

CHAPTER 176, Laws of 1979

AN ACT to amend various provisions of the statutes for the purpose of correcting errors, clarifying language and eliminating distinctions based upon sex as directed by section 13.93 (1) (m) of the statutes (Revisor's Correction Bill).

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

SECTION 1. 20.867 (2) (u) of the statutes, as renumbered by chapter 34, laws of 1979, section 630m, is amended by substituting "the governor deems" for "he deems".

SECTION 2. 24.54 (1) of the statutes, as renumbered by chapter 34, laws of 1979, section 699g, is amended by substituting "the chief clerk's signature" for "his hand".

SECTION 3. 39.32 (6) of the statutes, as affected by chapter 34, laws of 1979, section 2102 (22), is amended by substituting "the payor's heirs" for "his heirs".

SECTION 4. 70.07 (3) of the statutes, as affected by chapter 34, laws of 1979, section 2102 (46), is amended by substituting "filed under s. 70.47 (16), shall" for "filed with him in writing, as provided in s.70.47 (16), shall".

SECTION 5. 72.12 (7) of the statutes, as renumbered by chapter 1, laws of 1979, section 41, is amended by substituting "time of death" for "time of his death" and "the insured's estate" for "his estate".

SECTION 6. 100.30 (2) (p) of the statutes, as affected by chapter 34, laws of 1979, sections 950s and 2102 (3) (a), is amended by substituting "the selling" for "his selling" in 2 places.

SECTION 7. 108.04 (15) (a) (intro.) of the statutes, as renumbered by chapter 52, laws of 1979, section 5, is amended by substituting "on past work" for "on his past work" and "the benefit claim" for "his benefit claim".

SECTION 8. 108.04 (15) (a) 1 of the statutes, as renumbered by chapter 52, laws of 1979, section 5, is amended by substituting "left employment" for "left his employment" and "reaching" for "he reached".

SECTION 9. 108.04 (15) (a) 2 of the statutes, as renumbered by chapter 52, laws of 1979, section 5, is amended by substituting "lost employment" for "lost his employment" and "because of reaching" for "because he had reached".

SECTION 10. 108.04 (15) (a) 3. a of the statutes, as renumbered by chapter 52, laws of 1979, section 5, is amended by substituting "the employer" for "his employer".

SECTION 11. 121.135 of the statutes, as affected by chapter 34, laws of 1979, section 2102 (43), is amended by substituting "the superintendent shall" for "he shall".

SECTION 12. 144.025 (2) (d) 1 of the statutes, as affected by chapter 34, laws of 1979, section 2102 (39) (g), is amended by substituting "the owner may" for "he may".

SECTION 13. 144.05 (2) of the statutes is amended by substituting "institutes such proceedings the owner is" for "shall institute such proceedings he shall be".

SECTION 14. 144.07 (2) of the statutes is amended by substituting "the statement" for "his statement".

SECTION 15. 144.424 (1) and (2) of the statutes, as affected by chapter 34, laws of 1979, sections 983m and 2102 (39) (g), are amended by substituting "he or she" for "he".

SECTION 16. 144.537 of the statutes is amended by substituting "the last-known" for "his last known", "a verified" for "his verified" and "expenses" for "his expenses".

SECTION 17. 144.86 (2) of the statutes, as affected by chapter 102, laws of 1979, section 236, is amended by substituting "the applicant has" for "he has" in 2 places.

SECTION 18. 146.14 (2) of the statutes, as affected by chapter 102, laws of 1979, section 237, is amended by substituting "the treasurer shall collect" for "he shall collect", "the owner's property" for "his property" in 2 places and "he or she shall forfeit" for "he shall forfeit".

SECTION 19. 146.14 (3) of the statutes is amended by substituting "in the member's knowledge" for "in his knowledge".

SECTION 20. 146.14 (4) of the statutes is amended by substituting "under the commissioner" for "under him", "\$10 nor more than \$100" for "ten nor more than one hundred dollars", "the commissioner shall" for "he shall", "24 hours" for "twenty-four hours" and "he or she fails" for "he fails".

SECTION 21. 146.14 (5) of the statutes, as affected by chapter 102, laws of 1979, section 237, is amended by substituting "the treasurer shall collect" for "he shall collect" and "the owner's property" for "his property" in 2 places.

SECTION 22. 422.201 (10) (a) 3 of the statutes, as renumbered by chapter 10, laws of 1979, section 5, is amended by substituting "the creditor may" for "he may".

SECTION 23. 616.82 of the statutes is amended by substituting "applies to an authorized" for "shall apply to a duly authorized" and "the profession" for "his profession".

