

CHAPTER 15

STRUCTURE OF THE EXECUTIVE BRANCH

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SUBCHAPTER I

GENERAL PROVISIONS

15.001 Declaration of policy. (1) THREE BRANCHES OF GOVERNMENT. The "republican form of government" guaranteed by the U.S. constitution contemplates the separation of powers within state government among the legislative, the executive and the judicial branches of the government. The legislative branch has the broad objective of determining

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policies and programs and review of program performance for programs previously authorized, the executive branch carries out the programs and policies and the judicial branch has the responsibility for adjudicating any conflicts which might arise from the interpretation or application of the laws. It is a traditional concept of American government that the 3 branches are to function separately, without intermingling of authority, except as specifically provided by law.

(2) GOALS OF EXECUTIVE BRANCH ORGANIZATION. (a) As the chief administrative officer of the state, the governor should be provided with the administrative facilities and the authority to carry out the functions of his office efficiently and effectively within the policy limits established by the legislature.

(b) The administrative agencies which comprise the executive branch should be consolidated into a reasonable number of departments and independent agencies consistent with executive capacity to administer effectively at all levels.

(c) The integration of the agencies in the executive branch should be on a functional basis, so that programs can be co-ordinated.

(d) Each agency in the executive branch should be assigned a name commensurate with the scope of its program responsibilities, and should be integrated into one of the departments or independent agencies of the executive branch as closely as the conflicting goals of administrative integration and responsiveness to the legislature will permit.

(3) GOALS OF CONTINUING REORGANIZATION. Structural reorganization should be a continuing process through careful executive and legislative appraisal of the placement of proposed new programs and the co-ordination of existing programs in response to changing emphasis or public needs, and should be consistent with the following goals:

(a) The organization of state government should assure its responsiveness to popular control. It is the goal of reorganization to improve legislative policy-making capability and to improve the administrative capability of the executive to carry out these policies.

(b) The organization of state government should facilitate communication between citizens and government. It is the goal of reorganization through co-ordination of related programs in function-oriented departments to improve public understanding of government programs and policies and to improve the relationships between citizens and administrative agencies.

(c) The organization of state government shall assure efficient and effective administration of the policies established by the legislature. It is the goal of reorganization to promote efficiency by improving the management and co-ordination of state services and by eliminating overlapping activities.

History: 1967 c. 327.

15.01 Definitions. In this chapter:

(1) "Department" means the principal administrative agency within the executive branch

of Wisconsin state government, but does not include the independent agencies under subch. III.

(2) "Division," "bureau," "section" and "unit" means the subunits of a department, whether specifically created by law or created by the head of the department for the more economic and efficient administration and operation of the programs assigned to the department.

(3) "Head of the department" means the constitutional officer, commission, secretary or part-time policy board, in charge of a department.

(4) "Commission" means a 3-man governing body in charge of a department or independent agency or of a division or other subunit within a department. A Wisconsin group created for participation in a continuing interstate body shall be known as a "commission," but is not a commission for purposes of s. 15.06.

(5) (a) "Board" means a part-time body functioning as the policy-making unit for a department or independent agency or a part-time body with policy-making or quasi-judicial powers.

(b) "Examining board" means a part-time body which sets standards of professional competence and conduct for the profession under its supervision, prepares and grades the examinations of prospective new practitioners, issues licenses, investigates complaints of alleged unprofessional conduct and performs other functions assigned to it by law.

(6) "Council" means a part-time body appointed to function on a continuing basis for the study, and recommendation of solutions and policy alternatives, of the problems arising in a specified functional area of state government.

(7) "Committee" means a part-time body appointed to study a specific problem and to recommend a solution or policy alternative with respect to that problem, and intended to terminate on the completion of its assignment. Because of their temporary nature, committees shall be created by session law rather than by statute.

History: 1967 c. 327.

15.02 Offices, departments and independent agencies. The constitutional offices, administrative departments and independent agencies which comprise the executive branch of Wisconsin state government are structured as follows:

(1) SEPARATE CONSTITUTIONAL OFFICES. The governor, lieutenant governor, secretary

of state and state treasurer each head a staff to be termed the "office" of the respective constitutional officer, but the office of the governor shall be known as the "executive office."

(2) **PRINCIPAL ADMINISTRATIVE UNITS.** The principal administrative unit of the executive branch is a "department" or an "independent agency." Each such unit shall bear a title beginning with the words "State of Wisconsin" and continuing with "department of . . ." or with the name of the independent agency. A department may be headed by a constitutional officer, a secretary, a 3-man commission or a part-time policy-making board.

(3) **INTERNAL STRUCTURE.** (a) The secretary of each department may, subject to sub. (4), establish the internal structure within the office of secretary so as to best suit the purposes of his department.

(b) For field operations, departments may establish district or area offices which may cut across divisional lines of responsibility.

(c) For their internal structure, all departments shall adhere to the following standard terms, and independent agencies are encouraged to review their internal structure and to adhere as much as possible to the following standard terms:

1. The principal subunit of the department is the "division." Each division shall be headed by an "administrator."

2. The principal subunit of the division is the "bureau." Each bureau shall be headed by a "director."

3. If further subdivision is necessary, bureaus may be divided into subunits which shall be known as "sections" and which shall be headed by "chiefs" and sections may be divided into subunits which shall be known as "units" and which shall be headed by "supervisors."

(4) **INTERNAL ORGANIZATION AND ALLOCATION OF FUNCTIONS.** The head of each department or independent agency shall, subject to the approval of the governor or, where applicable, the co-ordinating council for higher education, establish the internal organization of the department or independent agency and allocate and reallocate duties and functions not assigned by law to an officer or any subunit of the department or independent agency to promote economic and efficient administration and operation of the department or independent agency.

History: 1967 c. 327.

15.03 Attachment for limited purposes. Any division, commission or board attached under this section to a department or inde-

pendent agency or a specified division thereof shall be a distinct unit of that department, independent agency or specified division. Any division, commission or board so attached shall exercise its powers, duties and functions prescribed by law, including rule-making, licensing and regulation, and operational planning within the area of program responsibility of the division, commission or board, independently of the head of the department or independent agency, but budgeting, program co-ordination and related management functions shall be performed under the direction and supervision of the head of the department or independent agency.

History: 1967 c. 327.

15.04 Heads of departments and independent agencies; powers and duties. Each head of a department or independent agency shall:

(1) **SUPERVISION.** Except as provided in s. 15.03, plan, direct, co-ordinate and execute the functions vested in his department or independent agency.

(2) **BUDGET.** Biennially compile a comprehensive program budget which reflects all fiscal matters related to the operation of his department or independent agency and each program, subprogram and activity therein.

(3) **ADVISORY BODIES.** In addition to any councils specifically created by law, create and appoint such councils or committees as the operation of his department or independent agency requires. Members of councils and committees created under this general authority shall serve without compensation, but may be reimbursed for their actual and necessary expenses incurred in the performance of their duties and, if such reimbursement is made, such reimbursement in the case of an officer or employe of this state who represents his agency as a member of such a council or committee shall be paid by the agency which pays his salary.

(4) **ANNUAL REPORT.** Submit a report in November of each year to the governor and the legislature on the operation of his department or independent agency during the fiscal year concluded on the preceding June 30, and projecting the goals and objectives of the department or independent agency as developed for the program budget report. Any department or independent agency may issue such additional reports on its findings and recommendations as its operations require, but the co-ordinating council for higher education shall so report every 6 months.

(5) **SEAL.** Have authority to adopt a seal

for the department or independent agency.

(6) BONDS. Have authority to require that any officer or employe of the department or independent agency give an official bond under ch. 19, if the secretary of administration agrees that the position held by such officer or employe requires bonding.

History: 1967 c. 327.

15.05 Secretaries. (1) SELECTION. (a) If a department is under the direction and supervision of a secretary, the secretary shall be nominated by the governor, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor, except that the secretary of regulation and licensing shall serve for a 6-year term expiring on March 1 of an odd-numbered year.

(b) If a department is under the direction and supervision of a board, the board shall appoint a secretary to serve at the pleasure of the board, except that the secretary of veterans affairs shall be appointed by the governor with the advice and consent of the senate for an indefinite term, outside the classified service. In such departments, the powers and duties of the board shall be regulatory, advisory and policy-making, and not administrative. All of the administrative powers and duties of the department are vested in the secretary, to be administered by him under the direction of the board.

(2) DEPUTY TO SECRETARY. Each secretary shall select a deputy to hold the position of deputy at the pleasure of the secretary. The deputy shall exercise the secretary's powers, duties and functions in the secretary's absence, and shall perform such other duties as the secretary prescribes. The deputy shall either be selected from the classified service employes within the department, or he shall be the executive assistant appointed under sub.

(3). This subsection also applies to the attorney general and to the state superintendent of public instruction.

(3) EXECUTIVE ASSISTANT. Each secretary may appoint, outside the classified service, an executive assistant to serve at his pleasure. At the discretion of the secretary, the executive assistant shall serve as the deputy under sub. (2) or shall perform such other duties as the secretary prescribes. This subsection also applies to the attorney general and to the state superintendent of public instruction.

(4) OFFICIAL OATH. Each secretary shall take and file the official oath prior to assuming office.

History: 1967 c. 327.

15.06 Commissions and commissioners.

(1) SELECTION OF MEMBERS. (a) The members of commissions shall be nominated by the governor, and with the advice and consent of the senate appointed, for staggered 6-year terms expiring on March 1 of the odd-numbered years.

(b) The commissioners of banking, insurance, savings and loan and securities shall each be nominated by the governor, and with the advice and consent of the senate appointed, for a 6-year term expiring on March 1 of an odd-numbered year.

(2) SELECTION OF OFFICERS. At the time of making new nominations to commissions, the governor shall designate a member or nominee of each commission to serve as the commission's chairman for a 2-year term expiring on March 1 of the odd-numbered year. Each commission may annually elect such other officers from among its members as its work requires. Any officer may be reappointed or re-elected to succeed himself.

(3) FULL-TIME OFFICES. A commissioner shall not hold any other office or position of profit or pursue any other business or vocation, but shall devote his entire time to the duties of his office. This subsection does not apply to the members, except the chairman, of the tax appeals commission.

(4) CHAIRMAN; ADMINISTRATIVE DUTIES. The administrative duties of each commission shall be vested in its chairman, to be administered by him under the statutes and rules of the commission and subject to the policies established by the commission.

(5) FREQUENCY OF MEETINGS; PLACE. Every commission shall meet on the call of the chairman or a majority of the members. Every commission shall maintain its offices in Madison, but may meet at such other locations as will best serve the citizens of this state.

(6) QUORUM. A majority of the membership of a commission constitutes a quorum to do business.

(7) ANNUAL REPORTS. In August of each year, every commission attached to a department shall submit, to the head of the department, a report on the operation of the commission during the fiscal year concluded on the preceding June 30.

(8) OFFICIAL OATH. Every commissioner shall take and file the official oath prior to assuming office.

History: 1967 c. 327.

15.07 Boards. (1) SELECTION OF MEMBERS. (a) If a department or independent

agency is under the direction and supervision of a board, the members of the board, other than ex officio members, shall be nominated by the governor, and with the advice and consent of the senate appointed, to serve for terms prescribed by law, except that members of the higher educational aids board shall be appointed by the governor without senate confirmation.

(b) For each board not covered under par. (a), the governor shall appoint the members of the board, other than ex officio members and except as otherwise provided, for terms prescribed by law except that the members of the following boards shall be nominated by the governor, and with the advice and consent of the senate appointed, for terms provided by law:

1. Banking review board.
2. Consumer credit review board.
3. Credit union review board.
4. Personnel board.
5. Savings and loan review board.

