

1983 Assembly Bill 959

Date of enactment: April 5, 1984
Date of publication: April 9, 1984

1983 Wisconsin Act 192

AN ACT to repeal, renumber, renumber and amend, amend, repeal and recreate, reenact, consolidate, create and revise various provisions of the statutes and session laws for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of agencies, officers and institutions, correcting and clarifying references, renumbering for better location and arrangement, eliminating duplications and unnecessary or obsolete provisions, reconciling conflicts and repelling unintended repeals (Revisor's Correction Bill).

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

NOTE: Replaces a general citation of the constitution with a specific citation to aid in computer search.

SECTION 1. 4.001 (3) of the statutes, as affected by 1983 Wisconsin Act 29, is amended by replacing "1.73 percent" with "1.72 percent" and "minus 0.86 percent" with "minus 0.85 percent".

NOTE: 1983 Wisconsin Act 29, section 13 (1), directs the legislative reference bureau to review the percentage deviation ranges in s. 4.001 (3), as created by the act. This is a change requested by the chief of the LRB, resulting from that review.

SECTION 2. 4.03 (2) of the statutes, as affected by 1983 Wisconsin Act 29, is amended to read:

4.03 (2) CALUMET COUNTY. That part of the county of Calumet consisting of: a) the towns of Brillion, Brothertown, Charlestown, Chilton, Harrison, Rantoul, Stockbridge and Woodville; b) the villages of Hilbert, Potter, Sherwood and Stockbridge; c) the cities of Brillion and Chilton; ~~and~~ d) that part of the city of Appleton, located in the county, comprising wards 9, 13, 22 and 23; and e) that part of the city of Menasha located in the county.

NOTE: On December 28, 1982, the city of Menasha annexed a part of the town of Harrison in Calumet county. The description of that part of Calumet county is changed to reflect the annexation. Requested by the chief of the legislative reference bureau.

SECTION 3. 4.30 (1) of the statutes, as affected by 1983 Wisconsin Act 29, is repealed and recreated to read:

4.30 (1) PIERCE COUNTY. The county of Pierce.

NOTE: All of the subdivisions of Pierce county are listed in s. 4.30 (1). Since all are included, they need not be listed. Requested by the chief of the legislative reference bureau.

SECTION 4. 4.36 (3) and (6) of the statutes, as affected by 1983 Wisconsin Act 29, are amended to read:

4.36 (3) MARATHON COUNTY. That part of the county of Marathon consisting of: a) the towns of Easton, Elderon, Harrison, Hewitt, Norrie and Plover; ~~and b) the village of Elderon; and c) that part of the village of Birnamwood located in the county.~~

(6) SHAWANO COUNTY. That part of the county of Shawano consisting of: a) the towns of Almon, Aniwa, Bartelme, Birnamwood, Fairbanks, Grant, Hutchins, Morris, Red Springs, Seneca and Wittenberg; ~~and b) the villages of Aniwa, Birnamwood, Bowler, Eland, Gresham, Mattoon, Tigerton and Wittenberg; and c) that part of the village of Birnamwood located in the county.~~

NOTE: On October 12, 1981, the village of Birnamwood annexed a part of the town of Norrie in Marathon county. The Marathon and Shawano county descriptions are changed to reflect the annexation.

SECTION 5. 4.55 of the statutes, as affected by 1983 Wisconsin Act 29, is amended to read:

4.55 Fifty-fifth assembly district. The following territory in the county of Winnebago shall constitute the 55th assembly district: a) the town of Menasha; b) ~~that part of the city of Menasha located in the county;~~ and c) that part of the city of Neenah comprising wards 1, 3, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16.

NOTE: On December 28, 1982, the city of Menasha annexed a part of the town of Harrison in Calumet county. Consequently, the description is changed because not all of the city of Menasha is in Winnebago county. Requested by the chief of the legislative reference bureau.

SECTION 6. 4.79 (1) of the statutes, as affected by 1983 Wisconsin Act 29, is amended to read:

4.79 (1) DANE COUNTY. That part of the county of Dane consisting of: a) the towns of Blue Mounds, Cross Plains, Dunn, ~~Fitchburg~~, Montrose, Oregon, Perry, Primrose, Springdale, Vermont and Verona; b) the villages of Blue Mounds, Mt. Horeb and Oregon; c) that part of the village of Belleville located in the county; d) that part of the village of Brooklyn located in the county; and e) ~~the city~~ cities of Fitchburg and Verona."

NOTE: Fitchburg is now a city. See *City of Madison v. Town of Fitchburg*, 112 Wis. 2d 224 (1983).

SECTION 7. 4.80 (1) and (3) of the statutes, as affected by 1983 Wisconsin Act 29, are amended to read:

4.80 (1) COLUMBIA COUNTY. That part of the county of Columbia consisting of: a) the towns of Arlington, Caledonia, Columbus, Courtland, Dekorra, Fort Winnebago, Fountain Prairie, Hampden, Leeds, Lewiston, Lodi, Lowville, Marcellon, Newport, Otsego, Pacific, Randolph, Scott, Springvale and Wyocena; b) the villages of Arlington, Cambria, Doylestown, Fall River, Friesland, Pardeeville, Poynette, Rio and Wyocena; ~~and c) the cities of Columbus, Lodi and Portage; and d) that part of the city of Columbus located in the county.~~

(3) DODGE COUNTY. That part of the county of Dodge consisting of: a) the towns of Elba, Portland and Westford; and b) that part of the city of Columbus located in the county.

NOTE: On September 12, 1982, the city of Columbus annexed a part of the town of Elba in Dodge county. The county descriptions are changed to reflect the annexation. Requested by the chief of the legislative reference bureau.

SECTION 8. 5.15 (1) (c) of the statutes is amended by replacing "under section 3 of article IV of the constitution on" with "under article IV, section 3, of the constitution on".

NOTE: Standardizes usage.

- 1217 -

83 WisACT 192

SECTION 9. 6.10 (6) of the statutes is amended by replacing “in the constitution” with “by article III of the constitution”, “his residence” with “residence” and “he is” with “of being”.

NOTE: Replaces a general citation of the constitution with a specific citation and makes personal pronouns sex neutral.

SECTION 10. 8.11 (2m) (title) of the statutes is amended to read:

8.11 (2m) (title) FIRST CLASS CITIES.

NOTE: Conforms the title to the text by replacing “city of Milwaukee” with “first class cities”. See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 11. 13.93 (1m) of the statutes is amended by replacing “ss. 35.84 (figure) column E” with “ss. 35.84”.

NOTE: This amendment makes the cross-reference more amenable to computer search procedures.

SECTION 12. 14.46 of the statutes is amended by replacing “by the constitution” with “by article IV, section 28, of the constitution”, “such” with “the” in 2 places and “Such” with “The”.

NOTE: Replaces general citation of the constitution with a specific citation and modernizes language.

SECTION 13. 14.62 of the statutes is amended to read:

14.62 Assistant state treasurer; oath; bond; powers. The state treasurer may appoint, in writing, an assistant state treasurer ~~who may to perform and execute~~ any of the duties of the state treasurer, except to serve as a member of the board of commissioners of public lands. The assistant state treasurer shall take and subscribe the oath of office prescribed by article IV, section 28, of the constitution and shall give bond to the state treasurer, in ~~such~~ the sum and with ~~such~~ the conditions as the state treasurer prescribes, conditioned for the faithful discharge of ~~his~~ the duties. The oath of the assistant state treasurer and the certificate of ~~his~~ appointment shall be filed and preserved in the office of the secretary of state. ~~Such employes as the~~ The state treasurer requires shall may require any employe to give bond to this the state in such sum the amount and with such the conditions as the state treasurer prescribes, conditioned for the faithful discharge of their duties; the. The cost thereof of the bonds are to be charged to the appropriations made under by s. 20.585.

NOTE: Provides a specific citation to the constitution and modernizes language.

SECTION 14. 15.101 (intro.) of the statutes, as affected by 1983 Wisconsin Acts 3 and 27, is amended by deleting “227.019.”.

NOTE: Section 227.019 specifies no program responsibilities for the department of administration.

SECTION 15. 15.151 (intro.) of the statutes, as affected by 1983 Wisconsin Acts 27, 81 and 83, is amended by deleting “234.80 (4) and (5)”.

NOTE: The reference to chapter 234 was inserted by 1983 Wisconsin Act 83, making the reference to parts of a section of that chapter unnecessary.

SECTION 16. 15.157 (4) of the statutes, as created by 1983 Wisconsin Act 84, is renumbered 15.157 (5).

NOTE: Section 15.157 (4) was previously created by 1983 Wisconsin Act 83.

SECTION 17. 15.161 (2) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by deleting “40.51 (6)”.

NOTE: Section 15.161 (2) has a reference to subchapter IV of chapter 40, which includes s. 40.51 (6). 1983 Wisconsin Act 27 created s. 40.51 (6) and this reference.

SECTION 18. 15.253 (3) of the statutes is amended by replacing “by article X, section 7 of the state constitution to” with “by article X, section 7, of the constitution to”.

NOTE: Standardizes usage.

SECTION 19. 15.341 (intro.) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by deleting “13.565 (3),”.

NOTE: Chapter 154, laws of 1979, repealed s. 13.565 (3), but failed to delete the reference to it in s. 15.341 (intro.).

SECTION 20. 15.435 (2) of the statutes, as affected by 1983 Wisconsin Act 36, is amended by replacing “under section 7 of article X of the constitution” with “under article X, section 7, of the constitution”.

NOTE: Standardizes usage.

SECTION 21. 16.53 (10) (b) of the statutes, as affected by 1983 Wisconsin Act 3, is amended to read:

16.53 (10) (b) ~~Whenever the secretary proposes to exercise his or her~~ Before exercising authority under par. (a), ~~he or she~~ the secretary shall, after consultation with the state treasurer, notify the joint committee on finance as to the need for ~~any proration or prioritization~~ and the procedures under which ~~such proration or prioritization~~ priority schedules under par. (a) shall occur. ~~If, within 2 working days after such notification,~~ the joint committee on finance has not, within 2 working days after the notification, scheduled a meeting to review the secretary’s proposal, the secretary may proceed with the proposed action. ~~If, within 2 working days after such notification,~~ the committee schedules a meeting within 2 working days after the notification, the secretary may not proceed with the proposed action until after the meeting is held.

NOTE: 1983 Wisconsin Act 3 amended this paragraph contrary to the drafting instructions, which were to affect the 3rd, not the 2nd, sentence. This amendment carries out the drafting instructions, removes personal pronouns and simplifies the language.

SECTION 22. 16.548 (3) of the statutes, as created by 1983 Wisconsin Act 27, is amended by replacing “office of federal-state relations” with “federal-state relations office”.

NOTE: Conforms the title of the office to the title used in subs. (1) and (2).

SECTION 23. 17.025 (4) (a) of the statutes is amended by replacing “7 of” with “7, of”.

NOTE: Standardizes usage.

SECTION 24. 17.06 (1) of the statutes is amended by replacing “in section 1, article VII of the constitution” with “in article VII, section 1, of the constitution” and “in section 13, article VII of the constitution” with “in article VII, section 13, of the constitution”.

NOTE: Standardizes usage.

SECTION 25. 17.10 of the statutes is amended to read:

17.10 Removal of appointive county officers. ~~Appointive county officers may be removed as follows:~~

(1) **APPOINTED BY GOVERNOR.** County officers ~~of any county~~ appointed by the governor, may be removed by him, the governor for cause.

(2) APPOINTED BY COUNTY BOARD. County officers appointed by the county board, may be removed by that body, the county board for cause. All ~~such~~ removals may be made by an affirmative vote of two-thirds of the supervisors entitled to seats on such the county board.

(3) (title) APPOINTED BY CHAIRPERSON OF COUNTY BOARD. County officers appointed by the ~~chairman~~ chairperson of the county board ~~and confirmed by the said board, or appointed by him alone, by such chairman,~~ may be removed by the chairperson for cause, except members of the county civil service commission who may be removed by the county board, for cause, ~~as provided in~~ under sub. (2). A county commissioner of elections so removed may appeal to the county board within 10 days after ~~such~~ removal; ~~and~~; the county board shall conduct a hearing in such the manner as shall be determined by it and shall determine the question of removal ~~on such appeal~~.

(4) APPOINTED BY THE CIRCUIT JUDGE. County officers appointed by a judge or judges of the circuit court, may be removed at pleasure by the judge or a majority of the judges authorized to appoint ~~their~~ the officers' successors, ~~at pleasure~~.

(5) APPOINTED BY THE COUNTY JUDGE. County officers appointed by the county judge, ~~by him,~~ may be removed at pleasure by the circuit judge or a majority of the circuit judges authorized to appoint the officers' successors.

(6) OTHERS. All other appointive county officers, may be removed at pleasure by the officer, or body that appointed them, ~~at pleasure~~, except disposition staff, and intake workers appointed under ch. 48 who may be removed for cause only. Removals by a body, other than the county board, consisting of 3 or more members may be made by an affirmative vote of two-thirds of all the members thereof.

(7) GENERAL EXCEPTION. ~~But no county officer~~ County officers appointed according to merit and fitness under and subject to a civil service law, or whose removal is governed by such a law, shall be removed ~~otherwise than~~ only as therein provided.

NOTE: The initial purpose in amending this section was to conform to s. 59.05 (1), which provides that the county board elects a chairperson. This is done in sub. (3). This section is also restructured for clarity by deleting the introductory language and restating the subsections in simple language. Personal pronouns and unnecessary language are also removed. Subsection (5) is amended to give the removal powers to the judges of the circuit court instead of to the judge of the county court, which no longer exists. Subsection (5) is retained on the possibility that officers appointed by a county judge still hold office.

SECTION 26. 17.22 (2) (d) of the statutes is amended by replacing "chairman" with "chairperson", "his successor" with "a successor" and "such successor" with "the successor".

NOTE: Section 59.05 (1) states that the county board elects a chairperson. This amendment conforms to that language, removes a personal pronoun and makes a style change.

SECTION 27. 17.27 (1) of the statutes is amended to read:

17.27 (1) JOINT COUNTY INSTITUTIONS. Vacancies in the office of any member of the governing body of ~~any a joint county school, hospital, or sanatorium, asylum or other joint county institution, or in the office of any other officer of any such a joint county institution,~~ shall be filled by appointment by the appointing power and in the manner prescribed by law for making regular full term appointments thereto. A vacancy in the office of any such officer appointed by the county board, occurring while the board is not in session, shall be filled by appointment by the ~~chairman~~ chairperson of the county board.—A; the person so appointed ~~shall hold~~ holds office until ~~his a~~ successor is ap-

pointed for the residue of the unexpired term by the county board at its first regular meeting held next after the vacancy occurs and the successor qualifies.

NOTE: Deletes obsolete references to county school, which were normal schools, and to asylums and conforms to s. 59.05 (1) which states that the county board elects a chairperson. The amendment also deletes a personal pronoun.

SECTION 28. 18.71 (4) (a) of the statutes, as created by 1983 Wisconsin Act 3, is amended by replacing "s. 16.504 (1)" with "s. 16.405 (1)".