SECTION 24. 765.002 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting "the adviser is" for "he is".

SECTION 25. 765.002 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting "under his or her" for "under his".

SECTION 26. 765.04 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting "departure" for "his departure" in 2 places and "returning" for "his return".

SECTION 27. 765.05 (1st par.) of the statutes, as affected by chapter 32, laws of 1979, sections 48 and 92, is amended to read:

765.05 Marriage license; by whom issued. No person shall be joined in marriage within this state until a license has been obtained for that purpose from the county clerk of the county in which one of the parties has resided for at least 30 days immediately prior to making application therefor. If both parties ~~be~~ are nonresidents of the state, ~~such~~ the license may be obtained from the county clerk of the county where the marriage ceremony is to be performed. If one of ~~such~~ the persons is a nonresident of the county where ~~such~~ the license is to issue, ~~his~~ the nonresident's part of the application may be completed and sworn to (or affirmed) before the person authorized to accept such applications in the county and state in which ~~he~~ the nonresident resides. At the time of application for such license, the clerk shall give to each of the applicants (or mail to an applicant who completes ~~his~~ his or her part of the application outside of the state) a card with the language of s. 765.001 (2) printed thereon. Such cards shall be procured by the county clerk at the expense of the county and shall be in form substantially as follows:

SECTION 28. 765.06 (1) (b) of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting "the officer's qualified" for "his qualified" and "he or she believes" for "he believes".

SECTION 29. 765.06 (1) (f) of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting "presented to the judge" for "presented to him", "who shall retain the order as prima facie evidence of authority to issue" for "and the order retained by him as prima facie evidence of his authority to so issue".

SECTION 30. 765.07 of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting “the attending” for “his attending”.

SECTION 31. 765.08 of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting “to the judge” for “to him”, “the judge’s opinion” for “his opinion”, “until he or she has” for “until he has”, “order shall be retained” for “order by him retained” and “evidence of authority” for “evidence of his authority”.

SECTION 32. 765.11 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting “the office” for “his office”.

SECTION 33. 765.12 (2) of the statutes, as renumbered by chapter 32, laws of 1979, sections 48 and 92, is amended by substituting “the person to solemnize” for “him to solemnize”, “shall determine” for “shall satisfy himself”, “license. If aware of” for “license; and if he knows of” and “the person shall” for “he shall”.

SECTION 34. 765.15 of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting “by him or her” for “by him”.

SECTION 35. 765.16 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting “the clergyman belongs, if not restrained from so doing by the discipline of the church” for “he belongs, if he is not restrained from so doing by the discipline of his church”.

SECTION 36. 765.17 of the statutes, as affected by chapter 32, laws of 1979, sections 48 and 92, is amended by substituting “the person shall” for “he shall”, “his or her ministry” for “his ministry” in 2 places.

SECTION 37. 765.20 of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting “among the records in the office” for “in his office among his records” and “the clerk is” for “he is”.

SECTION 38. 765.30 (3) (a) of the statutes, as affected by chapter 32, laws of 1979, sections 48 and 92, is amended by substituting “by the officiating person” for “by him”.

SECTION 39. 765.30 (4) (b) of the statutes, as renumbered by chapter 32, laws of 1979, section 48, is amended by substituting “the clerk’s office” for “his office”.

SECTION 40. 766.09 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 49, is amended by substituting “the trustee’s assent” for “his assent” and “on the person’s own” for “on his own”.

SECTION 41. 767.16 of the statutes, as affected by chapter 32, laws of 1979, sections 50 and 92, is amended by substituting “neither a family court commissioner nor a partner may” for “neither such family court commissioner nor his partner or partners shall”, “the family court commissioner is” for “he shall be” and “the commissioner or a partner” for “he or his partner”.

SECTION 42. 767.17 of the statutes, as renumbered by chapter 32, laws of 1979, section 50, is amended by substituting “whether on” for “whether he is on” and “prescribe other duties not in conflict with the duties” for “prescribe such other duties to be performed by him not in conflict with his duties”.

SECTION 43. 775.05 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 53, is amended by substituting “the person claims” for “he claims”.

SECTION 44. 775.05 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 53, is amended by substituting “for which he or she” for “for which he” and “he or she was” for “he was”.

SECTION 45. 775.06 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 53, is amended by substituting “the debtor must” for “he must”.

SECTION 46. 776.17 of the statutes, as renumbered by chapter 32, laws of 1979, section 54, is amended by substituting “the creditor may” for “he may” and “his or her own” for “his own”.

SECTION 47. 776.18 of the statutes, as renumbered by chapter 32, laws of 1979, section 54, is amended by substituting "the creditor may" for "he may".