(c) Fixed terms of members of boards, except the Milwaukee teachers retirement board where terms shall begin after the regular annual meeting on the last Saturday in September, shall expire on May 1 and shall, if the term is for an even number of years, expire in an odd-numbered year.

(2) SELECTION OF OFFICERS. At its first meeting in each year, every board shall elect a chairman, vice chairman and secretary each of whom may be re-elected to succeed himself, except that:

(a) The chairman and vice chairman of the investment board shall be designated biennially by the governor.

(b) The administrator of the division of nurses in the department of regulation and licensing shall serve as secretary of the board of nursing.

(c) The adjutant general shall serve as chairman of the armory board.

(d) The officers elected by the board of regents of state universities, the board of regents of the university of Wisconsin and the board of vocational, technical and adult education shall be known as a president, vice president and secretary.

(e) The representative of the department of justice shall serve as chairman of the claims board and the representative of the department of administration shall serve as its secretary.

(3) FREQUENCY OF MEETINGS. (a) If a department or independent agency is under the direction and supervision of a board, the

board shall meet quarterly and may meet at other times on the call of the chairman or a majority of its members.

(b) Each board not covered under par. (a) shall meet annually, and may meet at other times on the call of the chairman or a majority of its members.

(4) QUORUM. A majority of the membership of a board constitutes a quorum to do business and, unless a more restrictive provision is adopted by the board, a majority of a quorum may act in any matter within the jurisdiction of the board.

(5) REIMBURSEMENT FOR EXPENSES; COMPENSATION. The members of each board shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties, such reimbursement in the case of an officer or employe of this state who represents his agency as a member of a board to be paid by the agency which pays his salary. The members shall receive no compensation for their services, except that the following members of boards also shall be paid the per diem stated below for each day on which they were actually and necessarily engaged in the performance of their duties:

(a) Members of the investment board, except full-time state employes, \$50 per day.

(b) Members of the banking review board, \$25 per day but not to exceed \$1,500 per year.

(c) Members of the personnel board, \$25 per day.

(d) Members of the board of agriculture, not exceeding \$10 per day as fixed by the board with the approval of the governor, but not to exceed \$600 per year.

(e) In lieu of a per diem, the members of the board of vocational, technical and adult education shall receive \$100 annually.

(f) Members of the state teachers retirement board, appointive members of the Wisconsin retirement fund board, appointive members of the group insurance board and members of the employe trust funds board, \$25 per day.

(g) Members of the savings and loan review board, \$10 per day.

(h) Farmer members of the soil conservation board, except full-time state employes, \$15 per day.

(6) ANNUAL REPORTS. In August of each year, every board created in or attached to a department or independent agency shall submit, to the head of the department or independent agency, a report on the operation of

the board during the fiscal year concluded on the preceding June 30.

(7) OFFICIAL OATH. Each member of a board shall take and file the official oath prior to assuming office.

History: 1967 c. 193, 327 ss. 13, 18.

15.08 Examining boards. (1) SELECTION OF MEMBERS. All members of examining boards shall be residents of this state and shall, unless otherwise provided by law, be appointed by the governor. Appointments shall be for the terms provided by law. Terms shall expire on July 1 and shall, if the term is for an even number of years, expire in an odd-numbered year. If a vacancy is required to be filled by an appointee who is a member of a private organization, that organization may make recommendations to the appointing authority for filling the vacancy.

(2) SELECTION OF OFFICERS. At its first meeting in each year, every examining board shall elect from among its members a chairman, vice chairman and, unless otherwise provided by law, a secretary, but the dean of the college of engineering and the dean of the college of architecture of the university of Wisconsin or, if there is no such dean, the highest ranking professor in the field of architecture in the university, designated by the president of the university, shall alternate annually as chairman of the examining board of architects and professional engineers and the chairman of the pharmacy examining board shall serve as the chairman of the pharmacy internship board. Any officer may be re-elected to succeed himself.

(3) FREQUENCY OF MEETINGS. Every examining board shall meet annually and may meet at other times on the call of the chairman or of a majority of its members.

(4) QUORUM. (a) A majority of the membership of an examining board constitutes a quorum to do business, and a majority of a quorum may act in any matter within the jurisdiction of the examining board.

(b) Notwithstanding par. (a), no certificate or license which entitles the person certified or licensed to practice a trade or profession shall be suspended or revoked without the affirmative vote of two-thirds of the membership of the examining board.

(5) GENERAL POWERS. Each examining board may compel the attendance of witnesses, administer oaths, take testimony and receive proof concerning all matters within its jurisdiction. It shall formulate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define

and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.

(6) IMPROVEMENT OF THE PROFESSION. In addition to any other duties vested in it by law, each examining board shall foster the standards of education or training pertaining to its own trade or profession, not only in relation of the trade or profession to the interest of the individual or to organized business enterprise, but also in relation to government and to the general welfare. Each examining board shall endeavor, both within and outside its own trade or profession, to bring about a better understanding of the relationship of the particular trade or profession to the general welfare of this state.

(7) COMPENSATION AND REIMBURSEMENT FOR EXPENSES. Each member of an examining board shall, unless he is a full-time salaried employe of this state, be paid a per diem of \$25 for each day on which he was actually and necessarily engaged in the performance of his duties. Each member of an examining board shall be reimbursed for his actual and necessary expenses incurred in the performance of his duties.

(8) OFFICIAL OATH. Every member of an examining board shall take and file the official oath prior to assuming office.

(9) ANNUAL REPORTS. In August of each year every examining board shall submit, to the head of the department in which it is created, a report on the operation of the examining board during the fiscal year concluded on the preceding June 30.

(10) SEAL. Every examining board may adopt a seal.

History: 1967 c. 249, 327 ss. 13, 18.

15.09 Councils. (1) SELECTION OF MEMBERS. Unless otherwise provided by law, the governor shall appoint the members of councils for terms prescribed by law. Fixed terms shall expire on July 1 and shall, if the term is for an even number of years, expire in an odd-numbered year.

(2) SELECTION OF OFFICERS. Unless otherwise provided by law, at its first meeting in each year every council shall elect a chairman, vice chairman and secretary from among its members. Any officer may be re-elected to succeed himself. For any council created under the general authority of s. 15.04 (3), the constitutional officer or secretary heading the department or the chief executive officer of the independent agency in which such council is created shall designate an employe of the department or independent agency to

serve as secretary of the council and to be a voting member thereof.

(3) **FREQUENCY OF MEETINGS.** Unless otherwise provided by law, every council shall meet at least annually and shall also meet on the call of the head of the department or independent agency in which it is created, and may meet at other times on the call of the chairman or a majority of its members. No council may meet outside the city of Madison without express prior authorization for each such meeting from the constitutional officer or secretary heading the department or from the chief executive officer of the independent agency in which it is created.

(4) **QUORUM.** A majority of the membership of a council constitutes a quorum to do business, and a majority of a quorum may act in any matter within the jurisdiction of the council.

(5) **POWERS AND DUTIES.** A council shall advise the head of the department or independent agency in which it is created and shall function on a continuing basis for the study, and recommendation of solutions and policy alternatives, of the problems arising in a specified functional area of state government.

(6) **REIMBURSEMENT FOR EXPENSES.** Members of a council shall not be compensated for their services, but members of councils created by statute shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties, such reimbursement in the case of an elective or appointive officer or employe of this state who represents his agency as a member of a council to be paid by the agency which pays his salary.

(7) **ANNUAL REPORTS.** In August of each year every council created in a department or independent agency shall submit, to the head of the department or independent agency, a report on the operation of the council during the fiscal year concluded on the preceding June 30.

(8) **OFFICIAL OATH.** Each member of a council shall take and file the official oath prior to assuming office.

History: 1967 c. 327.

15.099 Program responsibilities; effect of omissions. Sections 15.101, 15.131, 15.161, 15.191, 15.221, 15.251, 15.281, 15.311, 15.341, 15.371, 15.401, 15.431, 15.461, 15.491, 15.551, 15.581, 15.611, 15.641, 15.671, 15.701, 15.731, 15.761, 15.791, 15.821, 15.851, 15.881, 15.911 and 15.941 are intended to set forth the program responsibilities of the several units of the executive branch. No statutory power,

duty or function specified elsewhere for a unit shall be deemed impliedly repealed for the sole reason that reference to it has been omitted in these sections.

History: 1967 c. 327.

SUBCHAPTER II

DEPARTMENTS

15.10 Department of administration; creation. There is created a department of administration under the direction and supervision of the secretary of administration.

History: 1967 c. 327.

15.101 Same; program responsibilities. The department of administration shall have the program responsibilities specified for the department under chs. 16 and 35, subch. V of ch. 111 and ss. 12.25 (2), 13.48, 14.72, 14.73, 14.752 (1), 14.86, 16.007 (2), 16.95 (2), 20.006 [20.004], 20.944 [20.915 (1)], 20.953 [20.907], 20.956 (2) [20.912 (2)], 20.957 [20.910], 25.08, 25.09, 25.14, 25.155, 27.015, 27.30 (5), 36.10, 37.07, 42.46, 42.48, 44.06, 45.01, 46.09, 49.39, 49.50, 66.912, 66.99 (8), 70.60 (1), 70.82, 70.97, 71.13 (3) (g), 71.14, 77.64, 95.25 (4), 139.12, 142.08, 157.55, 176.62, 197.20, 253.07, 267.23, 285.04, 318.03 and 341.12 (4). In addition:

(1) **TAX APPEALS COMMISSION.** The tax appeals commission shall have the program responsibilities specified for the commission under ch. 73 and ss. 70.64 and 71.12.

(2) **CLAIMS BOARD.** The claims board shall have the program responsibilities specified for the board under ss. 16.007, 285.05, 285.06 and 285.11.

(3) **PERSONNEL BOARD.** The personnel board shall have the program responsibilities specified for the board under ss. 16.05, 16.105, 16.17 (4), 16.24 and 16.32.

(4) **PUBLIC RECORDS BOARD.** The public records board shall have the program responsibilities specified for the board under ss. 16.80 and 22.03 [22.162].

(5) **STATE CAPITOL AND EXECUTIVE RESIDENCE BOARD.** The state capitol and executive residence board shall have the program responsibilities specified for the board under s. 16.83.

(6) **STATE EMPLOYEES MERIT AWARD BOARD.** The state employes merit award board shall have the program responsibilities specified for the board under s. 16.305.

History: 1967 c. 183, 217, 327 ss. 13, 18.

15.105 Same; attached boards and commissions. (1) **TAX APPEALS COMMISSION.** There is created a tax appeals commission which is attached to the department of administration under s. 15.03. Members shall be

appointed solely on the basis of fitness to perform the duties of their office, and shall be experienced in tax matters. The commission shall meet at the call of the chairman. The chairman shall not serve on or under any committee of a political party.

(2) **CLAIMS BOARD.** There is created a claims board which is attached to the department of administration under s. 15.03. The claims board shall consist of a representative of the executive office designated by the governor, a representative of the department of administration designated by the secretary of administration, a representative of the department of justice designated by the attorney general and the chairmen of the senate and assembly committees on finance.

(3) **PERSONNEL BOARD.** There is created a personnel board which is attached to the department of administration under s. 15.03. The personnel board shall consist of 5 members, appointed for staggered 5-year terms, subject to the following conditions:

(a) They shall have a recognized sympathy for and knowledge of the application of merit principles in public employment.

(b) At least 3 members shall have at least 5 years' experience in professional personnel work or labor relations.

(c) No member may hold any full-time salaried office under this state.

(d) No member, when appointed or for 3 years immediately prior to the date of appointment, may have been a member of a local, state or national committee of a political party, have been an officer or member of a committee in any partisan club or organization or have held or been a candidate for any elective public office. No member may become a candidate for or hold any such office.

