

1993 Senate Bill 608

Date of enactment: **March 30, 1994**

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1993 WISCONSIN ACT 184

AN ACT relating to revising various provisions of the statutes for the purpose of deleting, replacing or otherwise modifying language that discriminates on the basis of sex (Revisor's Correction Bill).

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

PREFATORY NOTE: The revisor of statutes is permitted by s. 13.93 (1) (m), stats., to make corrections to the statutes to ensure that the statutory language does not discriminate on the basis of sex. Section 13.93 (1) (m), stats., provides that the corrections shall have no substantive effect.

This bill, prepared pursuant to s. 13.93 (1) (m), stats., deletes, replaces or otherwise modifies language that discriminates on the basis of sex to ensure that the language of the affected statutes does not discriminate on the basis of sex.

Revisions are also made to otherwise affected provisions for the purpose of correcting errors, supplying omissions, clarifying language and correcting and clarifying references; those revisions are explained in NOTES provided by the revisor of statutes in the body of the bill.

SECTION 1. 1.11 (2) (c) 4. of the statutes is amended to read:

1.11 (2) (c) 4. The relationship between local short-term uses of ~~man's~~ the human environment and the maintenance and enhancement of long-term productivity; and

SECTION 2. 5.02 (12) of the statutes is amended to read:

5.02 (12) "National office" means the offices of president and vice president of the United States, U.S. senator and ~~U.S. congressman~~ representative in congress.

SECTION 3. 5.62 (1) (b) of the statutes is amended to read:

5.62 (1) (b) Every recognized political party listed on the official ballot at the last gubernatorial election whose candidate for any statewide office received at least one percent of the total votes cast for that office and, if the last general election was also a presidential election, every

recognized political party listed on the ballot at that election whose candidate for president received at least one percent of the total vote cast for that office shall have a separate primary ballot or one or more separate columns or rows on the primary ballot as prescribed in par. (a) and a separate column on the general election ballot in every ward and election district. An organization which was listed as "independent" at the last general election and whose candidate meets the same qualification shall receive the same ballot status upon petition of the ~~chairman~~ chairperson and secretary of the organization to the board requesting such status and specifying their party name, which may not duplicate the name of an existing party. A petition under this paragraph may be filed no later than 5 p.m. on June 1 in the year of each general election. This paragraph applies to a party only if at least one candidate of the party for a state office qualifies to have his or her name appear on the ballot under the name of the party at the last gubernatorial election.

SECTION 4. 7.20 (5) of the statutes is amended to read:

7.20 (5) Each board of election commissioners shall choose its own ~~chairman~~ chairperson. An act of a majority of the board is an act of the board.

SECTION 5. 7.22 (2) of the statutes is amended to read:

7.22 (2) All expenses shall be paid upon order of the municipal board of election commissioners, signed by the ~~chairman~~ chairperson and executive director and countersigned by the city comptroller. The orders, made payable to persons in whose favor issued, shall be the

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vouchers for the city treasurer for the payment of the orders.

SECTION 6. 7.38 (3) (a) of the statutes is amended to read:

7.38 (3) (a) Except as provided in par. (d), after the death of a candidate nominated for a partisan office, either in a primary or when no primary is required under s. 8.50 (3) (b), the vacancy may be filled by the candidate's political party. In the case of county offices, the vacancy shall be filled by the ~~chairman~~ chairperson of the county committee. If no county committee exists, the vacancy shall be filled by the ~~chairman~~ chairperson of the state committee. For other offices, the vacancy shall be filled by the ~~chairman~~ chairperson of the state committee. The appropriate ~~chairman~~ chairperson shall file with the official or agency with whom nomination papers are filed for the office a certificate signed, certified and sworn to the same as an original nomination paper. The certificate shall state the cause of the vacancy, the name of the new nominee and the office for which the nomination is made. A political party may not nominate a candidate for an office for which no person representing that party has filed nomination papers and a declaration of candidacy.