SECTION 48. 776.21 of the statutes, as renumbered by chapter 32, laws of 1979, section 54, is amended by substituting "by the stockholder" for "by him".

SECTION 49. 776.23 of the statutes, as renumbered by chapter 32, laws of 1979, section 54, is amended by substituting "the witness is" for "he is".

SECTION 50. 776.32 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 54, is amended to read:

776.32 (3) To suspend any ~~such~~ director, trustee or other officer from exercising ~~his~~ the office whenever it shall appear that he has abused on appearance of abuse of his or her trust.

SECTION 51. 776.32 (4) of the statutes, as renumbered by chapter 32, laws of 1979, section 54, is amended by substituting "the office" for "his office".

SECTION 52. 776.43 of the statutes, as renumbered by chapter 32, laws of 1979, section 54, is amended by substituting "by the attorney general" for "by him" and "to the attorney general by the receiver" for "to him by such receiver".

SECTION 53. 777.01 of the statutes, as renumbered by chapter 32, laws of 1979, section 55, is amended by substituting "the wrongdoer's executors" for "his executors".

SECTION 54. 777.06 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 55, is amended by substituting "the predecessor" for "his predecessor" in 2 places, "decendent" for "his decendent" and "the predecessor or decendent had" for "he had".

SECTION 55. 777.08 of the statutes, as renumbered by chapter 32, laws of 1979, section 55, is amended to read:

777.08 (title) Liability as executor of his or her own wrong. No person shall be liable to an action as executor of his or her own wrong but the wrongdoer shall be responsible to the executors or administrators for the value of any property or effects wrongfully received or taken and for all damages caused by his or her acts to the estate of the decendent.

SECTION 56. 777.21 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 55, is amended by substituting "is brought" for "be brought", "the plaintiff shows" for "he show" and "the plaintiff is" for "he shall be".

SECTION 57. 777.28 of the statutes, as renumbered by chapter 32, laws of 1979, section 55, is amended by substituting "the plaintiff" for "he" in 2 places.

SECTION 58. 777.29 of the statutes, as renumbered by chapter 32, laws of 1979, section 55, is amended by substituting "the decendent's will" for "his will".

SECTION 59. 777.32 of the statutes, as renumbered by chapter 32, laws of 1979, section 55, is amended by substituting "is not aliened by the defendant" for "shall not be aliened by him" and "the plaintiff is" for "he is".

SECTION 60. 777.42 of the statutes, as renumbered by chapter 32, laws of 1979, section 55, is amended to read:

777.42 Estate of deceased heir liable. ~~If any of the heirs, devisees, legatees~~ The estate of any heir, devisee, legatee or next of kin shall die without having paid of decendent who dies before paying his or her just share of the decendent's debts of his decendent his estate shall be is liable therefor, as for his own personal debt, to the extent to which he or she would have been liable if living.

SECTION 61. 778.04 of the statutes, as renumbered by chapter 32, laws of 1979, section 56, is amended by substituting "belongs or is payable" for "shall belong or shall be payable", "the person may" for "he may" and "is rendered" for "be rendered".

SECTION 62. 778.16 of the statutes, as renumbered by chapter 32, laws of 1979, section 56, is amended to read:

778.16 Neglect of duty. ~~If any~~ The treasurer of any town, village or city ~~shall neglect or refuse who neglects or refuses~~ to perform any of the duties required of ~~him~~ by this chapter he shall, upon conviction, be punished by imprisonment in the county jail not less than ~~three~~ 3 nor more than ~~six~~ 6 months or by fine not less than ~~fifty~~ \$50 nor more than ~~three hundred dollars~~ \$300, or by both ~~in the discretion of the court, and the.~~ The county treasurer shall forthwith bring an action upon the bond of such treasurer, against ~~him~~ the treasurer and ~~his~~ sureties, for the recovery of any moneys which he ~~or she~~ has neglected or refused to pay over as required by this chapter.

SECTION 63. 778.17 of the statutes, as renumbered by chapter 32, laws of 1979, section 56, is amended by substituting "a verified" for "his verified" and "by the county treasurer" for "by him".

SECTION 64. 779.01 (2) (a) 1 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "personally" for "himself" and "the uncompleted" for "his uncompleted".

SECTION 65. 779.01 (2) (a) 2 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "acts personally as" for "acts as his own".

SECTION 66. 779.02 (1) (d) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "who is personally" for "who is himself".

SECTION 67. 779.02 (2) (a) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "or authorized" for "or his authorized", "the mortgage" for "his mortgage" and "the owner's lender" for "his lender".

