.** 285.48 (4) (b) of the statutes, as affected by 2005 Wisconsin Act
12 141, is amended to read:

13 285.48 (4) (b) The implementation of low-income weatherization and energy
14 conservation measures, including programs established under s. 16.957 (2) (a) ~~or (b)~~
15 or programs under s. 196.374.

NOTE: Section 16.957 (2) (b) was repealed eff. 7-1-07 by 2005 Wis. Act 141.

16 **SECTION 153.** The treatment of 301.45 (1d) (b) of the statutes by 2007 Wisconsin
17 Act 80 is not repealed by 2007 Wisconsin Act 116. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau s. 301.45 (1d) (b) reads:

(b) “Sex offense” means a violation, or the solicitation, conspiracy, or attempt to commit a violation, of s. 940.22 (2), 940.225 (1), (2) or (3), 944.06, 948.02 (1) or (2), 948.025, 948.05, 948.051, 948.055, 948.06, 948.07 (1) to (4), 948.075, 948.08, 948.085, 948.095, 948.11 (2) (a) or (am), 948.12, 948.13, or 948.30, of s. 940.302 (2) if s. 940.302 (2) (a) 1. b. applies, or of s. 940.30 or 940.31 if the victim was a minor and the person who committed the violation was not the victim’s parent.

ASSEMBLY BILL 573**SECTION 154**

1 **SECTION 154.** 301.46 (4) (a) 10m. of the statutes, as created by 2007 Wisconsin
2 Act 20, is amended to read:

3 301.46 **(4)** (a) 10m. The department of children and families.

NOTE: Inserts missing word.

4 **SECTION 155.** 301.48 (2) (b) 2. of the statutes, as affected by 2007 Wisconsin Acts
5 20 and 96, is amended to read:

6 301.48 **(2)** (b) 2. A court discharges the person under ~~s. 980.10, 2003 stats. or~~
7 s. 980.09 (4). This subdivision does not apply if the person was on supervised release
8 immediately before being discharged.

NOTE: 2007 Wis. Act 20 deleted the cross-reference to s. 980.10 from this provision. 2007 Wis. Act 96, a correction bill, changed the location of the cross-reference within the provision to conform to current style and allow for proper electronic linking but without taking the treatment of Act 20 into account and without intending to recreate a deleted cross-reference.

9 **SECTION 156.** The treatment of 301.48 (3) (c) of the statutes by 2007 Wisconsin
10 Act 20 is not repealed by 2007 Wisconsin Act 96. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, s. 301.48 (3) (c) reads:

(c) For each person who is subject to global positioning system tracking under this section, the department shall create individualized exclusion and inclusion zones for the person, if necessary to protect public safety. In creating exclusion zones, the department shall focus on areas where children congregate, with perimeters of 100 to 250 feet, and on areas where the person has been prohibited from going as a condition of probation, extended supervision, parole, conditional release, supervised release, or lifetime supervision. In creating inclusion zones for a person on supervised release, the department shall consider s. 980.08 (9).

11 **SECTION 157.** 321.40 (5) (b) of the statutes, as affected by 2007 Wisconsin Act
12 200, is amended to read:

13 321.40 **(5)** (b) If the U.S. congress establishes an active draft after July 1, 1977,
14 no new tuition grants may be authorized under this section. The department shall
15 determine if an active draft has been established. Any termination of the tuition
16 grant program under this paragraph shall allow persons receiving grants prior to the

ASSEMBLY BILL 573

1 establishment of an active draft to receive full benefits subject to sub. ~~(4)~~ (3) (d) and
2 par. (a).

NOTE: Corrects cross-reference. There is no s. 321.40 (4) (d). 2007 Wis. Act 200 renumbered s. 21.49 (3) to s. 321.40 (3), and renumbered s. 21.49 (4) to s. 321.40 (5) but changed the cross-reference to “sub. (3) (d)” in s. 21.49 (4) (b) to “sub. (4) (d)” in s. 321.40 (5) (b).

3 **SECTION 158.** 321.40 (6) (d) of the statutes, as created by 2007 Wisconsin Act
4 200, is renumbered 321.40 (5) (d).

NOTE: There are no other paragraphs in s. 321.40 (6). Section 321.40 (5) lists limitations on tuition grants and s. 321.40 (6) (d) is also a limitation on tuition grants.

5 **SECTION 159.** 322.0587 (4) of the statutes, as created by 2007 Wisconsin Act
6 200, is amended to read:

7 322.0587 **(4)** If the sentence of a member who forfeits pay and allowances under
8 sub. (1) is set aside or disapproved or, as finally approved, does not provide for a
9 punishment referred to in sub. ~~(1) (b)~~ (2), the member shall be paid the pay and
10 allowances that the member would have been paid, except for the forfeiture, for the
11 period during which the forfeiture was in effect.

NOTE: Corrects cross-reference. There is no s. 322.0587 (1) (b). Punishments are under s. 322.0587 (2).

12 **SECTION 160.** 322.0767 (1) (c) of the statutes, as created by 2007 Wisconsin Act
13 200, is amended to read:

14 322.0767 **(1)** (c) Upon receiving a report under s. ~~971.17~~ 971.14 (5) (b), the
15 court-martial shall make a determination as to whether the person has become
16 competent. If the court-martial determines that the defendant has become
17 competent, the court-martial shall terminate the commitment to the department of
18 health services and resume the general court-martial. If the court-martial
19 determines that the person is making sufficient progress toward becoming
20 competent, the commitment shall continue. If the court-martial determines that the

ASSEMBLY BILL 573**SECTION 160**

1 person is not likely to become competent to proceed in the time period specified under
2 s. 971.14 (5) (a), the court-martial shall suspend or terminate the commitment order
3 under this subsection.

NOTE: Corrects cross-reference. There is no s. 971.17 (5) (b). Section 971.14 (5)
(b) provides for reexamination and reports regarding a person initially determined to be
incompetent to stand trial.

4 **SECTION 161.** 341.47 (3) of the statutes, as affected by 2007 Wisconsin Act 175,
5 is amended to read:

6 341.47 (3) A vehicle ~~which~~ that is being transported in tow on its own wheels
7 or under its own power from a distributor, a dealer, the manufacturer, or a branch
8 of the manufacturer to the purchaser, or from any location to a distributor, a dealer,
9 the manufacturer, or a branch of the manufacturer, by a transporter of vehicles who
10 is a 3rd party with no ownership interest in the vehicle, need not be registered if such
11 vehicle has displayed upon it valid registration plates issued to the transporter
12 pursuant to s. 341.51. The requirement under this subsection that the vehicle be
13 transported in tow on its own wheels or under its own power does not apply to
14 trailers, semitrailers, or truck tractors.

NOTE: "The" was deleted by 2007 Wis. Act 175 without being shown as stricken.
No change was intended.