(e) At no time may more than 3 members be adherents of the same political party.

(4) **PUBLIC RECORDS BOARD.** There is created a public records board which is attached to the department of administration under s. 15.03. The public records board shall consist of the governor, the director of the historical society, the attorney general and the state auditor, or their designated representatives.

(5) **STATE CAPITOL AND EXECUTIVE RESIDENCE BOARD.** There is created a state capitol and executive residence board which is attached to the department of administration under s. 15.03. The board shall consist of the secretary of administration or his designee, the director of the historical society, the director of the bureau of engineering or his designee, 3 members of the senate and 3 members

of the assembly appointed as are members of standing committees and 6 citizen members, of whom at least 2 shall be architects licensed in this state and 3 shall hold membership in the American institute of interior designers, appointed for staggered 6-year terms.

(6) **STATE EMPLOYEES MERIT AWARD BOARD.** There is created in the department of administration a state employees merit award board consisting of 3 persons who may be state officers or employees, appointed for 3-year terms.

History: 1967 c. 183, 217, 327 ss. 13, 18.

15.107 Same; councils. (1) **COUNCIL ON ADMINISTRATIVE POLICY AND PROCEDURES.** There is created in the department of administration a council on administrative policy and procedures consisting of not more than 11 members, at least 6 of whom shall be appointing officers of the state, appointed for 2-year terms. Other persons with a recognized interest in and knowledge of administration in a large organization may be appointed.

(2) **LEGISLATIVE COMPENSATION COUNCIL.** There is created in the department of administration a legislative compensation council consisting of 6 members, appointed for staggered 6-year terms. Persons appointed to the council shall have an interest in and understanding of the legislative process, and of the many and varied tasks which members of the legislature are called upon to perform in the service of and as representatives of their constituents. No person may be appointed to the council unless he has at the time of his appointment already attained the highest level of competency in his private business or profession.

(3) **COUNCIL ON PRINTING.** There is created in the department of administration a council on printing consisting of 6 members, of whom 2 shall be from state agencies, 2 shall be representatives of the major trade association representing the commercial printing industry in the state and 2 shall be persons knowledgeable in graphic communication who do not represent either the state or the printing industry, appointed by the secretary of administration for 2-year terms.

History: 1967 c. 191, 219, 327 ss. 13, 18.

15.13 Department of agriculture; creation. There is created a department of agriculture under the direction and supervision of the board of agriculture. The board shall consist of 7 members who shall be experienced in farming, appointed for staggered 6-year terms. Appointments to the board shall be made

without regard to party affiliation, residence or interest in any special organized group.

History: 1967 c. 327.

15.131 Same; program responsibilities.

The department of agriculture shall have the program responsibilities specified for the department under title XII and ss. 14.225, 14.752 (1), 26.30, 27.015, 29.29 (4), 36.217, 37.30, 61.72, 70.423, 133.25, 140.45 (4) and 174.05 to 174.12.

History: 1967 c. 327.

15.137 Same; councils. (1) **COUNCIL ON LOCKER PLANTS.** There is created in the department of agriculture a council on locker plants consisting of 3 members of the frozen food locker industry, appointed for 2-year terms.

(2) **COUNCIL ON FOOD STANDARDS.** There is created in the department of agriculture a council on food standards consisting of 5 persons who have a recognized and demonstrated interest in and knowledge of pure food and drugs, appointed for staggered 6-year terms.

History: 1967 c. 327.

15.16 Department of employe trust funds; creation. There is created a department of employe trust funds under the direction and supervision of the employe trust funds board. The employe trust funds board shall designate one of the administrators under s. 15.163 (1) or (2) to serve as the secretary of employe trust funds, and designate the other administrator to serve as the secretary's deputy.

(1) **EMPLOYE TRUST FUNDS BOARD.** The employe trust funds board shall consist of 7 members. Three members shall be members of the Wisconsin retirement fund board, appointed by that board. Two members shall be members of the state teachers retirement board, appointed by that board. One member shall be a member of the Milwaukee teachers retirement board, appointed by that board. One member shall be a member of the group insurance board, appointed by that board.

(2) **MILWAUKEE OFFICE.** The department shall maintain at least a branch office in Milwaukee.

History: 1967 c. 327.

15.161 Same; program responsibilities.

(1) **CONSERVATION WARDENS PENSION BOARD.** The conservation wardens pension board shall have the program responsibilities specified for the board under s. 23.14.

(2) **GROUP INSURANCE BOARD.** The group insurance board shall have the program responsibilities specified for the board under s. 66.919.

(3) **WISCONSIN RETIREMENT FUND BOARD.**

The Wisconsin retirement fund board shall have the program responsibilities specified for the board under ss. 13.50 (6), 13.51 (3) and (4), 14.53 (5m), 23.14, 25.17 (4), 42.65, 61.65 (6) and (7), 62.13 (9) (e), (9a) and (10) (f) and (g), 66.191, 66.90 to 66.918, 66.99, 108.04 (13) (e) and 110.07 (3).

(4) **MILWAUKEE TEACHERS RETIREMENT BOARD.** The teachers retirement board in each city of the 1st class shall have the program responsibilities specified for the board under ss. 25.17 (14) and 119.24 to 119.27.

(5) **STATE TEACHERS RETIREMENT BOARD.** The state teachers retirement board shall have the program responsibilities specified for the board under ch. 42 and ss. 13.50 (6), 13.51 (3) and (4), 14.53 (5m), 25.17 (14) and 108.04 (13) (e).

History: 1967 c. 327.

15.163 Same; specified divisions. (1) **MUNICIPAL AND STATE GOVERNMENT.** There is created a division of municipal and state government in the department of employe trust funds. This division is under the direction and supervision of the Wisconsin retirement fund board. The Wisconsin retirement fund board shall appoint the administrator of the division of municipal and state government under the classified service.

(2) **TEACHERS.** There is created a division of teachers in the department of employe trust funds. This division is under the direction and supervision of the state teachers retirement board. The state teachers retirement board shall appoint the administrator of the division of teachers under the classified service.

History: 1967 c. 327.

15.165 Same; attached boards. (1) **CONSERVATION WARDENS PENSION BOARD.** There is created a conservation wardens pension board which is attached to the division of municipal and state government under s. 15.03. The board shall consist of the state treasurer, the chairman of the natural resources board or a member thereof approved by the board and 3 active members of the conservation warden force elected annually by the conservation wardens.

(2) **GROUP INSURANCE BOARD.** There is created a group insurance board which is attached to the division of municipal and state government under s. 15.03. The board shall consist of the governor and the attorney general or their designees, the commissioner of insurance and the director of the personnel function in the department of administration,

and 3 persons appointed for 2-year terms, of whom one shall be an insured member of the Wisconsin state employes association and one shall be an insured state-employed member of the state teachers retirement system.

(3) **WISCONSIN RETIREMENT FUND BOARD.** There is created a Wisconsin retirement fund board which is attached to the division of municipal and state government under s. 15.03. The board shall consist of the commissioner of insurance or an experienced actuary in the office of the commissioner designated by him, and 8 persons appointed by the governor for 5-year terms. The city or village member shall be appointed from a list of 5 names submitted by the executive committee of the league of Wisconsin municipalities, and the county or town member shall be appointed from a list of 5 names submitted by the executive committee of the Wisconsin county boards association. Each member appointed from a city or village shall be appointed from a different county. Each member appointed from a county or town shall be appointed from a different county. The appointive members shall consist of the following:

(a) One member who is the chief executive or a member of the governing body of a participating city or village, designated the city or village member.

(b) One member who is a participating employe and the principal finance officer of a participating city or village, designated the finance member.

(c) One member who is a participating employe of a participating city or village, designated the municipal employe member.

(d) One member who is the chairman or a member of the governing body of a participating county or town, designated the county or town member.

(e) One member who is a deputy county clerk of a participating county, designated the clerk member.

(f) One member who is a participating employe of a participating county or town, designated the county employe member.

(g) One member who is a participating state employe, designated the state employe member.

(h) One member, designated the state member.

(4) **MILWAUKEE TEACHERS RETIREMENT BOARD.** There is created a teachers retirement board in each city of the 1st class, which is attached to the division of teachers under s. 15.03. The board shall consist of the president and 4 members of the board of school

directors of the city; 2 female teachers, not more than one of whom may be a principal or vice principal; and 2 male teachers, not more than one of whom may be a principal or vice principal. The teachers of the public schools in the city annually shall elect one male teacher and one female teacher to the board for 2-year terms. The board of school directors annually shall elect 2 members thereof to the board for 2-year terms.

(5) **STATE TEACHERS RETIREMENT BOARD.** There is created a state teachers retirement board which is attached to the division of teachers under s. 15.03. The board shall consist of 7 members, 3 of whom shall be members of the public school retirement association, 2 of whom shall be members of the state universities retirement association and 2 of whom shall be members of the university retirement association, appointed for 3-year terms by the association of which they are members.

History: 1967 c. 327.

15.19 Department of health and social services; creation. There is created a department of health and social services under the direction and supervision of the health and social services board. The board shall consist of 9 members appointed for staggered 6-year terms.

History: 1967 c. 327.

15.191 Same; program responsibilities. The department of health and social services shall have the program responsibilities specified for the department under chs. 46 to 58, 69, 140, 141, 143, 145, 146, 156, 158 to 160 and 163 and ss. 13.53 (4) and (5), 14.225, 14.752 (1), 20.670 [20.435], 20.930 (2) (g) [20.923 (3) (g)], 20.949 [20.916 (3)], 20.979 [20.920], 23.99, 25.31, 29.145 (1), (1b), 32.02, 35.86, 36.217, 36.225, 36.227, 45.30, 46.99, 59.68, 68.15, 70.117, 97.046, 97.12, 101.40 to 101.43, 121.79 (1) (e), 139.13, 142.05 (4), 143.07 (5), 149.01, 155.01, 161.03, 161.14, 161.19, 174.13, 176.05 (21) (f), 231.11 (8), 236.12, 247.24, 247.29 (3), 285.05, 292.45, 313.03 (3), 319.295, 324.01, 341.12 (4), 343.09, 887.23, 957.11, 957.13, 957.27, 957.28 and 959.15. In addition:

(1) **DIVISION ON AGING.** The division on aging shall have the program responsibilities specified for the division under s. 14.95.

History: 1967 c. 327.

15.193 Same; specified divisions. (1) DIVISION ON AGING. There is created a division on aging which is attached to the department of health and social services under s.

15.03. The administrator of this division shall be appointed by the secretary of health and social services with the approval of the council on aging.

(2) **DIVISION OF HEALTH.** There is created a division of health which is attached to the department of health and social services under s. 15.03. The administrator of this division shall be the state health officer, who shall be appointed by the health and social services board with the approval of the council on health.

History: 1967 c. 327.

15.197 Same; councils. (1) **COUNCIL ON AGING.** There is created in the department of health and social services a council on aging. The council shall consist of 7 persons, appointed for staggered 4-year terms. Persons appointed to the council shall have a recognized interest in and demonstrated knowledge of the problems of the aging and shall hold no position or employment with the state.

(2) **COUNCIL ON BLINDNESS.** There is created in the department of health and social services a council on blindness consisting of 3 members appointed by the health and social services board for staggered 6-year terms. Persons appointed to the council shall be visually handicapped and shall have a recognized interest in and demonstrated knowledge of the problems of the visually handicapped. "Visually handicapped" means having a) a visual acuity equal to or less than 20/70 in the better eye with correcting lenses, or b) a visual acuity greater than 20/70 in the better eye with correcting lenses, but accompanied by a limitation in the field of vision such that the widest diameter of the visual field subtends an angle no greater than 20 degrees.