SECTION 68. 779.02 (2) (b) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "the person gives" for "he gives", "or authorized agent" for "or his authorized agent" in 2 places, "the last-known" for "his last-known" and "or agent" for "or his agent".

SECTION 69. 779.02 (2) (c) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "such contractor does not" for "he shall not".

SECTION 70. 779.02 (2) (d) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "of such contractor" for "of him".

SECTION 71. 779.02 (2) (e) of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92, is amended by substituting "upon the owner or lender" for "upon him", "he or she has" for "he has", "or authorized agent" for "or his authorized agent" in 2 places, "of purchasing or contracting" for "he purchases or contracts" and "of giving timely" for "that he has given".

SECTION 72. 779.02 (3) of the statutes, as affected by chapter 32, sections 57 and 92, is amended by substituting "or authorized agent" for "his authorized agent".

SECTION 73. 779.02 (6) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "at personal expense" for "at his own expense" and "the owner may" for "he may".

SECTION 74. 779.02 (7) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by deleting "under him".

SECTION 75. 779.035 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "his or her own" for "his own" and "sustained" for "he has sustained".

SECTION 76. 779.036 (1) of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting "the lienor's claim" for "his claim" and "or authorized agent" for "or his authorized agent".

SECTION 77. 779.036 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by deleting "on him".

SECTION 78. 779.04 of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting “by the owner” for “by him”, “the debt” for “his debt” and “in the assignee’s name” for “in his own name”.

SECTION 79. 779.06 (1) of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting “he or she were” for “he were”.

SECTION 80. 779.06 (3) of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting “or attorney” for “or by his attorney”.

SECTION 81. 779.08 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “against that person” for “against him”.

SECTION 82. 779.08 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the surety is” for “he is” and “debts” for “his debts”.

SECTION 83. 779.10 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the owner has” for “he has”, “a lien” for “his lien” and “the plaintiff may” for “he may”.

SECTION 84. 779.13 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the claimant’s behalf” for “his behalf”, “the lien” for “his lien” and “the claim” for “his claim”.

SECTION 85. 779.13 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the claimant’s behalf” for “his behalf”.

SECTION 86. 779.14 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “that party’s name” for “his own name” and “sustained” for “he may have sustained”.

SECTION 87. 779.15 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the clerk’s absence” for “his absence”.

SECTION 88. 779.15 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “after service on the prime contractor” for “after service on him”.

SECTION 89. 779.155 (6) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the judgment” for “his judgment”.

SECTION 90. 779.17 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “due the contractor” for “due him”.

SECTION 91. 779.18 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “personally” for “by himself” and “by a beast” for “by his beast”.

SECTION 92. 779.18 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “a lien” for “his lien” and “the services” for “his services”.

SECTION 93. 779.19 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “in the claimant’s behalf” for “in his behalf”.

SECTION 94. 779.20 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “defending” for “he defends”.

SECTION 95. 779.21 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “make return” for “make return of his doings”, “for the officer” for “for him” and “the officer shall” for “he shall”.

SECTION 96. 779.29 of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting “in behalf of or by the person that the person” for “by him or in his behalf that he”, “the person may defend” for “he may defend” and “may appeal” for “he may appeal”.

SECTION 97. 779.30 of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting “establishes the right” for “establish his right”, “the plaintiff’s favor” for “his favor”, “sureties” for “his sureties” and “not establish the right” for “not establish his right”.

SECTION 98. 779.35 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “due” for “due him”.

SECTION 99. 779.36 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “The lien under s. 779.35 extends only to the amount of the interest in the real property held by the employer, and in case of the employer’s death or insolvency, or of the sale or transfer of the works, mines, manufactories or business, or the employer’s interest” for “Such lien shall extend only to the amount of the interest in the real property held by such employer or employers, and in case of his or their death or insolvency, or of the sale or transfer of such works, mines, manufactories or business, or his or their interest”.

SECTION 100. 779.40 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “wages owed” for “the wages owing to him”, “interest” for “his interest” in 2 places and “machinery” for “his machinery”.

SECTION 101. 779.40 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “in behalf of or by the claimant” for “by him or by someone in his behalf”.

SECTION 102. 779.41 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the just” for “his just”.

SECTION 103. 779.41 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the keeper has a lien on the motor vehicle or bicycle under sub. (1)” for “he shall have a lien against the same, as provided in subsection (1)”.

SECTION 104. 779.42 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the person’s interest” for “his interest” and “shall be fined not more than \$200 or imprisoned not more than 6 months or both” for “shall be punished by a fine of not more than two hundred dollars or by imprisonment not more than six months or both such fine and imprisonment”.