NOTE: The reference is to a section which does not exist. 1983 Wisconsin Act 3 was introduced as 1983 Assembly Bill 104. The numerals "405" were transposed as "504" when the bill was engrossed and sent to the senate. The senate adopted a substitute amendment which was based on the engrossed assembly bill, thereby continuing the transposition error. The assembly concurred and the erroneous reference became law.

SECTION 29. 19.01 (1) of the statutes is amended by replacing "by section 28 of Article IV of the constitution" with "by article IV, section 28, of the constitution".

NOTE: Standardizes usage.

SECTION 30. 19.01 (4) (dd) of the statutes is amended to read:

19.01 (4) (dd) ~~All bonds~~ Bonds specified in pars. (c) and (d) and ~~all~~ bonds of any county employe required by statute or county ordinance to be bonded, shall be approved by the district attorney as to amount, form and execution before ~~such~~ the bonds ~~shall be~~ are accepted for filing. The clerk of the circuit court and the county clerk respectively shall notify in writing the county board or ~~chairman thereof~~ chairperson within 5 days after the entry upon the term of office of any a judicial or county officer specified in pars. (c) and (d) ~~upon his term of office~~ or after any a county employe required to be bonded has ~~entered upon his~~ begun employment, ~~stating~~. The notice shall state whether or not the required bond has been furnished, and ~~such notice~~ shall be published with the proceedings of the county board.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also removes a personal pronoun and makes style changes.

SECTION 31. 19.015 of the statutes is amended by replacing "county chairman" with "county chairperson", "such" with "the" in 3 places and "his" with "the".

NOTE: Conforms to s. 59.05 (1) which states that the county board elects a chairperson. Also makes several style changes.

SECTION 32. 19.10 of the statutes is amended by replacing "by the constitution" with "by article IV, section 28, of the constitution", "of his office" with "of office" in 2 places and "of his election" with "of election".

NOTE: Standardizes usage in citing the constitution and removes personal pronouns.

SECTION 33. 19.81 (3) of the statutes is amended by replacing "10 of" with "10, of".

NOTE: Standardizes usage.

SECTION 34. 20.002 (11) (b) of the statutes, as affected by 1983 Wisconsin Act 3, is amended by replacing "secretary shall" with "secretary of administration shall", "secretaria administration shall" with "secretary shall" and "earlier" with "earliest".

NOTE: Conforms usage to preferred drafting style, corrects an error due to a computer malfunction and corrects the ungrammatical use of an adjective.

SECTION 35. 20.004 (1) of the statutes is amended by replacing "s. 20.005 (1) (figure)" with "s. 20.005 (1)".

NOTE: This amendment removes the reference to “(figure)” which is troublesome in a computer search. It is not necessary, since the language explains what must be done.

SECTION 36. 20.143 (2) (g) of the statutes, as shown in 1983 Wisconsin Act 27, is reenacted.

NOTE: 1983 Wisconsin Act 27 amended s. 20.143 (2) (g), but failed to underscore “donations,” in the first line and failed to strike “for” and underscore “to carry out” in the last line. The original instruction was in error in not underscoring “donations,” but left “for” without change. The end product is to make s. 20.143 (2) (g) uniform with s. 20.143 (1) (g), (3) (g) and (4) (g). This action confirms the language shown in 1983 Wisconsin Act 27 as the enacted law.

SECTION 37. 20.255 (1) (a) of the statutes, as shown in 1983 Wisconsin Act 27, is reenacted.

NOTE: 1983 Wisconsin Act 27 amended s. 20.255 (1) (a), but failed to underscore “services. The amounts include” to show that it was new language. The language was properly underscored in 1983 Senate Bill 83, but was not in Senate Substitute Amendment 1. This action confirms the language shown in 1983 Wisconsin Act 27 as the enacted law.

SECTION 38. The amendment of 20.435 (1) (j) of the statutes by 1983 Wisconsin Act 27, section 2202 (20) (h), is repealed and the amendment by section 319w of the same act stands.

NOTE: 1983 Wisconsin Act 27 amended s. 20.435 (1) (j) in 2 sections which were in conflict. The amendments by section 2202 (20) (h) were conforming amendments to the revision of chapter 150 by the act. The amendment by section 319w makes a policy change in shifting the references to ch. 150 to s. 20.435 (1) (gm). This amendment leaves the policy change and deletes the conflicting amendment.

SECTION 39. 20.435 (5) (na) of the statutes, as created by 1983 Wisconsin Act 27, is amended by replacing “See sub. (9) (a)” with “See sub. (9) (na)”.

NOTE: Corrects a reference. Section 20.435 (9) (na), created by 1983 Wisconsin Act 27, is related to federal program aids, the subject matter of s. 20.435 (5) (na).

SECTION 40. The amendment of 20.445 (1) (aa) (title) of the statutes by 1983 Wisconsin Act 27 was repealed by 1983 Wisconsin Act 98.

NOTE: The amendment of the title by the later-passed act stands.

SECTION 41. 20.865 (1) (t) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “funds, biennially, the amounts in the schedule, as transferred under s. 16.40 (17), to” with “funds, a sum sufficient to”.

NOTE: Section 20.865 (1) (d), (j) and (t), 1981 stats., contained the GPR, PR and SEG appropriations, respectively, for employer fringe benefit costs. 1983 Wisconsin Act 27 limited pars. (d), (j) and (t) to fringe benefits other than health insurance and created GPR, PR and SEG appropriations for employer health insurance costs in s. 20.865 (1) (di), (ji) and (ti), respectively. 1983 Wisconsin Act 27 was intended to change these 6 appropriations from “sum certain” to “sum sufficient”. Due to an error in the reconciliation of separate early drafts which were merged to make 1983 Wisconsin Act 27, s. 20.865 (1) (t) did not reflect the intended change to “sum sufficient”. See also the LRB analysis to LRB-1669/3 and the budget schedule for s. 20.865 (1) (t). The language removed by this amendment is unworkable because 1983 Wisconsin Act 27 repeals s. 16.40 (17).

SECTION 42. 20.866 (1) (u) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “(jc), (jd)” with “(jc) and (jd)”.

NOTE: Corrects a grammatical error resulting from a partial veto.

SECTION 43. 20.866 (2) (zp) of the statutes, as created by 1983 Wisconsin Act 27, is amended to read:

20.866 (2) (zp) *Agriculture; animal waste water pollution.* ~~As a continuing appropriation from~~ From the capital improvement fund, a sum sufficient for the department of agriculture, trade and consumer protection to provide funds for the animal waste water pollution grant program under s. 92.15. The state may contract public debt in an amount not to exceed \$1,000,000 for this purpose.

NOTE: This amends par. (zp) to conform to existing paragraphs in s. 20.866 (2), which had the “continuing appropriation” language changed by 1983 Wisconsin Act 27, to “sum sufficient”. Section 20.866 (2) (intro.) was amended by 1983 Wisconsin Act 27 to state that the estimated disbursements in sub. (2) are not to be in the schedule in s. 20.005. There is, therefore, no stated dollar appropriation to continue.

SECTION 44. 20.917 (title) of the statutes is amended to read:

20.917 (title) Moving expenses; temporary lodging allowance.

NOTE: Amends the title to reflect changes made by 1983 Wisconsin Act 30.

SECTION 45. 20.923 (1) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “26 of” with “26, of”.

NOTE: Standardizes usage.

SECTION 46. 20.923 (2) (a) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “26 of” with “26, of”.

NOTE: Standardizes usage.

SECTION 47. The repeal of 20.923 (9) (b) of the statutes by 1983 Wisconsin Act 27 was not affected by 1983 Wisconsin Act 53. The repeal stands.

NOTE: 1983 Wisconsin Act 53 attempts a corrective amendment to the previously repealed statute.

SECTION 48. 21.36 (title) of the statutes is amended to read:

21.36 (title) National guard rules and regulations.

NOTE: Reflects contents of section more accurately.

SECTION 49. 21.43 of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “by him” with “by the governor” and “by the constitution” with “by article IV, section 28, of the constitution”.

NOTE: Makes the constitutional cite more specific and removes a personal pronoun.

SECTION 50. 24.01 (1) of the statutes is amended by replacing “in any of the following subsections” with “in this section”.

NOTE: Style change.

SECTION 51. 24.01 (2) of the statutes is amended by replacing “by section 2 of article X of the constitution” with “by article X, section 2, of the constitution”.

NOTE: Standardizes usage.

SECTION 52. 24.01 (3) of the statutes is amended by replacing “by section 6 of article X of the constitution” with “by article X, section 6, of the constitution”.

NOTE: Standardizes usage.

SECTION 53. 24.51 of the statutes is amended by replacing “section 7 of article X of the Wisconsin constitution” with “article X, section 7, of the constitution”.

NOTE: This amendment changes the citation of the constitution to a uniform citation more compatible with computer search.

SECTION 54. 24.52 of the statutes is amended by replacing “the aforesaid section of the constitution” with “article X, section 7, of the constitution”.

NOTE: Inserts the constitutional citation which is stated in the previous section.

SECTION 55. 24.76 of the statutes is amended by replacing “of section 2 of article X of the constitution” with “of article X, section 2, of the constitution”.

NOTE: Standardizes usage.

SECTION 56. 24.78 of the statutes is amended by replacing “Pursuant to section 5 of article X of the constitution, the” with “Under article X, section 5, of the constitution the”.

NOTE: Standardizes usage.

SECTION 57. 24.80 of the statutes is amended by replacing “fund by virtue of section 2 of article X of the constitution” with “fund under article X, section 2, of the constitution”.

NOTE: Standardizes usage.

SECTION 58. 24.81 of the statutes is amended by replacing “under section 6 of article X of the constitution” with “under article X, section 6, of the constitution”.

NOTE: Standardizes usage.

SECTION 59. 25.14 (1) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “funds which by the constitution are required to be controlled” with “funds which under article X of the constitution are controlled”.

NOTE: Replaces a general cite with a more specific cite and deletes surplus language.

SECTION 60. 25.17 (1) (zm) of the statutes is amended by replacing “funds which by the constitution are required to be controlled” with “funds which under article X of the constitution are controlled”.

NOTE: Replaces a general cite with a more specific cite and deletes surplus language.

SECTION 61. 25.18 (1) (b) of the statutes is amended by deleting “1.” and “2.”.

NOTE: Standardizes drafting style by deleting unnecessary internal numbers.

SECTION 62. 25.18 (1) (g) of the statutes is amended to read:

25.18 (1) (g) ~~To engage~~ Engage in financial transactions whereby bearer securities issued or guaranteed by the U.S. federal government or any of its agencies, which are owned by the board, are delivered to reputable and financially responsible dealers in ~~such the~~ the securities under an agreement which provides ~~a) for;~~

1. For the replacement thereof of the securities with securities of the same kind and amount upon demand ~~therefor~~ by the board, ~~b) for;~~

2. For the payment to said the board by said the dealer of a commission, based upon the amount of said the securities, for the period of time between the delivery of the securities to such the dealer and his the dealer's replacement thereof, of the securities; and ~~e) for~~

3. For the pledge and delivery by ~~said~~ the dealer to ~~said~~ the board of other securities issued or guaranteed by the U.S. federal government or any of its agencies, having a market value at the time of ~~such~~ the pledge equal to at least the market value of the delivered securities ~~so delivered~~, to guarantee the replacement of ~~such~~ the securities.

NOTE: This amendment restructures par. (g) into an introductory paragraph and 3 subdivisions and modernizes the language. This amendment also deletes internal letters.

SECTION 63. 27.015 (4) of the statutes is amended by replacing "chairman" with "chairperson" in 4 places, "such chairmen" with "the chairpersons" and "his or her successor" with "a successor".

NOTE: Conforms to s. 59.05 (1) which states that the county board elects a chairperson. Also changes chairman of highway committee since this is one of the "chairpersons".

SECTION 64. 27.02 (1) of the statutes is amended to read:

27.02 (1) In every county ~~having with~~ with a population of at least 150,000, but less than 500,000, and in any other county ~~having with~~ with a population of less than 500,000 wherein the county board has by resolution provided for a county park commission subject to ss. 27.02 to 27.06, the ~~chairman~~ chairperson of the county board shall appoint a county park commission consisting of 7 members, any number of which may be members of the county board. ~~Such~~ The appointments shall be made in writing and filed in the office of the county clerk. The term of each member, except county board members, ~~shall be the~~ is 7 years ~~next~~ following July 1 of the year in which ~~his~~ the appointment is made and until the appointment and qualification of ~~his~~ a successor, except that the first 7 members shall be appointed respectively for such terms that on July 1 in each of the 7 years ~~next~~ following the year in which they are appointed the term of one member will expire. After ~~such~~ the original ~~appointment~~ appointments one commissioner shall be appointed annually in the month of June to succeed the member whose term will expire on July 1 ~~next~~ following, except that in counties ~~having with~~ with a population of at least 150,000 but less than 500,000, ~~after August 1, 1939, such~~ the members shall be elected by the county board of supervisors. The term of any park commissioner appointed to the commission ~~when he was~~ while serving as a county board member shall end when ~~his~~ the commissioner's membership on the county board terminates, unless ~~he is~~ thereafter reappointed to the commission.

NOTE: Conforms to s. 59.05 (1) which states that the county board elects a chairperson. Also deletes a number of personal pronouns, makes language style changes and deletes obsolete language.

SECTION 65. 27.07 (title) of the statutes is amended to read:

27.07 (title) First class city option.

NOTE: Conforms the title to the text by replacing "Milwaukee" with "first class city". See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 66. 27.075 (4) of the statutes is amended by replacing "to section 3 of article XI of the constitution" with "to article XI, section 3, of the constitution".

NOTE: Standardizes usage.

SECTION 67. 28.02 (1) of the statutes is amended by replacing "chapters 638 and 639, laws of 1911, or pursuant to sections 1494-41 to 1494-62, both inclusive, Wisconsin statutes of 1915" with "chapter 638, laws of 1911, and chapter 639, laws of 1911, or under ss. 1494-41 to 1494-62, 1915 stats.".

NOTE: Modernizes language and makes the citations more easily searchable by computer.

SECTION 68. 29.092 (title) of the statutes, as created by 1983 Wisconsin Act 27, is amended to read:

29.092 (title) Fish, wildlife and wild plant fee schedule.

NOTE: The title is amended to reflect the contents of the section more accurately.

SECTION 69. 29.092 (2) (n) of the statutes, as created by 1983 Wisconsin Act 27, is amended by replacing "provided s. 29.225" with "under s. 29.225".

NOTE: Improves grammar and changes style.

SECTION 70. 29.092 (11) (g) (title) of the statutes, as created by 1983 Wisconsin Act 27, is amended by replacing "Will ginseng" with "Wild ginseng".

NOTE: Corrects typographical error.

SECTION 71. 29.103 (title) of the statutes is amended to read:

29.103 (title) Wild turkey hunting; stamp; zones; permit.

NOTE: 1983 Wisconsin Act 27 added a subsection dealing with a wild turkey hunting stamp. This amendment to the title reflects that addition and also changes the terms listed in the title to appear in the order presented in the text.