SECTION 7. 7.38 (3) (c) of the statutes is amended to read:

7.38 (3) (c) If the vacancy occurs after ballots have been printed in any county or municipality, the ~~chairman~~ chairperson of the committee filling the vacancy shall supply the municipal clerk with stickers containing the name of the new nominee only. The stickers may be no larger than the space provided on the ballot for the original candidate's name and office.

SECTION 8. 7.38 (3) (e) of the statutes is amended to read:

7.38 (3) (e) In the event of failure to file the name of a current state ~~chairman~~ chairperson, as required under s. 8.17 (12), the board may not recognize the state committee for the purpose of filling vacancies under par. (a).

SECTION 9. 7.39 (1) of the statutes is amended to read:

7.39 (1) PARTY OBSERVERS. For every polling place, each recognized political party may appoint 2 party observers and an alternate for each, as observers of the election proceedings. The appointments may be made by the county committee of the party that nominated the candidates. Party appointments shall be filled by the ~~chairman~~ chairperson of the party. Except at primary elections, observers appointed by a party shall serve as observers for all candidates appearing on the ballot or in the column of that party.

SECTION 10. 8.05 (1) (f) of the statutes is amended to read:

8.05 (1) (f) Before balloting the caucus ~~chairman~~ chairperson shall announce the names of all candidates placed in nomination.

SECTION 11. 8.05 (1) (h) of the statutes is amended to read:

8.05 (1) (h) The 2 candidates receiving the highest number of votes cast for each office shall be nominated and certified by the caucus ~~chairman~~ chairperson and tellers to the municipal clerk. If a town under s. 5.60 (6) elects its supervisors to unnumbered seats, candidates equal to twice the number of positions to be filled, who receive the most votes, shall be nominated and certified.

SECTION 12. 8.10 (3) (i) of the statutes is amended to read:

8.10 (3) (i) For city offices in 1st class cities, not less than 1,500 nor more than 3,000 electors for city-wide offices, not less than 200 nor more than 400 electors for ~~aldermen~~ alderpersons elected from aldermanic districts and not less than 400 nor more than 800 electors for members of the board of school directors elected from election districts.

SECTION 13. 8.10 (3) (j) of the statutes is amended to read:

8.10 (3) (j) For city offices in 2nd and 3rd class cities, not less than 200 nor more than 400 electors for city-wide offices and not less than 20 nor more than 40 electors for ~~aldermen~~ alderpersons elected from aldermanic districts.

SECTION 14. 8.10 (3) (k) of the statutes is amended to read:

8.10 (3) (k) For city offices in 4th class cities, not less than 50 nor more than 100 for city-wide offices and not less than 20 nor more than 40 electors for ~~aldermen~~ alderpersons elected from aldermanic districts.

SECTION 15. 8.12 (1) (b) of the statutes is amended to read:

8.12 (1) (b) On the last Tuesday in January in each year in which electors for president and vice president are to be elected, there shall be convened in the capitol a committee consisting of, for each party filing a certification under this subsection, the state ~~chairman~~ chairperson of that state party organization or the ~~chairman's~~ chairperson's designee, one national committeeman and one national committeewoman designated by the state ~~chairman~~ chairperson; the speaker and the minority leader of the assembly or their designees, and the president and the minority leader of the senate or their designees. All designations shall be made in writing to the board. This committee shall organize by selecting an additional member who shall be the ~~chairman~~ chairperson and shall determine, and certify to the board no later than on the Friday following the last Tuesday in January, the names of all candidates of the political parties represented on the committee for the office of president of the United States. The committee shall place the names of all candidates whose candidacy is generally advocated or recognized in the national news media throughout the United States on the ballot, and may, in addition, place the names of other candidates on the ballot. The committee shall have sole dis-

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cretion to determine that a candidacy is generally advocated or recognized in the national news media throughout the United States.

