

1 **SECTION 103.** The treatment of 101.02 (20) (a) of the statutes by 2007 Wisconsin
2 Act 63 is not repealed by 2007 Wisconsin Act 203. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, s. 101.02 (20) (a) reads:

(a) For purposes of this subsection, "license" means a license, permit or certificate of certification or registration issued by the department under ss. 101.09 (3) (c), 101.122 (2) (c), 101.143 (2) (g), 101.15 (2) (e), 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2) or (2m), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18 or 167.10 (6m).

3 **SECTION 104.** The treatment of 101.02 (21) (a) of the statutes by 2007 Wisconsin
4 Act 63 is not repealed by 2007 Wisconsin Act 203. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau, s. 101.02 (21) (a) reads:

(a) In this subsection, "license" means a license, permit or certificate of certification or registration issued by the department under s. 101.09 (3) (c), 101.122 (2) (c), 101.143 (2) (g), 101.15 (2) (e), 101.16 (3g), 101.17, 101.177 (4) (a), 101.178 (2) or (3) (a), 101.63 (2), 101.653, 101.73 (5) or (6), 101.82 (1m), (1v), and (2), 101.935, 101.95, 101.951, 101.952, 101.985 (1) to (3), 145.02 (4), 145.035, 145.045, 145.15, 145.16, 145.165, 145.17, 145.175, 145.18 or 167.10 (6m).

5 **SECTION 105.** 101.16 (3r) (f) and (g) of the statutes, as created by 2007
6 Wisconsin Act 203, are amended to read:

7 101.16 (3r) (f) A 3rd party that issues a surety bond, a letter of credit, or general
8 liability insurance to a retail supplier for purposes of this subsection shall provide
9 written notice to the retail supplier and to the department at least 60 days before
10 canceling, revoking, suspending, or failing to renew the bond, letter, or insurance.

11 (g) A retail supplier that cancels or fails to renew a surety bond, a letter of
12 credit, or general liability insurance shall notify the department at least 60 days
13 before cancelling or failing to renew the bond, letter, or insurance. Upon receipt of
14 the notice, the department shall revoke the retail supplier's license issued under sub.
15 (3g).

NOTE: Inserts articles for proper sentence agreement.

1 **SECTION 106.** 101.66 (1m) (bn) of the statutes, as created by 2007 Wisconsin Act
2 208, is amended to read:

3 101.66 **(1m)** (bn) A person may not provide a written certification under par.
4 (b) unless the person has been issued a certificate of accomplishment evidencing
5 certification or recertification under the lumber grading training program under s.
6 36.25 (47) (48) and the person has received the certificate within the 5 years before
7 providing the written certification. The person shall attach to the written
8 certification a copy of his or her certificate of accomplishment.

NOTE: Section 36.25 (47), as created by 2007 Wis. Act 208, is renumbered to s. 36.25
(48) by this bill.

9 **SECTION 107.** 101.977 (2) (bn) of the statutes, as created by 2007 Wisconsin Act
10 208, is amended to read:

11 101.977 **(2)** (bn) A person may not provide a written certification under par. (b)
12 unless the person has been issued a certificate of accomplishment evidencing
13 certification or recertification under the lumber grading training program under s.
14 36.25 (47) (48) and the person has received the certificate within the 5 years before
15 providing the written certification. The person shall attach to the written
16 certification a copy of his or her certificate of accomplishment.

NOTE: Section 36.25 (47), as created by 2007 Wis. Act 208, is renumbered to s. 36.25
(48) by this bill.

17 **SECTION 108.** 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
22 year or the preceding calendar year, or if the employing unit employed as many as

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1 10 individuals in some agricultural labor for some portion of a day on at least 20 days,
2 each day being in a different calendar week, whether or not such weeks were
3 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.

4 **SECTION 109.** 108.151 (7) (h) of the statutes, as affected by 2007 Wisconsin Act
5 59, is amended to read:

6 108.151 (7) (h) If the payroll of an employer for any quarter is adjusted to
7 decrease the amount of the payroll after ~~a~~ an employment and wage report for the
8 employer is filed under s. 108.205 (1), the department shall refund any assessment
9 that is overpaid by the employer under this subsection as a result of the adjustment.

NOTE: Inserts correct article.

10 **SECTION 110.** 115.395 (2) of the statutes, as created by 2007 Wisconsin Act 20,
11 is amended to read:

12 115.395 (2) Beginning in the 2008-09 school year, the board may apply to the
13 department of administration for an annual grant of up to \$10,000,000 to implement
14 initiatives to improve pupil academic achievement in all grades, such as employing
15 licensed teachers to tutor pupils who are struggling academically, or employing
16 persons to coordinate the district's instructional programs and provide ongoing
17 professional development for teachers. The board shall submit with its application
18 a plan for the department of administration's approval describing the initiatives for
19 which the grant will be used, describing the research showing that the initiatives
20 have a positive effect on pupil academic achievement, and including criteria for
21 evaluating the effectiveness of the initiatives, such as high school graduation rates
22 or the results of the statewide pupil assessments under ~~ch. s.~~ s. 118.30.

NOTE: Corrects citation form.

1 **SECTION 111.** 115.42 (2) (c) of the statutes, as created by 2007 Wisconsin Act
2 20, is amended to read:

3 115.42 (2) (c) The amount of each grant under par. (a) shall be \$5,000 in any
4 school year in which the recipient is employed in a school in which at least 60 percent
5 of the pupils enrolled are eligible for a free or reduced-price lunch under 42 USC
6 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.

7 **SECTION 112.** 119.04 (1) of the statutes, as affected by 2007 Wisconsin Acts 97,
8 220 and 222, is amended to read:

9 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.0235 (3) (c),
10 66.0603 (1m) to (3), 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343,
11 115.345, 115.361, 115.365 (3), 115.38 (2), 115.445, ~~115.445~~, 115.45, 118.001 to 118.04,
12 118.045, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14, 118.145 (4), 118.15,
13 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19, 118.20, 118.24 (1), (2) (c)
14 to (f), (6) and (8), 118.245, 118.255, 118.258, 118.291, 118.30 to 118.43, 118.51, 118.52,
15 118.55, 120.12 (5) and (15) to (26), 120.125, 120.13 (1), (2) (b) to (g), (3), (14), (17) to
16 (19), (26), (34), (35), (37), (37m), and (38), 120.14, 120.21 (3), and 120.25 are
17 applicable to a 1st class city school district and board.

NOTE: The stricken text was inserted by 2007 Wis. Act 220 without being shown
as underscored. No change was intended.

18 **SECTION 113.** 120.13 (2) (g) of the statutes, as affected by 2007 Wisconsin Act
19 36, is amended to read:

20 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.
21 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),

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1 ~~632.85, 632.853, 632.855, 632.87 (4) and, (5), and (6), 632.895 (9) to (15), 632.896, and~~
2 ~~767.25 (4m) (d) 767.513 (4).~~

NOTE: The stricken language was inserted by 2007 Wis. Act 36 without being shown as underscored and the underscored language was deleted. No change was intended.

3 **SECTION 114.** 134.405 (1) (f) 1. of the statutes, as created by 2007 Wisconsin Act
4 64, is amended to read:

5 134.405 (1) (f) 1. A metal article stamped, engraved, stenciled, or otherwise
6 marked to identify the article as the property of a governmental entity,
7 telecommunications provider, public utility, cable operator, as defined in s. ~~66.0419~~
8 ~~(2) (b) 66.0420 (2) (d)~~, or an entity that produces, transmits, delivers, or furnishes
9 electricity, or transportation, shipbuilding, ship repair, mining, or manufacturing
10 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.

11 **SECTION 115.** 146.50 (9m) of the statutes, as created by 2007 Wisconsin Act 104,
12 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.