SECTION 72. 29.224 (2) (title), (b) and (d) of the statutes, as created by 1983 Wisconsin Act 114, are renumbered 29.224 (3) (title), (b) and (d), and, as renumbered, are merged with 29.224 (3) (title), (b) and (d), as created by 1983 Wisconsin Act 80.

NOTE: There were no conflicts of substance. 1983 Wisconsin Acts 80 and 114 created similar statutes but with different numbering. The merger is necessary because 1983 Wisconsin Act 114 added material not in 1983 Wisconsin Act 80.

SECTION 73. 29.224 (2) (a) of the statutes, as affected by 1983 Wisconsin Act 114, is renumbered 29.224 (3) (a), and, as renumbered, is merged with 29.224 (3) (a), as affected by 1983 Wisconsin Act 80.

NOTE: There were no conflicts of substance. As former s. 29.224 (2) was renumbered differently by 2 acts, the renumbering by 1983 Wisconsin Act 80 is adopted.

SECTION 74. 29.224 (2) (c) of the statutes, as affected by 1983 Wisconsin Act 114, is renumbered 29.224 (3) (c), and, as renumbered, is merged with 29.224 (3) (c), as affected by 1983 Wisconsin Act 80.

NOTE: There were no conflicts of substance. As former s. 29.224 (3) was renumbered differently by 2 acts, the renumbering by 1983 Wisconsin Act 80 is adopted.

SECTION 75. 29.224 (3) (title), (a) and (b) of the statutes, as created by 1983 Wisconsin Act 114, are renumbered 29.224 (4) (title), (a) and (b), and, as renumbered, are merged with 29.224 (4) (title), (a) and (b), as created by 1983 Wisconsin Act 80.

NOTE: The statutes created by 2 acts are identical except for numbering.

SECTION 76. 29.224 (3) (c) of the statutes, as affected by 1983 Wisconsin Act 114, is renumbered 29.224 (4) (c).

NOTE: 1983 Wisconsin Acts 80 and 114 renumbered former s. 29.224 (4) differently. This adopts the numbering of 1983 Wisconsin Act 80.

SECTION 77. 29.30 (2) (e) of the statutes is amended to read:

29.30 (2) (e) The licensees of licensed nets or ~~set lines~~ setlines used in outlying waters while engaged in the regular process of lifting nets or ~~set lines~~ setlines shall, on their boats, carry the department's agents to and from their nets or ~~set lines~~ setlines when set and, on demand of the agent, shall raise the ~~same~~ same ~~nets or setlines~~ nets or setlines for his inspection; ~~and~~

~~any such.~~ Any agent may, in the presence or absence of the licensees, at any time, raise any ~~set line~~ setline or nets, in any waters, with as little damage as may be, for inspection. If ~~any such a licensee shall refuse~~ refuses to carry any an agent as ~~herein provided his~~ the license shall be revoked ~~and canceled~~.

NOTE: This amendment changes "set lines" to a single word, deletes personal pronouns and modernizes language.

SECTION 78. 29.34 (2) of the statutes, as shown in 1983 Wisconsin Act 27, is reenacted.

NOTE: 1983 Wisconsin Act 27 amended s. 29.34 (2) so as to divide it into an introductory paragraph and paragraphs (a) to (e). However, new language was added in pars. (a) and (b) without underscoring. The drafting record shows that the original instructions showed the proper underscoring. This action confirms the language shown in 1983 Wisconsin Act 27 as the enacted law.

SECTION 79. 29.344 of the statutes, as renumbered, as shown in 1983 Wisconsin Act 27, is reenacted.

NOTE: 1983 Wisconsin Act 27, section 795, renumbered s. 29.343 (3) to be s. 29.344 and amended it so as to divide it into subs. (1) to (3) and, by new language, added sub. (4). Subsection (3) contained new language that was not underscored. It was properly underscored in 1983 Senate Bill 83, but was not underscored in Senate Substitute Amendment 1. This action confirms the language shown in 1983 Wisconsin Act 27 as the enacted law.

SECTION 80. 29.99 (7) of the statutes, as affected by 1983 Wisconsin Act 114, is amended by replacing "29.224 (3) (c)" with "29.224 (4) (c)".

NOTE: Corrects a citation made necessary by renumbering in this act. See the NOTE following s. 29.224 (3) (c) in this act.

SECTION 81. 30.27 (1) of the statutes is amended by replacing "as amended (Title 16 USC 1271 et seq.)" with "as amended, 16 USC 1271 to 1287," and "1972 (Pub. L. No. 92-560)" with "1972, 16 USC 1274 (a) (9)".

NOTE: Inserts United States Code citations for 2 federal acts.

SECTION 82. 30.34 (3) (b) of the statutes is amended by replacing "Article XI, section 3, Wisconsin constitution" with "article XI, section 3, of the constitution".

NOTE: Standardizes usage.

SECTION 83. 30.37 (3) of the statutes is amended by replacing "town or county board" with "town board or the chairperson of the county board", "he shall" with "he or she shall", "No person shall be" with "A person", "unless he is" with "shall be", "and has been a" with "and a" and "his successor" with "a successor".

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also deletes personal pronouns and makes a few style changes.

SECTION 84. 30.52 (1) (a) 3 of the statutes, as shown in 1983 Wisconsin Act 27, is reenacted, effective April 1, 1984.

NOTE: 1983 Wisconsin Act 27 renumbered s. 30.52 (1) to be s. 30.52 (1) (a) and amended it, but failed to underscore "and" following "of another state". This action confirms the language shown in 1983 Wisconsin Act 27 as the enacted law. The "and" is made grammatically necessary by the insertion of "is" earlier in the sentence.

SECTION 85. 31.06 (4) of the statutes is amended by replacing "chairman" with "chairperson" and "He shall" with "The county clerk shall".

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also replaces a personal pronoun with the noun.

- 1227 -

83 WisACT 192

SECTION 86. 35.01 (intro.) of the statutes is amended by replacing "9 classes" with "7 classes".

NOTE: Only 7 classes of printing are now listed.

SECTION 87. 35.05 (5) (a) of the statutes is amended by replacing "under section 25 of article IV of the constitution" with "under article IV, section 25, of the constitution".

NOTE: Standardizes usage.

SECTION 88. 35.60 of the statutes, as affected by 1983 Wisconsin Act 27, is amended to read:

35.60 Reletting contracts. If a successful bidder fails to execute a printing contract pursuant to his under the bidder's preliminary agreement and accepted bid, the department shall let the contract to the next lowest bidder, unless in its opinion the interest of the state requires that new proposals be received, in which case the department shall immediately ~~proceed to~~ advertise for new proposals as ~~prescribed by~~ under this chapter. If the contractor refuses or neglects to execute the work according to law and the terms of his the printing contract, the department shall declare ~~such~~ the contract void and shall ~~forthwith~~ immediately advertise for new bids as ~~in the first instance~~ for the remainder of the contract period. ~~Such~~ Necessary emergency public printing ~~as must be had~~ while so readvertising and reletting contracts may be procured by the department.

NOTE: This amendment deletes personal pronouns and modernizes language.

SECTION 89. 35.93 (8) of the statutes is amended by replacing "s. 35.84 (figure), column K" with "s. 35.84".

NOTE: This amendment makes the cross-reference more amenable to computer searches.

SECTION 90. 36.29 (title) of the statutes is amended to read:

36.29 (title) Gifts; golf course.

NOTE: The title is amended to reflect subsection (5) added by 1983 Wisconsin Act 27.

SECTION 91. 38.10 (1) (b) and (2) (g) of the statutes are amended by replacing "chairmen" with "chairpersons" wherever it occurs.

NOTE: Conforms to language in s. 59.05 (1) which states that the county board elects a chairperson.

SECTION 92. 38.12 (4) (title) of the statutes is amended to read:

38.12 (4) (title) PUBLICATION OF PROCEEDINGS; OPEN RECORDS.

NOTE: The title is amended to conform to text as amended by 1983 Wisconsin Act 27.

SECTION 93. 40.90 (4) of the statutes is amended by replacing "or chapter 201 or 396, laws of 1937" with ", chapter 201, laws of 1937, or chapter 396, laws of 1937".

NOTE: Amended to facilitate searches by computer.

SECTION 94. 40.93 (1) of the statutes is amended by replacing "or under chapter 201 or 396, laws of 1937" with ", chapter 201, laws of 1937, or chapter 396, laws of 1937".

NOTE: Amended to facilitate searches by computer.

SECTION 95. 40.96 (2) of the statutes is amended by replacing "26 of" with "26, of".

NOTE: Standardizes usage.

SECTION 96. 43.54 (1) (a) of the statutes is amended by replacing "county board chairman" with "county board chairperson".

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson.

SECTION 97. 44.20 (3) (intro.) of the statutes, as created by 1983 Wisconsin Act 27, is renumbered 44.20 (3) (a) and amended by replacing "He or she may" with "The administrator may".

NOTE: The renumbering better reflects the statutory scheme. The substitution of terms deletes personal pronouns.

SECTION 98. The amendment of 46.036 (4) (c) of the statutes by 1983 Wisconsin Act 27 was not repealed by 1983 Wisconsin Act 116. Both amendments stand.

NOTE: There was no conflict of substance.

SECTION 99. 46.18 (1) of the statutes is amended by replacing "shall (subject to regulations approved by the county board)" with "shall, subject to regulations approved by the county board," and "county chairman" with "chairperson of the county board".

NOTE: Section 59.05 (1) states that the county board elects a chairperson. This amendment conforms to that language and modernizes style.

SECTION 100. 46.18 (4) of the statutes is amended by replacing "chairman" with "chairperson", "his traveling" with "for traveling" and "his duties" with "the duties".

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also deletes and replaces personal pronouns.

SECTION 101. 46.22 (2) (intro.) and (a) of the statutes are amended to read:

46.22 (2) BOARD. (intro.) The county board of public welfare shall consist of a board of 3, 5 or 7 residents of the county ~~to~~ as determined by the county board of supervisors, elected by the county board of supervisors or appointed by the ~~chairman~~ chairperson of ~~said the county board, in accordance with the under rules and regulations of said the~~ board. The members of ~~such the~~ county board of public welfare shall be elected or appointed either from members of the county board of supervisors or from the county at large, or both, on the basis of knowledge and interest in public welfare and shall hold office for a term fixed by the county board of supervisors. The members of the county board of public welfare shall receive ~~such~~ compensation as ~~shall be~~ fixed by the county board of supervisors. The county board of public welfare shall:

(a) At the first meeting of ~~such the~~ board, elect from their number, a ~~chairman~~ chairperson, a secretary, and ~~such other officers as they deem deemed~~ necessary. Vacancies in ~~such these~~ offices shall be filled for the unexpired terms. The ~~chairman shall~~ chairperson presides at all meetings when present, and ~~shall countersign~~ countersigns all actions taken by the board. In case of the absence of a ~~chairman~~ chairperson for any meeting the members present shall choose a temporary ~~chairman~~ chairperson.

NOTE: Subsection (2) (intro.) is amended to conform language to s. 59.05 (1) which states that the county board elects a chairperson. Subsection (2) (a) is amended to change the title of the head of the county board of public welfare to chairperson in the same manner. Other changes are merely for style.

SECTION 102. The amendment of 46.26 (4) (a) of the statutes by 1983 Wisconsin Act 27, section 2202 (20) (b), is repealed. The amendment of 46.26 (4) (a) of the statutes by 1983 Wisconsin Act 27, section 968, stands.

NOTE: 1983 Wisconsin Act 27 amends s. 46.26 (4) (a) by sections 968 and 2202 (20) (b). The latter is incorrect because it leaves a reference to s. 20.435 (2) (cd) which was renumbered to be s. 20.435 (4) (cd) by an earlier section of the same act.

SECTION 103. 46.27 (3) (b) 2 of the statutes is amended by deleting "or".

SECTION 104. 46.27 (3) (b) 3 of the statutes is amended by replacing "s. 46.23." with "s. 46.23; or".

NOTE: 1983 Wisconsin Act 27 created s. 46.27 (3) (b) 4. The amendments to s. 46.27 (3) (b) 2 and 3 correct the punctuation and move the "or" to the proper position.

SECTION 105. 49.035 (7) to (10) of the statutes, as created by 1983 Wisconsin Act 27, are renumbered 49.035 (4) to (7), and 49.035 (4), as renumbered, is amended by replacing "subs. (2) to (5)" with "subs. (2) and (3)".

NOTE: These subsections are renumbered and amended because subs. (4) to (6) were vetoed.

SECTION 106. 49.085 of the statutes is amended by replacing "termination date (as defined in s. 70.057, 1967 stats.) to any" with "termination date as defined in s. 70.057 (1), 1967 stats., to any".

NOTE: The termination date was defined in s. 70.057 (1), 1967 stats., which was repealed by chapter 55, laws of 1959. The parentheses are deleted as unnecessary.

SECTION 107. 49.19 (2) (d) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing "first and and 2nd" with "first and 2nd".

NOTE: Deletes surplus word.

SECTION 108. 49.497 (title) of the statutes is amended to read:

49.497 (title) Recovery of incorrect medical assistance payments.

NOTE: Amended to reflect contents of text more accurately. 1983 Wisconsin Act 27 repealed sub. (2) which involved assignment of assets and which is currently referred to in the title.

SECTION 109. 49.52 (1) (d) 2 of the statutes, as created by 1983 Wisconsin Act 27, is renumbered 49.52 (1) (d).

NOTE: 1983 Wisconsin Act 27 renumbered s. 49.52 (1) (d) to be s. 49.52 (1) (d) 1, amended it, and repealed it effective January 1, 1984. This act renumbers subd. 2, created by 1983 Wisconsin Act 27, to be par. (d).

SECTION 110. 51.42 (8) (b) 2 of the statutes, as created by 1983 Wisconsin Act 27, is renumbered 51.42 (8) (b).

NOTE: 1983 Wisconsin Act 27 renumbered s. 51.42 (8) (b) to be s. 51.42 (8) (b) 1, amended it, and repealed it effective January 1, 1984. This act renumbers subd. 2, created by 1983 Wisconsin Act 27, to be par. (b).

SECTION 111. 53.01 (title) of the statutes is amended to read:

53.01 (title) State prisons named and defined.

NOTE: Amends the title to reflect the contents of the section.

SECTION 112. 59.025 (3) (intro.) of the statutes is amended by replacing "under section 4 of article VI of the constitution" with "under article VI, section 4, of the constitution".

NOTE: Standardizes usage.

SECTION 113. 59.025 (4) of the statutes is amended by replacing "under section 4 of article VI of the constitution" with "under article VI, section 4, of the constitution".

NOTE: Standardizes usage.

SECTION 114. 59.03 (2) (c) of the statutes is amended to read:

59.03 (2) (c) *Compensation*. Each supervisor shall be paid by the county an annual salary which shall be set by the county board. The board may provide additional compensation for the chairman. ~~The salaries of supervisors in effect on June 21, 1961, shall remain the annual salary until changed by action of the board chairperson.~~ Section 66.196 also applies to this paragraph.