SECTION 105. 779.43 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “the place” for “his place”, “whether the baggage and effects are the property of or under the control of the guest, boarder or lodger” for “whether the same is his property or under his control”, “loaned” for “loaned to him” and “signed by the guest, boarder or lodger” for “signed by him”.

SECTION 106. 779.43 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “due” for “due him” and “the garage” for “his garage”.

SECTION 107. 779.44 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “given by the consignee” for “given by him”, “for personal use” for “for his use” in 2 places and “unless the consignee” for “unless he”.

SECTION 108. 779.45 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “incurred by the factor, broker or agent” for “by him incurred” and “due for” for “due him for”.

SECTION 109. 779.48 (1) of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting “the owner’s place” for “his place”.

SECTION 110. 779.49 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting “to the person’s” for “to his”.

SECTION 111. 779.50 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "the services" for "his services" and "the lien claimant may" for "he may".

SECTION 112. 779.54 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "the services" for "his services".

SECTION 113. 779.55 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "in behalf of or by the claimant" for "by the claimant or by someone in his behalf,".

SECTION 114. 779.56 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "and may" for "and he may" and "charges" for "his charges".

SECTION 115. 779.57 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "defending" for "he defends".

SECTION 116. 779.58 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "the officer to" for "him to".

SECTION 117. 779.59 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended to read:

779.59 Assignment. ~~When more than one~~ Any person who has a claim for a lien upon ~~the same an~~ an animal ~~any person having such claim may have be assigned to him~~ in writing the claim of the any other , person upon the same animal. The assigned claim for lien is subject to the setoffs to ~~said~~ the claim against the original owner, ~~and. The assignee may file a petition for his the assignee's own lien and for the assigned claims for liens so assigned to him and bring an action to enforce the same in his own the assignee's name; but such. The petition shall allege such the assignment.~~

SECTION 118. 779.63 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "in behalf of or by the defendant" for "by the defendant or by someone in his behalf".

SECTION 119. 779.64 of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "shall" for "he shall".

SECTION 120. 779.65 of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting "in behalf of or by the person that the person owns, or has an interest in," for "by such person or in his behalf to the effect that he is the owner of or of some interest in".

SECTION 121. 779.66 (1) of the statutes, as affected by chapter 32, laws of 1979, sections 57 and 92 (9), is amended by substituting "establishes the right" for "establish his right" and "the plaintiff's favor" for "his favor".

SECTION 122. 779.66 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "and sureties" for "and his sureties" and "the right" for "his right".

SECTION 123. 779.70 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "by such owner" for "by him" and "to the owner at the last" for "to him at his last".

SECTION 124. 779.71 (4) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "at the owner's address" for "thereof at his address", "due the owner" for "due him" and by deleting "in his hands".

SECTION 125. 779.80 (2) and (3) (intro.) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, are amended by substituting "or legal" for "or his legal".

SECTION 126. 779.80 (3) (a) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, is amended by substituting "the clerk shall" for "he shall".

SECTION 127. 779.80 (4) and (5) of the statutes, as renumbered by chapter 32, laws of 1979, section 57, are amended by substituting “or legal” for “or his legal”.

SECTION 128. 780.01 (4) of the statutes, as renumbered by chapter 32, laws of 1979, section 58, is amended by substituting “an action” for “his action”.

SECTION 129. 780.02 of the statutes, as renumbered by chapter 32, laws of 1979, section 58, is amended by substituting “a lien” for “his lien”.

SECTION 130. 780.04 (intro.) of the statutes, as affected by chapter 32, laws of 1979, sections 58 and 92 (10), is amended by substituting “the claimant’s personal” for “his personal” and “the plaintiff’s behalf” for “his behalf”.

SECTION 131. 780.09 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 58, is amended by substituting “the defendant’s behalf” for “his behalf”, “the plaintiff’s favor” for “his favor” and “the affidavit” for “his affidavit”.

SECTION 132. 780.09 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 58, is amended by substituting “the surety is” for “he is”, “all debts” for “all his debts”, “in custody” for “in his custody” and “the officer shall” for “he shall”.

SECTION 133. 780.10 of the statutes, as affected by chapter 32, laws of 1979, sections 58 and 92 (10), is amended by substituting “the defendant’s behalf” for “his behalf”.

SECTION 134. 782.01 (1) of the statutes, as affected by chapter 32, laws of 1979, sections 59 and 92 (11), is amended by substituting “of personal liberty” for “of his liberty”.

SECTION 135. 782.04 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting “of personal liberty” for “of his liberty” and “by whom” for “by whom he is”.

SECTION 136. 782.04 (4) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting “of \$1” for “of one dollar” and “in custody” for “in his custody”.