13 **SECTION 116.** 146.555 of the statutes, as created by 2007 Wisconsin Act 104,
14 is renumbered 256.13 and amended to read:

15 **256.13 Cardiocerebral resuscitation.** Any person who offers certification
16 in cardiopulmonary resuscitation shall provide the written information on
17 cardiocerebral resuscitation that is prepared by the emergency medical services
18 board under s. ~~146.58 (9) 256.04 (9)~~ to each individual to whom the person provides
19 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.

1 **SECTION 117.** 146.58 (9) of the statutes, as created by 2007 Wisconsin Act 104,
2 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.

3 **SECTION 118.** 146.70 (3m) (d) 1. of the statutes is renumbered 256.35 (3m) (d)
4 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.

5 **SECTION 119.** The treatment of 153.05 (2r) (intro.) of the statutes by 2007
6 Wisconsin Act 20, sections 2898h and 9121 (6) (a), is not repealed by 2007 Wisconsin
7 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:

8 **SECTION 120.** 154.30 (3) (a) 1. of the statutes, as created by 2007 Wisconsin Act
9 58, is amended to read:
10 154.30 (3) (a) 1. The disposition of any unrevoked anatomical gift made by the
11 decedent under s. 157.06 (2) or made by an individual other than the decedent under
12 s. 157.06 (3) or (4).

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 121.** 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 122.** 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 123.** 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 124.** 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
22 made in the manner provided in sub. (10) (a) 3., the individual who reduces the

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

NOTE: Inserts a missing article and deletes unnecessary comma.

6 **SECTION 125.** The treatment of 165.85 (3) (cm) of the statutes by 2007
7 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).

8 **SECTION 126.** 183.0906 (1) to (4) of the statutes are renumbered 183.0906 (1m)
9 (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.

10 **SECTION 127.** 185.981 (4t) of the statutes, as affected by 2007 Wisconsin Act 36,
11 is amended to read:

12 185.981 (4t) A sickness care plan operated by a cooperative association is
13 subject to ss. 252.14, 631.17, 631.89, 631.95, 632.72 (2), 632.745 to 632.749, 632.85,

1 632.853, 632.855, 632.87 (2m), (3), (4), ~~and (5)~~, and (6), 632.895 (10) to (15), and
2 632.897 (10) and chs. 149 and 155.

NOTE: The stricken language was inserted by 2007 Wis. Act 36 without being shown as underscored and the underscored language was deleted. No change was intended.

3 **SECTION 128.** 185.983 (1) (intro.) of the statutes, as affected by 2007 Wisconsin
4 Act 36, is amended to read:

5 185.983 (1) (intro.) Every such voluntary nonprofit sickness care plan shall be
6 exempt from chs. 600 to 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41,
7 601.42, 601.43, 601.44, 601.45, 611.67, 619.04, 628.34 (10), 631.17, 631.89, 631.93,
8 631.95, 632.72 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.85, 632.853,
9 632.855, 632.87 (2m), (3), (4), ~~and (5)~~, and (6), 632.895 (5) and (9) to (15), 632.896, and
10 632.897 (10) and chs. 609, 630, 635, 645, and 646, but the sponsoring association
11 shall:

NOTE: The stricken language was inserted by 2007 Wis. Act 36 without being shown as underscored and the underscored language was deleted. No change was intended.

12 **SECTION 129.** 196.374 (5) (bm) 1. of the statutes, as affected by 2005 Wisconsin
13 Act 141, is amended to read:

14 196.374 (5) (bm) 1. The commission shall commence a proceeding for ~~for~~
15 creating a proposal for allocating within different classes of customers an equitable
16 distribution of the recovery of the amounts under par. (a) by all energy utilities. The
17 purpose of the allocation is to ensure that customers of an energy utility within a
18 particular class are treated equitably with respect to customers of other energy
19 utilities within the same class. No later than December 31, 2008, the commission
20 shall submit the proposal to the governor and chief clerk of each house of the

1 legislature for distribution to the appropriate standing committees of the legislature
2 under s. 13.172 (3).

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

3 **SECTION 130.** ~~227.54 of the statutes, as affected by 2007 Wisconsin Act 196, is~~
4 amended to read:

5 **227.54 Stay of proceedings.** The institution of the proceeding for review
6 shall not stay enforcement of the agency decision. The reviewing court may order a
7 stay upon such terms as it deems proper, except as otherwise provided in ss. 49.17
8 (7), ~~96.43~~ 196.43, and 448.02 (9).

NOTE: 2007 Wisconsin Act 196 changed "196.43" to "96.43" without strikes and
underscores. No change was intended.

9 **SECTION 131.** 233.04 (10) of the statutes, as affected by 2007 Wisconsin Acts
10 109 and 130, is amended to read:

11 233.04 (10) ~~255.35~~ If Children's Hospital and Health System ceases to operate
12 a poison control center under s. 255.35, administer a statewide poison control
13 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.

14 **SECTION 132.** The treatment of 250.042 (4) (b) of the statutes by 2007 Wisconsin
15 Act 79 is not repealed by 2007 Wisconsin Act 153. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference
bureau, effective 1-1-09, s. 250.042 (4) (b) reads:

(b) A behavioral health provider, health care provider, pupil services provider, or
substance abuse prevention provider who, during a state of emergency declared under
s. 166.03 (1) (b) 1. or 166.23, provides behavioral health services, health care services,
pupil services, or substance abuse prevention services for which the behavioral health
provider, health care provider, pupil services provider, or substance abuse prevention
provider has been licensed or certified or, as a nurse aide, has met requirements under
s. 146.40, is, for the provision of these services a state agent of the department for
purposes of ss. 165.25 (6), 893.82, and 895.46 and is an employee of the state for purposes
of worker's compensation benefits. The behavioral health services, health care services,
pupil services, or substance abuse prevention services shall be provided on behalf of a
health care facility or mass clinic on a voluntary, unpaid basis, except that the behavioral
health provider, health care provider, pupil services provider, or substance abuse

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prevention provider may accept reimbursement for travel, lodging, and meals. The health care facility on whose behalf the services are provided is, for the provision of the services, a state agent of the department for purposes of ss. 165.25 (6), 893.82, and 895.46.

1 **SECTION 133.** The treatment of 253.15 (8) of the statutes by 2007 Wisconsin Act
2 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 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.

3 **SECTION 134.** 254.47 (6) of the statutes, as created by 2007 Wisconsin Act 104,
4 is amended to read:

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

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

12 **SECTION 135.** 281.344 (1) (wp) 2. of the statutes, as created by 2007 Wisconsin
13 Act 227, is amended to read:

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

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

4 **SECTION 136.** 281.346 (1) (wp) 2. of the statutes, as created by 2007 Wisconsin
5 Act 227, is amended to read:

6 281.346 (1) (wp) 2. For a system for providing a public water supply, the
7 equipment from the point of intake of the water to the first point at which the water
8 is distributed.

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

9 **SECTION 137.** 281.346 (5e) (c) 2. of the statutes, as created by 2007 Wisconsin
10 Act 227, is amended to read:

11 281.346 (5e) (c) 2. Beginning on the compact's effective date, except as provided
12 in subd. 3., the department may not approve a water supply service area plan under
13 s. 281.348 that provides for increasing the amount of a withdrawal that is covered
14 under an individual permit issued under ~~s.~~ sub. (5) or s. 281.344 (5) so that it equals
15 10,000,000 or more gallons per day for any 30 consecutive days over the withdrawal
16 amount as of the beginning of the current permit term, the compact's effective date,
17 or the date that the department issued a modified permit for the withdrawal if the
18 modification was subject to the compact decision-making standard under sub. (6),
19 whichever is latest, unless the increased withdrawal meets the compact
20 decision-making standard under sub. (6).

NOTE: Deletes unnecessary "s." The change is printed in the 2007-08 Statutes.