SECTION 16. 8.17 (5) (b) of the statutes is amended to read:

8.17 (5) (b) A combined meeting of the county committee and members in good standing of the party in the county shall be held no sooner than 15 days after the September primary and no later than April 1 of the following year. At this meeting, the county committee offices of ~~chairman~~ chairperson, vice ~~chairman~~ chairperson, secretary and treasurer shall be filled by election by the committeemen, committeewomen and party members present and voting, each of whom is entitled to one vote. At this meeting, the county committee shall elect the members of the congressional district committee as provided in sub. (6) (b), (c) and (d). The secretary of the county committee shall give at least 7 days' written notice of the meeting to party and committee members. Individuals elected as county committee officers or as congressional district committee members may be, but are not required to be, committeemen or committeewomen. They are required to be party members in good standing. Their terms begin during the meeting immediately upon completion and verification of the voting for each office.

SECTION 17. 8.17 (5) (c) of the statutes is amended to read:

8.17 (5) (c) The secretary of the county committee shall notify the county clerk in writing of the name and address of the elected county committee ~~chairman~~ chairperson within 10 days of his or her election.

SECTION 18. 8.17 (5) (d) of the statutes is amended to read:

8.17 (5) (d) The ~~chairman~~ chairperson of the county committee shall notify the ~~chairman~~ chairperson of the state committee of the names and addresses of the individuals elected as congressional district committee members within 10 days of their election.

SECTION 19. 8.17 (5) (e) of the statutes is amended to read:

8.17 (5) (e) Except as authorized in this paragraph, all county committee meetings shall be called by the ~~chairman~~ chairperson of the county committee. The secretary of the county committee shall give at least 7 days' written notice of each meeting to the committee members. A majority of committee members may, upon petition to the ~~chairman~~ chairperson signed by all of them, demand that the ~~chairman~~ chairperson call a meeting. If after 3 days the ~~chairman~~ chairperson has failed to do so, the demanding members may designate one of them to call and preside at a meeting, also upon at least 7 days' written notice to all committee members. The member so designated shall provide the notice. Meetings called in either manner have equal standing.

SECTION 20. 8.17 (5) (g) of the statutes is amended to read:

8.17 (5) (g) Any vacancy in any county committee office, except the offices named in par. (b) shall be filled by the county committee, except that the county committee ~~chairman~~ chairperson may temporarily fill any vacancy.

SECTION 21. 8.17 (6) (e) of the statutes is amended to read:

8.17 (6) (e) At least once every year, the ~~chairman~~ chairperson of the congressional district committee shall call, with at least 30 days' notice in writing to the ~~chairman~~ chairperson of the county committee, or committees lying within the district, for a caucus of members of the party in the district. Committee offices of ~~chairman~~ chairperson, vice ~~chairman~~ chairperson, secretary, and treasurer shall be filled by a caucus in the time and manner prescribed by the constitution of either the district committee or the state committee. Individuals elected to these offices may be, but are not required to be, members of the congressional district committee. The secretary shall provide notice of all meetings of the congressional district committee.

SECTION 22. 8.17 (7) (a) 1. of the statutes is amended to read:

8.17 (7) (a) 1. The ~~chairman~~ chairperson of the congressional district committee shall call the first meeting within 10 days of delivery of the petition.

SECTION 23. 8.17 (7) (a) 3. of the statutes is amended to read:

8.17 (7) (a) 3. Committee offices of ~~chairman~~ chairperson, vice ~~chairman~~ chairperson, secretary, and treasurer shall be filled by election in the same manner as that provided for the county committee, and may be filled by individuals who are not committeemen or committeewomen.

SECTION 24. 8.17 (12) of the statutes is amended to read:

8.17 (12) The secretary of the state committee of each recognized political party under s. 5.62 (1) (b) or (2) shall notify the board in writing of the name and address of the elected state committee ~~chairman~~ chairperson within 10 days of his or her election.