NOTE: Section 59.05 (1), as amended by chapter 259, laws of 1977, states that the county board elects a chairperson. Paragraph (c) is amended to conform. Obsolete transitional language on grandfathering of board salaries is removed. This was last affected by chapter 573, laws of 1961.

SECTION 115. 59.03 (3) (f) of the statutes is amended by replacing “he attends” with “the supervisor attends” and “chairman” with “chairperson”.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson.

SECTION 116. 59.031 (2) (c) of the statutes is amended to read:

59.031 (2) (c) Appoint the members of all boards and commissions where ~~such~~ appointments are required ~~after August 27, 1959~~ and where the statutes provide that ~~such appointment shall be the appointments~~ are made by the county board or the ~~chairman~~ chairperson of the county board. All appointments to boards and commissions by the county executive ~~shall be~~ are subject to ~~the~~ confirmation ~~of~~ by the county board.

NOTE: Section 59.05 (1) states that the county board elects a chairperson. Paragraph (c) is amended to conform to that statute. Obsolete transitional language is removed.

SECTION 117. 59.032 (2) (b) of the statutes is amended by replacing “he shall” with “the county executive shall” and “chairman” with “chairperson”.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also replaces a personal pronoun with the noun.

SECTION 118. 59.033 (2) (b) of the statutes is amended by replacing “he shall” with “the county administrator shall” and “chairman” with “chairperson”.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also replaces a personal pronoun with the noun.

SECTION 119. 59.04 (4) of the statutes is amended by replacing “absents himself from any meeting” with “misses or leaves a meeting”, “chairman” with “chairperson”, “arrest him and bring him” with “arrest and bring the supervisor” and “provided therein” with “provided in the rules”.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also deletes or replaces personal pronouns and makes style changes.

SECTION 120. 59.05 (2) of the statutes is amended by replacing “chairman” with “chairperson” in 8 places, “his duties” with “the chairperson’s duties” and “chairmen” with “chairpersons”.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Several of the terms changed are vice chairman. Also replaces a personal pronoun with a noun.

SECTION 121. 59.07 (18) (b) of the statutes is amended by replacing “and embodied by him” with “and incorporated”, “meeting thereof” with “meeting” and “chairman” with “chairperson”.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also deletes a personal pronoun.

SECTION 122. 59.083 (5) of the statutes is amended by replacing “pursuant to section 3 of article XI of the constitution” with “under article XI, section 3, of the constitution”.

NOTE: Standardizes usage.

SECTION 123. 59.11 (3) of the statutes is amended to read:

59.11 (3) If a majority of all the votes cast at ~~such the~~ election ~~on that subject~~ are in favor of the proposed change, the ~~chairman~~ chairperson of the county board shall certify the same, with the attestation of the county clerk, to the governor, who ~~thereupon~~ shall issue ~~his a~~ proclamation to that effect and ~~cause the same to be published~~ publish it in the official state paper, ~~and from~~. From the date of ~~such~~ publication the place ~~so~~ designated shall be the county seat ~~of such county, and the~~. The county board shall may not again submit the question of removal within five 5 years.

NOTE: Modernizes language and conforms to s. 59.05 (1) which states that the county board elects a chairperson.

SECTION 124. 59.16 (3) of the statutes is amended to read:

59.16 (3) If ~~any a~~ county clerk is incapable of discharging the duties of his office the county board may, ~~if they see fit~~, appoint ~~a person such~~ an acting clerk, who shall serve until ~~such the~~ disability is removed. If the county board is not in session at the time of ~~such the~~ incapacity, the ~~chairman~~ chairperson of ~~said the~~ board may appoint ~~such an~~ acting clerk, whose term shall not extend beyond the next regular or special meeting of the county board. A person ~~so~~ appointed as acting clerk or appointed to fill a vacancy in the office of county clerk, upon giving an official bond with ~~like~~ sureties as ~~are~~ required of ~~such a~~ county clerk, shall perform all the duties of ~~such the~~ office; and thereupon the powers and duties of the deputy of the last clerk shall cease.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also deletes a personal pronoun and makes language style changes. The term "acting clerk" is used to distinguish the person serving for a limited time until a disability is removed from the appointment of a clerk to fill a vacancy under s. 17.21 (3).

SECTION 125. 59.21 (8) (b) 4 of the statutes is amended to read:

59.21 (8) (b) 4. At ~~such the~~ hearing the ~~chairman~~ chairperson of the committee ~~shall possess authority to~~ may maintain order and enforce obedience to ~~his the~~ chairperson's lawful requirements ~~and if~~. If any person at the hearing ~~shall conduct himself~~ acts in a disorderly manner, and ~~persists~~ after notice from the ~~chairman~~ chairperson, ~~the chairman shall persist therein~~ the chairperson, the chairman chairperson may order him to withdraw from the person to leave the hearing, and on his refusal. If the order is refused the chairperson may order the sheriff or other person, to take him the disorderly person into custody until the hearing is adjourned for that day.

NOTE: The "chairman" here heads the grievance committee appointed by the county board. Section 59.05 (1) states that the board elects a "chairperson". This amendment conforms the committee chair to the title used in s. 59.05 (1) and modernizes language.

SECTION 126. 59.25 (2) of the statutes is amended by replacing "five" with "5", "may, in his discretion and with the consent of the chairman" with "may, with the consent of the chairperson", "as he may deem" with "as the sheriff deems", "one thousand dollars" with "\$1,000", "his undersheriff" with "undersheriff", "the same he shall" with "the reward the sheriff shall" and "his determination" with "the determination".

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson. Also deletes unnecessary language and deletes personal pronouns.

SECTION 127. 59.39 (9m) of the statutes, as affected by 1983 Wisconsin Act 27, is amended to read:

59.39 (9m) Keep a record of all payments and arrearages in payments ordered by the court under s. 52.05, 52.055, 52.10, 767.25 to 767.265, 767.29 (1), ~~767.41~~ or 767.51. The clerk may contract with the department of health and social services for the department to keep this record.

NOTE: The drafting record of 1983 Senate Bill 83, which became 1983 Wisconsin Act 27, shows that the original instructions were to insert "52.10" in the amendment to s. 59.39 (9m). This was done in LRB-0669/1. In the 2nd draft, "52.10" was changed to "767.41". Senate Bill 83, as introduced, renumbered s. 52.10 to be s. 767.41. Senate Substitute Amendment 1 removed the renumbering without correcting s. 59.39 (9m).

SECTION 128. 59.72 (3) of the statutes is amended to read:

59.72 (3) If a county auditor's office is created under sub. (1), the ~~chairman~~ chairperson of the county board shall appoint a person known to be skilled in matters of public finance and accounting to act as county auditor. ~~Such~~ The appointment shall be made under ss. 63.01 to 63.17 and shall be subject to confirmation by the county board. The auditor shall direct the keeping of all of the accounts of ~~such~~ the county, in all of its offices, departments and institutions, and shall keep ~~such~~ books of account as ~~may be~~ necessary to properly perform the duties of ~~his or her~~ the office. ~~His or her~~ The auditor's salary and the amount of ~~his or her~~ the official bond shall be fixed by the county board. ~~He or she~~ The auditor shall perform all duties pertaining to ~~his or her~~ the office, and shall have all of the powers and perform ~~all~~ the duties ~~specified and enumerated~~ in sub. (1) and shall perform ~~such~~ other duties as ~~may be~~ imposed by the county board.

NOTE: The language is conformed to s. 59.05 (1) which states that the county board elects a chairperson. Other changes are made to reduce an excess number of personal pronouns and to modernize the language.

SECTION 129. 59.81 (5) of the statutes is amended to read:

59.81 (5) UNCALLED FOR ORDERS; CANCELLATION; REISSUE. The county clerk shall prepare and present to the county board, at each annual session thereof, a descriptive list giving the amount, date and payee of all county orders which have remained in ~~his~~ the clerk's office for ~~two~~ 2 years uncalled for by the payee. The board shall cause ~~such~~ the orders to be compared with ~~such~~ the list, and when found or made correct ~~such~~ the list shall be entered at length on the journal of the board and filed in the office of ~~such~~ the clerk; and all ~~such~~ the orders shall be canceled and destroyed. The person in whose favor ~~such~~ the order was drawn, ~~excepting~~ except those issued under s. 59.77 (4), may, upon application to the ~~chairman~~ chairperson of the board and county clerk, made within ~~six~~ 6 years from the date of ~~such~~ the order and ~~not afterwards~~, have a new order issued to ~~him~~ for the amount of the original, without interest.

NOTE: The language is conformed to s. 59.05 (1) which states that the county board elects a chairperson. Other changes delete or change personal pronouns, make style changes and remove unnecessary language.

SECTION 130. 59.967 (4) of the statutes is amended by replacing "chairman" with "chairperson" and "he shall make said" with "the executive shall make the".

NOTE: This amendment changes the title of the chairman of the county transit commission to chairperson to correspond with s. 59.05 (1) which states that the county board elects a chairperson.

SECTION 131. 59.967 (7) (b) of the statutes is amended by replacing "chairman" with "chairperson".

NOTE: See the NOTE following s. 59.967 (4) in this act.

SECTION 132. 59.99 (2) (c) of the statutes is amended by replacing "chairman" with "chairperson", "said" with "the" in 2 places and "such" with "the".

NOTE: The title of the head of the county board of adjustment is changed to "chairperson" to correspond with the chairperson of the county board under s. 59.05 (1).

SECTION 133. 59.99 (3) of the statutes is amended by replacing "said board" with "the board", "the chairman" with "the chairperson", "Such chairman" with "The chairperson", "his" with "his or her" and "acting chairman" with "acting chairperson".

NOTE: Changes the title of the head of the county board of adjustment to correspond with the chairperson of the county board under s. 59.05 (1), makes a personal pronoun sex-neutral and makes style changes.

SECTION 134. 59.997 (4) of the statutes is amended by replacing "chairman of each of said" with "chairperson of each of the", "of such counties" with "of the counties", "of such consolidation" with "of the consolidation", and "other such counties" with "other counties".

NOTE: Changes a reference to the head of any one of several county committees to "chairperson" to correspond with the chairperson of the county board under s. 59.05 (1) and makes several style changes.

SECTION 135. 61.34 (5) of the statutes is amended by replacing "the home rule amendment to the constitution" with "article XI, section 3, of the constitution".

NOTE: Inserts a specific constitutional reference to aid in computer search.

SECTION 136. 62.20 to 62.211 of the statutes are repealed.

NOTE: Sections 62.20 to 62.211 are repealed as obsolete. Sections 62.20 and 62.21 were last printed in the 1945 statutes. The sections concern payment for public work and special assessments for the payment of certain public works. Section 62.211 limits ss. 62.20 and 62.21 to assessment certifications and bonds issued before June 30, 1943. Special assessments were limited to 10 annual instalments. Anticipation bonds could be issued payable from the annual instalments. Present s. 893.61 limits the time period for the collection of bonds or certificates issued by municipalities to 6 years.

SECTION 137. 62.50 (1) of the statutes, as affected by 1983 Wisconsin Act 58, is amended by replacing "prescribed by the constitution" with "prescribed by article IV, section 28, of the constitution".

NOTE: Replaces the general cite with a specific cite as an aid to computerized searching.

SECTION 138. 62.50 (16) of the statutes is amended by replacing "municipal justices" with "municipal judges", "in his or her own defense" with "in defense", "such defense" with "the defense", "and may" with "The accused may", "and the city" with "The city" and "attorney thereof" with "attorney".

NOTE: The term "municipal justice" was changed to "municipal judge" by chapter 305, laws of 1977. Other changes are made to conform to current drafting style.

SECTION 139. The unnumbered subchapter title of chapter 63 of the statutes, preceding 63.18, is amended to read:

FIRST CLASS CITY
(to precede s. 63.18)

NOTE: This amendment conforms the title to the text of ss. 63.18 to 63.53 by replacing "Milwaukee" with "first class city". See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 140. 63.18 (title) of the statutes is amended to read:

63.18 (title) First class city commission; appointment; terms.

NOTE: Conforms the title to the text by replacing "Milwaukee" with "first class city". See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 141. 63.18 of the statutes is amended by replacing "prescribed by the constitution of this state" with "prescribed by article IV, section 28, of the constitution".

NOTE: Replaces a general cite with a specific cite to aid in computerized searching.

SECTION 142. The unnumbered subchapter title of chapter 63 of the statutes, preceding 63.98, is repealed.

NOTE: This act repeals s. 63.98. There are no other sections in the subchapter.

SECTION 143. 63.98 of the statutes is repealed.

NOTE: This section was intended to provide notice that on July 9, 1969, the Milwaukee county sheriff's annuity and benefit fund created under chapter 155, laws of 1937, was abolished and its assets were transferred to the Milwaukee county retirement system created under chapter 201, laws of 1937. This notice section has served its purpose and is now obsolete. Due to an erroneous amendment by chapter 89, laws of 1979, this section states that the sheriff's fund was created under chapter 201, laws of 1937, rather than chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 144. 66.01 (1) of the statutes is amended by replacing "Pursuant to section 3 of article XI of the constitution" with "Under article XI, section 3, of the constitution".

NOTE: Standardizes usage.

SECTION 145. 66.01 (3a) of the statutes is amended to read:

66.01 (3a) Every charter ordinance enacted ~~pursuant to~~ under s. 66.01, 1943 stats., which ~~charter ordinance~~ was adopted by the governing body prior to December 31, 1944, and which ~~has also been~~ was published prior to ~~such that~~ such the date in the official newspaper of ~~such the~~ the city or village, or, if there ~~be~~ was none, in a newspaper having general circulation ~~therein in the city or village~~, shall be valid as of the date of ~~such the~~ the original publication notwithstanding the failure to publish ~~such the~~ the ordinance as ~~provided in~~ under s. 10.43 (5) and (6) [~~Stats. 1963~~], 1943 stats.

NOTE: This subsection was created by chapter 44, laws of 1945, which also amended sub. (3) to remove a requirement that the ordinance be published under s. 10.43 (5). Section 10.43 was later repealed by chapter 666, laws of 1965.

SECTION 146. 66.01 (14) of the statutes is amended by replacing "pursuant to sections 1, 2, 3, 4 and 5 of article X of the constitution" with "under article X, sections 1 to 5, of the constitution".

NOTE: Standardizes usage.

SECTION 147. 66.05 (8) (b) 1 of the statutes, as affected by 1983 Wisconsin Act 108, is amended by replacing "petition in which recites the" with "petition which recites the".

NOTE: Improves grammar.

SECTION 148. 66.071 (title) of the statutes is amended to read:

66.071 (title) First class city utilities.