21 **SECTION 138.** 281.346 (9) (d) 1. of the statutes, as created by 2007 Wisconsin
22 Act 227, is amended to read:

1 281.346 (9) (d) 1. The department shall provide an opportunity for any
2 interested person or group of persons, any affected local governmental unit, or any
3 state agency to request a public hearing with respect to a proposal for which the
4 department receives an application ~~under~~ to which par. (b) 1. applies or on a proposed
5 general permit under sub. (4s) (a). A request for a public hearing shall be filed with
6 the department within 30 days after the department gives notice under par. (b). The
7 party filing a request for a public hearing shall indicate the interest of the party and
8 the reasons why a hearing is warranted. The department shall hold a public hearing
9 on a proposal for which the department receives an application to which par. (b) 1.
10 applies or on a proposed general permit under sub. (4s) (a) if the department
11 determines that there is a significant public interest in holding a hearing.

NOTE: Deletes unnecessary word.

12 **SECTION 139.** 281.346 (11) (a) 2. of the statutes, as created by 2007 Wisconsin
13 Act 227, is amended to read:

14 281.346 (11) (a) 2. The department shall create the water resources inventory
15 under subd. 1. no later than June 1, 2014, or the first day of the 60th month beginning
16 after the compact's effective date, whichever is later.

NOTE: Inserts missing comma.

17 **SECTION 140.** 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 141.** 281.35 (5) (d) 2. of the statutes is amended to read:

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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).

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

5 **SECTION 142.** 285.48 (4) (b) of the statutes, as affected by 2005 Wisconsin Act
6 141, is amended to read:

7 285.48 (4) (b) The implementation of low-income weatherization and energy
8 conservation measures, including programs established under s. 16.957 (2) (a) or (b)
9 or programs under s. 196.374.

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

10 **SECTION 143.** The treatment of 301.45 (1d) (b) of the statutes by 2007 Wisconsin
11 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.

12 **SECTION 144.** 301.46 (4) (a) 10m. of the statutes, as created by 2007 Wisconsin
13 Act 20, is amended to read:

14 301.46 (4) (a) 10m. The department of children and families.

NOTE: Inserts missing word.

15 **SECTION 145.** 301.48 (2) (b) 2. of the statutes, as affected by 2007 Wisconsin Acts
16 20 and 96, is amended to read:

1 301.48 (2) (b) 2. A court discharges the person under ~~s. 980.10, 2003 stats. or~~
2 s. 980.09 (4). This subdivision does not apply if the person was on supervised release
3 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.

4 **SECTION 146.** The treatment of 301.48 (3) (c) of the statutes by 2007 Wisconsin
5 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).

6 **SECTION 147.** 321.40 (5) (b) of the statutes, as affected by 2007 Wisconsin Act
7 200, is amended to read:

8 321.40 (5) (b) If the U.S. congress establishes an active draft after July 1, 1977,
9 no new tuition grants may be authorized under this section. The department shall
10 determine if an active draft has been established. Any termination of the tuition
11 grant program under this paragraph shall allow persons receiving grants prior to the
12 establishment of an active draft to receive full benefits subject to sub. (4) (3) (d) and
13 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).

14 **SECTION 148.** 321.40 (6) (d) of the statutes, as created by 2007 Wisconsin Act
15 200, 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.

1 **SECTION 149.** 322.0587 (4) of the statutes, as created by 2007 Wisconsin Act
2 200, is amended to read:

3 322.0587 (4) If the sentence of a member who forfeits pay and allowances under
4 sub. (1) is set aside or disapproved or, as finally approved, does not provide for a
5 punishment referred to in sub. ~~(1)-(b)~~ (2), the member shall be paid the pay and
6 allowances that the member would have been paid, except for the forfeiture, for the
7 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).

8 **SECTION 150.** 322.0767 (1) (c) of the statutes, as created by 2007 Wisconsin Act
9 200, is amended to read:

10 322.0767 (1) (c) Upon receiving a report under s. ~~971.17~~ 971.14 (5) (b), the
11 court-martial shall make a determination as to whether the person has become
12 competent. If the court-martial determines that the defendant has become
13 competent, the court-martial shall terminate the commitment to the department of
14 health services and resume the general court-martial. If the court-martial
15 determines that the person is making sufficient progress toward becoming
16 competent, the commitment shall continue. If the court-martial determines that the
17 person is not likely to become competent to proceed in the time period specified under
18 s. 971.14 (5) (a), the court-martial shall suspend or terminate the commitment order
19 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.

20 **SECTION 151.** The treatment of 341.14 (6r) (fm) 7. of the statutes by 2007
21 Wisconsin Act 97 is not repealed by 2007 Wisconsin Act 107. Both treatments stand.

NOTE: There is no conflict of substance. Although 2007 Wis. Act 97 shows "55m." as underscored and 2007 Wis. Act 107 shows "55m." as stricken, Act 107 did not in fact remove "55m." from the provision. The 2005 statutes show "55m." in brackets to indicate that "55m." did not exist in the statute and that its insertion was required. Act 97 makes that insertion. However, Act 107 did not take the treatment by Act 97 into account, but rather treated the statute as it existed prior to the Act 97 treatment. The "55m." shown as stricken in Act 107 did not actually exist in the statute that is amended by Act 107, and the striking therefore has no effect. As merged by the legislative reference bureau, effective 9-1-08, s. 341.14 (6r) (fm) 7. reads:

7. After October 1, 1998, additional authorized special groups may only be special groups designated by the department under this paragraph. The authorized special groups enumerated in par. (f) shall be limited solely to those special groups specified under par. (f) on October 1, 1998. This subdivision does not apply to the special groups specified under par. (f) 3m., 6m., 9g., 9m., 12g., 12m., 19m., 49d., 49h., 49s., 54., 55., 55m., 56., 57., and 58.

1 **SECTION 152.** 341.47 (3) of the statutes, as affected by 2007 Wisconsin Act 175,
2 is amended to read:

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

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

12 ~~**SECTION 153.** The treatment of 342.14 (1r) of the statutes by 2007 Wisconsin~~
13 Act 20 is not repealed by 2007 Wisconsin Act 33. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau s. 342.14 (1r) reads:

(1r) Upon filing an application under sub. (1) or (3), an environmental impact fee of \$9, by the person filing the application. All moneys collected under this subsection shall be credited to the environmental fund for environmental management. This subsection

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does not apply after December 31, 2009. This subsection does not apply to an application for a certificate of title for a neighborhood electric vehicle.

1 **SECTION 154.** 343.14 (2) (br) of the statutes, as affected by 2007 Wisconsin Act
2 20, sections 3243 and 3244b, is repealed and recreated to read:

3 343.14 (2) (br) If the applicant does not have a social security number, a
4 statement made or subscribed under oath or affirmation that the applicant does not
5 have a social security number. The form of the statement shall be prescribed by the
6 department of children and families. A license that is issued or renewed under s.
7 343.17 in reliance on a statement submitted under this paragraph is invalid if the
8 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.

9 **SECTION 155.** 343.14 (2) (br) of the statutes, as affected by 2009 Wisconsin Act
10 (this act), is amended to read:

11 343.14 (2) (br) If the applicant does not have a social security number, a
12 statement made or subscribed under oath or affirmation that the applicant does not
13 have a social security number and is not eligible for a social security number. The
14 statement shall provide the basis or reason that the applicant is not eligible for a
15 social security number, as well as any information requested by the department that
16 may be needed by the department for purposes of verification under s. 343.165 (1)
17 (c). The form of the statement shall be prescribed by the department, with the
18 assistance of the department of children and families. A license that is issued or

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

NOTE: See the note following the preceding SECTION.

3 **SECTION 156.** The treatment of 343.235 (3) (a) of the statutes by 2007 Wisconsin
4 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:

(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.