15 **SECTION 162.** 342.16 (1) (a) of the statutes is amended to read:

16 342.16 (1) (a) Except as provided in par. (c), if a dealer acquires a new or used
17 vehicle that is not a salvage vehicle and holds it for resale, or acquires a salvage
18 vehicle that is currently titled as a salvage vehicle and holds it for resale or accepts
19 a vehicle for sale on consignment, the dealer may not submit to the department the
20 certificate of title or application for certificate of title naming the dealer as owner of
21 the vehicle. Upon transferring the vehicle to another person, the dealer shall
22 immediately give the transferee on a form prescribed by the department a receipt for

ASSEMBLY BILL 573

1 all title, registration, security interest and sales tax moneys paid to the dealer for
2 transmittal to the department when required. The dealer shall promptly execute the
3 assignment and warranty of title, showing the name and address of the transferee
4 and of any secured party holding a security interest created or reserved at the time
5 of the resale or sale on consignment, in the spaces provided therefor on the certificate
6 or as the department prescribes. Within 7 business days following the sale or
7 transfer, the dealer shall process the application for certificate of title, and within the
8 next business day after processing the application, the dealer shall mail or deliver
9 the original application for certificate and all associated materials required by the
10 department to the department. A nonresident who purchases a motor vehicle from
11 a dealer in this state may not, unless otherwise authorized by rule of the department,
12 apply for a certificate of title issued for the vehicle in this state unless the dealer
13 determines that a title is necessary to protect the interests of a secured party. The
14 dealer is responsible for determining whether a title and perfection of security
15 interest is required. The dealer is liable for any damages incurred by the department
16 or any secured party for the dealer's failure to perfect a security interest which the
17 dealer had knowledge of at the time of sale.

NOTE: The underscored period was inadvertently deleted by 2005 Wis. Act 25. The
period is printed in the 2007-08 Statutes.

18 **SECTION 163.** 343.14 (2) (br) of the statutes, as affected by 2007 Wisconsin Act
19 20, sections 3243 and 3244b, is repealed and recreated to read:

20 343.14 (2) (br) If the applicant does not have a social security number, a
21 statement made or subscribed under oath or affirmation that the applicant does not
22 have a social security number. The form of the statement shall be prescribed by the
23 department of children and families. A license that is issued or renewed under s.

ASSEMBLY BILL 573**SECTION 163**

1 343.17 in reliance on a statement submitted under this paragraph is invalid if the
2 statement is false.

NOTE: 2007 Wis. Act 20, section 3244b, amended s. 343.14 (2) (br), as affected by 2007 Wis. Act 20, section 3243. Section 3244b changed a reference to the department of workforce development to be a reference to the department of children and families, while section 3243 made various changes related to implementing the federal REAL ID act. Section 3244b took effect on 7-1-08; however, section 3243 has *not* taken effect, because its effective date is contingent upon an event that has not yet occurred. (See section 9448 (1) of Act 20 for the effective date.) This SECTION repeals and recreates the provision so that it reflects the changes made by section 3244b, but not the changes made by section 3243, effective immediately. The following SECTION amends the provision, as affected by this SECTION, so that it reflects the changes made by section 3243, effective on the date that section 3243 takes effect or on the day after publication of this bill, whichever is later.

3 **SECTION 164.** 343.14 (2) (br) of the statutes, as affected by 2009 Wisconsin Act
4 (this act), is amended to read:

5 343.14 (2) (br) If the applicant does not have a social security number, a
6 statement made or subscribed under oath or affirmation that the applicant does not
7 have a social security number and is not eligible for a social security number. The
8 statement shall provide the basis or reason that the applicant is not eligible for a
9 social security number, as well as any information requested by the department that
10 may be needed by the department for purposes of verification under s. 343.165 (1)
11 (c). The form of the statement shall be prescribed by the department, with the
12 assistance of the department of children and families. A license that is issued or
13 renewed under s. 343.17 in reliance on a statement submitted under this paragraph
14 is invalid if the statement is false.

NOTE: See the note following the preceding SECTION.

15 **SECTION 165.** The treatment of 343.235 (3) (a) of the statutes by 2007 Wisconsin
16 Act 20 is not repealed by 2007 Wisconsin Act 27. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, effective as of the date stated in the notice provided by the secretary of transportation and published in the Wisconsin Administrative Register under s. 85.515 (2) (b), s. 343.235 (3) (a) reads:

ASSEMBLY BILL 573

(a) A law enforcement agency, a state authority, a district attorney, a driver licensing agency of another jurisdiction, a federal governmental agency, or the commission to perform a legally authorized function.

1 **SECTION 166.** The treatment of 343.50 (3) of the statutes by 2007 Wisconsin Act
2 20 is not repealed by 2007 Wisconsin Act 106. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, effective as of the date stated in the notice provided by the secretary of transportation and published in the Wisconsin Administrative Register under s. 85.515 (2) (b), of 2007 Wis. Act 20, section 3378, s. 343.50 (3) reads:

(3) DESIGN AND CONTENTS OF CARD. The card shall be the same size as an operator's license but shall be of a design which is readily distinguishable from the design of an operator's license and bear upon it the words "IDENTIFICATION CARD ONLY." The information on the card shall be the same as specified under s. 343.17 (3). If the issuance of the card requires the applicant to present any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the front side of the card, a legend identifying the card as temporary. The card shall contain physical security features consistent with any requirement under federal law. The card may serve as a record of gift under s. 157.06 (2) (t) and the holder may affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as a record of refusal under s. 157.06 (2) (u). The card shall contain the holder's photograph and, if applicable, shall be of the design specified under s. 343.17 (3) (a) 12.

3 **SECTION 167.** The treatment of 343.50 (8) (b) of the statutes by 2007 Wisconsin
4 Act 20 is not repealed by 2007 Wisconsin Act 106. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, effective 7-1-08 (see SECTION 229 of this bill), s. 343.50 (8) (b) reads:

(b) The department may not disclose any record or other information concerning or relating to an applicant or identification card holder to any person other than a court, district attorney, county corporation counsel, city, village, or town attorney, law enforcement agency, driver licensing agency of another jurisdiction, a procurement organization as provided in sub. (4m) (a), the applicant or identification card holder or, if the applicant or identification card holder is under 18 years of age, his or her parent or guardian. Except for photographs for which disclosure is authorized under s. 343.237, persons entitled to receive any record or other information under this paragraph shall not disclose the record or other information to other persons or agencies. This paragraph does not prohibit the disclosure of a person's name or address, of the name or address of a person's employer or of financial information that relates to a person when requested under s. 49.22 (2m) by the department of children and families or a county child support agency under s. 59.53 (5).

5 **SECTION 168.** 343.71 (1m) (b) of the statutes is amended to read:
6 343.71 (1m) (b) A file containing a copy of every agreement required under this
7 paragraph. No driver school or instructor may provide lessons, lectures, tutoring or
8 other services relating to instructions in the operation of motor vehicles unless a

ASSEMBLY BILL 573**SECTION 168**

1 written agreement in a form approved by the department has been executed by the
2 school and either the student if the student is at least 18 years of age or, if the student
3 is under 18 years of age, the student's parent or legal guardian. The s driver school
4 shall give the student, or the parent or guardian if the student is under 18 years of
5 age, the original agreement and shall retain and preserve a duplicate copy of the
6 agreement.