SECTION 137. 782.05 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting “is made” for “shall be made”, “is detained the officer” for “shall be detained he”, “is one that the officer” for “be one that he” and “proof is” for “proof be”.

SECTION 138. 782.08 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended to read:

782.08 (1) If the person having the custody of the prisoner ~~be~~ is designated, either by his name of office, if ~~he have~~ any, or by ~~his own~~ the person’s name, or if both ~~such~~ names ~~be~~ are unknown or uncertain ~~he~~ the person may be described by an assumed ~~appellation~~ name or title; and any one who ~~may be~~ is served with the writ ~~shall be~~ is deemed the person to whom it is directed, although it ~~may be~~ is directed to ~~him~~ the person by a wrong name or description or to any other person.

SECTION 139. 782.09 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended to read:

782.09 Refusal of writ. ~~If any~~ Any judge ~~shall wilfully refuse~~ who refuses to grant such writ ~~a writ of~~, when legally applied for, ~~he shall be~~ is liable to the prisoner in the sum of ~~one thousand dollars~~ \$1,000.

SECTION 140. 782.10 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting “hides or refuses” for “conceal himself or refuse”.

SECTION 141. 782.12 of the statutes, as affected by chapter 32, laws of 1979, sections 59 and 92 (11), is amended to read:

782.12 Service of writ, when complete. Except where service is made as provided in ~~subsection (3) of section 292.10 under s. 782.10 (3)~~, the service of ~~such writ shall a writ~~ of habeas corpus is not ~~be~~ complete until the party serving the ~~same writ~~ tenders to the custodian of the prisoner, if ~~he be~~ an officer, the fees allowed for bringing up ~~such the~~ prisoner, nor unless, when required by ~~such the~~ officer, ~~he the party~~ shall also give ~~him the~~ officer a bond in double the sum for which ~~such the~~ prisoner ~~may be~~ is detained, if ~~he be~~ detained for a specific sum of money, and if not, then in the sum of ~~one thousand dollars~~ \$1,000, conditioned that the obligor will pay the charges of carrying back ~~such the~~ prisoner if ~~he shall be~~ remanded and that ~~he the prisoner~~ will not escape, either going to or returning from the place to which ~~he is to be~~ taken, and if ~~such the~~ prisoner ~~be is~~ not in the custody of an officer, and the writ ~~shall require~~ requires that the charges of bringing up ~~such the~~ prisoner shall be paid by the petitioner, then until ~~such the~~ charges have been tendered to the respondent.

SECTION 142. 782.13 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "to the person" for "to him".

SECTION 143. 782.14 (intro.), (1) and (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, are amended to read:

782.14 Return, what to state. (intro.) The respondent shall state in ~~his the~~ return:

(1) Whether ~~he has or has not~~ the prisoner ~~is in his~~ the respondent's custody or ~~under~~ his power.

(2) If ~~he has him the~~ prisoner ~~is in his the~~ respondent's custody or power the authority and true cause of such imprisonment, setting forth the same at large.

SECTION 144. 782.14 (4) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "the respondent's power" for "his power" and "oath" for "his oath".

SECTION 145. 782.16 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "commanding the sheriff" for "commanding him", "bring the person" for "bring him", "judge. The person so brought shall" for "judge; and on such person being so brought he shall" and "making" for "he shall make".

SECTION 146. 782.17 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "the sheriff's own" for "his own".

SECTION 147. 782.18 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "the officer or person to bring" for "him to bring" and "the person's aid" for "his aid".

SECTION 148. 782.20 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by deleting "under which he is held".

SECTION 149. 782.21 (intro.) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "the prisoner is detained" for "he is detained".

SECTION 150. 782.22 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "before the officer" for "before him".

SECTION 151. 782.23 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "the prisoner appears" for "he appear", "is irregular" for "be irregular", "the prisoner is brought" for "he is brought", "release the prisoner on bail, if bailable" for "let him to bail, if the case be bailable" and "remand the prisoner" for "remand him".

SECTION 152. 782.24 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended to read:

782.24 Prisoner, when remanded. If the prisoner ~~be~~ is not entitled to ~~his~~ discharge and ~~be~~ is not bailed the court or judge shall remand ~~him~~ the prisoner to the custody from which ~~he was taken~~, if the person ~~under whose~~ who had custody ~~he was~~, ~~be~~ is legally entitled ~~thereto~~ to custody; if not so entitled, ~~he~~ the prisoner shall be committed to his or her legal custodian.

SECTION 153. 782.25 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "commit the prisoner" for "commit him", "place the prisoner" for "place him" and "age" for "his age".