NOTE: Conforms the title to the text by replacing "Milwaukee" with "first class city". See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 149. 66.079 (1) of the statutes is amended to read:

66.079 (1) Any city or village without necessity of a referendum may purchase, acquire, rent from a lessor, construct, extend, add to, improve, conduct, operate, or rent to a lessee a municipal parking system for the parking of vehicles, including parking lots and other parking facilities, upon its public streets or public grounds and issue mortgage

bonds to acquire funds for any one or more of ~~such these~~ purposes. ~~Such~~ The parking lots and other parking facilities may include space designed for leasing to private persons for purposes other than ~~the parking of vehicles~~ if ~~such~~ the space is incidental to the parking purposes of ~~such~~ the lots or other facilities. If, in ~~cities of the first~~ 1st class cities, a charge is made for parking privileges in ~~such~~ a parking system or parking lot and attendants are employed ~~thereat, such a~~ there, the parking system or parking lot shall be leased to private persons; ~~but no such.~~ No leasing shall be ~~is~~ required if ~~such~~ the 1st class city cannot obtain reasonable terms and conditions in ~~such a~~ lease. The provisions of s. 66.066 governing the issuance of mortgage bonds shall apply, so far as applicable, to mortgage bonds issued ~~hereunder.~~ Such under this subsection. The municipal parking systems ~~shall constitute~~ are public utilities ~~within the purview of~~ under article XI, section 3, of the ~~Wisconsin~~ constitution. Mortgage bonds issued under ~~authority hereof shall be~~ this subsection are payable solely, both principal and interest, from the revenues to be derived from ~~such~~ the parking system, including without limitation revenues from parking meters or other parking facilities ~~theretofore owned or thereafter acquired.~~

NOTE: Standardizes usage in citing the constitution and modernizes language.

SECTION 150. 66.191 (1) of the statutes is amended by replacing “20.865 (1) (d)” with “20.865 (1) (d), (j) or (t)”.

NOTE: Employe fringe benefit costs formerly were listed in s. 20.865, the program supplements appropriation, only under sub. (1) (d), general purpose revenues. Chapter 20, laws of 1981, restructured s. 20.865. Now, employe fringe benefit costs also are listed under sub. (1) (j), program revenues and under sub. (1) (t), segregated revenues. This amendment adds references to the 2 new funding sources.

SECTION 151. 66.508 (5) of the statutes is amended by replacing “chairman of the county board” with “chairperson of the county board”, “his city” with “a city” and “office his membership” with “office, membership”.

NOTE: Conforms language to s. 59.05 (1) which states that the county board elects a chairperson.

SECTION 152. 66.54 (7) (h) of the statutes is amended to read:

66.54 (7) (h) All special assessments and instalments of special assessments which are returned to the county as delinquent by any municipal treasurer ~~pursuant to~~ under this section shall be accepted by the county in accordance with ~~the provisions of this section,~~ and shall be set forth in a separate column of the delinquent return ~~and shall be plainly distinguished in such return from special assessments or instalments of special assessments issued under laws in effect on and prior to June 30, 1943 which shall continue to be returned as provided in s. 62.21.~~

NOTE: This act repeals s. 62.21. The language relating to that section is deleted as no longer necessary. See the NOTE following the repeal of ss. 62.20 to 62.211 in this act.

SECTION 153. 66.888 (3) of the statutes is amended by replacing “district within the meaning and for the purposes of section 3 of article XI of the constitution” with “district under article XI, section 3, of the constitution”.

NOTE: Standardizes usage in citing the constitution and removes surplus language.

SECTION 154. 66.91 (intro.) of the statutes is amended by replacing “in the following subsections” with “in subs. (1) to (7)”.

NOTE: The general reference is changed to citations of the subsections to make them computer searchable as cross-references.

SECTION 155. 66.91 (3) (b) and (c) of the statutes are amended by replacing “its constitutional debt limit under article XI, section 3 of the constitution” with “its debt limit under article XI, section 3, of the constitution”.

NOTE: The word “constitutional” is surplusage since the debt limit is specified to be under a constitutional provision. This amendment also standardizes the usage in citing the constitution.

SECTION 156. 67.04 (2) (g) of the statutes is amended by replacing “under ss. 196.01 to 197.10” with “under ss. 197.01 to 197.10”.

NOTE: In the 1921 edition of the statutes, the citation in s. 67.04 (2) (g) and (5) (i) was to “sections 1797t-1 to 1797t-13”. These sections became ss. 197.01 to 197.10 in the 1923 edition, or the entire ch. 197. However, the citations in s. 67.04 (2) (g) and (5) (i) had been changed, erroneously, to ss. 196.01 to 197.10 instead of to ss. 197.01 to 197.10. In chapter 79, laws of 1931, the revisor corrected an identical reference in s. 67.04 (5) (i) to read “ch. 197”, which at that time consisted only of ss. 197.01 to 197.10.

SECTION 157. 67.04 (5) (i) of the statutes is amended by replacing “ch. 197” with “ss. 197.01 to 197.10”.

NOTE: See the NOTE following s. 67.04 (2) (g) in this act.

SECTION 158. The amendment of 67.08 (1) of the statutes by 1983 Wisconsin Act 24 was not repealed by 1983 Wisconsin Act 27. Both amendments stand.

NOTE: There were no conflicts of substance.

SECTION 159. 67.12 (1) (c) of the statutes, as shown in 1983 Wisconsin Act 24, is reenacted.

NOTE: 1983 Wisconsin Act 24 amended s. 67.12 (1) (c), but failed to underscore “or notes” as new language following “note”. New language added to s. 67.12 (8) by the same act uses “note or notes”. The drafting record for 1983 Wisconsin Act 24 shows that the words “or notes” should be added and should have been underscored. This action confirms the language shown in 1983 Wisconsin Act 24 as the enacted law.

SECTION 160. 70.06 (title) of the statutes is amended to read:

70.06 (title) Assessments, where made; first class city districts; assessors; appointment, removal.

NOTE: Conforms the title to the text by replacing “Milwaukee” with “first class city”. See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 161. 70.07 (title) of the statutes is amended to read:

70.07 (title) Functions of board of assessors in first class cities.

NOTE: Conforms the title to the text by replacing “Milwaukee” with “first class cities”. See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 162. 70.41 (3) of the statutes is amended by replacing “herein provided for” with “under this section”, “such assessor” with “the assessor”, “said clerk” with “the clerk”, “Such tax” with “The tax”, “such elevator” with “the elevator” and “as provided in s. 71.21 [Stats. 1923]” with “under s. 71.21, 1923 stats”.

NOTE: Corrects references and modernizes language. Section 71.21 was repealed by chapter 57, laws of 1925.

SECTION 163. 70.47 (16) (title) of the statutes is amended to read:

70.47 (16) (title) FIRST CLASS CITY, FILING OBJECTIONS, PROCEEDINGS, APPEAL.

NOTE: Conforms the title to the text by replacing “Milwaukee” with “first class city”. See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 164. 70.51 (title) of the statutes is amended to read:

70.51 (title) Assessment review and tax roll in first class cities.

NOTE: Conforms the title to the text by replacing "Milwaukee" with "first class cities". See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 165. 71.03 (1) (g) 2 of the statutes is amended by replacing "s. 71.04 (13) (relating to depreciation deduction)" with "s. 71.04 (13), relating to depreciation deduction,".

NOTE: Replaces parentheses with commas to facilitate searches by computer.

SECTION 166. 71.09 (12r) (title) of the statutes is created to read:

71.09 (12r) (title) RESEARCH CREDIT.

NOTE: 1983 Wisconsin Act 27 created s. 71.09 (12r) with paragraph titles but without a subsection title.

SECTION 167. 71.09 (12rf) (title) of the statutes is created to read:

71.09 (12rf) (title) RESEARCH FACILITIES CREDIT.

NOTE: 1983 Wisconsin Act 27 created s. 71.09 (12rf) with paragraph titles but without a subsection title.

SECTION 168. 71.312 (8) of the statutes is amended by replacing "s. 71.355 (or so much of s. 71.356 as relates to s. 71.355) applies" with "s. 71.355, or so much of s. 71.356 as relates to s. 71.355, applies" and "corporation (or corporations)" with "corporation".

NOTE: The first parentheses are replaced by commas to facilitate computer searches. The 2nd, and the words "or corporations" are removed as unnecessary, since under s. 990.001 (1) the singular includes the plural.

SECTION 169. 71.346 (3) of the statutes is amended by replacing "s. 71.302 (1) (relating to redemptions treated as distributions in part or full payment in exchange for stock)" with "s. 71.302 (1), relating to redemptions treated as distribution in part or full payment in exchange for stock,".

NOTE: The parentheses are replaced by commas to facilitate computer searches.

SECTION 170. 71.355 (1) (a) 3 of the statutes is amended by replacing "sub. (2) (relating to active businesses) are" with "sub. (2) are".

NOTE: The parenthetical material is deleted as unnecessary since sub. (2) is concerned only with active businesses. The removal of the parentheses also aids in computer searching.

SECTION 171. 71.357 (2) (a) of the statutes is amended by replacing "acquisition (in the total" with "acquisition in the total", "to such exchange) shall," with "to the exchange shall," and "71.371 (as the case may be)" with "71.371,".

NOTE: The parentheses are removed as unnecessary. Also unnecessary is the term "as the case may be".

SECTION 172. 71.358 (2) (b) of the statutes is amended by replacing "s. 71.355 (or so much of s. 71.356 as relates to s. 71.355)" with "s. 71.355, or so much of s. 71.356 as relates to s. 71.355," and "securities (if any)" with "securities, if any,".

NOTE: The parentheses are replaced by commas as a style change and to improve computer search capability. No substantive change is intended.

SECTION 173. 71.358 (3) of the statutes is amended by replacing "s. 71.355 (or so much of s. 71.356 as relates to s. 71.355)" with "s. 71.355, or so much of s. 71.356 as relates to s. 71.355,".

NOTE: The parentheses are replaced with commas to improve computer search capability. No substantive change is intended.

SECTION 174. 71.362 (1) of the statutes is amended by replacing “s. 71.351 (relating to transfer of property to corporation controlled by transferor) applies” with “s. 71.351 applies”.

NOTE: The parenthetical material is removed as unnecessary since it merely restates the title of the section cited. Removal of the parentheses also improves computer search capability.

SECTION 175. 75.521 (3m) (b) of the statutes, as created by 1983 Wisconsin Act 52, is amended by replacing “under par. (a) 1 to 3” with “under sub. (3) (a) 1 to 3”.

NOTE: The current reference to “the one-year period provided under par. (a) 1 to 3” is incorrect for 2 reasons. There is no par. (a) 3 and there is no reference to a “one-year period” in par. (a) 1 and 2. Subsection (3) (a) 1 to 3 refers to periods of one year in each of the subdivisions.

SECTION 176. 77.54 (20) (a) of the statutes is amended by replacing “ch. 97 [Stats. 1967]” with “ch. 97, 1967 stats.”.

NOTE: Section 97.02 (27) in the 1967 edition of the statutes defined “fresh fruit juices”. Chapter 286, laws of 1969, repealed and recreated s. 97.02, the new version leaving out a definition of fruit juices. The revisor first included the bracketed reference to the 1967 statute in the 1971 edition. The department of revenue recognizes the 1967 definition in Wis. Adm. Code section Tax 11.51 (2) (c) 3.

SECTION 177. 77.54 (20) (b) 4 of the statutes is amended by replacing “beverages as defined in ch. 97” with “beverages as defined in s. 97.34 (8)” and “juices in ch. 97 [Stats. 1967].” with “juices in s. 97.02 (27), 1967 stats.”.

NOTE: This amendment specifies the sections in which the definitions are located. The definition of “juices” last appeared in the 1967 statutes.

SECTION 178. 85.09 (3) (intro.) of the statutes is amended by replacing “if one of the following paragraphs applies” with “if par. (a) or (b) applies”.

NOTE: Amended to supply specific reference and to improve grammar.

SECTION 179. 86.303 (3) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “mileage.” with “mileage. [See Figure 86.303 (3) following]”.

NOTE: Conforms to style used for other figures in the statutes.

SECTION 180. 101.91 (title) of the statutes is amended to read:

101.91 (title) Definitions.

NOTE: The title is made plural because 1983 Wisconsin Act 27 added a definition to the section.

SECTION 181. 101.96 of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “42 USC 5401 to 5426” with “42 USC 5401 to 5425”.

NOTE: 1983 Wisconsin Act 27 made a similar change in several places, including one in this section.

SECTION 182. 102.27 (title) of the statutes is amended to read:

102.27 (title) Claims and awards protected; exceptions.

NOTE: The title is amended to reflect more accurately the content of the section.

SECTION 183. 111.70 (4) (jm) (title) of the statutes is amended to read:

111.70 (4) (jm) (title) *Binding arbitration, first class cities.*

NOTE: Changes the title to conform to the text by replacing the reference to “Milwaukee” with a reference to “first class cities”. Section 111.70 (4) (jm) was challenged as special legislation because its title referred only to Milwaukee.

See *Brennen v. Employment Relations Commission*, 112 Wis. 2d 38 (1983). The court of appeals noted that the statute text is clear in referring to cities of the 1st class and that under s. 990.001 (6) the title is not a part of the statute. This amendment is intended to remove any ambiguity in the title.

SECTION 184. 115.86 (10) (a) of the statutes, as affected by 1983 Wisconsin Acts 22 and 27, is amended by replacing “under and s. 115.88 and 121.41 (1) for” with “under ss. 115.88 and 121.41 (1) for”.

NOTE: 1983 Wisconsin Act 22, s. 6, replaced the reference to “subch. III of ch. 121” with “121.41 (1)”. This amendment clears up syntax problems caused by merging the amendments by 1983 Wisconsin Acts 22 and 27.

SECTION 185. 118.01 (5) of the statutes is amended by replacing “in section 22 of article I of the constitution of this state” with “in article I, section 22, of the constitution”.

NOTE: Standardizes usage.

SECTION 186. Chapter 119 (title) of the statutes is amended to read:

CHAPTER 119
MILWAUKEE FIRST CLASS CITY SCHOOL SYSTEM

NOTE: Conforms the title to the text of ss. 119.01 to 119.68 by replacing “Milwaukee” with “first class city”. See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 187. 121.05 (1) (a) 3 of the statutes is amended by replacing “121.78; and” with “121.78;”.

SECTION 188. 121.05 (1) (a) 4 of the statutes is amended by replacing “(b).” with “(b);”.

SECTION 189. 121.05 (1) (a) 5 of the statutes is amended by replacing “(c) 2.” with “(c) 2; and”.

NOTE: The amendments of s. 121.05 (1) (a) 3 to 5 correct the location of “and” and punctuation which resulted from the addition of subdivisions 5 and 6.

SECTION 190. 125.32 (4) (b) 3 of the statutes is amended by replacing “The subdivision” with “This subdivision”.

NOTE: Improves grammar.

SECTION 191. 125.33 (1) (cm) of the statutes, as created by 1983 Wisconsin Act 26, is renumbered 125.33 (2m) and, as renumbered, is amended by replacing “this subsection” with “sub. (1)” and “this paragraph” with “this subsection”.

NOTE: 1983 Wisconsin Act 68 revised and renumbered 125.33 (1), (2) and (3), requiring the renumbering of s. 125.33 (1) (cm), as created by 1983 Wisconsin Act 26.

SECTION 192. 125.33 (2m) (title) of the statutes is created to read:

125.33 (2m) (title) EXCEPTION FOR GOLF COURSE.

NOTE: This act renumbers s. 125.33 (1) (cm), as created by 1983 Wisconsin Act 26, to be s. 125.33 (2m). The subsections in this section, as affected by 1983 Wisconsin Act 68, have titles.