NOTE: A letter was inadvertently not stricken by 2005 Wis. Act 397. The "s" is not printed in the 2007–08 Statutes.

7 **SECTION 169.** 346.65 (2c) of the statutes, as affected by 2007 Wisconsin Act 111,
8 is amended to read:

9 346.65 (2c) In sub. (2) (am) 2., 3., 4., 5., 6., and 7., the time period shall be
10 measured from the dates of the refusals or violations that resulted in the revocation
11 or convictions. If a person has a suspension, revocation, or conviction for any offense
12 under a local ordinance or a state statute of another state that would be counted
13 under s. 343.307 (1), that suspension, revocation, or conviction shall count as a prior
14 suspension, revocation, or conviction under sub. (2) (am) 2., 3., 4., 5., 6., and 7.

NOTE: Inserts necessary period. The change is printed in the 2007–08 Statutes.

15 **SECTION 170.** 348.01 (2) (ax) of the statutes, as created by 2007 Wisconsin Act
16 16, is amended to read:

17 348.01 (2) (ax) "Forestry biomass" ~~has the meaning given in s. 26.385 (1)~~ means
18 byproducts and waste generated by the practice of forestry on forestry lands.

NOTE: Section 26.385 was repealed by 2007 Wis. Act 20. The definition contained in s. 26.385 (1), 2005 stats., replaces the cross-reference to that provision.

19 **SECTION 171.** The treatment of 348.21 (3g) (intro.) of the statutes by 2007
20 Wisconsin Act 20, section 3435m, is not repealed by 2007 Wisconsin Act 97, section
21 178. Both treatments stand.

ASSEMBLY BILL 573

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, s. 348.21 (3g) (intro.) reads:

(3g) Any person who, while operating a vehicle combination that is transporting raw forest products, violates s. 348.15 or 348.16 or any weight limitation posted as provided in s. 348.17 (1) or in a declaration issued under s. 348.175 or authorized in an overweight permit issued under s. 348.26 or 348.27 may be penalized as follows:

1 **SECTION 172.** The treatment of 440.91 (1) (c) 1. of the statutes by 2007
2 Wisconsin Act 20 is not repealed by 2007 Wisconsin Act 174. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, effective 7-1-09, s. 440.91 (1) (c) 1. reads:

1. The renewal dates for licenses granted under par. (b) are specified in s. 440.08 (2) (a) and the renewal fees for such licenses are determined by the department under s. 440.03 (9) (a), except that a licensed cemetery authority is not required to renew its license if the cemetery authority sells less than 20 cemetery lots or mausoleum spaces at a cemetery during a calendar year, or that has less than \$100,000 in trust fund accounts for a cemetery.

3 **SECTION 173.** The treatment of 447.05 of the statutes by 2007 Wisconsin Act
4 20 is not repealed by 2007 Wisconsin Act 104. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, effective 7-1-09, s. 447.05 reads:

447.05 Expiration and renewal. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a). The examining board may not renew a license to practice dentistry unless the applicant for renewal attests that he or she has current proficiency in cardiopulmonary resuscitation, including the use of an automated external defibrillator achieved through instruction provided by an individual, organization, or institution of higher education approved under s. 46.03 (38) to provide such instruction. The examining board may not renew a license to practice dental hygiene unless the applicant for renewal attests that he or she has complied with s. 447.055 and any rules promulgated by the department under s. 447.055, that he or she has a current certification in cardiopulmonary resuscitation, and that he or she has current proficiency in the use of an automated external defibrillator achieved through instruction provided by an individual, organization, or institution of higher education approved under s. 46.03 (38) to provide such instruction.

5 **SECTION 174.** 450.071 (1) of the statutes, as created by 2007 Wisconsin Act 20,
6 is amended to read:

7 450.071 (1) No person may engage in the wholesale distribution of a
8 prescription drug in this state without obtaining a license from the board for each
9 facility from which the person distributes prescription drugs. The board shall

ASSEMBLY BILL 573**SECTION 174**

1 exempt a manufacturer that distributes prescription drugs or ~~devises~~ devices
2 manufactured by the manufacturer from licensing and other requirements under
3 this section to the extent the license or requirement is not required under federal law
4 or regulation, unless the board determines that it is necessary to apply a requirement
5 to a manufacturer.

NOTE: Corrects spelling.

6 **SECTION 175.** 455.02 (2m) (L) of the statutes is amended to read:

7 455.02 **(2m)** (L) A mental health professional who has met all of the
8 qualifications under s. ~~HFS~~ DHS 61.96, Wis. Adm. Code, for employment as a mental
9 health professional in an outpatient psychotherapy clinic certified by the
10 department of health services under s. ~~HFS~~ DHS 61.95, Wis. Adm. Code, if the person
11 is performing activities that are a part of the duties for which he or she is employed
12 by such a certified outpatient psychotherapy clinic and is performing those activities
13 solely within the confines of or under the jurisdiction of the clinic by which he or she
14 is employed.

NOTE: The "HFS" administrative code was renumbered "DHS" by the legislative
reference bureau under s. 13.92 (4) (b) 1. to reflect the name change of the Department
of Health and Family Services to the Department of Health Services. The change is
printed in the 2007-08 Statutes.

15 **SECTION 176.** 457.02 (6) (b) 2. of the statutes is amended to read:

16 457.02 **(6)** (b) 2. The person is a mental health professional who meets all of the
17 qualifications under s. ~~HFS~~ DHS 61.96, Wis. Adm. Code, for employment as a mental
18 health professional in an outpatient psychotherapy clinic certified by the
19 department of health services under s. ~~HFS~~ DHS 61.95, Wis. Adm. Code, if the
20 person's practice of psychotherapy is a part of the duties for which he or she is
21 employed by such a clinic and the person practices psychotherapy solely within the
22 confines of or under the jurisdiction of the clinic.

ASSEMBLY BILL 573

NOTE: The “HFS” administrative code was renumbered “DHS” by the legislative reference bureau under s. 13.92 (4) (b) 1. to reflect the name change of the Department of Health and Family Services to the Department of Health Services. The change is printed in the 2007–08 Statutes.

1 **SECTION 177.** 461.02 (2) (d) and (e) of the statutes, as created by 2007 Wisconsin
2 Act 189, are amended to read:

3 461.02 (2) (d) A statement of ownership, which shall include the name and
4 business experience of every controlling person, as defined in s. ~~460.01~~ 461.01 (3) (a),
5 of the applicant.

6 (e) A statement of management, which shall include the name and business
7 experience of every controlling person, as defined in s. ~~460.01~~ 461.01 (3) (b), of the
8 applicant.

NOTE: Inserts correct cross-reference. There is no s. 460.01 (3) (a) or (b).
“Controlling person,” is defined in s. 461.01 (3) as follows:

(3) “Controlling person” means any of the following:

(a) A person who, individually or acting in concert with one or more other persons, owns or controls, directly or indirectly, 25 percent or more of the ownership interest of an applicant or registrant.