SECTION 25. 8.18 (2) of the statutes is amended to read:

8.18 (2) The purpose of the convention is to nominate one presidential elector from each congressional district and 2 electors from the state at large. The names of the nominees shall be certified immediately by the ~~chairman~~ chairperson of the state committee of each party to the ~~chairman~~ chairperson of the elections board.

SECTION 26. 8.19 (1) of the statutes is amended to read:

8.19 (1) The state committee of any party polling less than 75,000 presidential votes in this state in the last election may change the name of the party. The new name may not duplicate that of an existing national party. A certificate of approval by the party's national committee

which has been certified by the national committee secretary, the state committee ~~chairman~~ chairperson and the state committee secretary shall be filed with the board.

SECTION 27. 8.35 (2) (b) of the statutes is amended to read:

8.35 (2) (b) If a vacancy in nomination occurs due to the death of a candidate, the officer or agency with whom nomination papers are filed for the office shall promptly notify the ~~chairman~~ chairperson, committee or body, if any, that the vacancy may be filled within 4 days of the date of the notice, as shown by the postmark if the notice is mailed. The ~~chairman~~ chairperson, committee or body may file a sworn certificate of nomination with the official or agency within the 4-day period.

SECTION 28. 8.50 (1) (a) of the statutes is amended to read:

8.50 (1) (a) When there is to be a special election, the special election for county clerk shall be ordered by the sheriff; the special election for any other county office shall be ordered by the county clerk except as provided in s. 17.21 (5); the special election for school board member in a school district organized under ch. 119 shall be ordered by the school board; the special election for municipal judge shall be ordered by the mayor, president or ~~chairman~~ chairperson of the municipality, except in 1st class cities; and all other special elections shall be ordered by the governor. When the governor or attorney general issues the order, it shall be filed and recorded in the office of the board. When the county clerk or sheriff issues the order, it shall be filed and recorded in the office of the county clerk. When the county executive issues the order, it shall be filed in the office of the county board of election commissioners. When the school board of a school district organized under ch. 119 issues the order, it shall be filed and recorded in the office of the city board of election commissioners. When the mayor, president or ~~chairman~~ chairperson issues the order, it shall be filed in the office of the municipal clerk or city board of election commissioners.

SECTION 29. 11.03 (1) of the statutes is amended to read:

11.03 (1) Elections for the positions of presidential elector, convention delegate and party committeeman or committeewoman are not subject to ss. 11.05 to 11.23 and 11.26 to 11.29.

SECTION 30. 11.31 (1) (g) 3. d. of the statutes is amended to read:

11.31 (1) (g) 3. d. Candidates for ~~alderman~~ alderperson, \$17,250.

SECTION 31. 13.095 of the statutes is amended to read:

13.095 Review of programs started with federal aid. State agencies responsible for the administration of federal contract or grant-in-aid programs shall promptly notify the federal aid management service of the department of administration whenever any program or project,

financed wholly or partially from federal aids, would have to be continued from state funds because federal aid will be or has been curtailed or withdrawn or because the federal program from which the aid was received has or will be expired. The federal aid management service under s. 16.545 shall promptly notify the joint committee on finance of all notifications received from state agencies. The ~~2 chairmen~~ cochairpersons of the joint committee on finance may thereupon schedule a public hearing for the purpose of exploring alternatives with regard to the future in this state of the program for which federal aid will be or has been reduced or eliminated. The chief executive officer of the department or independent agency administering such program shall appear at the hearing for the information of the joint committee. The joint committee shall submit its recommendations including suggested legislation to the legislature.

SECTION 32. 13.10 (1) of the statutes is amended to read:

13.10 (1) Except as otherwise expressly provided by law, all matters before the joint committee on finance which require the affirmative action of the committee, except those related to the receipt of reports for which no committee action is required and except those related to the drafting, introduction, consideration, modification, adoption, rejection, enactment or defeat of any bill, resolution, amendment, fiscal estimate or nomination, shall be considered by the committee according to the procedures under this section. The joint committee on finance shall hold regular quarterly meetings and shall hold special meetings upon call of the governor or upon call of the ~~chairmen~~ cochairpersons for the purposes of considering matters under this section.

