

1971 Assembly Bill 736

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CHAPTER 185, Laws of 1971

AN ACT to renumber chapter 101; and to amend 101.02 (intro.), (11) and (13), as renumbered, of the statutes, relating to reorganization of chapter 101.

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

SECTION 1. Chapter 101 of the statutes is renumbered as follows:

Old section	New section
101.02 (2)	101.01 (1)
101.01	101.01 (2) (a) to (i)
101.10 (intro.)	101.02 (intro.)
101.10 (7)	101.02 (1)
101.02 (1)	101.02 (2)
101.10 (1)	101.02 (3)
101.10 (10)	101.02 (4)
101.10 (15)	101.02 (5) (a)
101.23	101.02 (5) (b), (c) and (d)
101.24	101.02 (5) (e) and (f)
101.13	101.02 (6) (a)
101.14	101.02 (6) (b), (c) and (d)
101.15	101.02 (6) (e), (f), (g), (h) and (i)
101.16	101.02 (7) (a), (b) and (c)
101.17	101.02 (8) (a) and (b)
101.25	101.02 (9)
101.26	101.02 (10)
101.185	101.02 (11)
101.18	101.02 (12)
101.28	101.02 (13)
101.10 (1a)	101.02 (14) (a)
101.20	101.02 (14) (b)
101.21	101.02 (14) (c)
101.22	101.02 (14) (d)
101.09	101.02 (15) (a)
101.10 (2)	101.02 (15) (b)
101.11	101.02 (15) (c), (d) and (e)
101.10 (6)	101.02 (15) (f)
101.08 (3)	101.02 (15) (g)
101.10 (3) to (5)	101.02 (15) (h), (i) and (j)
101.08 (1) and (2)	101.02 (15) (k) and (L)
101.06	101.11 (1)
101.07 (1) and (2)	101.11 (2) (a) and (b)
101.101	101.12 (1) to (3)
101.085	101.12 (4)

101.306	101.13 (1)
101.305	101.13 (2), (3) and (4)
101.10 (5a), (5b), (5c) and (5d)	101.14 (1) (a), (b), (c) and (d)
101.29	101.14 (2) (a) to (g)
101.104	101.15 (1)
101.103	101.15 (2) (a) to (f)
101.105	101.16
101.30	101.17
101.10 (16)	101.18
101.102	101.19
101.10 (14)	101.21
101.10 (5f)	101.211
101.60	101.22
101.61	101.221
101.62	101.222
101.10 (9), (9a) and (11)	101.23 (1), (2) and (3)
101.37	101.23 (4) to (6)
101.10 (8)	101.24
101.10 (17)	101.25

SECTION 2. 101.02 (intro.), as renumbered, of the statutes is amended to read:

**101.02 (title) POWERS, DUTIES AND JURISDICTION OF DEPARTMENT.** (intro.) It shall ~~also~~ be the duty of the department, and it shall have power, jurisdiction and authority:

SECTION 3. 101.02 (11), as renumbered, of the statutes is amended to read:

101.02 (11) Proof by any person, firm or corporation employing a contractor to construct, repair, alter or improve any building or structure, that such contractor in performing such work has failed to comply with any applicable order or regulation of the department promulgated under the provisions of ~~section 101.10~~ this chapter shall constitute a defense to any action for payment by such contractor to the extent that it shall bar recovery for any part of the work which fails to comply. Advancements paid to the contractor for work which fails to comply as well as any reasonable amount expended to effectuate compliance with any applicable order or regulation may be recovered from such contractor by way of counterclaim or in a separate action. The provisions of this section shall not apply where plans or specifications were prepared by an architect or engineer licensed to do business in this state and the contract performed in accordance therewith.

SECTION 4. 101.02 (13), as renumbered, of the statutes is amended to read:

101.02 (13) (a) If any employer, employe, owner, or other person ~~shall violate any provisions of ss. 101.01 to 101.13, or shall do any act prohibited in~~ violates ss. 101.01 to 101.29 101.25, or ~~shall fail~~ fails or ~~refuse~~ refuses to perform any duty lawfully enjoined, within the time prescribed by the department, for which no penalty has been specifically provided, or ~~shall fail, neglect or refuse~~ fails, neglects or refuses to obey any lawful order given or made by the department, or any judgment or decree made by any court in connection with ss. 101.01 to 101.29, for each such violation, failure or refusal, such employer, employe, owner or other person shall forfeit and pay into the state treasury a sum not less than \$10 nor more than \$100 for each such offense.

(b) It shall be the duty of all officers of the state, the counties and municipalities, upon request of the department, to enforce in their respective departments, all lawful orders of the department, insofar as the same may be applicable and consistent with the general duties of such officers.

**SECTION 5. CROSS REFERENCE CHANGES.** (1) In sections 101.01 (2) (h) and (i), 101.02 (5) (f), (6) (e), (7) (a), (9), (12), (13) and (15) (f), (k) and (L) and 101.24, as renumbered, of the statutes the reference to "ss. 101.01 to 101.29" is changed to "ss. 101.01 to 101.25".

**SECTION 6. CROSS REFERENCE CHANGES.** In sections 103.44, 103.66 (3) and 103.77 (2) of the statutes the reference to "ss. 101.01 to 101.28" is changed to "ss. 101.01 to 101.25".

**SECTION 7. CROSS REFERENCE CHANGES.** In the sections listed in column A below, the cross reference to the sections in column B are changed to the cross reference shown in column C.

A	B	C
Statute Sections	Old Cross Reference	New Cross Reference
14.011	101.10 (17)	101.25
15.221 (1)	101.60	101.22
15.251 (intro.)	101.24	101.02 (5) (e) and (f)
66.122 (2)	101.01 (8)	101.01 (2) (h)
66.432 (1)	101.60	101.22
(2)	101.60	101.22
101.02 (7) (b), as renumbered	101.15	101.02 (6) (e) to (i)
101.02 (8) (a), as renumbered	101.15	101.02 (6) (e) to (i)
101.17, as re- numbered	101.18	101.02 (12)
101.17 as re- numbered	101.28	101.02 (13)
101.222, as re- numbered	101.61	101.221
101.23 (3), as renumbered	101.10 (9a)	101.23 (2)
103.39 (3)	101.10 (14)	101.21
103.85 (5)	101.28	101.02 (13)
144.01 (2)	101.01	101.01 (2)
146.05	101.01	101.01 (2) (a) to (i)
201.59 (5)	101.29	101.14 (2) (a) to (g)