(b) A person who serves as president or chief executive officer of an applicant or registrant or who otherwise has the authority to act as the senior executive officer of an applicant or registrant.

9 **SECTION 178.** 551.102 (intro.) of the statutes, as affected by 2007 Wisconsin Act
10 196, is amended to read:

11 **551.102 Definitions.** (intro.) In this ~~Chapter~~ chapter, unless the context
12 otherwise requires:

NOTE: Capitalization is conformed to current style. The change is printed in the
2007–08 Statutes.

13 **SECTION 179.** 551.304 (2) (intro.) of the statutes, as affected by 2007 Wisconsin
14 Act 196, is amended to read:

15 551.304 (2) **REQUIRED RECORDS.** (intro.) A registration statement under this
16 section must contain the information or records specified in s. 551.305, a consent to

ASSEMBLY BILL 573**SECTION 179**

1 service of process complying with s. 551.611, and, if required by rule adopted under
2 this chapter, any, or any combination, of, the following information or records:

NOTE: Moves comma for proper sentence structure.

3 **SECTION 180.** 551.613 (5) (intro.) of the statutes, as affected by 2007 Wisconsin
4 Act 196, is amended to read:

5 551.613 (5) PUBLICATIONS, RADIO, TELEVISION, OR ELECTRONIC COMMUNICATIONS.
6 (intro.) An offer to sell or to purchase is not made in this state when a publisher
7 circulates or there is circulated on the publisher's behalf in this state a bona fide
8 newspaper or other publication of general, regular, and paid circulation that is not
9 published in this state, or that is published in this state but has had more than
10 two-thirds of its circulation outside this state during the previous 12 months, or
11 when a radio or television program or other electronic communication originating
12 outside this state is received in this state. A radio, or television program, or other
13 electronic communication is considered as having originated in this state if either the
14 broadcast studio or the originating source of transmission is located in this state,
15 unless any of the following apply:

NOTE: Makes phrase consistent with that contained in the previous sentence and
s. 551.613 (5) (a) to (d), as affected by 2007 Wis. Act 196.

16 **SECTION 181.** 560.137 (title) and (1) (intro.) of the statutes are repealed.

NOTE: The remainder of s. 560.137 was renumbered to s. 560.138 or 560.139 or
repealed by 2007 Wis. Act 125, rendering s. 560.137 (title) and (1) (intro.) surplusage.

17 **SECTION 182.** 560.35 (1) (a) to (d) of the statutes are renumbered 560.29 (2) (a)
18 1. to 4.

NOTE: 2007 Wis. Act 20 renumbered s. 560.35 (1) (intro.) to 560.29 (2) (a) (intro.)
and renumbered the remainder of s. 560.35 to s. 560.29 (2) but did not treat s. 560.35 (1)
(a) to (d).

19 **SECTION 183.** 560.837 (title) of the statutes is repealed.

NOTE: The remainder of the section was renumbered to s. 560.82 (1m) (d) and (e)
by 2007 Wis. Act 125.

ASSEMBLY BILL 573

1 **SECTION 184.** The treatment of 560.85 (3) (a) of the statutes by 2007 Wisconsin
2 Act 96 is not repealed by 2007 Wisconsin Act 125. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, s. 560.85 (3) (a) reads:

(a) Develop procedures to evaluate applications and monitor project performance for grants awarded for early planning projects under s. 560.835 (6), 2001 stats., or s. 560.82 (1m) (a).

3 **SECTION 185.** The treatment of 628.10 (2) (c) of the statutes by 2007 Wisconsin
4 Act 20 is not repealed by 2007 Wisconsin Act 169. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, effective 7-1-08, s. 628.10 (2) (c) reads:

(c) *For failure to pay support or to comply with subpoena or warrant.* The commissioner shall suspend or limit the license of an intermediary who is a natural person, or a temporary license of a natural person under s. 628.09, if the natural person is delinquent in court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or if the natural person fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857. A natural person whose license or temporary license is suspended under this paragraph who satisfies the requirements under this paragraph for which the license was suspended may have his or her license or temporary license reinstated by satisfactorily completing a reinstatement application and paying the application fee for original licensure as specified by rule.

5 **SECTION 186.** 700.27 (2) (d) of the statutes is amended to read:

6 700.27 (2) (d) *Disclaimer by a guardian or conservator.* A guardian of the estate
7 or a conservator appointed under ch. 880, 2003 stats., or ch. 54 may disclaim on
8 behalf of his or her ward, with court approval, if the ward is entitled to disclaim under
9 this section.

NOTE: Corrects cross-reference. Chapter 880 was renumbered to Chapter 54 by 2005 Wis. Act 387.

10 **SECTION 187.** 701.20 (2) (L) 1. of the statutes is amended to read:

11 701.20 (2) (L) 1. A court-appointed guardian of a beneficiary who is
12 adjudicated incompetent, ~~as defined in s. 880.01 (4).~~

NOTE: Inserts the current terminology used to refer to incompetency after the revision of the guardianship statutes by 2005 Wis. Act 387.

ASSEMBLY BILL 573**SECTION 188**

1 **SECTION 188.** 708.10 (2) (title) of the statutes is amended to read:

2 708.10 (2) (title) LOAN FUND ~~DISPERSAL~~ DISBURSAL.

NOTE: Corrects spelling.

3 **SECTION 189.** 757.68 (1) of the statutes is amended to read:

4 757.68 (1) Subject to subs. (2m) to (5m), in every county organized for judicial
5 purposes, the county board shall establish the number of circuit court commissioner
6 positions necessary for the efficient administration of judicial business within the
7 circuit courts of the county. The circuit court commissioners may be employed on a
8 full-time or part-time basis. ~~Chapter~~ SCR chapter 75 of the supreme court rules
9 shall govern the qualifications for, and appointment, supervision, training,
10 evaluation, and discipline of, circuit court commissioners. Any person qualified and
11 acting as a judicial court commissioner on August 1, 1978, shall be considered a
12 circuit court commissioner and shall continue in the classified county civil service
13 but any person appointed as a court commissioner after August 1, 1978, shall be in
14 the unclassified civil service. Each circuit court commissioner shall take and file the
15 official oath in the office of the clerk of the circuit court of the county for which
16 appointed before performing any duty of the office.

NOTE: The citation form is amended to allow for electronic linking.

17 **SECTION 190.** 767.35 (6) of the statutes is amended to read:

18 767.35 (6) VACATING OR MODIFYING DIVORCE JUDGMENT AS IT AFFECTS MARITAL
19 STATUS. So far as a judgment of divorce affects the marital status of the parties, the
20 court may vacate or modify the judgment for sufficient cause shown, upon its own
21 motion, or upon the application of both parties to the action, at any time within 6
22 months from the granting of the judgment. If the judgment is vacated it shall restore
23 the parties to the marital relation that existed before the granting of the judgment.