5 **SECTION 157.** The treatment of 343.50 (3) of the statutes by 2007 Wisconsin Act
6 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.

7 **SECTION 158.** The treatment of 343.50 (8) (b) of the statutes by 2007 Wisconsin
8 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 204 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

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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).

1 **SECTION 159.** 346.65 (2c) of the statutes, as affected by 2007 Wisconsin Act 111,
2 is amended to read:

3 346.65 (2c) In sub. (2) (am) 2., 3., 4., 5., 6., and 7., the time period shall be
4 measured from the dates of the refusals or violations that resulted in the revocation
5 or convictions. If a person has a suspension, revocation, or conviction for any offense
6 under a local ordinance or a state statute of another state that would be counted
7 under s. 343.307 (1), that suspension, revocation, or conviction shall count as a prior
8 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.

9 **SECTION 160.** 348.01 (2) (ax) of the statutes, as created by 2007 Wisconsin Act
10 16, is amended to read:

11 348.01 (2) (ax) "Forestry biomass" ~~has the meaning given in s. 26.385 (1) means~~
12 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.

13 **SECTION 161.** The treatment of 348.21 (3g) (intro.) of the statutes by 2007
14 Wisconsin Act 20, section 3435m, is not repealed by 2007 Wisconsin Act 97, section
15 178. Both treatments stand.

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:

16 **SECTION 162.** The treatment of 440.91 (1) (c) 1. of the statutes by 2007
17 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.

1 **SECTION 163.** The treatment of 447.05 of the statutes by 2007 Wisconsin Act
2 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:

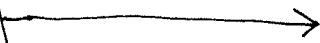
447.05 Expiration and renewal. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee determined by the department under s. 440.03 (9) (a). The 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.

3 **SECTION 164.** 450.071 (1) of the statutes, as created by 2007 Wisconsin Act 20,
4 is amended to read:

5 450.071 (1) No person may engage in the wholesale distribution of a
6 prescription drug in this state without obtaining a license from the board for each
7 facility from which the person distributes prescription drugs. The board shall
8 exempt a manufacturer that distributes prescription drugs or ~~devises~~ devices
9 manufactured by the manufacturer from licensing and other requirements under
10 this section to the extent the license or requirement is not required under federal law
11 or regulation, unless the board determines that it is necessary to apply a requirement
12 to a manufacturer.

NOTE: Corrects spelling.

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1 **SECTION 165.** 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 166.** 551.304 (2) (intro.) of the statutes, as affected by 2007 Wisconsin
10 Act 196, is amended to read:

11 551.304 (2) **REQUIRED RECORDS.** (intro.) A registration statement under this
12 section must contain the information or records specified in s. 551.305, a consent to
13 service of process complying with s. 551.611, and, if required by rule adopted under
14 this chapter, any, or any combination, of, the following information or records:

NOTE: Moves comma for proper sentence structure.

15 **SECTION 167.** 551.613 (5) (intro.) of the statutes, as affected by 2007 Wisconsin
16 Act 196, is amended to read:

17 551.613 (5) **PUBLICATIONS, RADIO, TELEVISION, OR ELECTRONIC COMMUNICATIONS.**
18 (intro.) An offer to sell or to purchase is not made in this state when a publisher
19 circulates or there is circulated on the publisher's behalf in this state a bona fide

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1 newspaper or other publication of general, regular, and paid circulation that is not
2 published in this state, or that is published in this state but has had more than
3 two-thirds of its circulation outside this state during the previous 12 months, or
4 when a radio or television program or other electronic communication originating
5 outside this state is received in this state. A radio, or television program, or other
6 electronic communication is considered as having originated in this state if either the
7 broadcast studio or the originating source of transmission is located in this state,
8 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.

9 **SECTION 168.** 560.07 (9) of the statutes, as affected by 2007 Wisconsin Act 125,
10 is amended to read:

11 560.07 (9) Include in the report required under s. 560.01 (2) (am) an
12 assessment of the nationwide business development promotion activities conducted
13 by Forward Wisconsin, Inc., with the funds provided to Forward Wisconsin, Inc.,
14 under s. 20.143 (1) (bm). The assessment shall address the goals and performance
15 measures established pursuant to sub. ~~(3) (b)~~ (8).

NOTE: Section 560.07 (3) (b) was renumbered to s. 560.07 (8) (intro.) by 2007 Wis.
Act 125, which created a list of goals and performance measures as s. 560.07 (8) (a) to (c).

16 **SECTION 169.** 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 170.** 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 171.** 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.

1 **SECTION 172.** 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 173.** 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 174.** 708.10 (2) (title) of the statutes is amended to read:

6 708.10 (2) (title) ~~LOAN FUND DISPERSAL~~ DISBURSAL.

NOTE: Corrects spelling.

7 **SECTION 175.** The treatment of 767.57 (1e) (a) of the statutes by 2007 Wisconsin
8 Act 20, section 3734, is not repealed by 2007 Wisconsin Act 96. Both treatments
9 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

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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.

1 **SECTION 176.** The treatment of 767.57 (1e) (a) of the statutes by 2007 Wisconsin
2 Act 20, section 3735, is not repealed by 2007 Wisconsin Act 96. Both treatments
3 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 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.

4 **SECTION 177.** 801.52 of the statutes, as affected by 2007 Wisconsin Act 1, is
5 amended to read:

6 **801.52 Discretionary change of venue.** The court may at any time, upon
7 its own motion, the motion of a party or the stipulation of the parties, change the
8 venue to any county in the interest of justice or for the convenience of the parties or
9 witnesses, except that venue in a civil action to impose a forfeiture for a violation of
10 chs. 5 to 12, subch. III of ch. 13, or subch. III of ch. 19 or for a violation of any other
11 law arising from or in relation to the official functions of the subject of the
12 investigation or any matter that involves elections, ethics, or lobbying regulation
13 under chs. 5 to 12, subch. III of ch. 13, or subch. III of ch. 19, may be changed only

1 as provided in s. 971.223 (1) and (2) or in the same manner that is authorized for a
2 change in the venue of a criminal trial under s. 971.22. This section does not apply
3 to proceedings under ch. 980.

NOTE: Inserts missing article.

4 **SECTION 178.** 804.05 (3) (b) 5. of the statutes, as affected by 2007 Wisconsin Act
5 97, is amended to read:

6 804.05 (3) (b) 5. In this subsection, the terms “defendant” and “plaintiff”
7 include officers, directors, and managing agents of corporate defendants and
8 corporate plaintiffs, or other persons designated under sub. (2) (e), as appropriate.
9 A defendant who asserts a counterclaim or a cross claim shall not be considered a
10 plaintiff within the meaning of this subsection, but a 3rd-party plaintiff under s.
11 803.05 (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.

12 **SECTION 179.** 895.51 (1) (bm) of the statutes, as created by 2007 Wisconsin Act
13 79, is renumbered 895.51 (1) (dr).

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

14 **SECTION 180.** 938.21 (2) (c) of the statutes is amended to read:

15 938.21 (2) (c) Prior to the commencement of the hearing, the court shall inform
16 the juvenile of the allegations that have been or may be made, the nature and
17 possible consequences of this hearing as compared to possible future hearings, the
18 provisions of s. 938.18 if applicable, the right to counsel under s. 938.23 regardless
19 of ability to pay if the juvenile is not yet represented by counsel, the right to remain
20 silent, the fact that the silence may not be adversely considered by the court, the
21 right to confront and cross-examine witnesses, and the right to present witnesses.

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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.

1 **SECTION 181.** The treatment of 938.355 (6) (d) 1. of the statutes by 2007
2 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.