SECTION 33. 13.10 (4) of the statutes is amended to read:

13.10 (4) All actions under this section shall be determined by a roll call vote. A copy of the minutes shall be signed by the secretary and approved by the presiding officers and be transmitted to the department of administration, the state auditor and the legislative reference bureau. All requests for action by the committee under this section may be approved in whole or in part by the governor and the part approved shall be so ordered, and the part objected to shall be returned to the committee for reconsideration. If the governor neither approves nor objects to a request within 15 working days after the committee takes action on the request, the request is approved in whole. The ~~chairmen~~ cochairpersons of the committee shall call a meeting or conduct a mail ballot within 15 working days after receipt of the governor's objection and if, after reconsideration, two-thirds of the members of the committee by a roll call vote or recorded ballot sustain the original action it shall be so ordered by signature of the ~~chairmen~~ cochairpersons of the committee.

SECTION 34. 13.101 (8) of the statutes is amended to read:

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13.101 (8) No part of any appropriation which is made conditional upon approval by the committee shall be effective and available until approval in writing signed by the governor and at least one of the ~~chairmen~~ chairpersons of the committee has been filed with the department of administration.

SECTION 35. 13.11 of the statutes is amended to read:

13.11 Records of joint committee on finance. The joint committee on finance shall keep a complete record of all legislation referred to it, and of its proceedings thereon. At the close of the session, such record shall be transmitted to the chief clerks and deposited by them with the secretary of state. The secretary of state, upon request therefor, shall deliver any such records of previous sessions to the joint committee on finance. Records so delivered shall be returned to the secretary of state by the ~~chairman~~ cochairpersons of the committee at or before the close of the session.

SECTION 36. 13.32 (1) of the statutes is amended to read:

13.32 (1) Upon the return of a subpoena issued under s. 13.31, duly served, and upon filing with the presiding officer of the house from which the subpoena issued a certificate of the ~~chairman~~ chairperson of the committee certifying that any person named therein failed or neglected to appear before the committee in obedience to the mandate of such subpoena, summary process to compel the attendance of such person shall be issued.

SECTION 37. 13.34 of the statutes is amended to read:

13.34 Refusal to testify. Every refusal to testify or answer any question, or to produce keys, books, records, documents or papers before any committee included within s. 13.31 shall be forthwith certified to the proper house by the ~~chairman~~ chairperson of such committee. Such certificate shall be transmitted, and the person so refusing taken, by the sergeant at arms or an assistant to the sergeant at arms, before such house to be dealt with according to law.

SECTION 38. 13.36 of the statutes is amended to read:

13.36 Witness fees. The compensation of all witnesses who are subpoenaed and appear pursuant to s. 13.31 shall be \$2 for each day's attendance and 10 cents per mile, one way, for travel to attend as such witness. The department of administration shall audit the accounts of such witnesses upon the certificate of the ~~chairman~~ chairperson of the committee before which any such witness has attended, stating the number of days' attendance and the distance the witness has traveled, and the accounts so audited shall be paid out of the state treasury and charged to the appropriation for the legislature.

SECTION 39. 13.45 (4) (a) of the statutes is amended to read:

13.45 (4) (a) Elect a ~~chairman~~ chairperson, vice ~~chairman~~ chairperson and secretary from among its members.

SECTION 40. 13.45 (4) (b) of the statutes is amended to read:

13.45 (4) (b) Meet at such times, and at such locations within this state, as the ~~chairman~~ chairperson with the consent of the members announces.

SECTION 41. 13.45 (6) (title) of the statutes is amended to read:

13.45 (6) (title) COMMITTEE MEMBERS MAY ADMINISTER OATHS.