ASSEMBLY BILL 573

1 If a judgment of divorce is set aside under this subsection, the court shall order the
2 record in the action impounded without regard to s. 767.13. After the record is
3 impounded, the record may not be offered or admitted in whole or in part into
4 evidence in any action or proceeding except by special order of the court of
5 jurisdiction upon good cause shown in any paternity proceedings under this chapter
6 or by special order of a court of record upon a showing of necessity to clear title to real
7 estate.

NOTE: Deletes comma inadvertently retained by 2005 Wis. Act 443. The comma
is not printed in the 2007–08 Statutes.

8 **SECTION 191.** The treatment of 767.57 (1e) (a) of the statutes by 2007 Wisconsin
9 Act 20, section 3734, is not repealed by 2007 Wisconsin Act 96. Both treatments
10 stand.

NOTE: There is no conflict of substance. As merged by the legislative reference
bureau, s. 767.57 (1e) (a) reads:

(a) For receiving and disbursing maintenance, child support, or family support
payments, including payments in arrears, and for maintaining the records required
under sub. (1) (c), the department or its designee shall collect an annual fee of \$65 from
a party ordered to make payments. The court shall order each party ordered to make
payments to pay the fee in each year for which payments are ordered or in which an
arrearage in any of those payments is owed. In directing the manner of payment, the
court shall order that the fee be withheld from income and sent to the department or its
designee, as provided under s. 767.75. Fees under this paragraph shall be deposited in
the appropriation account under s. 20.445 (3) (ja). At the time of ordering payment of the
fee, the court shall notify each party ordered to make payments of the requirement to pay,
and the amount of, the fee. If the fee under this paragraph is not paid when due, the
department or its designee may not deduct the fee from any maintenance, child or family
support, or arrearage payment, but may move the court for a remedial sanction under ch.
785.

11 **SECTION 192.** The treatment of 767.57 (1e) (a) of the statutes by 2007 Wisconsin
12 Act 20, section 3735, is not repealed by 2007 Wisconsin Act 96. Both treatments
13 stand.

NOTE: There is no conflict of substance. As merged by the legislative reference
bureau, effective 7-1-08, s. 767.57 (1e) (a) reads:

(a) For receiving and disbursing maintenance, child support, or family support
payments, including payments in arrears, and for maintaining the records required
under sub. (1) (c), the department or its designee shall collect an annual fee of \$65 from
a party ordered to make payments. The court shall order each party ordered to make

ASSEMBLY BILL 573**SECTION 192**

payments to pay the fee in each year for which payments are ordered or in which an arrearage in any of those payments is owed. In directing the manner of payment, the court shall order that the fee be withheld from income and sent to the department or its designee, as provided under s. 767.75. Fees under this paragraph shall be deposited in the appropriation account under s. 20.437 (2) (ja). At the time of ordering payment of the fee, the court shall notify each party ordered to make payments of the requirement to pay, and the amount of, the fee. If the fee under this paragraph is not paid when due, the department or its designee may not deduct the fee from any maintenance, child or family support, or arrearage payment, but may move the court for a remedial sanction under ch. 785.

1 **SECTION 193.** 801.52 of the statutes, as affected by 2007 Wisconsin Act 1, is
2 amended to read:

3 **801.52 Discretionary change of venue.** The court may at any time, upon
4 its own motion, the motion of a party or the stipulation of the parties, change the
5 venue to any county in the interest of justice or for the convenience of the parties or
6 witnesses, except that venue in a civil action to impose a forfeiture for a violation of
7 chs. 5 to 12, subch. III of ch. 13, or subch. III of ch. 19 or for a violation of any other
8 law arising from or in relation to the official functions of the subject of the
9 investigation or any matter that involves elections, ethics, or lobbying regulation
10 under chs. 5 to 12, subch. III of ch. 13, or subch. III of ch. 19, may be changed only
11 as provided in s. 971.223 (1) and (2) or in the same manner that is authorized for a
12 change in the venue of a criminal trial under s. 971.22. This section does not apply
13 to proceedings under ch. 980.

NOTE: Inserts missing article.

14 **SECTION 194.** 804.05 (3) (b) 5. of the statutes, as affected by 2007 Wisconsin Act
15 97, is amended to read:

16 **804.05 (3) (b) 5.** In this subsection, the terms “defendant” and “plaintiff”
17 include officers, directors, and managing agents of corporate defendants and
18 corporate plaintiffs, or other persons designated under sub. (2) (e), as appropriate.
19 A defendant who asserts a counterclaim or a cross claim shall not be considered a

ASSEMBLY BILL 573

1 plaintiff within the meaning of this subsection, but a 3rd-party plaintiff under s.
2 803.05 (1) shall be so considered with respect to the 3rd-party defendant.

NOTE: The underscored comma was deleted by 2007 Wis. Act 97 without being shown as stricken. No change was intended.

3 **SECTION 195.** 809.19 (6) (c) 2. of the statutes is amended to read:

4 809.19 **(6)** (c) 2. The front and back covers of the combined brief shall be gray.
5 The appellant portion of the combined brief shall comply with the requirements of
6 sub. (4) for a reply brief, including the length limitation for such a brief set forth in
7 sub. (8) (c) ~~1~~ 2. The cross-respondent portion of the combined brief shall comply with
8 the requirements of sub. (3) for a respondent's brief, including the length limitation
9 for such a brief set forth in sub. (8) (c) 1., except that the requirement of sub. (1) (c)
10 may be omitted, the cross-respondent portion of the combined brief shall be preceded
11 by a blank red cover, and a signature shall be required only at the conclusion of the
12 cross-respondent portion of the combined brief.

NOTE: Inserts the correct cross-reference. Reply brief page length is governed by s. 809.19 (8) (c) 2.

13 **SECTION 196.** 809.30 (2) (L) (title) of the statutes is created to read:

14 809.30 **(2)** (L) (title) *Appeals under s. 974.06 or 974.07.*

NOTE: The other paragraphs in s. 809.30 (2) have titles.

15 **SECTION 197.** 809.62 (2) (c) of the statutes is amended to read:

16 809.62 **(2)** (c) A concise statement of the criteria of sub. ~~(1)~~ (1r) relied upon to
17 support the petition, or in the absence of any of the criteria, a concise statement of
18 other substantial and compelling reasons for review.

NOTE: The list of criteria previously numbered s. 809.62 (1) (a) to (e) was renumbered s. 809.63 (1r) (a) to (e) by Supreme Court Order 04-08, and s. 809.63 (1r) (a) to (e) is renumbered s. 809.62 (1r) (a) to (e) by this bill.

19 **SECTION 198.** 809.63 (1r) (a) to (e) of the statutes, as affected by Supreme Court
20 Order 04-08, are renumbered 809.62 (1r) (a) to (e).

ASSEMBLY BILL 573**SECTION 198**

NOTE: Confirms renumbering by the legislative reference bureau under s. 13.92 (1) (bm) 2. Supreme Court Order 04-08 inserted new material ahead of the former s. 809.62 (1) and moved material introductory to former s. 809.62 (1) (a) to (e) to a new s. 809.62 (1r) (intro.), but inadvertently renumbered s. 809.62 (1) (a) to (e) to s. 809.63 (1r) (a) to (e).