(3) **COUNCIL ON COMMUNITY MENTAL HEALTH CENTERS.** There is created in the department of health and social services a council on community mental health centers consisting of the state health officer or his designee as secretary, the secretary of local affairs and development or his designee, and 12 persons appointed for staggered 4-year terms who shall include representatives of non-governmental organizations or groups, state agencies and the local public, concerned with the planning, operation or utilization of community mental health centers or other mental health facilities; and representatives of consumers of the services provided by such services or facilities who are familiar with the need for such services or facilities.

(4) **EXAMINING COUNCILS.** Each of the examining councils created in the department

of health and social services under this subsection shall serve the state health officer in an advisory capacity in the formulating of rules to be adopted by the state health officer for the regulation of a particular trade or profession. The provisions of s. 15.08, except subs. (4) (b) and (5) thereof, shall apply to examining councils.

(a) **Barbers.** There is created a barbers examining council consisting of 3 barbers each of whom shall have engaged in the practice of barbering in this state for at least 5 years immediately preceding his appointment and must remain a practicing barber for the duration of his term. One member shall be appointed from a list of 5 names recommended by the associated master barbers of Wisconsin. One member shall be appointed from a list of 5 names recommended by the Wisconsin barbers and beauty culture association. One member shall be appointed from a list of 5 names recommended by the united barbers of Wisconsin. Members shall be appointed by the state health officer for staggered 3-year terms. No member may succeed himself for more than one term.

(b) **Cosmetologists.** There is created a cosmetologists examining council consisting of 7 members. One member shall be an employe of the division of health, selected by the state health officer, to serve as the secretary of the council. Six members shall be practicing licensed cosmetologists, appointed by the state health officer for staggered 3-year terms.

(c) **Funeral directors and embalmers.** There is created a funeral directors and embalmers examining council consisting of 4 members. One member shall be an employe of the division of health, selected by the state health officer, to serve as the secretary of the council. Three members shall be appointed by the state health officer for staggered 3-year terms. Each appointive member shall have had at least 5 years' experience, immediately preceding appointment, in the preparation and disposition of dead human bodies and in the practice of embalming. Any action taken under s. 156.03 (2) shall be joint action by the state health officer and the examining council.

(d) **Plumbers.** There is created a plumbers examining council consisting of 3 members. One member shall be an employe of the division of health, selected by the state health officer, to serve as the secretary of the council. Two members, one a master plumber and one a journeyman plumber, shall be appointed by the state health officer for 2-year terms.

(e) **Public health nurses.** There is created

a public health nurses examining council consisting of 3 members, of whom one shall be selected by the state health officer, one shall be selected by the board of nursing and one shall be selected by the state superintendent.

(f) *Sanitarians*. There is created a sanitarians examining council consisting of 5 members. One member shall be an employe of the division of health, selected by the state health officer, to serve as the secretary of the council. Three members shall be registered sanitarians, appointed by the state health officer for staggered 3-year terms. One member shall be an employe of the department of agriculture, designated by the secretary of agriculture.

(5) COUNCIL ON FACILITIES FOR THE MENTALLY RETARDED. There is created in the department of health and social services a council on facilities for the mentally retarded consisting of the state health officer or his designee as secretary, the secretary of local affairs and development or his designee, and 12 persons, appointed for staggered 4-year terms, who shall include representatives of nongovernmental organizations or groups, state agencies and the local public, concerned with the planning, operation or utilization of facilities for the mentally retarded; representatives of nongovernmental organizations or groups concerned with education, employment, rehabilitation, welfare and health; and representatives of consumers of the services provided by such facilities.

(6) COUNCIL ON HEALTH. There is created in the department of health and social services a council on health consisting of 7 members appointed for staggered 7-year terms. The council on health shall advise the health and social services board and the division of health. No rule or appointment outside the classified service proposed by the state health officer shall take effect without the approval of the council on health.

(7) COUNCIL ON HOSPITAL CONSTRUCTION. There is created in the department of health and social services a council on hospital construction consisting of the state health officer or his designee as secretary and 21 persons appointed by the state health officer for staggered 3-year terms, as follows:

(a) The secretary of health and social services or his designee.

(b) The director of the board of vocational, technical and adult education or his designee.

(c) Two persons of recognized ability in the field of hospital administration who shall

be appointed from a list submitted by the Wisconsin hospital association.

(d) One registered nurse of recognized ability who shall be appointed from a list submitted by the Wisconsin nurses association.

(e) Five persons of recognized ability from the fields of medicine, welfare, public health, architecture or allied professions in the field of health, including 2 persons licensed to practice medicine and surgery in this state, of whom one shall be a doctor of medicine and one shall be an osteopathic physician and surgeon, one licensed pharmacist and one licensed dentist in this state.

(f) Eleven persons with broad civic interests representing the consumers of hospital services, including one person representing agriculture and one person representing labor.

(8) COUNCIL ON HOSPITAL REGULATION AND APPROVAL. There is created in the department of health and social services a council on hospital regulation and approval consisting of the state health officer or his designee as secretary and 9 persons appointed by the state health officer for staggered 4-year terms, as follows:

(a) Two persons of recognized ability in the field of hospital administration, of whom one shall be appointed from a list submitted by the Wisconsin hospital association and one from a list submitted by the Wisconsin conference of Catholic hospitals.

(b) One physician of recognized ability who shall be appointed from a list submitted by the state medical society.

(bm) One osteopathic physician and surgeon, licensed to practice medicine and surgery, of recognized ability who shall be appointed from a list submitted by the Wisconsin association of osteopathic physicians and surgeons.

(c) One registered nurse of recognized ability who shall be appointed from a list submitted by the Wisconsin nurses association.

(d) One licensed dentist of recognized ability who shall be appointed from a list submitted by the state dental society.

(e) One person of recognized ability from the field of hospital pharmacy who shall be appointed from a list submitted by the state pharmaceutical association.

(f) Two persons chosen to represent the general public.

(10) COUNCIL ON MENTAL HEALTH. There is created in the department of health and social services a council on mental health consisting of 9 members appointed for staggered 3-year terms. Persons appointed to the council on mental health shall have a recognized

interest in and demonstrated knowledge of the problems of mental health and mental retardation and their solution and shall hold no position or employment with the state.

(11) **COUNCIL ON NURSING HOMES.** There is created in the department of health and social services a council on nursing homes consisting of the state health officer or his designee as secretary and the secretary of health and social services or his designee, and 10 persons, including one registered nurse of recognized ability who shall be appointed from a list submitted by the Wisconsin nurses association, 4 persons of recognized ability in nursing home administration selected to represent the various types of nursing homes, and 5 persons of recognized ability in the fields of hospital administration, medicine and social services or with broad civil interests representing the general public, appointed by the state health officer for staggered 3-year terms.

(12) **RADIATION PROTECTION COUNCIL.** There is created in the department of health and social services a radiation protection council consisting of 9 members appointed for staggered 3-year terms. Five members shall be appointed by the state health officer. Four members shall be appointed by the industry, labor and human relations commission.

History: 1967 c. 327.

15.22 Department of industry, labor and human relations; creation. There is created a department of industry, labor and human relations under the direction and supervision of the industry, labor and human relations commission.

History: 1967 c. 327.

15.221 Same; program responsibilities. The department of industry, labor and human relations shall have the program responsibilities specified for the department under chs. 101 to 106 and 108 and ss. 45.50 (1), 55.01, 111.33, 111.36, 132.13, 140.53, 140.56, 140.58, 140.59, 146.04, 146.085, 160.09, 160.10, 167.10, 167.11 and 167.27. In addition:

(1) **DIVISION OF EQUAL RIGHTS.** The division of equal rights shall have the program responsibilities specified for the division under ss. 16.765, 101.60 to 101.62 and 111.34.

History: 1967 c. 327.

15.223 Same; specified divisions. (1) **DIVISION OF EQUAL RIGHTS.** There is created in the department of industry, labor and human relations a division of equal rights.

History: 1967 c. 327.

15.227 Same; councils. (1) **EQUAL RIGHTS COUNCIL.** There is created in the department

of industry, labor and human relations an equal rights council consisting of not to exceed 35 members appointed for staggered 3-year terms. Members shall be appointed from the entire state and shall be representative of all races, creeds, groups, organizations and fields of endeavor. The equal rights council shall advise the industry, labor and human relations commission and the division of equal rights.

(2) **COUNCIL ON LIQUEFIED PETROLEUM GAS.** The industry, labor and human relations commission shall appoint a council on liquefied petroleum gas.

(3) **COUNCIL ON UNEMPLOYMENT COMPENSATION.** There is created in the department of industry, labor and human relations a council on unemployment compensation appointed by the industry, labor and human relations commission to consist of an employe of the department of industry, labor and human relations who shall serve as chairman and of one or more representatives of employers and an equal number of representatives of employes.

(4) **COUNCIL ON WORKMEN'S COMPENSATION.** There is created in the department of industry, labor and human relations a council on workmen's compensation appointed by the industry, labor and human relations commission to consist of a member or designated employe of the industry, labor and human relations commission as chairman, 5 representatives of employers and 5 representatives of employes. The commission shall also appoint 3 representatives of casualty insurance companies as nonvoting members of the council.

History: 1967 c. 327.

15.25 Department of justice; creation. There is created a department of justice under the direction and supervision of the attorney general.

History: 1967 c. 327.

15.251 Same; program responsibilities. The department of justice shall have the program responsibilities specified for the department under ch. 14 and ss. 7.70 (2), 8.50 (1) (a), 10.01 (2) (c), 12.45, 12.56 (2), 13.52, 13.69, 16.007, 16.31, 16.55, 16.77, 16.80, 16.96, 19.015, 20.180 (1) (d) and (9) [20.455 (2) (b)], 24.02, 24.03, 25.12, 27.01 (3), 30.03, 35.59, 43.01, 46.16 (7), 52.10 (16), 59.07 (44), 66.912, 66.919 (2), 67.02 (3), 69.07, 71.11 (49), 71.13 (4), 72.15 (12), 72.18, 72.81, 73.03 (22), 73.04, 76.14, 76.37 (4), 77.07 (2), 78.70, 78.81, 88.54 (6), 93.05,

98.14, 100.20 (4), 100.24, 101.24, 101.31 (14) and (15), 102.23 (4), 102.64, 108.09 (7), 108.14 (3m), 110.10 (14), 111.12, 114.065, 125.08, 133.01 to 133.03, 133.06, 133.19, 133.20, 133.22, 133.23, 134.45, 135.11 (15), 135.12, 140.29, 140.58 (4), 143.04, 144.09, 144.536, 146.04, 146.07, 146.19 (2) (f), 147.195, 152.01 (6), 165.01 (4), 168.17, 169.20, 174.13, 175.13, 175.15, 176.90, 180.769, 180.771, 182.220, 185.72, 185.73, 185.84, 186.26, 189.17 (5), 189.20, 194.15, 195.07 (2), 200.10, 200.14, 200.20, 215.02 (10) and (13), 215.03 (4), 215.11 (7), 220.12, 220.25, 221.205, 221.28, 224.06 (7), 227.025, 227.26, 231.34, 234.23, 251.181, 251.19, 256.47, 268.025, 269.56 (11), 274.05, 276.48, 280.02, 280.20, 286.13, 286.15, 286.325, 286.35 to 286.37, 286.41, 286.43, 286.44, 288.05, 294.04, 295.20, 295.21, 318.02, 318.03, 885.07, 945.10 and 963.03 (2). In addition:

(1) CRIME LABORATORY DIVISION. The crime laboratory division shall have the program responsibilities specified for the division under ch. 165 and s. 963.04 (8).

(2) DIVISION OF CRIMINAL INVESTIGATION. The division of criminal investigation shall have the program responsibilities specified for the division under ss. 14.526, 73.035, 200.03 (11) and 200.19 to 200.25.