3 **SECTION 182.** 938.355 (6d) (b) 1. of the statutes is amended to read:

4 938.355 (**6d**) (b) 1. Notwithstanding ss. 938.19 to 938.21, but subject to any
5 general written policies adopted by the court under s. 938.06 (1) or (2), to any policies
6 adopted by the county department relating to aftercare supervision administered by
7 the county department, and to any policies adopted by the county board relating to
8 the taking into custody and placement of a juvenile under this subdivision, if a
9 juvenile who is on aftercare supervision administered by the county department
10 violates a condition of that supervision, the juvenile's caseworker or any other person
11 authorized to provide or providing intake or dispositional services for the court under
12 s. 938.067 or 938.069 may, without a hearing, take the juvenile into custody and place
13 the juvenile in a ~~secure~~ juvenile detention facility or juvenile portion of a county jail
14 that meets the standards promulgated by the department by rule or in a place of
15 nonsecure custody designated by that person for not more than 72 hours while the
16 alleged violation and the appropriateness of revoking the juvenile's aftercare status

1 are being investigated. Short-term detention may be imposed under this
2 subdivision only if at the dispositional hearing the court explained those conditions
3 to the juvenile and informed the juvenile of that possible placement or if before the
4 violation the juvenile has acknowledged in writing that he or she has read, or has had
5 read to him or her, those conditions and that possible placement and that he or she
6 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.

7 **SECTION 183.** The treatment of 938.355 (6m) (a) 1g. 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, 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 USC 672 (a) (2) and shall assign the county department primary responsibility for providing services to the juvenile.

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9 **SECTION 184.** The treatment of 939.632 (1) (e) 1. of the statutes by 2007
10 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.

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

1 **SECTION 188.** 971.19 (12) of the statutes, as created by 2007 Wisconsin Act 1,
2 is amended to read:

3 971.19 (12) Except as provided in s. 971.223, in an action for a violation of chs.
4 5 to 12, subch. III of ch. 13, or subch. III of ch. 19, or for a violation of any other law
5 arising from or in relation to the official functions of the subject of the investigation
6 or any matter that involves elections, ethics, or lobbying regulation under ~~subch. chs.~~
7 5 to 12, subch. III of ch. 13, or subch. III of ch. 19 a defendant who is a resident of this
8 state shall be tried in circuit court for the county where the defendant resides. For
9 purposes of this subsection, a person other than a natural person resides within a
10 county if the person's principal place of operation is located within that county.

NOTE: Corrects citation form. ✓ ✓ ✓

11 **SECTION 189.** 2005 Wisconsin Act 25, section 1474t is amended by replacing
12 "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. ✓ ✓

13 **SECTION 190.** 2007 Wisconsin Act 1, section 7 is amended by replacing "5.05 (1)
14 (e) Delegate to ~~its executive director~~ its legal counsel" with "5.05 (1) (e) Delegate to
15 ~~its executive director~~ its legal counsel".

NOTE: "Its" was inserted without being shown as underscored. The change was intended. ✓ ✓

16 **SECTION 191.** 2007 Wisconsin Act 15, section 2 is amended by replacing "This
17 act takes effect on the first day of the 2nd month beginning after the effective date
18 of this subsection." with "This act takes effect on the first day of the 2nd month
19 beginning after publication."

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

1 **SECTION 192.** 2007 Wisconsin Act 20, section 342 is amended by replacing
2 “~~46.481 48.481~~ and 2007 Wisconsin Act (this act), section ~~9121 9155~~ (9u)” with
3 “~~46.481 48.481~~ and 2007 Wisconsin Act (this act), section ~~9121 9155~~ (9u)”.

NOTE: Previously existing text was underscored.

4 **SECTION 193.** 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 194.** 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 195.** 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 196.** 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 197.** 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 198.** 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.

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✓ ✓

1 **SECTION 199.** 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 200.** 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 201.** 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 202.** 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 203.** 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 204.** 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 205.** 2007 Wisconsin Act 20, section 9455 (2) is amended by replacing
19 “48.57 (3) (a) 3. (intro.)” with “48.57 (3) (a) 3.”.

✓ ✓

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 206.** 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 207.** 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 208.** 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.

1 SECTION 209. 2007 Wisconsin Act 97, section 165 is amended by replacing
2 "under par. (f) 55. and," with "under par. (f) 55., and".

NOTE: A comma was shown in the wrong location.

3 SECTION 210. 2007 Wisconsin Act 137, section 1 is amended by replacing
4 "341.04 (1)" with "341.04 (1) (intro.)" in 2 places.

NOTE: 2007 Wis. Act 137, section 1, treated only s. 341.04 (1) (intro.), not all of s. 341.04 (1).

5 SECTION 211. 2007 Wisconsin Act 174, section 5 is amended by replacing
6 "157.19 (4) (intro.)" with "157.19 (4)" in 2 places.

NOTE: Section 157.19 (4) is not subdivided and does not contain an introductory provision.

7 SECTION 212. 2007 Wisconsin Act 196, section 13 is amended by replacing
8 "448.02 (9) and 551.62" with "448.02 (9), and 551.62".

Note: 2007 Wisconsin Act 196, section 13, failed to show as stricken a comma that had been inserted by 2007 Wis. Act 20. The change was intended.

9 SECTION 213. Effective dates. This act takes effect on the day after
10 publication, except as follows:

11 (1) The treatment of section 101.16 (3r) (f) and (g) of the statutes takes effect
12 on August 1, 2009, or on the day after publication, whichever is later.

13 # (2) The amendment of section 343.14 (2) (br) of the statutes takes effect on the
14 day after publication or on the date stated in the notice provided by the secretary of
15 transportation and published in the Wisconsin Administrative Register under
16 section 85.515 (2) (b) of the statutes, whichever is later.

17 (3) The treatment of section 461.02 (2) (d) and (e) of the statutes takes effect
18 on July 1, 2009, or on the day after publication, whichever is later.

19 (END)

(#) The treatment of section 66.0137 (4) of the statutes takes effect on January 1, 2010, or on the day after publication, whichever is later.

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

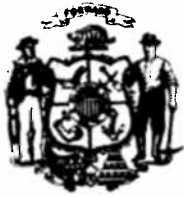
LRB-0590/P3ins
BJH:.....

INSZ

SECTION 1. 66.0137 (4) of the statutes, as affected by 2009 Wisconsin Act 28,
is amended to read:

66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or
a village provides health care benefits under its home rule power, or if a town
provides health care benefits, to its officers and employees on a self-insured basis,
the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),
632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.85, 632.853, 632.855, 632.87 (4), (5),
and (6), 632.885, 632.895 (9) to (17), 632.896, and 767.513 (4).

NOTE: The comma was inserted in the 2007-08 statutes and confirmed here.
underscored printed is



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0591/P1

BJH:cjs:jf

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

09 SA ✓
07 SA ✓
act or law treatment
SA 07 ✓ SA 09 ✓
stat comp ✓

ATTN
This document
is printed duplex

1 **AN ACT relating to:**

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

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2 **SECTION 1.** The treatment of 6.47 (1) (b) of the statutes by 2005 Wisconsin Act
3 277 is not repealed by 2005 Wisconsin Act 278. Both treatments stand.

NOTE: There is no conflict of substance. As merged by the legislative reference bureau s. 6.47 (1) (b) reads:

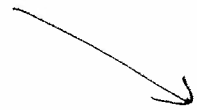
(b) "Offense relating to domestic abuse, sexual assault, or stalking" means an offense specified in s. 940.19, 940.20 (1m), 940.201, 940.22, 940.225, 940.32, 947.013, 948.02, 948.025, 948.06, 948.085, 948.09, or 948.095.

4 **SECTION 2.** 6.47 (8) (d) of the statutes is repealed.

NOTE: Section 6.47 (8) (d) provides that the municipal clerk shall provide access to names and addresses on voter lists to clerks of circuit court for the purpose of creating master jury lists under s. 756.04 (5) (a). Supreme Court Order 08-01 repealed s. 756.04 (5) (a) rendering s. 6.47 (8) (d) without effect.