1 **SECTION 199.** 846.101 (2) of the statutes is amended to read:
2 846.101 (2) When plaintiff so elects, judgment shall be entered as provided in
3 this chapter, except that no judgment for deficiency may be ordered therein nor
4 separately rendered against any party who is personally liable for the debt secured
5 by the mortgage and the sale of such mortgaged premises shall be made upon the
6 expiration of 6 months from the date when such judgment is entered. Notice of the
7 time and place of sale shall be given under ss. 815.31 and 846.16 within such
8 ~~6-months~~ 6-month period except that first printing of a copy of such notice in a
9 newspaper shall not be made less than 4 months after the date when such judgment
10 is entered.

NOTE: Corrects spelling. The corrected spelling is printed in the 2007-08 Statutes.

11 **SECTION 200.** 854.17 of the statutes, as affected by 2005 Wisconsin Acts 216 and
12 387, is amended to read:
13 **854.17 Marital property classification; ownership and division of**
14 **marital property at death.** ~~54 and~~ Classification of the property of a decedent
15 spouse and surviving spouse, and ownership and division of that property at the
16 death of a spouse, are determined under ch. 766 and s. 861.01.

NOTE: The stricken language was inserted by 2005 Wis. Act 387, but rendered surplusage by 2005 Wis. Act 216.

17 **SECTION 201.** 895.51 (1) (bm) of the statutes, as created by 2007 Wisconsin Act
18 79, is renumbered 895.51 (1) (dr).

NOTE: Places definition in alphabetical order consistent with current style.

19 **SECTION 202.** 938.21 (2) (c) of the statutes is amended to read:

ASSEMBLY BILL 573

1 938.21 (2) (c) Prior to the commencement of the hearing, the court shall inform
2 the juvenile of the allegations that have been or may be made, the nature and
3 possible consequences of this hearing as compared to possible future hearings, the
4 provisions of s. 938.18 if applicable, the right to counsel under s. 938.23 regardless
5 of ability to pay if the juvenile is not yet represented by counsel, the right to remain
6 silent, the fact that the silence may not be adversely considered by the court, the
7 right to confront and cross-examine witnesses, and the right to present witnesses.

NOTE: The word “commissioner” preceding “court” was stricken by 2005 Wis. Act 344, section 200, but the final “r” was not struck. The change is printed in the 2007–08 Statutes.

8 **SECTION 203.** The treatment of 938.355 (6) (d) 1. of the statutes by 2007
9 Wisconsin Act 20 is not repealed by 2007 Wisconsin Act 97. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, s. 938.355 (6) (d) 1. reads:

1. Placement of the juvenile in a juvenile detention facility or juvenile portion of a county jail that meets the standards promulgated by the department by rule or in a place of nonsecure custody, for not more than 10 days and the provision of educational services consistent with his or her current course of study during the period of placement. The juvenile shall be given credit against the period of detention or nonsecure custody imposed under this subdivision for all time spent in secure detention in connection with the course of conduct for which the detention or nonsecure custody was imposed. If the court orders placement of the juvenile in a place of nonsecure custody under the supervision of the county department, the court shall order the juvenile into the placement and care responsibility of the county department as required under 42 USC 672 (a) (2) and shall assign the county department primary responsibility for providing services to the juvenile.

10 **SECTION 204.** 938.355 (6d) (b) 1. of the statutes is amended to read:

11 938.355 (6d) (b) 1. Notwithstanding ss. 938.19 to 938.21, but subject to any
12 general written policies adopted by the court under s. 938.06 (1) or (2), to any policies
13 adopted by the county department relating to aftercare supervision administered by
14 the county department, and to any policies adopted by the county board relating to
15 the taking into custody and placement of a juvenile under this subdivision, if a
16 juvenile who is on aftercare supervision administered by the county department

ASSEMBLY BILL 573**SECTION 204**

1 violates a condition of that supervision, the juvenile's caseworker or any other person
2 authorized to provide or providing intake or dispositional services for the court under
3 s. 938.067 or 938.069 may, without a hearing, take the juvenile into custody and place
4 the juvenile in a ~~secure~~ juvenile detention facility or juvenile portion of a county jail
5 that meets the standards promulgated by the department by rule or in a place of
6 nonsecure custody designated by that person for not more than 72 hours while the
7 alleged violation and the appropriateness of revoking the juvenile's aftercare status
8 are being investigated. Short-term detention may be imposed under this
9 subdivision only if at the dispositional hearing the court explained those conditions
10 to the juvenile and informed the juvenile of that possible placement or if before the
11 violation the juvenile has acknowledged in writing that he or she has read, or has had
12 read to him or her, those conditions and that possible placement and that he or she
13 understands those conditions and that possible placement.

NOTE: The term "secure detention facility" was changed to "juvenile detention facility" by 2005 Wis. Act 344. 2007 Wis. Act 97 replaced "secure detention facility" with "juvenile detention facility" in statutes not included in Act 344, but this provision was missed.

14 **SECTION 205.** The treatment of 938.355 (6m) (a) 1g. of the statutes by 2007
15 Wisconsin Act 20 is not repealed by 2007 Wisconsin Act 97. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, s. 938.355 (6m) (a) 1g. reads:

1g. Placement of the juvenile in a juvenile detention facility or juvenile portion of a county jail that meets the standards promulgated by the department by rule or in a place of nonsecure custody, for not more than 10 days and the provision of educational services consistent with his or her current course of study during the period of placement. The juvenile shall be given credit against the period of detention or nonsecure custody imposed under this subdivision for all time spent in secure detention in connection with the course of conduct for which the detention or nonsecure custody was imposed. The use of placement in a juvenile detention facility or in a juvenile portion of a county jail as a sanction under this subdivision is subject to the adoption of a resolution by the county board of supervisors under s. 938.06 (5) authorizing the use of those placements as a sanction. If the court orders placement of the juvenile in a place of nonsecure custody under the supervision of the county department, the court shall order the juvenile into the placement and care responsibility of the county department as required under 42

ASSEMBLY BILL 573

USC 672 (a) (2) and shall assign the county department primary responsibility for providing services to the juvenile.

1 **SECTION 206.** 939.32 (1g) (b) 1. of the statutes is amended to read:

2 939.32 **(1g)** (b) 1. If neither s. 939.62 (1) nor s. 961.48 is being applied, the
3 maximum term of imprisonment is one-half of the maximum term of imprisonment,
4 as increased by any penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and
5 b., for the completed crime.

NOTE: Adds “s.” to allow for electronic linking. The “s.” is printed in the 2007–08 Statutes.