History: 1967 c. 327.

15.253 Same; specified divisions. (1) CRIME LABORATORY DIVISION. There is created in the department of justice a crime laboratory division.

(2) DIVISION OF CRIMINAL INVESTIGATION. There is created in the department of justice a division of criminal investigation.

History: 1967 c. 327.

15.257 Same; councils. (1) INVESTIGATION COUNCIL. There is created in the department of justice an investigation council consisting of the attorney general or his designee, a staff member of such department of the university of Wisconsin as the president of the university designates annually and 5 persons, at least 3 of whom shall be actively engaged in law enforcement work, appointed for staggered 4-year terms.

History: 1967 c. 327.

15.28 Department of local affairs and development; creation. There is created a department of local affairs and development under the direction and supervision of the secretary of local affairs and development.

History: 1967 c. 327.

15.281 Same; program responsibilities. The department of local affairs and develop-

ment shall have the program responsibilities specified for the department under chs. 22 and 236 and ss. 14.84, 27.30, 27.305, 66.013 to 66.021. In addition:

(1) OLYMPIC SPORTS BOARD. The Olympic sports board shall have the program responsibilities specified for the board under s. 27.31.

History: 1967 c. 327.

15.283 Same; specified divisions. (1) DIVISION OF EMERGENCY GOVERNMENT. There is created in the department of local affairs and development a division of emergency government. The administrator of this division shall be nominated by the governor, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor.

(2) DIVISION OF STATE ECONOMIC DEVELOPMENT. There is created in the department of local affairs and development a division of state economic development. The administrator of this division shall be nominated by the governor, and with the advice and consent of the senate appointed, to serve at the pleasure of the governor.

(3) DIVISION OF STATE-LOCAL AFFAIRS. There is created in the department of local affairs and development a division of state-local affairs.

History: 1967 c. 211, 327 ss. 13, 18.

15.285 Same; attached boards and commissions. (1) OLYMPIC SPORTS BOARD. There is created an Olympic sports board which is attached to the department of local affairs and development under s. 15.03. The board shall consist of 3 members appointed for 5-year terms, one of whom shall be appointed by the U. S. Olympic committee.

History: 1967 c. 327.

15.287 Same; councils. (1) COUNCIL FOR ECONOMIC DEVELOPMENT. There is created in the department of local affairs and development a council for economic development consisting of such number of members as the governor determines.

(2) EXPOSITION COUNCIL. There is created in the department of local affairs and development an exposition council consisting of 7 members, of whom 2 shall represent agriculture and at least one each shall represent conservation, education, industry and labor, appointed for staggered 6-year terms. Members shall be appointed without regard to political affiliations.

(3) COUNCIL ON EMERGENCY GOVERNMENT. There is created in the department of local affairs and development a council on emergency government consisting of the governor

as chairman, the lieutenant governor, as vice chairman, the administrator and an employe designated by him of the division of emergency government, one senator and one assemblyman appointed as are members of standing committees, a recognized civic leader for each civil defense area selected by the governor and 5 heads of civil defense services selected by the administrator of the division of emergency government.

(4) COUNCIL ON LOCAL AFFAIRS. There is created in the department of local affairs and development a council on local affairs consisting of 11 members.

History: 1967 c. 211, 327 ss. 13, 18.

15.31 Department of military affairs; creation. There is created a department of military affairs under the direction and supervision of the adjutant general who shall be appointed by the governor for a 10-year term, unless terminated earlier by resignation, disability or for cause as determined by a court-martial legally convened for that purpose. The adjutant general may be reappointed to succeed himself and shall cease to hold office on becoming 65 years of age. Appointees shall be officers of the army national guard of Wisconsin or air national guard of Wisconsin who have had at least 5 years of federally recognized commissioned service in the active army national guard of Wisconsin or active air national guard of Wisconsin or a combination thereof and have attained at least the rank of major. The adjutant general holding office on May 12, 1955, shall have the same tenure as staff officers under s. 21.18 (3).

History: 1967 c. 327.

15.311 Same; program responsibilities. The department of military affairs shall have the program responsibilities specified for the department under ch. 21. In addition:

(1) ARMORY BOARD. The armory board shall have the program responsibilities specified for the board under s. 21.615.

History: 1967 c. 327.

15.315 Same; attached boards and commissions. (1) ARMORY BOARD. There is created an armory board which is attached to the department of military affairs under s. 15.03. The armory board shall consist of the adjutant general and the secretary of administration, or their designees, and 3 persons who shall be appointed from the active list of officers of the Wisconsin national guard.

History: 1967 c. 327.

15.34 Department of natural resources; creation. There is created a department of

natural resources under the direction and supervision of the natural resources board. The board shall consist of 7 members appointed for staggered 6-year terms. At least 3 members of the board shall be from the territory north, and at least 3 members of the board shall be from the territory south, of a line running east and west through the south limits of the city of Stevens Point.

History: 1967 c. 327.

15.341 Same; program responsibilities. The department of natural resources shall have the program responsibilities specified for the department under chs. 23, 26, 28, 29, 30 and 144 and ss. 13.48 (10), 14.752 (1), 24.085, 25.29, 27.01, 27.011, 27.015, 31.02, 31.185, 31.30, 36.215, 36.217, 36.245, 44.12, 44.13, 46.70, 59.971 (6), 60.29 (44), 66.941 (6), 70.113, 70.118, 70.335, 77.02, 77.03, 77.05, 77.06, 77.08, 77.10, 77.11, 77.16, 80.05, 80.39, 80.41, 84.01 (19), 84.02 (3), 84.11 (3), 87.30, 92.18, 236.16 (3) and 236.45 (5). In addition:

(1) DIVISION OF LAND RESOURCES. The division of land resources shall have the program responsibilities specified for the division under chs. 23 and 24 and ss. 25.01 to 25.10, 66.03 (10), (10a) and (11), 74.57 and 190.15.

History: 1967 c. 327.

15.343 Same; specified divisions. (1) LAND RESOURCES DIVISION. There is created a division of land resources which is attached to the department of natural resources under s. 15.03. This division is under the direction and supervision of the board of commissioners of the public lands created by article X, section 7 of the state constitution and consists of the secretary of state, state treasurer and attorney general.

History: 1967 c. 327.

15.347 Same; councils. (1) NATURAL BEAUTY COUNCIL. There is created in the department of natural resources a natural beauty council. The council shall consist of one senator and 2 assemblymen appointed as are members of standing committees in the respective houses, 4 members representing state agencies and 6 citizen members.

(2) NATURAL RESOURCES COUNCIL OF STATE AGENCIES. There is created in the department of natural resources a natural resources council of state agencies consisting of 17 persons. Fifteen of the members shall represent 13 officers, departments or independent institutions and agencies as follows, and each member shall be designated by the respective named officer or head of the department or independent in-

stitution or agency: the governor, the attorney general, the public service commission, the board of regents of state universities, the departments of administration, of agriculture, of local affairs and development, of public instruction and of transportation, and the divisions of health, of conservation and of resource development shall each designate one member. The university of Wisconsin shall designate 3 members to represent, respectively, the cooperative extension services, the geological and natural history survey and the water resources center. In addition, the chairman of the legislative council shall designate 2 members of the council to be members.

(3) RECREATION COUNCIL. There is created in the department of natural resources a recreation council. The council shall consist of the governor, the secretary of natural resources, the secretary of health and social services, the chairman of the highway commission, the chairman of the soil conservation board and the recreation specialist in the department of natural resources. The governor shall serve as chairman of the council.

(4) SCIENTIFIC AREAS PRESERVATION COUNCIL. There is created in the department of natural resources a scientific areas preservation council. The council shall consist of a representative of each of the following:

(a) The department of natural resources, appointed by the board of natural resources, to serve as secretary.

(b) The university of Wisconsin, appointed by the board of regents of the university of Wisconsin.

(c) The state universities, appointed by the board of regents of state universities.

(d) The department of public instruction, appointed by the state superintendent.

(e) The Milwaukee public museum, appointed by its board of directors.

(f) The private colleges in this state, appointed by the council of the Wisconsin academy of sciences, arts and letters.

History: 1967 c. 326, 327 ss. 13, 18.

15.37 Department of public instruction; creation. There is created a department of public instruction under the direction and supervision of the state superintendent. To be eligible to the office of state superintendent of public instruction, a person at the time of his election must have taught or supervised teaching in this state for at least 5 years and hold the highest certificate which the state superintendent may issue.

History: 1967 c. 327,

15.371 Same; program responsibilities.

The department of public instruction shall have the program responsibilities specified for the department under title XIV and ss. 14.08, 14.235, 35.85 (6), 35.86, 36.02, 36.227 (6), 37.01, 37.13, 37.30, 41.39, 41.42 (2), 41.44, 41.55, 43.09, 43.10, 43.17, 43.19, 43.24, 47.095, 70.057 (3), 143.17 and 887.23. In addition:

(1) EDUCATIONAL APPROVAL BOARD. The educational approval board shall have the program responsibilities specified for the board under s. 115.40.

(2) DIVISION FOR HANDICAPPED CHILDREN. The division for handicapped children shall have the program responsibilities specified for the division under subch. IV of ch. 115.

(3) DIVISION FOR LIBRARY SERVICES. The division for library services shall have the program responsibilities specified for the division under ss. 43.09, 43.10 (2), 43.11 (3), 43.12, 43.13 and 43.14.

History: 1967 c. 214, 327 ss. 13, 18.

15.373 Same; specified divisions. (1)

DIVISION FOR HANDICAPPED CHILDREN. There is created in the department of public instruction a division for handicapped children.

(2) DIVISION FOR LIBRARY SERVICES. There is created in the department of public instruction a division for library services.

History: 1967 c. 327.

15.375 Same; attached boards and commissions. (1)

There is created an educational approval board which is attached to the department of public instruction under s. 15.03. The board shall consist of representatives of state agencies and other persons with a demonstrated interest in educational programs appointed to serve at the pleasure of the governor.

History: 1967 c. 214, 327 s. 18.

15.377 Same; councils. (1) COUNCIL OF

THE BLIND. There is created in the department of public instruction a council of the blind consisting of 3 members, who shall be visually handicapped and shall have a recognized interest in and a demonstrated knowledge of the problems of the visually handicapped, appointed by the state superintendent of public instruction for staggered 6-year terms. "Visually handicapped" means having a) a visual acuity equal to or less than 20/70 in the better eye with correcting lenses, or b) a visual acuity greater than 20/70 in the better eye with correcting lenses, but accompanied by a limitation in the field of vision such that the widest diameter of the visual field subtends an angle no greater than 20 degrees.

(2) COUNCIL ON LIBRARY DEVELOPMENT. There is created in the department of public instruction a council on library development consisting of the president of the university of Wisconsin, the director of the board of regents of state universities, the director of the board of vocational, technical and adult education and the director of the historical society, or their designees, and 7 persons, 3 to be professional librarians and 4 to be laymen, including at least one public library board member, with a demonstrated interest in library development, appointed for staggered 3-year terms.

History: 1967 c. 327.

15.40 Department of regulation and licensing; creation. There is created a department of regulation and licensing under the direction and supervision of the secretary of regulation and licensing.

(1) Section 15.04 (1) and (3) does not apply to the department of regulation and licensing but the secretary may create an administrative council for the department consisting of representatives of the division of nurses and the examining boards attached to the department.

(2) The board of nursing under s. 15.403, and each examining board attached to the department under s. 15.405, shall:

(a) Independently exercise its powers, duties and functions prescribed by law with regard to rule-making, licensing, certifying and regulation.

(b) Within the limitations prescribed by law, control the allocation, disbursement and budgeting of the funds it receives in connection with its licensing, certifying and related activities.