SECTION 42. 13.47 (2) of the statutes is amended to read:

13.47 (2) DUTIES OF THE COMMITTEE. The committee, in groups or individually as assigned by the ~~cochairmen~~ cochairpersons with the consent of the committee, shall visit all institutions and office buildings owned or leased by the state and the capitol building and inspect the grounds and the buildings thereon. Each member shall participate in the groups to which he or she is assigned, but if the appointed member of the building commission is unable to participate in a specific visit he or she shall appoint an alternate member, selected from his or her house of the legislature, to participate in his or her place. It shall thoroughly inspect the state buildings or grounds and shall have free access to any part of such state buildings or the surrounding grounds and all persons therein in order to make such examination as it sees fit of the conditions found.

SECTION 43. 13.47 (3) of the statutes is amended to read:

13.47 (3) VISITS TO INSTITUTIONS RECEIVING STATE FUNDS. The committee, in groups or individually as assigned by the ~~cochairmen~~ cochairpersons with the consent of the committee, may visit any institution, program or organization in this state in which the state directly or indirectly has provided financial support. Upon request of the committee, any such institution, program or organization shall allow the committee to examine its records.

SECTION 44. 13.52 (1m) of the statutes is amended to read:

13.52 (1m) OFFICERS. The officers of this committee shall be a senate ~~chairman~~ chairperson and vice ~~chairman~~ chairperson, an assembly ~~chairman~~ chairperson and vice ~~chairman~~ chairperson and a secretary. The senate ~~chairman~~ chairperson and vice ~~chairman~~ chairperson shall be selected as are ~~chairmen~~ chairpersons and vice ~~chairmen~~ chairpersons of senate committees. The assembly ~~chairman~~ chairperson and vice ~~chairman~~ chairperson shall be appointed by the speaker. The secretary shall be elected by the committee from among its nonlegislator members.

SECTION 45. 13.52 (5) (b) of the statutes is amended to read:

13.52 (5) (b) Hold such hearings as are required to elicit information required to make its reports. Any member is empowered to administer oaths and examine witnesses. By subpoena, issued over the signature of the

~~cochairmen~~ cochairpersons and served in the manner in which circuit court subpoenas are served, it may summon and compel the attendance of witnesses and the production of records necessary or convenient to be examined or used by them in carrying out their functions. Any subpoenaed witness who fails to appear, refuses to answer inquiries, or fails or refuses to produce records within his or her control when demanded shall be reported by the committee to the circuit court of Dane county, whose duty it is to compel obedience to any such subpoena by attachment proceedings for contempt as in case of disobedience of the requirements of a subpoena issued from said court or a refusal to testify therein.

SECTION 46. 13.57 (1) of the statutes is amended to read:

13.57 (1) The legislative delegates to the national conference of state legislatures shall be designated by the committee on senate organization for the senate and by the speaker for the assembly. Vouchers to reimburse the actual and necessary expenses of the delegates to the conference shall be certified by the ~~chairman~~ chairperson of the committee on senate organization for the senate and by the speaker for the assembly.

SECTION 47. 13.57 (2) of the statutes is amended to read:

13.57 (2) Officers or employes under this chapter may be designated as delegates to the conference by the appropriate legislative officer or as provided by the appropriate governing body. Vouchers to reimburse the actual and necessary expenses of these delegates to the conference shall be certified by the ~~chairman~~ chairperson of the appropriate governing body or by the appropriate legislative officer.

SECTION 48. 13.82 (2) of the statutes is amended to read:

13.82 (2) PUBLIC HEARINGS. The council or any committee thereof when so authorized by the council may hold public hearings at such times and places within the state as are determined, and make such investigations and surveys as are deemed advisable or necessary to accomplish the purposes and intent of this section. Any member of the council or any legislative member of one of its committees may administer oaths to persons testifying before the council or any committee. By subpoena, issued over the signature of its ~~chairman~~ chairperson or acting ~~chairman~~ chairperson and served in the manner in which circuit court subpoenas are served, the council or any committee when authorized by the council, may summon and compel the attendance of witnesses. If any witness subpoenaed to appear before the council, or any committee thereof, refuses to appear or to answer inquiries propounded, the council or committee shall report the facts to the circuit court for Dane county, and that court shall compel obedience to the subpoena by attachment proceedings for contempt as in the case of disobe-

dience of the requirements of a subpoena issued from that court or a refusal to testify therein.