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5 **SECTION 3.** 7.37 (13) of the statutes is amended to read:



13

1 7.37 (13) CLOSING OF POLLS. For each polling place, the municipal clerk shall
 2 designate an official of the municipality who shall position himself or herself at the
 3 end of the line of individuals waiting to vote, if any at the time that the polls officially
 4 close. The official may be an inspector or special registration deputy appointed under
 5 s. 6.55 (6) who serves at that polling place, an employee of the municipal clerk or a
 6 police officer. Only individuals in line ahead of the official shall be permitted to vote
 7 under s. 6.78 (4).

end
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2

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

8 **SECTION 4.** 18.06 (7) (title) of the statutes is created to read:

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3

9 18.06 (7) (title) SPECIAL PROCEDURES.

NOTE: Reinserts title inadvertently deleted from the statutes by 2005 Wis. Act 22.
The title is printed in the 2007-08 Statutes.

10 **SECTION 5.** 20.505 (8) (hm) 21. of the statutes is amended to read:

11 20.505 (8) (hm) 21. The amount transferred to s. 20.435 (3) (kz), 2005 stats.,
12 shall be \$500,000 in fiscal year 2007-08.

NOTE: Inserts correct cross-reference. Section 20.435 (3) (kz) was renumbered
20.437 (1) (kz) by 2007 Wis. Act 20.

13 **SECTION 6.** 35.84 (figure) line 18. of the statutes is repealed.

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NOTE: This line provides for distribution of publications to the Revisor of Statutes
Bureau, which was eliminated by 2007 Wis. Act 20.

14 **SECTION 7.** 48.299 (6) (b) of the statutes is amended to read:

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15 48.299 (6) (b) The state or the attorney responsible for support enforcement
16 who receives a referral under par. (a) shall perform the duties specified under s.
17 767.45 767.80 (5) (c) and (6r).

NOTE: Section 767.45 was renumbered s. 767.80 by 2005 Wis. Act 443.

18 **SECTION 8.** 49.45 (6m) (i) 1. of the statutes is amended to read:

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6

19 49.45 (6m) (i) 1. On or after October 1, 1981, medical assistance payment for
20 inpatient nursing care may only be provided for persons receiving skilled,

1 intermediate, or limited levels of nursing care as these levels are defined under s.
2 HFS DHS 132.13, Wis. 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. The change is printed in the 2007-08 Statutes.

end
INS
6

3 INS SECTION 9. 54.46 (5) (title) of the statutes, as affected by 2005 Wisconsin Act
4 7 387, section 360, is renumbered 54.46 (4) (title).

NOTE: Confirms renumbering by the legislative reference bureau under s. 13.92 (1) (bm) 2. 2005 Wis. Act 387 renumbered s. 880.13 (title) to s. 54.46 (5) (title), but renumbered the remainder of s. 880.13 to s. 54.46 (4).

5 SECTION 10. 55.001 of the statutes, as affected by 2005 Wisconsin Acts 264 and
6 388, is amended to read:

7 **55.001 Declaration of policy.** The legislature recognizes that many citizens
8 of the state, because of serious and persistent mental illness, degenerative brain
9 disorder ~~disorders~~, developmental disabilities, or other like incapacities, are in need
10 of protective services or protective placement. Except as provided in s. 49.45 (30m)
11 (a), the protective services or protective placement should, to the maximum degree
12 of feasibility under programs, services and resources that the county board of
13 supervisors is reasonably able to provide within the limits of available state and
14 federal funds and of county funds required to be appropriated to match state funds,
15 allow the individual the same rights as other citizens, and at the same time protect
16 the individual from financial exploitation, abuse, neglect, and self-neglect. This
17 chapter is designed to establish those protective services and protective placements,
18 to assure their availability to all individuals when in need of them, and to place the
19 least possible restriction on personal liberty and exercise of constitutional rights
20 consistent with due process and protection from abuse, financial exploitation,
21 neglect, and self-neglect.

NOTE: "Disorder" was inserted in the singular form by 2005 Wis. Act 264 and in the plural form by 2005 Wis. Act 388. The singular is used in all other statutes.

end
INS
7

1 INS SECTION 11. 55.19 (1m) (title) of the statutes is created to read:

2 8 55.19 (1m) (title) COUNTY AGREEMENT.

NOTE: Section 55.19 (1m) was repealed and recreated by 2007 Wis. Act 45 without a title. The previous title is restored. All other subsections of s. 55.19 have titles. The subject matter of s. 55.19 (1m) was unchanged. The title is printed in the 2007-08 Statutes.

3 INS SECTION 12. 102.17 (1) (cg) 3. of the statutes is amended to read:

4 9 102.17 (1) (cg) 3. The ~~subunit of the department that obtains a social security~~
5 ~~number or a federal employer identification number under subd. 1. of workforce~~
6 ~~development~~ may not disclose the ~~social security number or the federal employer~~
7 ~~identification number~~ any information received under subd. 1. to any person except
8 to the department of revenue for the sole purpose of requesting certifications under
9 s. 73.0301 or ~~on the request of the subunit of the department that administers the~~
10 ~~child and spousal support program under~~ of children and families for purposes of
11 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.

12 SECTION 13. 102.17 (1) (cm) of the statutes is amended to read:

13 13 102.17 (1) (cm) The ~~Department of Workforce Development~~ shall deny,
14 suspend, restrict, refuse to renew, or otherwise withhold a license under par. (c) for
15 failure of the applicant or agent to pay court-ordered payments of child or family
16 support, maintenance, birth expenses, medical expenses, or other expenses related
17 to the support of a child or former spouse or for failure of the applicant or agent to
18 comply, after appropriate notice, with a subpoena or warrant issued by the
19 19 ~~Department of Children and Families~~ or a county child support agency under s. 59.53
20 (5) and related to paternity or child support proceedings, as provided in a

<INS 9 cont>

1 memorandum of understanding entered into under s. 49.857. Notwithstanding par.
2 (c), an action taken under this paragraph is subject to review only as provided in the
3 memorandum of understanding entered into under s. 49.857 and not as provided in
4 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.

5 **SECTION 14.** 102.33 (2) (b) 5. of the statutes is amended to read:

6 102.33 (2) (b) 5. The requester is the ~~subunit of the department that~~
7 ~~administers child and spousal support~~ of children and families or a county child
8 support agency under s. 59.53 (5), the request is made under s. 49.22 (2m), and the
9 request is limited to the name and address of the employee who is the subject of the
10 record, the name and address of the employee's employer, and any financial
11 information about that employee contained in the record.

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.

12 **SECTION 15.** 103.275 (2) (bg) 3. of the statutes is amended to read:

13 103.275 (2) (bg) 3. The ~~subunit of the department that obtains a social security~~
14 ~~number or a federal employer identification number under subd. 1. of workforce~~
15 ~~development~~ may not disclose the social security number or the federal employer
16 identification number any information received under subd. 1. to any person except
17 to the department of revenue for the sole purpose of requesting certifications under
18 s. 73.0301 or on the request of the subunit of the department that administers the
19 child and spousal support program under of children and families for purposes of
20 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.

< INS 9 cont. >

1 SECTION 16. 103.275 (2) (bm) of the statutes is amended to read:

2 103.275 (2) (bm) The ~~Department of Workforce Development~~ shall deny,
3 suspend, restrict, refuse to renew, or otherwise withhold a house-to-house employer
4 certificate for failure of the applicant or house-to-house employer to pay
5 court-ordered payments of child or family support, maintenance, birth expenses,
6 medical expenses, or other expenses related to the support of a child or former spouse
7 or for failure of the applicant or house-to-house employer to comply, after
8 appropriate notice, with a subpoena or warrant issued by the ~~Department of~~
9 Children and Families or a county child support agency under s. 59.53 (5) and related
10 to paternity or child support proceedings, as provided in a memorandum of
11 understanding entered into under s. 49.857. Notwithstanding sub. (7) and s. 103.005
12 (10), an action taken under this paragraph is subject to review only as provided in
13 the memorandum of understanding entered into under s. 49.857 and not as provided
14 in sub. (7) and 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.