(c) Be the appointing and supervising authority of all personnel engaged in the performance of the powers, duties and functions to be independently exercised by the division of nurses and the examining boards with regard to rule-making, licensing, certifying and regulation.

(d) Maintain, in conjunction with their operations, in central locations designated by the department, all records of the division of nurses or the examining boards, respectively, pertaining to the functions independently retained by them.

(e) Compile and keep current a register of the names and addresses of all licensees to be retained by the department and which shall be available for public inspection during the times specified in s. 16.275 (6) (a).

(3) The secretary of regulation and licensing shall:

(a) Centralize, at the capital and in such district offices as the operations of the department, its divisions and the examining boards attached thereto may require, the routine housekeeping functions required by the department, by the divisions and by the examining boards.

(b) Provide the bookkeeping, payroll and accounting services, and the personnel advisory services required by the department.

(c) Handle all moneys received by the department and assign them to the proper accounts.

(d) Handle all moneys disbursed by the department, drawing vouchers in the name of the department or of the proper division or examining board against the proper appropriations. The department shall provide, upon request of an examining board or the division of nurses, a monthly report of the receipts and expenditures for the respective unit.

(e) Employ and supervise all staff required by the department in the performance of its function, except as provided in sub. (2) (c).

(f) With the advice of the board of nursing and the examining boards:

1. Provide the department with such supplies, equipment, office space and meeting facilities as are required for the efficient operation of the department.

2. Make all arrangements for meetings, hearings and examinations.

3. Provide such other services as the board of nursing or examining boards request.

(4) (a) Each division and examining board shall reassign duties among personnel so as to remove from personnel retained by it duties vested in the secretary under sub. (3).

(b) Any dispute between a division or examining board and the secretary shall be arbitrated by the governor or his designee after consultation with the disputants.

History: 1967 c. 327.

15.401 Same; program responsibilities.

The department of regulation and licensing shall have the program responsibilities specified for the department under ch. 129 and ss. 110.10, 110.16, 175.07, 175.08 and 175.13. In addition:

(1) DIVISION OF NURSES. The division of nurses shall have the program responsibilities specified for the division under ch. 149. In addition:

(a) *Registered nurses.* The examining council on registered nurses shall have the program responsibilities specified for the examining council under ss. 149.03 and 149.05.

(b) *Practical nurses.* The examining coun-

cil on licensed practical nurses shall have the program responsibilities specified for the examining council under s. 149.09.

(2) ACCOUNTING EXAMINING BOARD. The accounting examining board shall have the program responsibilities specified for the examining board under ch. 135.

(3) EXAMINING BOARD OF ARCHITECTS AND PROFESSIONAL ENGINEERS. The examining board of architects and professional engineers shall have the program responsibilities specified for the examining board under ss. 101.31 and 101.315.

(4) ATHLETIC EXAMINING BOARD. The athletic examining board shall have the program responsibilities specified for the examining board under ch. 169.

(5) BASIC SCIENCES EXAMINING BOARD. The basic sciences examining board shall have the program responsibilities specified for the examining board under ss. 147.01, 147.02, 147.03, 147.05, 147.06, 147.07, 147.08, 147.11, 147.12 and 147.14.

(6) CHIROPRACTIC EXAMINING BOARD. The chiropractic examining board shall have the program responsibilities specified for the examining board under ss. 147.23 to 147.26.

(7) DENTISTRY EXAMINING BOARD. The dentistry examining board shall have the program responsibilities specified for the examining board under ch. 152.

(8) MEDICAL EXAMINING BOARD. The medical examining board shall have the program responsibilities specified for the examining board under ch. 154 and ss. 147.13 to 147.19, 147.195, 147.20, 147.205 and 147.206.

(9) OPTOMETRY EXAMINING BOARD. The optometry examining board shall have the program responsibilities specified for the examining board under ch. 153.

(10) PHARMACY EXAMINING BOARD. The pharmacy examining board shall have the program responsibilities specified for the examining board under ch. 151 and s. 161.19.

(11) PHARMACY INTERNSHIP BOARD. The pharmacy internship board shall have the program responsibilities specified for the board under s. 151.015.

(12) REAL ESTATE EXAMINING BOARD. The real estate examining board shall have the program responsibilities specified for the examining board under ch. 136.

(13) VETERINARY EXAMINING BOARD. The veterinary examining board shall have the program responsibilities specified for the examining board under ch. 150.

(14) WATCHMAKING EXAMINING BOARD. The watchmaking examining board shall have

the program responsibilities specified for the examining board under ch. 125.

History: 1967 c. 327.

15.403 Same; specified divisions. (1)

DIVISION OF NURSES. There is created in the department of regulation and licensing a division of nurses. The division is under the direction and supervision of the board of nursing. The powers and duties of the board shall be regulatory, advisory and policy-making, and not administrative.

(a) *Board of nursing.* The board of nursing is created to consist of the state health officer or his designee; the administrator of the division; and 2 registered nurses from the Wisconsin nurses association, 2 registered nurses from the Wisconsin league for nursing, one licensed public health nurse from the division of health in the department of health and social services, one person from the state hospital association, one person from the Wisconsin conference of the Catholic hospital association and one person from the state medical society, appointed for staggered 4-year terms. Each nurse member of the board shall have:

1. Graduated from a program in professional nursing accredited by the state in which the program was conducted;
2. Graduated from a recognized college or university with at least a baccalaureate degree;
3. Varied experience in nursing, preferably including administration or teaching in a nursing education program;
4. Resided in this state for one year;
5. Current professional nurse registration; and
6. Membership in the nurse group from which such nurse is to be selected.

(b) *Examining councils.* The following examining councils are created in the division of nurses in the department of regulation and licensing. Section 15.08, except subs. (4) (b) and (5) thereof, shall apply to the examining councils.

1. Registered nurses. There is created an examining council on registered nurses to consist of the administrator of the division of nurses and 4 registered nurses of not less than 3 years' experience in nursing, appointed by the board of nursing for staggered 4-year terms.

2. Practical nurses. There is created an examining council on licensed practical nurses to consist of the administrator of the division of nurses, one registered nurse, 3 licensed practical nurses and one registered nurse who is a faculty member of an accredited school

for practical nurses, appointed by the board of nursing for staggered 3-year terms. No appointive member may be a member of the examining council on registered nurses.

History: 1967 c. 327.

15.405 Same; attached examining boards.

(1) **ACCOUNTING EXAMINING BOARD.** There is created an accounting examining board in the department of regulation and licensing. The examining board shall consist of 5 members, appointed for staggered 5-year terms, who shall hold certificates as certified public accountants authorized to practice in this state. Members may be selected from nominees of the Wisconsin society of certified public accountants. Any list of nominees submitted by the society shall bear the names of at least 7 nominees for each vacancy to be filled.

(2) **EXAMINING BOARD OF ARCHITECTS AND PROFESSIONAL ENGINEERS.** There is created an examining board of architects and professional engineers in the department of regulation and licensing. Any member appointed to the examining board shall have engaged in the practice of the profession of architecture or professional engineering for at least 10 years and shall have been in responsible charge of architectural or professional engineering work for at least 5 years. The examining board shall consist of 8 members: the dean of the college of engineering of the university of Wisconsin at Madison; the dean of the college of architecture of the university of Wisconsin or, if there is no such dean, the highest ranking professor in the field of architecture in the university, designated by the president of the university; 3 architects; and 3 professional engineers. The 3 architects and the 3 professional engineers shall be appointed by the industry, labor and human relations commission for staggered 3-year terms from lists, consisting of 2 or more names for each position to be filled, submitted by the architectural and engineering societies of the state. One professional engineer member of the examining board shall be a registered land surveyor. No appointed member may serve more than 2 consecutive terms.

(a) In operation, the examining board shall be divided into 2 sections, which shall each elect their own officers and meet at least twice annually. One section shall consist of the dean of the college of architecture of the university of Wisconsin or, if there is no such dean, the highest ranking professor in the field of architecture in the university, designated by the president of the university, and the architect members. The other section shall consist of

the dean of the college of engineering of the university of Wisconsin, and the engineering members.

(b) All matters pertaining to passing upon the qualifications of applicants for and the granting or revocation of registration, and all other matters of interest to either the architectural or engineering section shall be acted upon solely by the interested section.

(c) All matters of joint interest shall be considered by joint meetings of both sections of the examining board.

(3) **ATHLETIC EXAMINING BOARD.** There is created an athletic examining board in the department of regulation and licensing. The athletic examining board shall consist of 3 members appointed to staggered 5-year terms. The chairman shall file a bond under s. 19.01 in the sum of \$2,000 with surety approved by the examining board. The secretary may receive such additional compensation, not to exceed \$2,400 per year, as the examining board directs.

(4) **BASIC SCIENCES EXAMINING BOARD.** There is created a basic sciences examining board in the department of regulation and licensing. The basic sciences examining board shall consist of 3 members appointed for staggered 6-year terms. Persons appointed to the examining board shall be lay educators in the biological and physical sciences and shall not be members of the faculty of any school or of any department thereof teaching methods of treating the sick.

(5) **CHIROPRACTIC EXAMINING BOARD.** There is created a chiropractic examining board in the department of regulation and licensing. The chiropractic examining board shall consist of 3 members, appointed for staggered 6-year terms. Each member shall be licensed to practice chiropractic in this state and shall have been a practitioner of chiropractic in this state for the 3 years immediately preceding his appointment. Persons appointed to the examining board shall not be officers or employes of, or be financially interested in, any school or college of chiropractic, but each member appointed to the examining board shall be a graduate of a school of chiropractic.

(6) **DENTISTRY EXAMINING BOARD.** There is created a dentistry examining board in the department of regulation and licensing. The dentistry examining board shall consist of 5 members appointed for staggered 5-year terms. Each member shall be a licensed dentist in this state. No person shall be appointed to the examining board who is in any way connected with or has a financial interest in any

dental school or department. The examining board shall determine the qualifications of and appoint a director outside the classified service, but if one of the members serves as director then his salary shall be in lieu of the per diem.

(7) **MEDICAL EXAMINING BOARD.** There is created a medical examining board in the department of regulation and licensing. The medical examining board shall consist of 8 members appointed for staggered 4-year terms. Seven of the members shall be licensed doctors of medicine; one member shall be a licensed doctor of osteopathy. No person may be appointed to the examining board who is an instructor, stockholder or member of, or financially interested in, any school, college or university having a medical department, or of any school of osteopathy. The secretary may receive such additional compensation as the examining board directs.

(8) **OPTOMETRY EXAMINING BOARD.** There is created an optometry examining board in the department of regulation and licensing. The optometry examining board shall consist of 5 members appointed for staggered 5-year terms. Each member shall have been actively engaged in the practice of optometry for the 5 years immediately preceding his appointment. The secretary may receive such additional compensation as the examining board directs.

(9) **PHARMACY EXAMINING BOARD.** There is created a pharmacy examining board in the department of regulation and licensing. The pharmacy examining board shall consist of 5 members appointed for staggered 5-year terms. Each member shall be, at the time of the appointment, actively engaged in the full-time practice of pharmacy and shall have been licensed to practice pharmacy for at least 5 years preceding his appointment. No member may serve more than 2 terms. Appointments may be made from a list of 5 names submitted by a resolution of the board of directors of the Wisconsin pharmaceutical association for each vacancy. The examining board shall determine the qualifications of and appoint a director outside the classified service, but if one of the members serves as director then his salary shall be in lieu of the per diem.