SECTION 154. 782.26 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by delete "his" in 3 places and by substituting "the person has" for "he has".

SECTION 155. 782.27 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "discharge" for "his discharge".

SECTION 156. 782.29 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended to read:

782.29 Proceedings in absence of prisoner; appearance by attorney. When from sickness or infirmity the prisoner cannot without danger be brought before the court or judge before whom the writ is made returnable the respondent may state that fact in ~~his~~ the return, verifying the same by his oath; ~~and if such court or judge be~~. If satisfied of the truth of such allegation and the return ~~be~~ is otherwise sufficient ~~he~~, the court or judge shall proceed to dispose of the matter. The prisoner may appear by attorney and plead to the return; ~~and if it appear that he~~. If it appears that the prisoner is illegally imprisoned the court or judge shall order ~~his~~ discharge forthwith; but if it ~~appear~~ appears that ~~such~~ the person is legally imprisoned and is not entitled to bail all further proceedings thereon shall cease.

SECTION 157. 782.32 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended to read:

782.32 (1) ~~If he shall have~~ the person has been discharged from a commitment on a criminal charge and ~~be~~ is afterwards committed for the same offense by the legal order or process of the court wherein ~~he shall be~~ the person is bound by recognizance to appear or in which ~~he shall be~~ the person is informed against, indicted or convicted for the same offense; or

SECTION 158. 782.32 (4) of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "the person has" for "he shall have".

SECTION 159. 782.33 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "any person" for "any one", "that the person will" for "that he will", "before the person" for "before he", "commanding him or her" for "commanding him" and "bring the prisoner" for "bring him".

SECTION 160. 782.34 of the statutes, as affected by chapter 32, laws of 1979, sections 59 and 92 (11), is amended by substituting "in custody" for "in his custody".

SECTION 161. 782.36 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "in custody" for "in his custody" and "the person shall be" for "he shall be".

SECTION 162. 782.38 of the statutes, as affected by chapter 32, laws of 1979, sections 59 and 92 (11), is amended by substituting "restrain of liberty" for "restrain of his liberty", "restrained of liberty" for "restrained of his liberty" and "\$1,250" for "one thousand two hundred and fifty dollars".

SECTION 163. 782.39 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "Any person who has custody of or power over a" for "Any one having in his custody or under his power any", "conceal the prisoner or

change the place of confinement" for "conceal him, or change the place of his confinement" and "assists in so doing shall be fined not more than \$1,000 or imprisoned not more than 6 months or both" for "shall assist in so doing shall be guilty of a misdemeanor and be punished by a fine, not exceeding one thousand dollars or by imprisonment, not exceeding six months or by both such fine and imprisonment".

SECTION 164. 782.46 of the statutes, as renumbered by chapter 32, laws of 1979, section 59, is amended by substituting "holds the person" for "holds him".

SECTION 165. 783.04 of the statutes, as renumbered by chapter 32, laws of 1979, section 60, is amended by substituting "the plaintiff shall recover damages" for "he shall recover his damages".

SECTION 166. 783.07 of the statutes, as renumbered by chapter 32, laws of 1979, section 60, is amended by substituting "\$5,000" for "five thousand dollars" and "sentence the officer or member" for "sentence him".

SECTION 167. 783.11 of the statutes, as renumbered by chapter 32, laws of 1979, section 60, is amended by substituting "and may, by personal affidavit" for "and he may, by his own affidavit".

SECTION 168. 784.04 (1) (intro.) of the statutes, as renumbered by chapter 32, laws of 1979, section 61, is amended by substituting "his or her own" for "his own".

SECTION 169. 784.04 (1) (b) of the statutes, as renumbered by chapter 32, laws of 1979, section 61, is amended by substituting "of office" for "of his office".

SECTION 170. 784.04 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 61, is amended by substituting "personal complaint" for "his own complaint".

SECTION 171. 784.06 of the statutes, as renumbered by chapter 32, laws of 1979, section 61, is amended by substituting "that party shall state in the" for "he shall state in his", "the party claims" for "he claims" in 3 places and "that party's pleading" for "his pleading".

SECTION 172. 784.09 of the statutes, as renumbered by chapter 32, laws of 1979, section 61, is amended to read:

784.09 Relator to take office and demand books. ~~If the judgment be rendered upon the rights of is in favor of the person so alleged to be entitled and the same be in favor of such the person he shall be is entitled, after taking the oath of office and executing such the official bond as may be required by law, to take upon himself assume the execution of the office; it shall be his. It is the person's duty immediately thereafter to demand of the defendant in the action all the books and papers in his the defendant's custody or within his power belonging to the office from which he shall have been excluded.~~

SECTION 173. 784.10 of the statutes, as renumbered by chapter 32, laws of 1979, section 61, is amended by substituting "the defendant is" for "he shall be".