6 **SECTION 207.** The treatment of 939.632 (1) (e) 1. of the statutes by 2007
7 Wisconsin Act 116 is not repealed by 2007 Wisconsin Act 127. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, s. 939.632 (1) (e) 1. reads:

1. Any felony under s. 940.01, 940.02, 940.03, 940.05, 940.09 (1c), 940.19 (2), (4) or (5), 940.21, 940.225 (1), (2) or (3), 940.235, 940.305, 940.31, 941.20, 941.21, 943.02, 943.06, 943.10 (2), 943.23 (1g), 943.32 (2), 948.02 (1) or (2), 948.025, 948.03 (2) (a) or (c), 948.05, 948.051, 948.055, 948.07, 948.08, 948.085, or 948.30 (2) or under s. 940.302 (2) if s. 940.302 (2) (a) 1. b. applies.

8 **SECTION 208.** The treatment of 946.82 (4) of the statutes by 2007 Wisconsin Act
9 116 is not repealed by 2007 Wisconsin Act 196. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, effective 1–1–09, s. 946.82 (4) reads:

(4) “Racketeering activity” means any activity specified in 18 USC 1961 (1) in effect as of April 27, 1982, or the attempt, conspiracy to commit, or commission of any of the felonies specified in: chs. 945 and 961, subch. V of ch. 551, and ss. 49.49, 134.05, 139.44 (1), 180.0129, 181.0129, 185.825, 201.09 (2), 215.12, 221.0625, 221.0636, 221.0637, 221.1004, 553.41 (3) and (4), 553.52 (2), 940.01, 940.19 (4) to (6), 940.20, 940.201, 940.203, 940.21, 940.30, 940.302 (2), 940.305, 940.31, 941.20 (2) and (3), 941.26, 941.28, 941.298, 941.31, 941.32, 942.09, 943.01 (2), (2d), or (2g), 943.011, 943.012, 943.013, 943.02, 943.03, 943.04, 943.05, 943.06, 943.10, 943.20 (3) (bf) to (e), 943.201, 943.203, 943.23 (1g), (2) and (3), 943.24 (2), 943.27, 943.28, 943.30, 943.32, 943.34 (1) (bf), (bm), and (c), 943.38, 943.39, 943.40, 943.41 (8) (b) and (c), 943.50 (4) (bf), (bm), and (c), 943.60, 943.70, 943.76, 943.81, 943.82, 943.83, 943.84, 943.85, 943.86, 943.87, 943.88, 943.89, 943.90, 944.21 (5) (c) and (e), 944.32, 944.33 (2), 944.34, 945.03 (1m), 945.04 (1m), 945.05 (1), 945.08, 946.10, 946.11, 946.12, 946.13, 946.31, 946.32 (1), 946.48, 946.49, 946.61, 946.64, 946.65, 946.72, 946.76, 946.79, 947.015, 948.05, 948.051, 948.08, 948.12, and 948.30.

10 **SECTION 209.** 949.20 (4) 1. and 2. of the statutes, as created by 2007 Wisconsin
11 Act 20, are renumbered 949.20 (4) (a) and (b).

ASSEMBLY BILL 573**SECTION 209**

NOTE: Confirms renumbering by the legislative reference bureau under s. 13.92
(1) (bm) 2. to conform numbering to current style.

1 **SECTION 210.** 961.18 (4m) of the statutes is amended to read:

2 **961.18 (4m) HALLUCINOGENIC SUBSTANCES.** Dronabinol (synthetic) in sesame oil
3 and encapsulated in a soft gelatin capsule in a U.S. food and drug administration
4 approved drug product. (Other names for dronabinol are (6aR-trans)-6a, 7, 8,
5 10a-tetrahydro-6, 6_a, 9-trimethyl-3-pentyl-6H-dibenzo(b,d)pyran-1-ol, and
6 (-)-delta-9-(trans)-tetrahydrocannabinol.)

NOTE: Corrects punctuation. The corrected punctuation is printed in the 2007-08
Statutes.

7 **SECTION 211.** 961.41 (1m) (hm) (intro.) of the statutes is amended to read:

8 **961.41 (1m) (hm)** *Certain other schedule I controlled substances and ketamine.*
9 (intro.) If the person violates this subsection with respect to gamma-hydroxybutyric
10 acid, gamma-butyrolactone, 1,4-butanediol,
11 3,4-methylenedioxyamphetamine,
12 4-bromo-2,5-dimethoxy-beta-phenylethylamine, 4-methylthioamphetamine,
13 ketamine, or a controlled substance analog of gamma-hydroxybutyric acid,
14 gamma-butyrolactone, 1,4-butanediol, 3,4-methylenedioxyamphetamine,
15 4-bromo-2,5-dimethoxy-beta-phenylethylamine, or 4-methylthioamphetamine is
16 subject to the following penalties if the amount possessed, with intent to
17 manufacture, distribute, or deliver is:

NOTE: Inserts commas deleted by 2005 Wis. Act 52 without being shown as
stricken. No change was intended.

18 **SECTION 212.** 971.19 (12) of the statutes, as created by 2007 Wisconsin Act 1,
19 is amended to read:

20 **971.19 (12)** Except as provided in s. 971.223, in an action for a violation of chs.
21 5 to 12, subch. III of ch. 13, or subch. III of ch. 19, or for a violation of any other law

ASSEMBLY BILL 573

1 arising from or in relation to the official functions of the subject of the investigation
2 or any matter that involves elections, ethics, or lobbying regulation under ~~subch. chs.~~
3 5 to 12, subch. III of ch. 13, or subch. III of ch. 19 a defendant who is a resident of this
4 state shall be tried in circuit court for the county where the defendant resides. For
5 purposes of this subsection, a person other than a natural person resides within a
6 county if the person's principal place of operation is located within that county.

NOTE: Corrects citation form.

7 **SECTION 213.** 2005 Wisconsin Act 25, section 1474t is amended by replacing
8 “TEMPORARY RECYCLING SURCHARGE” with “RECYCLING SURCHARGE”.

NOTE: “TEMPORARY” was inserted into chapter 77 (title) by 2005 Wis. Act 25 without being underscored. No change was intended. “TEMPORARY” was not printed in the 2005–06 Statutes.

9 **SECTION 214.** 2007 Wisconsin Act 1, section 7 is amended by replacing “5.05 (1)
10 (e) Delegate to ~~its executive director~~ its legal counsel” with “5.05 (1) (e) Delegate to
11 ~~its executive director~~ its legal counsel”.

NOTE: “Its” was inserted without being shown as underscored. The change was intended.

12 **SECTION 215.** 2007 Wisconsin Act 15, section 2 is amended by replacing “This
13 act takes effect on the first day of the 2nd month beginning after the effective date
14 of this subsection.” with “This act takes effect on the first day of the 2nd month
15 beginning after publication.”.

NOTE: Clarifies effective date by inserting language consistent with current style.

16 **SECTION 216.** 2007 Wisconsin Act 20, section 342 is amended by replacing
17 “~~46.481 48.481~~ and 2007 Wisconsin Act (this act), section ~~9121 9155~~ (9u)” with
18 “~~46.481 48.481~~ and 2007 Wisconsin Act (this act), section ~~9121 9155~~ (9u)”.