SECTION 193. 138.09 (13) of the statutes, as affected by 1983 Wisconsin Act 36, is repealed.

NOTE: See the NOTE following s. 138.09 (14) in this act.

SECTION 194. 138.09 (14) of the statutes is repealed.

NOTE: Subsections (13) and (14) are transitional provisions resulting from the creation of the Wisconsin Consumer Act by chapter 239, laws of 1971, effective March 1, 1973. Subsection (13) applies only to annual licenses for the 1973 calendar year. Subsection (14) states that contracts made prior to March 1, 1973, are not affected by changes made to s. 138.07. These provisions are no longer necessary.

SECTION 195. 140.86 (2) (a) of the statutes, as created by 1983 Wisconsin Act 27, is amended to read:

140.86 (2) (a) The annual fee for any inpatient health care facility except a nursing home is \$8 per bed, based on the number of beds for which the facility is licensed. The annual fee for any nursing home is \$6 per bed, based on the number of beds for which the nursing home is licensed. ~~The annual fee for any nursing home is \$6 per bed, based on the number of beds for which the nursing home is licensed.~~ This fee shall be paid to the department on or before October 1 for the ensuing year. Each new inpatient health care facility shall pay this fee no later than 30 days before it opens.

NOTE: Deletes duplicate sentence.

SECTION 196. 141.015 (1) of the statutes is amended by replacing "shall, after the first meeting of the board or council following October 20, 1961, provide" with "shall provide".

NOTE: Section 141.015 was created by chapter 563, laws of 1961, effective October 20, 1961. Villages and cities were required to provide for boards of health after the effective date. The date no longer serves a purpose.

SECTION 197. 141.015 (12) of the statutes is amended to read:

141.015 (12) Health officers in cities having a population of less than 25,000 and in villages and hospitals in which ~~they the officers~~ have an interest ~~shall be permitted to give~~ may provide medical services or hospitalization, or both, to persons receiving ~~poor~~ general relief or medical aid ~~for such assistance from the municipalities~~ and receive compensation from such the persons therefor.

NOTE: This subsection was created as s. 141.01 (12) by chapter 86, laws of 1939, which also amended s. 62.09 (7) (d). The apparent purpose of chapter 86, laws of 1939, was to exempt health officers in small municipalities and any hospital in which the officers have an interest from the law which prohibited city officers from having an interest in any contract to which the city is a party. Chapter 563, laws of 1961, repealed and recreated s. 141.01 and created s. 141.015. Subsection (12) of s. 141.015 contained the identical provision previously found in s. 141.01 (12). Due to an error in printing the 1961 statutes, the phrase "aid from such municipalities" was shown as "aid for such municipalities". The term "poor relief" is replaced by "general relief" to reflect a change in terminology made by chapter 585, laws of 1945. "Medical assistance" replaces the obsolete term "medical aid".

SECTION 198. 144.794 of the statutes, as renumbered from 232.04 by 1983 Wisconsin Act 27, is renumbered 144.797.

NOTE: 1983 Wisconsin Act 27 also created s. 144.794.

SECTION 199. 144.794 (6) (intro.) of the statutes, as created by 1983 Wisconsin Act 27, is amended by replacing "within in a" with "within a".

NOTE: Deletes surplus word.

SECTION 200. 157.03 (2) of the statutes is amended by replacing "change (a) its name, (b) the number of trustees, or (c) the" with "change its name, the number of trustees or the".

NOTE: Removes lettering which could be confused with lettering of statute paragraphs.

SECTION 201. 165.25 (1) of the statutes, as affected by 1983 Wisconsin Acts 27 and 36, is amended by replacing "radioactive waste board" with "radioactive waste review board".

NOTE: Supplies missing word.

SECTION 202. 181.56 (1) (intro.) of the statutes is amended by replacing "that" with "that:".

NOTE: Adds a colon to the introductory paragraph to conform to current style.

SECTION 203. 192.31 (1) of the statutes is amended by replacing "this statute" with "this section", "Such exemption" with "The exemption" and "as provided by sub. (4)" with "under sub. (4)".

NOTE: The change to "this section" improves the computer search capability. The other amendments are style changes.

SECTION 204. The amendments of 196.01 (5) of the statutes, as renumbered, by 1983 Wisconsin Acts 27 and 53, were not repealed by 1983 Wisconsin Act 76. All amendments stand.

NOTE: There were no conflicts of substance.

SECTION 205. 196.195 of the statutes, as created by 1983 Wisconsin Act 53, is repealed.

NOTE: 1983 Wisconsin Act 53 renumbered s. 196.01 (1) to be s. 196.01 (5), deleted language from the renumbered s. 196.01 (5) and created s. 196.195 using the same language as was deleted, in effect moving its location. However, 1983 Wisconsin Act 76, without taking into account the action by 1983 Wisconsin Act 53, struck this same language from s. 196.01 (1) with the same effect as repealing it. This act carries out the intent of 1983 Wisconsin Act 76 in striking the language.

SECTION 206. 196.374 of the statutes, as renumbered from 196.627 by 1983 Wisconsin Act 53, is renumbered 196.372.

NOTE: 1983 Wisconsin Act 27 previously created s. 196.374.

SECTION 207. 196.491 (title) of the statutes is amended to read:

196.491 (title) Advance planning of electric generating facilities and transmission lines.

NOTE: The title is amended to reflect the content of the text more accurately.

SECTION 208. 196.54 (4) of the statutes, as affected by 1983 Wisconsin Act 53, is amended by replacing "major part it is situated" with "major part of it is situated".

NOTE: This restores the stricken "of" in order to improve the grammar. 1983 Wisconsin Act 53 was 1983 Assembly Bill 65 which was based on 1981 Senate Bill 656. An early draft, LRB-0099/P, showed "of it" stricken. A later draft, LRB-0099/1, inserted "of the utility" after the stricken "of it". A markup of LRB-0099/1 for a further draft showed "restore" limited to "it" and marked out "of the utility". Since no clear direction is given, the original language is restored.

SECTION 209. 218.01 (2) (h) of the statutes is amended by replacing "with the provisions of this statute" with "with this section", "such applicant" with "the applicant" in 2 places, "such form" with "the form", "such sureties as it shall approve" with "the sureties it approves", "the provisions of the statutes" with "the statutes" and "his license hereunder" with "the license under this section".

NOTE: The references to “this statute” and “hereunder” are changed to “this section” as s. 218.01 is the only section involved. Other changes are made to modernize the style and to remove a personal pronoun.

SECTION 210. 218.01 (3) (a) 10 of the statutes is amended by replacing “requirements under the statutes of this state” with “statutes”.

NOTE: Deletes surplus language.

SECTION 211. 218.11 (6) (j) of the statutes is amended by replacing “requirements under the statutes of this state” with “statutes”.

NOTE: Deletes surplus language.

SECTION 212. 218.22 (3) (j) of the statutes is amended by replacing “requirements under the statutes of this state” with “statutes”.

NOTE: Deletes surplus language.

SECTION 213. 218.32 (3) (j) of the statutes is amended by replacing “requirements under the statutes of this state” with “statutes”.

NOTE: Deletes surplus language.

SECTION 214. 220.225 of the statutes is amended by replacing “such city” with “the city” in 3 places, “such scrip” with “the scrip” in 3 places, “such delinquent” with “the delinquent”, “5 per centum” with “5%” and “under section 3 of article XI of the constitution” with “under article XI, section 3, of the constitution”.

NOTE: Modernizes language and standardizes usage in citing the constitution.

SECTION 215. 229.11 (title) of the statutes is amended to read:

229.11 (title) First class city libraries and museums.

NOTE: Conforms the title to the text by replacing “Milwaukee” with “first class city”. See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 216. 229.12 (title) of the statutes is amended to read:

229.12 (title) Board of trustees, composition.

NOTE: Title in changed to reflect contents of section in current language.

SECTION 217. 229.21 (title) of the statutes is amended to read:

229.21 (title) First class city auditoriums and music halls.

NOTE: Conforms the title to the text by replacing “Milwaukee” with “first class city”. See the NOTE following s. 111.70 (4) (jm) (title) in this act.

SECTION 218. 230.24 (1) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing “classification, reemployment and salary” with “classification and salary”.

NOTE: Assembly amendment 4 to 1983 Senate Bill 83 deleted “, reemployment” from page 613, line 39, of Engrossed 1983 Senate Bill 83. Due to an error in enrolling 1983 Senate Bill 83 as 1983 Wisconsin Act 27, “, reemployment” was inserted in s. 230.24 (1). This amendment, which corrects the enrolling error, was requested by the secretary of the department of employment relations.

SECTION 219. 230.27 (title) of the statutes is amended to read:

230.27 (title) Project positions.

NOTE: The title is amended to reflect the content of the section, as amended by 1983 Wisconsin Act 27.

SECTION 220. 230.35 (1) (a) (intro.) of the statutes, as affected by 1983 Wisconsin Act 71, is amended by replacing “(1p)” with “(1r)”.

NOTE: Changes a cross-reference because of renumbering s. 230.35 (1p) in this act.

SECTION 221. 230.35 (1p) of the statutes, as created by 1983 Wisconsin Act 71, is renumbered 230.35 (1r).

NOTE: 1983 Wisconsin Act 30 previously used s. 230.35 (1p).

SECTION 222. 231.02 (1) of the statutes is amended by replacing "authority first appointed expire on June 30 in 1974, 1975, 1976, 1977, 1978, 1979 and 1980, respectively." with "authority expire on June 30, one in each succeeding year."

NOTE: Replaces obsolete transition provision with permanent provision. No substantive change is intended.

SECTION 223. 234.03 (2m) of the statutes, as affected by 1983 Wisconsin Acts 27, 81 and 83, is amended by replacing "234.65 and 234.70 and 234.80" with "234.65, 234.70 and 234.80".

NOTE: This action merges amendments by different acts and corrects the resulting language.

SECTION 224. 234.03 (11) of the statutes, as affected by 1983 Wisconsin Acts 81 and 83, is amended by replacing "mortgage loans and export" with "mortgage loans, export".

NOTE: Merges actions by 2 acts and replaces a surplus "and" with a comma.

SECTION 225. 234.03 (19) of the statutes, as affected by 1983 Wisconsin Acts 81 and 83, is amended by replacing "modification any loan" with "modification of any loan".

NOTE: Corrects language resulting from merger of 2 acts with differently drafted amendments that accomplish the same result.

SECTION 226. The amendment of 234.03 (20) of the statutes, by 1983 Wisconsin Act 81, was not repealed by 1983 Wisconsin Act 83. Both amendments stand.

NOTE: There was no conflict of substance.

SECTION 227. 234.03 (21) of the statutes, as created by 1983 Wisconsin Act 81, is renumbered 234.03 (31).

NOTE: 1983 Wisconsin Act 83 created s. 234.03 (21) to (23) and (25) to (30), after a veto of sub. (24) by the Governor.

SECTION 228. 234.265 of the statutes, as affected by 1983 Wisconsin Acts 81 and 83, is amended by replacing "pending export loans or grants," with "pending export loans, grants," and "of the loan or the grant, loan or project" with "of the grant, loan or project".

NOTE: Corrects language resulting from the merger of 2 acts. The words "the loan or" are deleted as duplicative.

SECTION 229. 234.40 (4) of the statutes, as affected by 1983 Wisconsin Acts 27, 81 and 83, is amended by replacing "234.65 or 234.70 or 234.80" with "234.65, 234.70 or 234.80".

NOTE: This action merges the amendments by different acts and corrects the resulting language.

SECTION 230. 234.50 (4) of the statutes, as affected by 1983 Wisconsin Acts 27, 36, 81 and 83, is amended by replacing "234.65 or 234.70 or 234.80" with "234.65, 234.70 or 234.80".

NOTE: This action merges the amendments by different acts and corrects the resulting language.

SECTION 231. 234.60 (2) of the statutes, as affected by 1983 Wisconsin Acts 27, 81 and 83, is amended by replacing "234.65 and 234.70 and 234.80" with "234.65, 234.70 and 234.80".

NOTE: This action merges the amendments by different acts and corrects the resulting language.

SECTION 232. 234.65 (1) (e) of the statutes, as created by 1983 Wisconsin Act 83, is amended by replacing "state building commission" with "building commission".

NOTE: Standardizes the usage of the title of the building commission. See 1983 Wisconsin Act 36, sections 18 and 96 (4), and the NOTES following.

SECTION 233. 234.70 (1) of the statutes, as affected by 1983 Wisconsin Acts 27, 81 and 83, is amended by replacing "234.60 and 234.65 and 234.80" with "234.60, 234.65 and 234.80".

NOTE: This action merges the amendments by different acts and corrects the resulting language.

SECTION 234. 234.80 (1) (e) of the statutes, as created by 1983 Wisconsin Act 81, is amended by replacing "state building commission" with "building commission".

NOTE: Standardizes the usage of the title of the building commission. See 1983 Wisconsin Act 36, sections 18 and 96 (4), and the NOTES following.

SECTION 235. 341.26 (2) (m) of the statutes is amended by replacing "voluntary, nonprofit, organization" with "voluntary nonprofit organization".

NOTE: Corrects punctuation.

SECTION 236. 341.41 (9) (a) of the statutes, as created by 1983 Wisconsin Act 27, is amended by replacing "weight of such combinations exceed" with "weight of the combinations exceeds".

NOTE: Improves grammar.

SECTION 237. 343.30 (6) (d) of the statutes, as shown in 1983 Wisconsin Act 74, is reenacted.

NOTE: 1983 Wisconsin Act 74 amended s. 343.30 (6) (d) and changed "whichever first occurs" to "whichever occurs first" without indicating the change by strikes and underscores. The drafting record of 1983 Wisconsin Act 74 shows a direction that the change be made but in the resulting draft the change was made without using proper drafting style. This action confirms the language shown in 1983 Wisconsin Act 74 as the enacted law.

SECTION 238. 345.05 (6) of the statutes is repealed.

NOTE: The prohibition against county liability for the acts of the sheriff was removed from article VI, section 4, of the constitution by 1981 joint resolution 15. Subsection (6) is, therefore, obsolete.

SECTION 239. The amendment of 346.505 of the statutes by chapter 255, laws of 1981, sections 9 and 13, effective August 1, 1983, is not repealed by 1983 Wisconsin Act 77, effective September 1, 1984. Both amendments stand.

NOTE: Chapter 255, laws of 1981, sections 9 and 13, deleted ", distinct markers or parking meters" effective the first day of the 3rd month after the effective date of rules promulgated under s. 346.503 (4). Wisconsin Administrative Code section Trans 200.07 was adopted under s. 346.503 (4) and published in the April 1983 administrative register, effective May 1, 1983.

SECTION 240. 348.07 (2) (i) of the statutes, as created by 1983 Wisconsin Act 78, is renumbered 348.07 (2) (j).

NOTE: Section 348.07 (2) (i) was previously created by 1983 Wisconsin Act 20.

SECTION 241. 404.302 (intro.) of the statutes is amended by replacing “warranty (s. 404.207 (1))” with “warranty under s. 404.207 (1)”.