15 SECTION 17. 103.91 (2) (b) 3. of the statutes is amended to read:

16 103.91 (2) (b) 3. The ~~subunit of the department that obtains a social security~~
17 ~~number or a federal employer identification number under subd. 1. of workforce~~
18 ~~development~~ may not disclose the ~~social security number or the federal employer~~
19 ~~identification number~~ any information received under subd. 1. to any person except
20 to the department of revenue for the sole purpose of requesting certifications under
21 s. 73.0301 or ~~on the request of the subunit of the department that administers the~~
22 ~~child and spousal support program under~~ of children and families for purposes of
23 administering s. 49.22 (2m).

<INS 9 cont.>

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.

1 SECTION 18. 103.91 (4) (b) of the statutes is amended to read:

2 103.91 (4) (b) The ~~Department of Workforce Development~~ shall deny, suspend,
3 restrict, refuse to renew, or otherwise withhold a certificate of registration under sub.
4 (1) for failure of the applicant or registrant to pay court-ordered payments of child
5 or family support, maintenance, birth expenses, medical expenses, or other expenses
6 related to the support of a child or former spouse or for failure of the applicant or
7 registrant to comply, after appropriate notice, with a subpoena or warrant issued by
8 the ~~Department of Children and Families~~ or a county child support agency under s.
9 59.53 (5) and related to paternity or child support proceedings, as provided in a
10 memorandum of understanding entered into under s. 49.857. Notwithstanding s.
11 103.005 (10), an action taken under this paragraph is subject to review only as
12 provided in the memorandum of understanding entered into under s. 49.857 and not
13 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.

14 SECTION 19. 103.92 (1) (b) 3. of the statutes is amended to read:

15 103.92 (1) (b) 3. The ~~subunit of the department that obtains a social security~~
16 ~~number or a federal employer identification number under subd. 1. of workforce~~
17 ~~development~~ may not disclose the ~~social security number or the federal employer~~
18 ~~identification number~~ any information received under subd. 1. to any person except
19 to the department of revenue for the sole purpose of requesting certifications under
20 s. 73.0301 or ~~on the request of the subunit of the department that administers the~~

<INS 9 cont.>

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 20. 103.92 (6) of the statutes is amended to read:

4 103.92 (6) FAILURE TO PAY SUPPORT OR TO COMPLY WITH SUBPOENA OR WARRANT;
5 MEMORANDUM OF UNDERSTANDING. The ~~Department of Workforce Development~~ shall
6 deny, suspend, restrict, refuse to renew, or otherwise withhold a certificate to operate
7 a migrant labor camp for failure of the applicant or person operating the camp to pay
8 court-ordered payments of child or family support, maintenance, birth expenses,
9 medical expenses, or other expenses related to the support of a child or former spouse
10 or for failure of the applicant or person operating the camp to comply, after
11 appropriate notice, with a subpoena or warrant issued by the ~~Department of~~
12 Children and Families or a county child support agency under s. 59.53 (5) and related
13 to paternity or child support proceedings, as provided in a memorandum of
14 understanding entered into under s. 49.857. Notwithstanding s. 103.005 (10), an
15 action taken under this subsection is subject to review only as provided in a
16 memorandum of understanding entered into under s. 49.857 and not as provided in
17 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.

18 SECTION 21. 104.07 (4) (c) of the statutes is amended to read:

19 104.07 (4) (c) ~~The subunit of the department that obtains a social security~~
20 ~~number or a federal employer identification number under par. (a) of workforce~~
21 development may not disclose the ~~social security number or the federal employer~~

<INS 9 cont.>

1 development may not disclose ~~the social security number or the federal employer~~
 2 ~~identification number~~ any information received under par. (a) to any person except
 3 to the department of revenue for the sole purpose of requesting certifications under
 4 s. 73.0301 or ~~on the request of the subunit of the department that administers the~~
 5 ~~child and spousal support program under~~ of children and families for purposes of
 6 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.

7 **SECTION 24.** 105.13 (2) of the statutes is amended to read:

8 105.13 (2) The ~~Department of Workforce Development~~ shall deny, suspend,
 9 restrict, refuse to renew, or otherwise withhold an employment agent's license for
 10 failure of the applicant or licensee to pay court-ordered payments of child or family
 11 support, maintenance, birth expenses, medical expenses, or other expenses related
 12 to the support of a child or former spouse or for failure of the applicant or licensee
 13 to comply, after appropriate notice, with a subpoena or warrant issued by the
 14 ~~Department of Children and Families~~ or a county child support agency under s. 59.53
 15 (5) and related to paternity or child support proceedings, as provided in a
 16 memorandum of understanding entered into under s. 49.857. Notwithstanding s.
 17 103.005 (10), any action taken under this subsection is subject to review only as
 18 provided in the memorandum of understanding entered into under s. 49.857 and not
 19 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.

end
INS
9

20 **SECTION 25.** 108.02 (17m) (title) of the statutes is created to read:

21 108.02 (17m) (title) INDIAN TRIBE.

INS
10



INS 9 cont.

1 ~~identification number~~ any information received under par. (a) to any person except
2 to the department of revenue for the sole purpose of requesting certifications under
3 s. 73.0301 or ~~on the request of the subunit of the department that administers the~~
4 ~~child and spousal support program under~~ of children and families for purposes of
5 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.

6 SECTION 22. 104.07 (5) of the statutes is amended to read:

7 104.07 (5) The ~~Department of Workforce Development~~ shall deny, suspend,
8 restrict, refuse to renew, or otherwise withhold a license under sub. (1) or (2) for
9 failure of the applicant or licensee to pay court-ordered payments of child or family
10 support, maintenance, birth expenses, medical expenses, or other expenses related
11 to the support of a child or former spouse or for failure of the applicant or licensee
12 to comply, after appropriate notice, with a subpoena or warrant issued by the
13 ~~Department of Children and Families~~ or a county child support agency under s. 59.53
14 (5) and related to paternity or child support proceedings, as provided in a
15 memorandum of understanding entered into under s. 49.857. Notwithstanding s.
16 103.005 (10), an action taken under this subsection is subject to review only as
17 provided in the memorandum of understanding entered into under s. 49.857 and not
18 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.

19 SECTION 23. 105.06 (1m) (c) of the statutes is amended to read:

20 105.06 (1m) (c) The ~~subunit of the department that obtains a social security~~
21 ~~number or a federal employer identification number under par. (a)~~ of workforce

end
INS
10

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

1 INS
2 11

SECTION 26. 115.77 (1m) (c) of the statutes is amended to read:

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

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.

SECTION 27. 115.812 (3) (a) of the statutes is amended to read:

115.812 (3) (a) A school board, cooperative educational service agency and county children with disabilities education board may enter into an agreement with a county administrative agency, as defined in s. ~~HFS DHS~~ 90.03 (10), Wis. ~~adm. code~~ Adm. Code, to allow the employees of the school board, agency or county children with disabilities education board to participate in the performance of evaluations 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.

17 INS
18 12

SECTION 28. 251.20 (3) of the statutes is amended to read:

251.20 (3) Additional required services for Level II and Level III local health departments under s. 251.05 (2) (b) and (c), including services that ~~DHFS~~ the

1 department of health services determines appropriately address objectives or
 2 services specified in the most recent public health agenda t 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.

end
INS
12

3 **SECTION 29.** 254.59 (7) (title) of the statutes, as created by 2007 Wisconsin Act
 4 **130,** is repealed.