(10) **PHARMACY INTERNSHIP BOARD.** There is created a pharmacy internship board in the department of regulation and licensing. Section 15.08 applies to the pharmacy internship board. The pharmacy internship board shall consist of 13 members: the 5 members of the pharmacy examining board, 4 members of the

faculty of the university of Wisconsin school of pharmacy appointed by the dean of the school, and 4 members appointed by the Wisconsin pharmaceutical association. The appointive members shall serve staggered 4-year terms. The internship board shall determine the qualifications of and appoint outside the classified service a full-time director of internship.

(11) **REAL ESTATE EXAMINING BOARD.** There is created a real estate examining board in the department of regulation and licensing. The real estate examining board shall consist of 3 members appointed to staggered 6-year terms. At least 2 of the members shall be real estate brokers licensed in this state. The examining board shall determine the qualifications of and appoint a director outside the classified service, but if one of the members serves as director then his salary shall be in lieu of the per diem.

(12) **VETERINARY EXAMINING BOARD.** There is created a veterinary examining board in the department of regulation and licensing. The veterinary examining board shall consist of 5 members appointed for staggered 5-year terms. Each member shall be licensed and actually engaged in the practice of veterinary medicine in this state. No member of the board shall in any way be financially interested in any school having a veterinary department. The examining board shall determine the qualifications of and appoint a director outside the classified service, but if one of the members serves as director then his salary shall be in lieu of the per diem.

(13) **WATCHMAKING EXAMINING BOARD.** There is created a watchmaking examining board in the department of regulation and licensing. The watchmaking examining board shall consist of 5 members appointed for staggered 5-year terms. Each member shall have actually engaged in the practice of watchmaking for 5 years immediately preceding his appointment. The secretary may receive such additional compensation as the board directs.

History: 1967 c. 237, 249, 297, 327 ss. 13, 18.

15.407 Same; councils. (1) **EXAMINING COUNCILS.** Each of the examining councils created in the department of regulation and licensing under this subsection shall serve the medical examining board in an advisory capacity in the formulating of rules to be adopted by the medical examining board for the regulation of a particular trade or profession. Section 15.08, except subs. (4) (b) and (5) thereof, shall apply to these examining councils.

(a) *Physical therapists.* There is created

a physical therapists examining council consisting of 3 registered physical therapists, each of whom shall have engaged in the practice of physical therapy for at least 3 years immediately preceding his appointment. Members shall be appointed by the medical examining board for staggered 3-year terms.

(b) *Podiatrists*. There is created a podiatrists examining council consisting of 3 podiatrists appointed by the medical examining board.

History: 1967 c. 327.

15.43 Department of revenue; creation.

There is created a department of revenue under the direction and supervision of the secretary of revenue.

History: 1967 c. 327.

15.431 Same; program responsibilities.

The department of revenue shall have the program responsibilities specified for the department under title X, chs. 139, 168 and 176 and ss. 13.44 (2), 25.08, 25.09, 36.30, 67.03, 68.02 to 68.06, 121.06, 128.14 (1), 311.05 and 963.03 (2).

History: 1967 c. 327.

15.46 Department of transportation; creation.

There is created a department of transportation under the direction and supervision of the secretary of transportation.

History: 1967 c. 327.

15.461 Same; program responsibilities.

The department of transportation shall have the program responsibilities specified for the department under title XXXII, chs. 84, 86, 110, 114, 194, and 218, subch. II of ch. 121 and ss. 14.53 (5m), 23.99, 24.40, 32.05, 32.18, 48.36 (1), 59.965, 60.29 (20) (e), 66.941 (6) and (7), 67.13 (2), 83.015 (3), 83.02, 83.10, 88.87 (2) (c), 103.50, 175.05, 182.33 (1), 182.48, 192.48, 236.12 and 313.093.

History: 1967 c. 327.

15.463 Same; specified divisions. (1)

DIVISION OF HIGHWAYS. There is created in the department of transportation a division of highways under the direction and supervision of the highway commission. One member of the commission shall be from the territory north of a line running along the southern boundaries of Pepin, Eau Claire, Clark, Marathon, Shawano and Oconto counties, one member shall be from the territory south of such line and east of a line running along the western boundaries of Outagamie, Winnebago, Fond du Lac, Dodge, Jefferson and Walworth counties and one member shall be from the territory south of the first line and west of

the second line. At least 2 members shall have had comprehensive business experience and practical knowledge of highway planning and construction.

(2) **DIVISION OF MOTOR VEHICLES.** There is created in the department of transportation a division of motor vehicles under the direction and supervision of the administrator of motor vehicles who shall be nominated by the governor, and with the advice and consent of the senate appointed, for a 6-year term expiring on March 1 of an odd-numbered year.

History: 1967 c. 327.

15.467 Same; councils. (1) COUNCIL ON TRAFFIC LAW ENFORCEMENT. There is created in the department of transportation a council on traffic law enforcement. The council shall consist of 17 members, as follows:

(a) Five members who shall be recognized community leaders in the fields of business, labor and industry, appointed for staggered 3-year terms.

(b) Eight members and 4 alternate members who are professionals in the traffic law enforcement field, appointed by the governor for staggered 3-year terms, to consist of 2 members and one alternate from each of the following groups: state traffic enforcement officers; county sheriffs and deputy sheriffs; county patrols; and municipal chiefs of police. An alternate shall represent any absent member of his group.

(c) Two senators and 2 assemblymen, including a member of the minority party from each house, appointed as are members of standing committees in the respective houses.

(2) **COUNCIL ON AERONAUTICS.** There is created in the department of transportation a council on aeronautics. The council shall consist of 5 members, who shall be qualified by their knowledge of, experience in or interest in, aeronautics appointed for staggered 6-year terms. The secretary of local affairs and development or his designee shall attend all meetings of the council, but shall have no official vote.

History: 1967 c. 327.

15.49 Department of veterans affairs; creation.

There is created a department of veterans affairs under the direction and supervision of the board of veterans affairs. The board shall consist of the governor, and 6 members who shall be veterans, including one who shall be a Spanish-American war veteran, appointed for staggered 6-year terms.

History: 1967 c. 327.

15.491 Same; program responsibilities.

The department of veterans affairs shall have the program responsibilities specified for the department under ch. 45 and ss. 25.36, 51.02, 51.12, 66.39, 66.92 and 278.16.

History: 1967 c. 327.

15.497 Same; councils. (1) **VETERANS MEMORIAL COUNCIL.** There is created in the department of veterans affairs a veterans memorial council. The council shall consist of the governor, the secretary of veterans affairs, the director of the historical society and 6 persons, of whom 3 shall be veterans approved by the Wisconsin veterans council and 3 shall be selected from patriotic organizations interested in the preservation and establishment of war and veterans memorials, appointed for staggered 6-year terms.

(2) **COUNCIL ON VETERANS PROGRAMS.** There is created in the department of veterans affairs a council on veterans programs consisting of one representative each of the state departments of the American Legion, the Disabled American Veterans, the Veterans of Foreign Wars, the Marine Corps League, the United Spanish War Veterans, the Navy Club of the U.S.A., the Veterans of World War II (AMVETS), the Veterans of World War I of the U.S.A., Inc., and the Military Order of the Purple Heart, one representative of the American Red Cross and one representative of the Wisconsin county veterans service officers, appointed for one-year terms by the organization each represents.

History: 1967 c. 327.

SUBCHAPTER III
INDEPENDENT AGENCIES

15.55 Office of commissioner of banking; creation. There is created an office of the commissioner of banking under the direction and supervision of the commissioner of banking. No person may be appointed commissioner who has not had actual practical experience for at least 10 years, either as an executive officer in a Wisconsin bank, or service in the office of the commissioner of banking, or a combination thereof.

History: 1967 c. 327.

15.551 Same; program responsibilities.

The office of the commissioner of banking shall have the program responsibilities specified for the office under chs. 186, 214, 216, 217, 220, 221, 222 and ss. 34.03, 34.04, 34.08, 34.10, 35.86, 43.28, 138.07, 138.09, 218.01, 218.02, 218.04, 218.05, 223.02, 223.12, 224.06 and 224.10. In addition:

(1) **BANKING REVIEW BOARD.** The banking review board shall have the program responsibilities specified for the board under ss. 220.02 (2), 220.035, 220.08, 220.085, 221.01, 221.046 and 221.205.

(2) **CONSUMER CREDIT REVIEW BOARD.** The consumer credit review board shall have the program responsibilities specified for the board under ss. 218.04 (9) and 220.037.

(3) **CREDIT UNION REVIEW BOARD.** The credit union review board shall have the program responsibilities specified for the board under ss. 186.015, 186.23, 186.24 and 186.29.

History: 1967 c. 327.

15.555 Same; attached boards and commissions.

(1) **BANKING REVIEW BOARD.** There is created in the office of the commissioner of banking a banking review board consisting of 5 persons, appointed for staggered 5-year terms. At least 3 members shall be experienced bankers having at least 5 years' experience in the banking business. No member is qualified to act in any manner involving a bank in which he is an officer, director or stockholder, or to which he is indebted.

(2) **CONSUMER CREDIT REVIEW BOARD.** There is created in the office of the commissioner of banking a consumer credit review board consisting of 5 persons, appointed for staggered 5-year terms. One member each shall be an individual holding a license, certificate of authority or permit issued under ch. 138, ch. 214 and s. 218.01 and with 5 years' practical experience in that field or as executive of a similarly qualified corporation. The commissioner of banking may call special meetings of the review board.

(3) **CREDIT UNION REVIEW BOARD.** There is created in the office of the commissioner of banking a credit union review board consisting of 5 persons, appointed for staggered 5-year terms. All members shall have at least 5 years' experience in the operation of a credit union. The commissioner may call special meetings of the review board.

History: 1967 c. 327.

15.58 Employment relations commission; creation. There is created an employment relations commission.

History: 1967 c. 327.

15.581 Same; program responsibilities.

The employment relations commission shall have the program responsibilities specified for the commission under subchs. I, III, IV and V of ch. 111.

History: 1967 c. 327.

15.587 Same; councils. (1) COUNCIL ON EMPLOYMENT RELATIONS. There is created in the employment relations commission a council on employment relations appointed by the employment relations commission to consist of one member of the commission who shall represent the general public and who shall serve as chairman and of an equal number of representatives of employes and employers. In appointing the representatives of employes, the commission shall give representation to organizations representing both affiliated and nonaffiliated labor unions and to organizations representing state employes for the purpose of collective bargaining. In appointing the representatives of employers, the commission shall give representation to employers in agricultural, industrial and commercial pursuits and to officers or agents of the state.

History: 1967 c. 327.

15.61 Grain and warehouse commission; creation. There is created a grain and warehouse commission. No person having a financial interest in a warehouse or in the transportation of grain or in the employ of an owner or operator of a warehouse or a stockholder or official of a common carrier may be appointed to the commission. Each member of the commission shall file a bond under s. 19.01 in the sum of \$5,000, with surety approved by the governor.

History: 1967 c. 327.

15.611 Same; program responsibilities. The grain and warehouse commission shall have the program responsibilities specified for the commission under ch. 126.

History: 1967 c. 327.

15.64 Co-ordinating council for higher education; creation. There is created a co-ordinating council for higher education consisting of 17 members, as follows:

(1) The state superintendent of public instruction.

(2) Nine citizen members nominated by the governor, and with the advice and consent of the senate appointed, to serve staggered 8-year terms.

(3) One member of the board of regents of the university of Wisconsin, selected annually by the board of regents.

(4) The president of the board of regents of the university of Wisconsin.

(5) One member of the board of regents of state universities, selected annually by the board of regents.

(6) The president of the board of regents of state universities.

(7) One member of the board of vocational, technical and adult education, selected annually by the board.

(8) The president of the board of vocational, technical and adult education.

(9) One member of a county teachers college board, appointed annually by the governor from recommendations made by the association of county teachers college boards.

History: 1967 c. 327.