NOTE: The parentheses are removed to improve computer search capability and the word “under” is necessarily added for readability. No substantive change is intended.

SECTION 242. 409.307 (1) of the statutes is amended by replacing “business (s. 401.201 (9)) other than” with “business as defined in s. 401.201 (9) other than” and “his seller” with “his or her seller”.

NOTE: The parentheses are removed to improve computer search capability and the words “as defined in” are substituted because the citation is a reference to the definition. The language also is made sex neutral. No substantive change is intended.

SECTION 243. 560.03 (17) of the statutes, as created by 1983 Wisconsin Act 91, is renumbered 560.03 (19).

NOTE: Subsections (17) and (18) were used by 1983 Wisconsin Acts 83 and 86, respectively.

SECTION 244. 560.065 (4) (intro.) and (c) of the statutes, as created by 1983 Wisconsin Act 82, are amended by replacing “housing finance authority” with “housing and economic development authority”.

NOTE: 1983 Wisconsin Acts 81 and 83 changed the name of the agency.

SECTION 245. 611.76 (4) (e) of the statutes is amended by replacing “645.72 (2)” with “645.72 (4)”.

NOTE: Chapter 109, law of 1979, renumbered s. 645.72 (2) to be s. 645.72 (4) and created new subs. (2) and (3). A correcting reference was made in s. 611.74 (4) but was not made in 611.76 (4) (e).

SECTION 246. 612.03 of the statutes is amended by replacing “Section 181.04, except subs. (9), (12) and (13), and s. 181.05, except for sub. (3),” with “Sections 181.04 (intro.), (1) to (8), (10), (11) and (14) to (16) and 181.05 (intro.), (1) and (2)”.

NOTE: The actual cross-references are inserted to make computer search of these references possible.

SECTION 247. 614.16 of the statutes is amended by replacing “611.16, other than sub. (3) (c), applies” with “611.16 (1), (2), (3) (a) and (b) and (4) applies”.

NOTE: The reference is reworded to make the actual cross-reference show in computer searches.

SECTION 248. 618.21 (1) (b) of the statutes is amended by replacing the semicolons following “611.41 (3)”, “611.54 (1) (a)” and “domicile” with commas.

NOTE: Style change.

SECTION 249. 619.01 (6) of the statutes is amended by replacing “204.51 (2) [Stats. 1967]” with “204.51 (2), 1967 stats.,” and “205.15 [Stats. 1967]” with “205.15, 1967 stats.,”.

NOTE: Chapter 144, laws of 1969, repealed ss. 204.51 and 205.15. The sections last appeared in the 1967 edition of the statutes. This amendment changes the bracketed citation from an editorial aid to an integral part of the subsection.

SECTION 250. 628.36 (2a) (e) 3 of the statutes, as created by 1983 Wisconsin Act 27, is amended by replacing “subs. 2 and 4 to 8” with “subs. 2 and 5 to 7”.

NOTE: Corrects an error in the citation resulting from the partial veto of s. 628.36 (2a) (e) 4 and 8.

SECTION 251. 631.83 (1) (d) of the statutes is amended by replacing “s. 893.19 (3)” with “s. 893.43”.

NOTE: Chapter 323, laws of 1979, revised chapter 893. The Judicial Council NOTE following s. 893.43 states that “this section is previous s. 893.19 (3)...”.

SECTION 252. 751.07 of the statutes is amended by replacing “writs mentioned in section 3 of article VII of the constitution” with “writs under article VII, section 3, of the constitution”.

NOTE: 1977 joint resolution 7 amended article VII, section 3, of the constitution so that individual writs are no longer “mentioned” by name. This amendment also standardizes the usage in citing the constitution.

SECTION 253. 753.03 of the statutes is amended by replacing “the constitution” with “article VII of the constitution” in 2 places.

NOTE: Replaces a general cite with a specific cite to aid computerized searching.

SECTION 254. 755.03 (2) of the statutes is amended to read:

755.03 (2) The clerk of the circuit court shall, within 10 days after ~~the filing with him or her of a municipal judge files the oath and bond, execute and mail to the clerk of the city, town or village, where the judge was elected, a certified copy of the bond, which certified copy shall be filed and preserved in the office by the city, town or village clerk, and preserved in his or her office, and the same shall be.~~ The certified copy is presumptive evidence of its execution by the justice judge and his or her sureties. The clerk of the circuit court shall also file a certified copy of the oath with the office of director of state courts within the 10-day time period.

NOTE: Chapter 305, laws of 1977, amended this subsection and changed “justice” to “judge” in one place and failed to change another. This amendment also replaces a number of personal pronouns.

SECTION 255. 756.098 (title) of the statutes is created to read:

756.098 (title) Oaths.

NOTE: A new section title is required as this act rennumbers ss. 895.39 and 895.40 to be 756.098 (1) and (2), respectively. These sections concern giving the oath to the jurors and to the officer in charge of the jury, and are renumbered to chapter 756, jurors, for better placement. The section titles of ss. 895.39 and 895.40 become the titles of s. 756.098 (1) and (2).

SECTION 256. 757.16 of the statutes is renumbered 45.49.

NOTE: Renumbered for better placement in the statutes. Section 757.16 concerns giving veterans a leave of absence on Memorial day. The section is renumbered to chapter 45 concerning veterans.

SECTION 257. 757.17 of the statutes, as affected by 1983 Wisconsin Act 7, is renumbered 895.20.

NOTE: Renumbered for better placement. Section 757.17 lists the legal holidays. It is not a provision relating to courts of record, judges, attorneys and clerks. It is better placed in chapter 895, which consists of miscellaneous statutes that do not fit elsewhere.

SECTION 258. 757.171 of the statutes is renumbered 895.22.

NOTE: Renumbered for better placement. Section 757.171 concerns celebrating family month and does not relate to courts of record, judges, attorneys, and clerks, the subject matter of ch. 757. It is better placed in ch. 895 which consists of miscellaneous general statutes.

SECTION 259. 757.175 of the statutes is renumbered 895.23.

NOTE: Renumbered for better placement. Section 757.175 concerns celebrating Indian rights day and does not relate to ch. 757 which deals with courts of record, judges, attorneys and clerks. It is better placed in ch. 895 which consists of miscellaneous general statutes.

SECTION 260. 757.85 (1) of the statutes is amended by replacing "11 of" with "11, of".

NOTE: Standardizes usage.

SECTION 261. 757.97 (2) of the statutes is amended by replacing "pursuant to article VII, section 24 of the constitution" with "under article VII, section 24, of the constitution".

NOTE: Standardizes usage.

SECTION 262. 767.51 (4) of the statutes, as affected by 1983 Wisconsin Act 27, is amended by replacing "parent's liability" with "father's liability".

NOTE: 1983 Wisconsin Act 27, which amended s. 767.51 (4), shows the 2nd "parent's" without underscoring, as if the word previously appeared in the section. The word in the statute is "father's". The drafting record for this part of Senate Bill 83, which became 1983 Wisconsin Act 27, shows that the instruction was to change only the first of the 2 "father's" to "parent's". The resulting draft of LRB-2251/1 changed both "father's" to "parent's". This amendment restores the 2nd "parent's" to "father's", which also is consistent with liability for past support.

SECTION 263. 778.13 of the statutes is amended to read:

778.13 Forfeitures collected, to whom paid. All moneys collected in favor of the state for forfeiture, except the portion to be paid to any person who sues with the state ~~therefor~~, shall be paid by the officer who collects the ~~same~~ ~~(except municipal justices and town and city treasurers)~~ forfeiture to the treasurer of the county within which the forfeiture was incurred within 20 days after its receipt; ~~and in~~. In case of any failure in ~~such~~ the payment the county treasurer may collect the payment of ~~such~~ the officer by action, in the name of the office and upon the official bond of the officer, with interest at the rate of 12% per year from the time when it should have been paid. Penalty assessment payments shall be made as provided in s. 165.87.

NOTE: The language excepting municipal justices (now called judges) and town and city treasurers is deleted. Municipal judges have jurisdiction only over local ordinances, where the forfeitures go to the municipality. Payments by town and city treasurers are covered in s. 778.15. Other language is modernized.

SECTION 264. 803.03 (1) of the statutes is amended to read:

803.03 (1) **PERSONS TO BE JOINED IF FEASIBLE.** A person who is subject to service of process shall be joined as a party in the action if:

(a) ~~in~~ In the person's absence complete relief cannot be accorded among those already parties; or

(b) ~~the~~ The person claims an interest relating to the subject of the action and is so situated that the disposition of the action in the person's absence may:

1. ~~as~~ As a practical matter impair or impede the person's ability to protect that interest; or

2. ~~leave~~ Leave any of the persons already parties subject to a substantial risk of incurring double, multiple or otherwise inconsistent obligations by reason of his or her claimed interest.

NOTE: The amendment places the language in the normal tabular form which results from numbering, making it less confusing to read. This method also removes interior numbers, which are a problem in computer searches.

SECTION 265. 804.07 (2) of the statutes is amended by replacing “to the provisions of s. 804.03 (2) and sub. (3) (c) of this section” with “to sub. (3) (c) and to s. 804.03 (2)”.

NOTE: The citations are reversed and simplified to conform to current drafting style.

SECTION 266. 804.11 (1) (c) of the statutes is amended by replacing “the requirements of this statute” with “this section”.

NOTE: The reference is changed to “section” rather than “statute” for improved computer search capability and for accuracy. Also removes surplus language.

SECTION 267. 804.11 (2) of the statutes is amended by replacing “this statute” with “this section”.

NOTE: The reference is changed to this “section” instead of “statute” for improved computer search capability and for accuracy.

SECTION 268. 805.01 (1) of the statutes is amended by replacing “5 of” with “5, of”.

NOTE: Standardizes usage.

SECTION 269. 809.32 (1) of the statutes is amended by replacing “s. 967.06 (3) or Rule 809.30” with “s. 809.30 or ch. 977”.

NOTE: Changed to correct a reference. There is no s. 967.06 (3). Chapter 29, laws of 1977, repealed and recreated s. 967.06 as a part of creating a public defender system. Chapter 977 of the statutes was created, which covers providing counsel. Counsel is no longer appointed under s. 967.06.

SECTION 270. 861.07 (2) of the statutes is amended to read:

861.07 (2) BY GIFT OF HALF OF DECEDENT’S PROBATE AND NONPROBATE ASSETS. (a) The surviving spouse is barred if the surviving spouse receives at least one-half of the total of the following property, such property to be reduced by the amount of the federal estate tax payable by reason of such property: (a) ~~the~~

1. The net estate; ~~(b) joint~~
2. Joint annuities furnished by the decedent; ~~(c) proceeds~~
3. Proceeds of life insurance as to which decedent had any of the incidents of ownership at death; ~~(d) transfers~~
4. Transfers within 2 years of death to the extent to which decedent did not receive consideration in money or money’s worth; ~~(e) transfers~~
5. Transfers by decedent during lifetime as to which the decedent has retained power, alone or in conjunction with any person, to alter, amend, revoke or terminate such transfer or to designate the beneficiary; ~~(f) payments~~
6. Payments from decedent’s employer or from a plan created by the employer or under a contract between the decedent and the decedent’s employer ~~(g) but excluding worker’s compensation and social security payments~~; ~~(g) property~~
7. Property appointed by the decedent by will or by deed executed within 2 years of death ~~(h) whether the power is general or special~~ , but only if the property is effectively appointed in favor of the surviving spouse; ~~(h) property and~~
8. Property in the joint names of the decedent and one or more other persons except such proportion as is attributable to consideration furnished by the persons other than the decedent.

(b) For purposes of this subsection the surviving spouse is deemed to receive any property as to which the surviving spouse is given all the income and a general power to appoint the principal; the spouse is deemed to receive life insurance proceeds settled by decedent on option if the spouse is entitled to the interest and has a general power to appoint the proceeds or to withdraw proceeds, or if the spouse is entitled to an annuity for life or instalments of the entire principal and interest for any period equal to or less than normal life expectancy of the spouse.

(c) As used in this section, "property in joint names" means all property held or owned under any form of ownership with right of survivorship, including conventional joint tenancy, cotenancy with remainder to the survivor, stocks, bonds or bank accounts in the name of 2 or more persons payable to the survivor, U.S. government bonds either in co-ownership form or payable on death to a designated person, and shares in credit unions or savings and loan associations payable on death to a designated person or in joint form.

NOTE: Internal lettering is removed to make the subsection more amenable to computer searches. The subsection is restructured to improve readability.

SECTION 271. 861.33 (1) of the statutes is amended to read:

861.33 (1) (a) Subject to this section, in addition to all allowances, and distributions, the surviving spouse may file with the court a written selection of the following personal property, which shall thereupon be transferred to the spouse by the personal representative: a) ~~decedent's~~

1. Decedent's wearing apparel and jewelry held for personal use; ~~b) automobile;~~ c) household;

2. Automobile;

3. Household furniture, furnishings and appliances; and ~~d) other~~

4. Other tangible personalty not used in trade, agriculture or other business, not to exceed \$1,000 in inventory value.

(b) The ~~above~~ selection in par. (a) may not include items specifically bequeathed except that the surviving spouse may in every case select the normal household furniture, furnishings and appliances necessary to maintain the home; ~~for.~~ For this purpose ~~any~~ antiques, family heirlooms and collections which are specifically bequeathed are not classifiable as normal household furniture or furnishings.

NOTE: The amendment places the numbered language in the normal tabular form which makes it easier to read. This method removes interior numbers that are a problem in computer-assisted drafting and searches. Changes in the placement of punctuation are made to improve clarity. No change in the law is intended.

SECTION 272. 861.33 (3) of the statutes is amended by replacing "sub. (1) (d)" with "sub. (1) (a) 4".

NOTE: Conforms cross-reference to new numbering made by this act.

SECTION 273. 893.77 (2) of the statutes is amended by replacing "issuer thereof" with "issuer", "such issuer" with "the issuer", "pursuant to this section of the statutes" with "under this section", "such bond" with "the bond", "therein designated" with "designated" and "Such notice" with "The notice".

NOTE: Amended to modernize the language.

SECTION 274. 895.14 of the statutes is renumbered 895.14 (1).

NOTE: Sections 895.14 to 895.171 all concern the tender of payment of money or property and are here consolidated into s. 895.14, with the former section titles becoming the titles to the subsections.

SECTION 275. 895.14 (title) of the statutes is created to read:

895.14 (title) Tenders of money and property.

NOTE: A new section title is required as this act renumbers ss. 895.14, 895.15, 895.16, 895.17 and 895.171 as subsections of s. 895.14, with the section titles becoming the titles of the subsections. Also see the NOTE following s. 895.14.

SECTION 276. 895.15 of the statutes is renumbered 895.14 (2) and amended to read:

895.14 (2) (title) TENDER AFTER ACTION COMMENCED. A tender ~~also~~ may be made after an action is brought on ~~such the~~ contract of the whole sum then due ~~thereon, with the~~ plus legal costs of suit incurred up to the time, at any time before the action is called for trial. ~~It~~ The tender may be made to the plaintiff or ~~his~~ attorney, and if not accepted the defendant may plead the same by answer or supplemental answer, in like manner as if it had been made before the commencement of the action, bringing into court the money so tendered for costs as well as for debt or damages.