SECTION 174. 784.11 of the statutes, as renumbered by chapter 32, laws of 1979, section 61, is amended by substituting "the person may" for "he may" and "the person has" for "which he shall have".

SECTION 175. 786.04 of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting "the assignee" for "his assignee".

SECTION 176. 786.06 (intro.) of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting "personal affairs" for "his affairs".

SECTION 177. 786.06 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting "his or her debts" for "his debts" and "himself or herself" for "himself".

SECTION 178. 786.16 of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting “the minor or incompetent person had” for “he had”.

SECTION 179. 786.19 of the statutes, as affected by chapter 32, laws of 1979, sections 63 and 92 (14), is amended by substituting “authorize the guardian” for “authorize his guardian”.

SECTION 180. 786.20 of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting “property the minor or incompetent person shall” for “his property he shall”.

SECTION 181. 786.33 of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting “the person had” for “he had”.

SECTION 182. 786.50 of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting “under the ward” for “under him”.

SECTION 183. 786.56 of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting “the guardian did” for “he did”.

SECTION 184. 786.58 of the statutes, as renumbered by chapter 32, laws of 1979, section 63, is amended by substituting “the ward” for “his ward”.

SECTION 185. 788.06 of the statutes, as renumbered by chapter 32, laws of 1979, section 64, is amended by substituting “with the person” for “with him or them”.

SECTION 186. 788.13 of the statutes, as renumbered by chapter 32, laws of 1979, section 64, is amended by substituting “or attorney within 3” for “or his attorney within three”.

SECTION 187. 799.05 (4) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “the attorney shall” for “he shall”.

SECTION 188. 799.05 (6) (form) of the statutes, as affected by chapter 32, laws of 1979, sections 66 and 92 (16), is amended by substituting “his or her demand” for “his demand”.

SECTION 189. 799.10 (3) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “if satisfied” for “if he is satisfied”.

SECTION 190. 799.12 (3) of the statutes, as affected by chapter 32, laws of 1979, sections 66 and 92 (16), is amended by substituting “the last-known” for “his last known”.

SECTION 191. 799.14 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “against the defendant” for “therein against him”.

SECTION 192. 799.16 (3) (a) and (b) of the statutes, as affected by chapter 32, laws of 1979, sections 66 and 92 (16), are amended by substituting “the last-known” for “his last known”.

SECTION 193. 799.16 (4) (c) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “Plaintiff’s attorney” for “His attorney”.

SECTION 194. 799.25 (10) (c) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “the defendant is not” for “he shall not be” and “items the defendant has not” “items he has not”.

SECTION 195. 799.25 (10) (d) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “the party appears” for “he appear”.

SECTION 196. 799.40 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “the claim” for “his claim” and “the defendant’s possession” for “his possession”.

SECTION 197. 799.44 (3) of the statutes, as affected by chapter 32, laws of 1979, section 66, is amended by substituting “the defendant’s faithful” for “his faithful” and “by the plaintiff or attorney” for “by himself or his attorney”.

SECTION 198. 799.45 (1) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “to the sheriff” for “to him”.

SECTION 199. 799.45 (2) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended to read:

799.45 (2) HOW EXECUTED; DUTIES OF SHERIFF. ~~The~~ In executing the writ of restitution the sheriff shall execute the writ in the manner following:

(a) ~~He shall remove~~ Remove from the premises described in the writ the person of the defendant and all other persons found upon the premises claiming under the defendant, using such reasonable force as is necessary.

(b) ~~He shall remove~~ Remove from the premises described in the writ, using such reasonable force as may be necessary, all personal property found therein not the property of the plaintiff.

(c) ~~He shall exercise~~ Exercise ordinary care in the removal of all persons and property from the premises and in the handling and storage of all property removed therefrom.

SECTION 200. 799.45 (3) (d) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “the deputies” for “his deputies”.

SECTION 201. 799.45 (4) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “to the defendant at the last-known” for “to him at his last known”.

SECTION 202. 799.45 (5) (a) of the statutes, as renumbered by chapter 32, laws of 1979, section 66, is amended by substituting “the sheriff’s statement” for “his statement”.

SECTION 203. 891.04 of the statutes, as affected by chapter 34, laws of 1979, section 2102 (32), is amended by substituting “naming the person” for “naming him”.

SECTION 204. 948.10 (2) of the statutes, as affected by chapter 34, laws of 1979, section 2102 (3) (a), is amended by deleting “he is”.