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

5 **SECTION 30.** 281.35 (1) (d) of the statutes is amended to read:
 6 281.35 (1) (d) "Great Lakes basin" means the watershed of the Great Lakes and
 7 the St. Lawrence River upstream from ~~Trois-Rivieres~~ Trois-Rivieres, Quebec.

NOTE: Corrects spelling.

8 **SECTION 31.** 281.48 (5p) (title) of the statutes is created to read:
 9 281.48 (5p) (title) **LIMIT ON LOCAL REGULATION.**

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

10 **SECTION 32.** 281.49 (10) (title) of the statutes is created to read:
 11 281.49 (10) (title) **SEPTAGE DISPOSAL FEES.**

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

12 **SECTION 33.** 281.69 (1b) (ag) of the statutes is amended to read:
 13 281.69 (1b) (ag) ~~In this section, "lake"~~ "Lake" includes a flowage.

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

14 **SECTION 34.** 342.16 (1) (a) of the statutes is amended to read:
 15 342.16 (1) (a) Except as provided in par. (c), if a dealer acquires a new or used
 16 vehicle that is not a salvage vehicle and holds it for resale, or acquires a salvage
 17 vehicle that is currently titled as a salvage vehicle and holds it for resale or accepts
 18 a vehicle for sale on consignment, the dealer may not submit to the department the
 19 certificate of title or application for certificate of title naming the dealer as owner of
 20 the vehicle. Upon transferring the vehicle to another person, the dealer shall





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

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

end
INS
16

19 **SECTION 35.** 343.71 (1m) (b) of the statutes is amended to read:
 20 343.71 (1m) (b) A file containing a copy of every agreement required under this
 21 paragraph. No driver school or instructor may provide lessons, lectures, tutoring or
 22 other services relating to instructions in the operation of motor vehicles unless a
 23 written agreement in a form approved by the department has been executed by the

INS
17





1 school and either the student if the student is at least 18 years of age or, if the student
 2 is under 18 years of age, the student's parent or legal guardian. The s driver school
 3 shall give the student, or the parent or guardian if the student is under 18 years of
 4 age, the original agreement and shall retain and preserve a duplicate copy of the
 5 agreement.

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

end
INS
17

6 INS
7 18

SECTION 36. 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 37. 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



1 employed by such a clinic and the person practices psychotherapy solely within the
2 confines of or under the jurisdiction of the clinic.

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.

end
INS
18

3 SECTION 38. 551.102 (intro.) of the statutes, as created by 2007 Wisconsin Act
4 196, is amended to read:

5 **551.102 Definitions.** (intro.) In this Chapter chapter, unless the context
6 otherwise requires:

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

7 SECTION 39. 700.27 (2) (d) of the statutes is amended to read:
8 700.27 (2) (d) *Disclaimer by a guardian or conservator.* A guardian of the estate
9 or a conservator appointed under ch. 880, 2003 stats., or ch. 54 may disclaim on
10 behalf of his or her ward, with court approval, if the ward is entitled to disclaim under
11 this section.

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

12 SECTION 40. 701.20 (2) (L) 1. of the statutes is amended to read:
13 701.20 (2) (L) 1. A court-appointed guardian of a beneficiary who is
14 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.

15 SECTION 41. 757.68 (1) of the statutes is amended to read:
16 757.68 (1) Subject to subs. (2m) to (5m), in every county organized for judicial
17 purposes, the county board shall establish the number of circuit court commissioner
18 positions necessary for the efficient administration of judicial business within the
19 circuit courts of the county. The circuit court commissioners may be employed on a

INS 21 cont.

1 full-time or part-time basis. ~~Chapter SCR chapter 75 of the supreme court rules~~
 2 shall govern the qualifications for, and appointment, supervision, training,
 3 evaluation, and discipline of, circuit court commissioners. Any person qualified and
 4 acting as a judicial court commissioner on August 1, 1978, shall be considered a
 5 circuit court commissioner and shall continue in the classified county civil service
 6 but any person appointed as a court commissioner after August 1, 1978, shall be in
 7 the unclassified civil service. Each circuit court commissioner shall take and file the
 8 official oath in the office of the clerk of the circuit court of the county for which
 9 appointed before performing any duty of the office.

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

10 SECTION 42. 767.35 (6) of the statutes is amended to read:

11 767.35 (6) VACATING OR MODIFYING DIVORCE JUDGMENT AS IT AFFECTS MARITAL
 12 STATUS. So far as a judgment of divorce affects the marital status of the parties, the
 13 court may vacate or modify the judgment for sufficient cause shown, upon its own
 14 motion, or upon the application of both parties to the action, at any time within 6
 15 months from the granting of the judgment. If the judgment is vacated it shall restore
 16 the parties to the marital relation that existed before the granting of the judgment.
 17 If a judgment of divorce is set aside under this subsection, the court shall order the
 18 record in the action impounded without regard to s. 767.13. After the record is
 19 impounded, the record may not be offered or admitted in whole or in part into
 20 evidence in any action or proceeding except by special order of the court of
 21 jurisdiction upon good cause shown in any paternity proceedings under this chapter
 22 or by special order of a court of record upon a showing of necessity to clear title to real
 23 estate.

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

end
INS
21

1 INS **SECTION 43.** 809.19 (6) (c) 2. of the statutes is amended to read:
2 22 809.19 (6) (c) 2. The front and back covers of the combined brief shall be gray.
3 The appellant portion of the combined brief shall comply with the requirements of
4 sub. (4) for a reply brief, including the length limitation for such a brief set forth in
5 sub. (8) (c) ~~1~~ 2. The cross-respondent portion of the combined brief shall comply with
6 the requirements of sub. (3) for a respondent's brief, including the length limitation
7 for such a brief set forth in sub. (8) (c) 1., except that the requirement of sub. (1) (c)
8 may be omitted, the cross-respondent portion of the combined brief shall be preceded
9 by a blank red cover, and a signature shall be required only at the conclusion of the
10 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.

11 **SECTION 44.** 809.30 (2) (L) (title) of the statutes is created to read:
12 809.30 (2) (L) (title) *Appeals under s. 974.06 or 974.07.*

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

13 **SECTION 45.** 809.62 (2) (c) of the statutes is amended to read:
14 809.62 (2) (c) A concise statement of the criteria of sub. (1) ~~(1)~~ (1r) relied upon to
15 support the petition, or in the absence of any of the criteria, a concise statement of
16 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.

17 **SECTION 46.** 809.63 (1r) (a) to (e) of the statutes, as affected by Supreme Court
18 Order 04-08, are renumbered 809.62 (1r) (a) to (e).

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.

< INS 22 cont. >



809.62 (1r) (intro.), but inadvertently renumbered s. 809.62 (1) (a) to (e) to s. 809.63 (1r) (a) to (e).

1 SECTION 47. 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 48. 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.

end
INS
22

17 **INS** SECTION 49. 939.32 (1g) (b) 1. of the statutes is amended to read:

18 **23** 939.32 (1g) (b) 1. If neither s. 939.62 (1) nor s. 961.48 is being applied, the
19 maximum term of imprisonment is one-half of the maximum term of imprisonment,
20 as increased by any penalty enhancement statute listed in s. 973.01 (2) (c) 2. a. and
21 b., for the completed crime.



end
INS
23



NOTE: Adds "s." to allow for electronic linking. The "s." is printed in the 2007-08 Statutes.

1 INS
2 24

SECTION 50. 961.18 (4m) of the statutes is amended to read:

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., 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 INS
8 25

SECTION 51. 2007 Wisconsin Act 20, section 973 is amended by replacing "older
8 persons and persons with physical or developmental disabilities" with "older persons
9 and persons with physical or developmental disabilities".

NOTE: The letter "o" was inadvertently not stricken.