NOTE: See the NOTE following s. 895.14.

SECTION 277. 895.16 of the statutes is renumbered 895.14 (3) and amended to read:

895.14 (3) PROCEEDINGS ON ACCEPTANCE OF TENDER. If ~~such the~~ tender ~~be is~~ accepted the plaintiff or ~~his~~ attorney shall, at the request of the defendant, sign a stipulation of discontinuance of the action for ~~such that~~ reason and shall deliver it to the defendant; and also a certificate or notice thereof to the officer who has any process against the defendant, if requested; ~~and if any further.~~ If costs shall be are incurred for any service made by the officer after the tender is accepted and before ~~he the~~ officer receives notice ~~thereof of the acceptance,~~ the defendant shall pay the same costs to the officer or the tender ~~shall be is~~ invalid.

NOTE: See the NOTE following s. 895.14.

SECTION 278. 895.17 of the statutes is renumbered 895.14 (4) and amended by replacing "may also" with "may", "commenced; and when" with "commenced. When", "his agent" with "agent", "costs; provided, that" with "costs if" and "his tender" with "the tender".

NOTE: See the NOTE following s. 895.14.

SECTION 279. 895.171 of the statutes is renumbered 895.14 (5) and amended to read:

895.14 (5) PAYMENT INTO COURT OF TENDER; RECORD OF DEPOSITS. (a) When tender of payment in full is made and pleaded, the defendant shall pay the same tender in full into court before the trial of the action is commenced and notify the opposite party in writing, or be deprived of all benefit of ~~such the~~ tender. When the sum ~~so~~ tendered and paid into court ~~shall be is~~ sufficient, the defendant shall recover the taxable costs of the action, if the tender was prior to the commencement of the action; ~~and he.~~ The defendant shall recover such taxable costs from the time of the tender, if the tender was after suit commenced.

(b) When any party, pursuant to an order or to law, deposits any money or property with the clerk of court, ~~such the~~ clerk shall record the deposit in the minute book ~~the fact of such deposit,~~ describing the money or property and stating the date of the deposit, by whom made, under what order or for what purpose and shall deliver a certificate of such these facts to the depositor, with the volume and page of the record ~~indorsed thereon~~ endorsed on the certificate.

NOTE: Renumbered for better placement and amended to modernize language. See the NOTE following s. 895.14.

SECTION 280. 895.39 of the statutes is renumbered 756.098 (1).

NOTE: Renumbered for better placement. See the NOTE following s. 756.098 (title).

SECTION 281. 895.40 of the statutes is renumbered 756.098 (2).

NOTE: Renumbered for better placement. See the NOTE following s. 756.098 (title).

SECTION 282. 895.60 (1) of the statutes, as created by 1983 Wisconsin Act 27, is amended by replacing "vocation, technical and adult" with "vocational, technical and adult".

NOTE: Corrects spelling error.

SECTION 283. 939.03 (2) of the statutes is amended by replacing "under Article IX, section 1, Wisconsin constitution" with "under article IX, section 1, of the constitution".

NOTE: Standardizes usage.

SECTION 284. 941.35 (4) of the statutes is amended to read:

941.35 (4) Every telephone directory printed and distributed to ~~the members of the~~ general public ~~after September 1, 1965~~, shall contain a notice ~~to be~~ prominently printed and displayed in bold-faced type, stating in substance the conduct prohibited by this statute section, and to be preceded by the word "Warning". This subsection ~~shall~~ does not apply to ~~these~~ directories distributed solely for business advertising purposes, commonly known as classified directories.

NOTE: Amended to delete surplus language and to change the reference from "statute" to "section" for accuracy and to improve computer search capability.

SECTION 285. 973.03 (1) of the statutes, as affected by 1983 Wisconsin Act 110, is amended by replacing "jail, there" with "jail there" and "53.44 the court" with "53.44, the court".

NOTE: The drafting record of 1983 Wisconsin Act 110 shows that the existing comma preceding "the court" was to be retained.

SECTION 286. 985.065 (title) of the statutes is amended to read:

985.065 (title) Publication and printing; counties with population of 250,000 or more.

NOTE: Conforms section title with text. The title currently refers to Milwaukee county even though the text does not. The title apparently was created by the revisor's office after chapter 252, laws of 1965, renumbered s. 59.09 (5) to be s. 985.065 (2) but did not create a title. Section 59.09 (5) was created by chapter 526, laws of 1921, to replace chapter 221, laws of 1877. Chapter 221, laws of 1877, which was repealed, specifically named Milwaukee county, while the successor, s. 59.09 (5), used "counties having a population of two hundred fifty thousand or more".

SECTION 287. 990.08 of the statutes, as renumbered from 35.22 and amended by chapter 372, laws of 1981, is renumbered 990.07.

NOTE: Renumbers the section to avoid conflict with language shown in the supreme court order dated December 11, 1979.

SECTION 288. 990.08 of the statutes, as affected by Supreme Court Order dated December 11, 1979, effective January 1, 1980, is repealed and recreated to read:

990.08 Citation of supreme court rules. When a supreme court rule is cited within the statutes, the reference shall be to the SCR number, such as "words and phrases specified in SCR 99.02".

NOTE: This section adopts the language in the supreme court order date December 11, 1979, and not shown in the Wisconsin statutes.

SECTION 289. Chapter 155, laws of 1937, as affected by chapter 250, laws of 1939, chapter 249, laws of 1943, chapter 357, laws of 1947, chapter 451, laws of 1953, chapter 487, laws of 1955, chapter 216, laws of 1959, chapter 309, laws of 1961, chapter 267, laws

of 1963, section 5, chapter 405, laws of 1965, and chapter 83, laws of 1969, section 1, is repealed.

NOTE: Chapter 155, laws of 1937, is repealed as no longer serving a purpose. Chapter 155, laws of 1937, created ss. 59.100 to 59.134, relating to a retirement plan for Milwaukee county sheriffs. Later acts added 3 sections. Sections 59.100 to 59.134 and the 3 added sections were renumbered ss. 63.60 to 63.97 by the revisor and first printed in the statutes in the 1967 edition. Chapter 83, laws of 1969, abolished the sheriff's annuity and benefit fund created by chapter 155, laws of 1937, and transferred all funds to the Milwaukee county retirement system created by chapter 201, laws of 1937. Chapter 83, laws of 1969, also created s. 59.138, renumbered s. 63.98. Chapter 422, laws of 1975, a revisor's bill, repealed ss. 63.60 to 63.97, but left s. 63.98 as a notice. This act also deletes that section.

SECTION 290. Chapter 250, laws of 1939, is repealed.

NOTE: Chapter 250, laws of 1939, created s. 59.135 of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 291. Chapter 249, laws of 1943, is repealed.

NOTE: Chapter 249, laws of 1943, created s. 59.124 (1) (d) of the statutes, as created by chapter 155, laws of 1937. Chapter 155, laws of 1937, is repealed by this act. See the NOTE following chapter 155, laws of 1937, in this act.

SECTIONS 292. Chapter 357, laws of 1947, section 25 is repealed.

NOTE: Chapter 357, laws of 1947, section 25, created s. 59.136 of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 293 Chapter 451, laws of 1953, is repealed.

NOTE: Chapter 451, laws of 1953, amended several sections of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws 1937, in this act.

SECTION 294. Chapter 487, laws of 1955, is repealed.

NOTE: Chapter 487, laws of 1955, amended s. 59.130 of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 295. Chapter 216, laws of 1959, is repealed.

NOTE: Chapter 216, laws of 1959, amended s. 59.101 (8) (e) of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 296. Chapter 309, laws of 1961, is repealed.

NOTE: Chapter 309, laws of 1961, repealed and recreated s. 59.101 (8) (e) of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 297. Chapter 267, laws of 1963, section 5, is repealed.

NOTE: Chapter 267, laws of 1963, section 5, amended s. 59.130 of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 298. Chapter 405, laws of 1965, section 1, is repealed.

NOTE: Chapter 405, laws of 1965, section 1, created s. 59.137 of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 299. Chapter 83, laws of 1969, section 1, is repealed.

NOTE: Chapter 83, laws of 1969, section 1, created s. 59.138 of chapter 155, laws of 1937. See the NOTE following the repeal of chapter 155, laws of 1937, in this act.

SECTION 300. Chapter 20, laws of 1981, section 2057 (8), is amended by replacing "section 756.06 (1) (e)" with "section 765.06 (1) (e)".

NOTE: This amendment corrects a transpositional error in the cross-reference. There is no s. 756.06 (1) (e), nor was there any. Section 765.06 was repealed by chapter 20, laws of 1981, and s. 765.06 (1) (e) related to certificates of negative finding of venereal disease. Section 2057 (8) of chapter 20, laws of 1981, refers to destruction of certificates of negative finding.

SECTION 301. 1983 Wisconsin Act 36, section 97, is repealed.

NOTE: Section 97 of 1983 Wisconsin Act 36 applied only to the treatment of s. 108.18 (4) (figure) and (9) (figure) which was deleted from Senate Bill 280 by senate amendment 1.

SECTION 302. 1983 Wisconsin Act 71, section 3, is amended by replacing "230.35 (1p)" with "230.35 (1r)".

NOTE: Corrects a cross-reference as a result of renumbering in this act.

SECTION 303. **Terminology changes.** (1) CHAIRMAN. Wherever the term "chairman" appears in the following sections of the statutes, the term "chairperson" is substituted: 45.12 (1), 59.03 (3) (e) and (i), 59.05 (3), 59.06 (1), 59.07 (7) and (50), 59.13 (2), 59.20 (2), 59.21 (8) (b) 3, 59.85 (2), 59.97 (2) (b), 66.47 (3) and (5), 66.505 (3) and (5), 66.508 (3), 114.14 (2) and 140.09 (3) (a) and (b).

NOTE: Section 59.05 (1) states that the county board elects a chairperson. These changes conform other statutes and, in a few instances, make the same change to the chairmen of county committees.

(2) CHAIRMAN OF THE COUNTY BOARD. Wherever the term "chairman of the county board" appears in the following sections of the statutes, the term "chairperson of the county board" is substituted: 17.01 (7) and (13) (b), 23.10 (2), 59.03 (5), 59.031 (8), 59.032 (2) (c), 59.033 (2) (c), 59.07 (58), 59.071 (5) (b) and (e), 59.99 (2) (a), 66.042 (3), 66.048 (1) and (2), 67.08 (1), as affected by 1983 Wisconsin Acts 24 and 27, 69.67, 70.99 (1), 81.14 (1) and (3), 81.38 (1), 81.42 (2), 83.04 (4), 83.09, 115.86 (3) (a), 140.09 (3) (c), 141.01 (2) (c) and 801.11 (4) (a) 1.

NOTE: Section 59.05 (1) states that the county board elects a chairperson. These amendments conform to that statute and also make the same change to the head of county committees in a few places.

(3) COMMISSION ON INTERSTATE COOPERATION. Wherever the term "interstate cooperation commission" appears in the following sections of the statutes, the term "commission on interstate cooperation" is substituted: 13.54 (1), 16.545 (8) and (9) and 20.765 (2) (c) and (ca).

NOTE: Section 13.54 (1) creates the "commission on interstate cooperation", not the "interstate cooperation commission". This amendment makes uniform the statutory references to improve accuracy and facilitate computer searches of the statutes.

(4) JUSTICE. Wherever the term "justice" appears in the following sections of the statutes, the term "judge" is substituted: 755.06, 755.10 and 755.11.

NOTE: Chapter 305, laws of 1977, changed the term "municipal justice" to "municipal judge". These sections were missed.

(5) M. ST. P. & S.S.M. RAILROAD. Wherever the term "M.St.P.& S.S.M. railroad" appears in the following sections of the statutes, the term "Soo Line railroad" is substituted: 3.04 (2) and 3.09 (8).

NOTE: Replaces old name of a railroad with the current name.

(6) SET LINE OR SET LINES. Wherever the term "set line" or "set lines" appears in the following sections of the statutes, the term "setline" or "setlines", respectively, is substituted: 29.03 (2); 29.092 (7) (p) and (q), as created by 1983 Wisconsin Act 27; 29.093 (7) (d), as created by 1983 Wisconsin Act 27; 29.30 (title), (1), (2) (intro.) and (h); 29.36 (1), as affected by 1983 Wisconsin Act 27; 29.36 (3); and 29.37 (1) and (3), as affected by 1983 Wisconsin Act 27.

NOTE: Corrects the spelling of a term to the approved dictionary spelling.

(7) WISCONSIN COUNTY BOARDS ASSOCIATION. Wherever the term "Wisconsin county boards association" appears in the following sections of the statutes, the term "Wisconsin counties association" is substituted: 15.105 (12) (d), 15.165 (3) (b) (intro.), 15.435 (1) (e) 5, 15.465 (2), 73.10 (9), 145.20 (3) (d) and 149.07 (3).

NOTE: The name of the organization was changed in September 1982 to Wisconsin counties association.

SECTION 304. Cross-reference changes. In the sections of the statutes listed in Column A, the cross-references shown in Column B are changed to the cross-references shown in Column C:

A	B	C
Statute Sections	Old Cross-References	New Cross-References
12.13 (3)(t)	6.86 (2)	6.86 (3)
14.28 (1)(fm), as created by 1983 Wis. Act 84	15.157 (4)	15.157 (5)
28.11 (7)	28.14 [Stats. 1961]	28.14, 1961 stats.
28.11 (7)	77.06 (5) [Stats. 1961]	77.06 (5), 1961 stats.
28.11 (7)	28.12 (4) [Stats. 1961]	28.12 (4), 1961 stats
35.095 (1)(c)	757.17	895.20
40.02 (42)(d)	pars. (e) to (g)	pars. (f) and (g)
49.105	70.057 [Stats. 1967]	70.057 (1), 1967 stats.,
66.04 (3)	757.17	895.20
71.015	70.057 [Stats. 1967]	70.057 (1), 1967 stats.
101.58 (2)(g)	757.17	895.20
109.07 (1), as affected by 1983 Wis. Act 84	15.157 (4)	15.157 (5)
168.05 (2)	757.17	895.20
168.05 (4)	757.17	895.20
182.104 (1)	182.103 [Stats. 1953]	182.103, 1953 stats.,
215.26 (5)	757.17	895.20
230.35 (4)(a) 2, as affected by 1983 Wis. Act 30	757.17	895.20
343.31 (4)	343.31 (1)(i) [Stats. 1961]	343.31 (1)(i), 1961 stats.
348.10 (1), as affected by 1983 Wis. Act 78	348.07 (2)(i)	348.07 (2)(j)
560.15 (3)(d), as created by 1983 Wis. Act 84	15.157 (4)	15.157 (5)
702.19	ch. 232 [Stats. 1963]	ch. 232, 1963 stats.,
801.15 (1)	757.17	895.20
801.52	261.02 [Stats. 1953]	261.02, 1953 stats.,
801.52	261.01 (3) [Stats. 1953]	261.01 (3), 1953 stats
990.001 (4)(e)	757.17	895.20