15.641 Same; program responsibilities. The co-ordinating council for higher education shall have the program responsibilities specified for the co-ordinating council under subch. I of ch. 39. In addition:

(1) EDUCATIONAL BROADCASTING DIVISION. The educational broadcasting division shall have the program responsibilities specified for the division under s. 43.60.

History: 1967 c. 327.

15.643 Same; specified divisions. (1) EDUCATIONAL BROADCASTING DIVISION. There is created an educational broadcasting division which is attached to the co-ordinating council for higher education under s. 15.03. This division is under the direction and supervision of the educational broadcasting board, which is created to consist of the governor, the state superintendent of public instruction, the president of the university of Wisconsin and a representative of the university of Wisconsin designated by the board of regents, the director of the board of regents of state universities and the director of the board of vocational, technical and adult education, or their designees, and 3 public members.

History: 1967 c. 327.

15.67 Higher educational aids board; creation. There is created a higher educational aids board consisting of 15 members, appointed to serve at the pleasure of the governor. To represent the state institutions of higher education, 5 members shall be nominated to the governor by the co-ordinating council for higher education from its membership. To represent all private institutions of higher education, 5 members shall be nominated to the governor by joint action of the Wisconsin association of independent colleges and universities and the Wisconsin association of presidents and deans of institutions of higher learning. To represent the general public, the governor shall appoint 5 members directly.

History: 1967 c. 327.

15.671 Same; program responsibilities. The higher educational aids board shall have

the program responsibilities specified for the board under subch. II of ch. 39.

History: 1967 c. 327.

15.70 Historical society; continuation.

There is continued the state historical society of Wisconsin initially organized under chapter 17, laws of 1853, to be known for statutory purposes as the historical society.

History: 1967 c. 327.

15.701 Same; program responsibilities.

The historical society shall have the program responsibilities specified for the historical society under chapter 17, laws of 1853, ch. 44 and ss. 16.80, 18.03 (3), 27.01 (2) (d), 27.012, 35.24, 35.85 (12), 35.86, 43.11, 59.716, 59.717 and 220.08 (17).

History: 1967 c. 327.

15.707 Same; councils. (1) HISTORICAL MARKERS COUNCIL. There is created in the historical society an historical markers council. The council shall consist of the director of the historical society, the state superintendent of public instruction, the chairman of the highway commission, the secretary of natural resources and the secretary of the department of local affairs and development, or their designees. The director of the state historical society or his designee shall serve as secretary of the council.

History: 1967 c. 327.

15.73 Office of commissioner of insurance; creation. There is created an office of the commissioner of insurance under the direction and supervision of the commissioner of insurance. The person appointed commissioner of insurance shall be known to possess a knowledge of the subject of insurance, and skill in matters pertaining thereto. The commissioner shall not serve on or under any political committee or as manager of any political campaign for a candidate or party.

History: 1967 c. 327.

15.731 Same; program responsibilities.

The office of the commissioner of insurance shall have the program responsibilities specified for the office under chs. 199 to 212 and 645 and ss. 23.14, 66.911, 66.919 (2), 72.15 (4), 72.76 (3) and (4), 102.31, 102.65, 148.03, 151.17, 152.53, 182.032, 185.983, 185.984, 185.992, 185.994, 189.13 (7) and (8), 314.06 and 954.44.

History: 1967 c. 327.

15.737 Same; councils. (1) INSURANCE AGENTS COUNCIL. There is created in the office of the commissioner of insurance an insurance agents council consisting of the com-

missioner of insurance or his designee and 9 persons, at least 6 of whom are experienced and licensed as resident insurance agents, appointed by the commissioner of insurance for staggered 3-year terms. The commissioner or his designee shall serve as secretary of the council.

(2) COUNCIL ON EMPLOYEE WELFARE FUNDS. There is created in the office of the commissioner of insurance a council on employee welfare funds appointed by the commissioner to consist of 2 members representative of management, 2 members representative of employees, and 3 members to represent the general public from the fields of banking, economics and insurance.

History: 1967 c. 327.

15.76 Investment board; creation. There is created a state of Wisconsin investment board, to be known for statutory purposes as the investment board. The investment board shall consist of 7 members, as follows:

(1) The secretary of administration, or his designee.

(2) Four members appointed for staggered 6-year terms, who shall have had at least 10 years' experience in making investments, but any person having a financial interest in or whose employer is primarily a dealer or broker in securities or mortgage or real estate investments is not eligible for appointment, and any member who acquires such an interest or accepts such appointment shall thereupon vacate his membership.

(3) Two members appointed for staggered 6-year terms, one of whom shall be a member of the state teachers retirement system and one of whom shall be a participant in the Wisconsin retirement fund. Prior to the expiration of the term of either member, the governing board of the retirement system, he represents shall submit to the governor the names of one or more persons nominated by that board to serve as a member of the investment board. The governor shall make his nomination for the new term from the names so submitted.

History: 1967 c. 327.

15.761 Same; program responsibilities.

The investment board shall have the program responsibilities specified for the board under ss. 14.42 (16), 16.40, 25.14, 25.15, 25.155, 25.156, 25.16, 25.17, 25.18, 25.19, 42.65, 42.66, 70.115, 71.20 (4), 102.49, 102.59, 102.65 and 210.05.

History: 1967 c. 327.

15.79 Public service commission; creation.

There is created a public service commission. No member of the commission may have a financial interest in a railroad, public utility or motor carrier. If any member voluntarily becomes so interested, his office thereby shall become vacant. If he involuntarily becomes so interested, he shall divest himself of such interest within a reasonable time; failing to do so, his office shall become vacant. No commissioner may serve on or under any committee of a political party.

History: 1967 c. 327.

15.791 Same; program responsibilities.

The public service commission shall have the program responsibilities specified for the commission under chs. 184 and 190 to 198 and ss. 14.752, 18.01 (5) (b), 24.39 (4) (c), 26.20, 30.21 (2) (b), 30.33, 31.02 (5), 31.095, 31.15, 31.16, 31.17, 31.185 (3), 31.22, 31.27, 32.02 (13), 32.03 (3), 32.07 (4), 32.075, 35.28, 35.29 (2), 35.84, 59.96 (6) (ab), 59.965 (5) (g) and (h), 60.30 to 60.315, 62.16 (2) (b), 66.03 (4), 66.047, 66.06 to 66.072, 66.076, 66.077, 66.208, 66.30 (3n), 66.94 (30), 66.941 (4) (g), 71.18 (2), 84.05, 84.13 (1), 88.31, 88.66 (2), 88.87 (4), 88.88 (2), 146.07, 146.085, 182.0135, 182.017, 182.018, 182.36 and 346.45.

History: 1967 c. 327.

15.82 Office of commissioner of savings and loan; creation.

There is created an office of the commissioner of savings and loan under the direction and supervision of the commissioner of savings and loan. No person may be appointed commissioner who has not had actual practical experience for at least 5 years, either as an executive officer of a savings and loan association of this state, or service in the office of the commissioner of savings and loan, or a combination of both.

History: 1967 c. 327.

15.821 Same; program responsibilities.

The office of the commissioner of savings and loan shall have the program responsibilities specified for the office under chs. 215 and 216 and s. 220.023. In addition:

(1) SAVINGS AND LOAN REVIEW BOARD. The savings and loan review board shall have the program responsibilities specified for the board under ss. 215.02 to 215.07, 215.09 and 215.19 (4).

History: 1967 c. 327.

15.825 Same; attached boards and commissions.

(1) SAVINGS AND LOAN REVIEW BOARD. There is created in the office of the

commissioner of savings and loan a savings and loan review board consisting of 7 members, at least 5 of whom shall have not less than 10 years' experience in the savings and loan business in this state, appointed for staggered 4-year terms.

History: 1967 c. 327.

15.85 Office of commissioner of securities; creation. There is created an office of the commissioner of securities under the direction and supervision of the commissioner of securities.

History: 1967 c. 327.

15.851 Same; program responsibilities.

The office of the commissioner of securities shall have the program responsibilities specified for the office under ch. 189.

History: 1967 c. 327.

15.88 Board of regents of state universities; creation. There is created a board of regents of state universities consisting of the state superintendent of public instruction and 12 persons, at least one of whom shall be a woman, appointed for staggered 5-year terms.

History: 1967 c. 327.

15.881 Same; program responsibilities.

The board of regents of state universities shall have the program responsibilities specified for the board of regents under ch. 37 and ss. 17.07 (6), 32.02, 43.11 and 887.23.

History: 1967 c. 327.

15.91 Board of regents of university of Wisconsin; creation. There is created a board of regents of the university of Wisconsin consisting of the state superintendent of public instruction and 9 persons, not more than 2 of whom shall be residents of any one county, appointed for staggered 9-year terms.

History: 1967 c. 327.

15.911 Same; program responsibilities.

The board of regents of the university of Wisconsin shall have the program responsibilities specified for the board of regents under ch. 36 and ss. 16.21 (7), 25.17 (9), 32.02, 142.07, 142.08 and 887.23. In addition:

(1) SOIL CONSERVATION BOARD. The soil conservation board shall have the program responsibilities specified for the board under ss. 80.05, 80.39 (2), 84.02 (3), 84.11 (3) and 92.04.

(2) LABORATORY OF HYGIENE BOARD. The laboratory of hygiene board shall have the program responsibilities specified for the board under s. 36.225.

History: 1967 c. 327.

15.915 Same; attached boards and commissions.

(1) SOIL CONSERVATION BOARD. There is created a soil conservation board which is attached to the university of Wisconsin under s. 15.03. The board shall consist of a representative of the soil and water district supervisors, designated by the board of directors of the Wisconsin association of soil and water district supervisors; a representative of the dean of the college of agriculture of the university of Wisconsin designated by him; a staff member of the college of agriculture engaged in extension work with rural people also designated by him; the secretary of natural resources or a representative of the department of natural resources designated by him; and 4 practical farmers, each of whom shall be a co-operator having a farm plan approved by the local soil and water conservation district, appointed for staggered 4-year terms. The board may invite the U. S. secretary of agriculture to appoint one person to serve as an advisory member of the board.

(2) LABORATORY OF HYGIENE BOARD. There is created in the university of Wisconsin a laboratory of hygiene under the direction and supervision of the laboratory of hygiene board. The board shall consist of the president of the university of Wisconsin and the dean of its medical school, the chairman of the health and social services board, the secretary of natural resources, the state health officer and the director of the laboratory or their designees.

History: 1967 c. 327.

15.94 Board of vocational, technical and adult education; creation. There is created a board of vocational, technical and adult

education consisting of 11 members, as follows:

(1) The state superintendent of public instruction or his designee.

(2) A member or designee of the industry, labor and human relations commission, selected by the commission.

(3) Nine members, of whom 3 shall be employers of labor, 3 shall be employees who do not have employing or discharging power and 3 shall be persons whose principal occupation is farming and who are actually engaged in the operation of farms, appointed for staggered 6-year terms.

History: 1967 c. 327.

15.941 Same; program responsibilities.

The board of vocational, technical and adult education shall have the program responsibilities specified for the board under ch. 41 and ss. 25.01 (3), 36.227, 43.11 and 67.04 (6) and (7).

History: 1967 c. 327.

15.947 Same; councils. (1) COUNCIL ON FIRE PREVENTION TRAINING PROGRAMS. There is created in the board of vocational, technical and adult education a council on fire prevention training programs consisting of a representative of the division of emergency government designated by the administrator thereof; a representative of the department of industry, labor and human relations designated by the industry, labor and human relations commission; a representative of the commissioner of insurance designated by him; and 4 bona fide members of volunteer fire departments and 2 bona fide members of paid fire departments appointed for staggered 6-year terms.

History: 1967 c. 327.