NOTE: Previously existing text was underscored.

ASSEMBLY BILL 573

SECTION 217

1 **SECTION 217.** 2007 Wisconsin Act 20, section 973 is amended by replacing
2 “~~older persons and persons with physical or developmental disabilities~~” with “~~older~~
3 ~~persons and persons with physical or developmental disabilities~~”.

NOTE: The letter “o” was inadvertently not stricken.

4 **SECTION 218.** 2007 Wisconsin Act 20, section 989 is amended by replacing
5 “individuals who belong to a client group served by the resource center” with
6 “individuals who belong to a client group served by the resource center”.

NOTE: The phrase “individuals who belong to a client group served by the resource center” was inserted by 2007 Wis. Act 20 without scoring. The change was intended.

7 **SECTION 219.** 2007 Wisconsin Act 20, section 1293 is amended by replacing
8 “48.57 (3) (a) 3. (intro.)” with “48.57 (3) (a) 3.” in 2 places.

NOTE: There is no s. 48.357 (3) (a) 3. (intro.). 2007 Wis. Act 20, section 1293 amends the text of s. 48.57 (3) (a) 3.

9 **SECTION 220.** 2007 Wisconsin Act 20, section 1313 is amended by replacing
10 “944.30, 944.31, or 944.33” with “944.30, 944.31, or 944.33”.

NOTE: The comma was inserted without being underscored. The change was intended.

11 **SECTION 221.** 2007 Wisconsin Act 20, section 1596 is amended by replacing
12 “~~par. pars. (cm) and (cr)~~” with “~~par. pars. (cm) and (cr)~~”.

NOTE: The period was inserted without being underscored. The change was intended.

13 **SECTION 222.** 2007 Wisconsin Act 20, section 1713 is amended by replacing “s.
14 ~~767.89 (3) (e) 1. or 767.805 (4) (d) 1. or 767.89 (3) (e) 1.~~” with “s. 767.805 (4) (d) 1. or
15 767.89 (3) (e) 1.”.

NOTE: Text that was not preexisting was shown as stricken.

16 **SECTION 223.** 2007 Wisconsin Act 20, section 1716 is amended by replacing “s.
17 ~~767.89 (3) (e) 1. or 767.805 (4) (d) 1. or 767.89 (3) (e) 1.~~” with “s. 767.805 (4) (d) 1. or
18 767.89 (3) (e) 1.”.

NOTE: Text that was not preexisting was shown as stricken.

ASSEMBLY BILL 573

1 **SECTION 224.** 2007 Wisconsin Act 20, section 1968 is amended by replacing
2 “~~individuals~~ full-time employees that exceeds \$100,000.” with “~~individual~~ full-time
3 employees that exceeds \$100,000.”.

NOTE: The “s” in “individuals” was not preexisting, but was shown as stricken.

4 **SECTION 225.** 2007 Wisconsin Act 20, section 2041 is amended by replacing
5 “~~individuals~~ full-time employees that exceeds \$100,000.” with “~~individual~~ full-time
6 employees that exceeds \$100,000.”.

NOTE: The “s” in “individuals” was not preexisting, but was shown as stricken.

7 **SECTION 226.** 2007 Wisconsin Act 20, section 2097 is amended by replacing
8 “~~individuals~~ full-time employees that exceeds \$100,000.” with “~~individual~~ full-time
9 employees that exceeds \$100,000.”.

NOTE: The “s” in “individuals” was not preexisting, but was shown as stricken.

10 **SECTION 227.** 2007 Wisconsin Act 20, section 2512 is amended by replacing
11 “79.10 (2) (a) NOTICE TO MUNICIPALITIES. On or before December 1” with “79.10 (2)
12 (a) On or before December 1”.

NOTE: The subsection title was shown as if it was the paragraph title. It should not have been shown.

13 **SECTION 228.** 2007 Wisconsin Act 20, section 3065 is amended by replacing
14 “~~46.03 (7) (g) s. 46.03 (7g) 48.47 (7g)~~” with “~~46.03 (7) (g) 48.47 (7g)~~”.

NOTE: Text that was not preexisting was shown as stricken.

15 **SECTION 229.** 2007 Wisconsin Act 20, section 9448 (1) is amended by replacing
16 “the amendment of section 343.50 (8) (a) and (b) of the statutes” with “the
17 amendment of section 343.50 (8) (a) of the statutes”.

NOTE: Sections 9448 (1) and 9455 (2) of 2007 Wis. Act 20, contain conflicting effective date provisions for the amendment of s. 343.50 (8) (b) by Act 20. Drafting records indicate that section 9455 (2) is correct.

18 **SECTION 230.** 2007 Wisconsin Act 20, section 9455 (2) is amended by replacing
19 “48.57 (3) (a) 3. (intro.)” with “48.57 (3) (a) 3.”.

ASSEMBLY BILL 573**SECTION 230**

NOTE: There is no s. 48.57 (3) (a) 3. (intro.). 2007 Wis. Act 20, section 1293 amends the text of s. 48.57 (3) (a) 3.

1 **SECTION 231.** 2007 Wisconsin Act 27, section 1 is amended by replacing “the
2 department and its agents, the department of justice, and peace officers” with “the
3 department and its agents, the department of justice, and peace officers”.

NOTE: The comma was inserted without being underscored. The change was intended.

4 **SECTION 232.** 2007 Wisconsin Act 39, section 2 is amended by replacing “(jz)
5 Medical Assistance and Badger Care cost sharing and employer penalty assessments.
6 All moneys received ~~from~~ in cost sharing from medical assistance recipients,
7 including payments under s. 49.665 (5) ~~and,~~ all moneys received from penalty
8 assessments under s. 49.665 (7) (b) 2., and 90 percent of all moneys received from
9 penalty assessments under s. 49.471 (9) (c) to be used for the Badger Care health care
10 program under s. 49.665 and for the Medical Assistance program under subch. IV of
11 ch. 49.” with “(jz) *Medical Assistance and Badger Care cost sharing and employer*
12 *penalty assessments.* All moneys received in cost sharing from medical assistance
13 recipients, including payments under s. 49.665 (5), all moneys received from penalty
14 assessments under s. 49.665 (7) (b) 2., and 90 percent of all moneys received from
15 penalty assessments under s. 49.471 (9) (c) to be used for the Badger Care health care
16 program under s. 49.665 and for the Medical Assistance program under subch. IV of
17 ch. 49.”.

NOTE: 2007 Wis. Act 39, section 2, provides that s. 20.435 (4) (jz) is amended as affected by 2007 Wis. Act 20 and Act 39, section 1. However, Act 39, section 2, showed as stricken, text that had already been stricken by Act 20, section 393, and showed as underscored, text that had already been underscored by Act 20, section 393.

18 **SECTION 233.** 2007 Wisconsin Act 59, section 23 is amended by replacing
19 “ending on June 29, 2008,” with “ending on June 28, 2008,”.

NOTE: Incorrect text was shown stricken.