SECTION 49. 15.02 (2) of the statutes is amended to read:

15.02 (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~~ 3-member commission or a part-time policy-making board.

SECTION 50. 15.07 (2) (a) of the statutes is amended to read:

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

SECTION 51. 15.07 (2) (e) of the statutes is amended to read:

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

SECTION 52. 15.07 (2) (f) of the statutes is amended to read:

15.07 (2) (f) The state superintendent of public instruction or his or her designated representative shall serve as ~~chairman~~ chairperson of the school district boundary appeal board.

SECTION 53. 15.08 (2) of the statutes is amended to read:

15.08 (2) SELECTION OF OFFICERS. At its first meeting in each year, every examining board shall elect from among its members a ~~chairman~~ chairperson, vice ~~chairman~~ chairperson and, unless otherwise provided by law, a secretary. Any officer may be reelected to succeed himself or herself.

SECTION 54. 15.08 (3) (a) of the statutes is amended to read:

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

SECTION 55. 15.09 (3) of the statutes is amended to read:

15.09 (3) LOCATION AND 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~~ chairperson or a majority of its members. A council shall meet at such locations as may be determined by it unless the constitutional officer or secretary heading the department or the chief executive officer of

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the independent agency in which it is created determines a specific meeting place.

SECTION 56. 15.195 (2) of the statutes is amended to read:

15.195 (2) CONTROLLED SUBSTANCES BOARD. There is created in the department of health and social services a controlled substances board consisting of the attorney general, the secretary of health and social services and the secretary of agriculture, trade and consumer protection, or their designees; the ~~chairman~~ chairperson of the pharmacy examining board or a designee; and one psychiatrist and one pharmacologist appointed for 3-year terms.

SECTION 57. 15.377 (6) of the statutes is amended to read:

15.377 (6) COUNCIL ON LIBRARY AND NETWORK DEVELOPMENT. There is created in the department of public instruction a council on library and network development composed of 15 members. Seven of the members shall be library science, audiovisual and informational science professionals representative of various types of libraries and information services, including public libraries, public library systems, school libraries, public and private academic libraries, special libraries and library educators. Eight of the members shall be public members who have demonstrated an interest in libraries or other types of information services. The members of the council shall be appointed for 3-year terms. The council shall meet 6 times annually and shall also meet on the call of the state superintendent, and may meet at other times on the call of the ~~chairman~~ chairperson or a majority of its members.

SECTION 58. 15.615 (1) of the statutes is amended to read:

15.615 (1) BOARD OF STATE CANVASSERS. There is created a board of state canvassers which is attached to the elections board under s. 15.03. The board shall consist of the ~~chairman~~ chairperson of the elections board, the state treasurer and the attorney general. Two members constitute a quorum, but if only one member attends a meeting of the board, the clerk of the supreme court shall attend without delay upon notification by the attending member and, together with the attending member, shall form the board. If a member of the board is a candidate for an office to be canvassed by the board, upon the request of an opposing candidate for that office, the chief justice shall designate some other state officer or a circuit court judge to serve in lieu of such member at the board meeting when votes for that office are canvassed.

SECTION 59. 17.01 (8) of the statutes is amended to read:

17.01 (8) By the mayor or ~~alderman~~ alderperson or council member of a city, however organized, to the council; by other elective officers thereof, to the mayor; and by other city officers, to the officer or body having power to appoint in their stead.

SECTION 60. 17.14 (2) (intro.) of the statutes is amended to read:

17.14 (2) MEMBERS OF BOARDS OF REVIEW AND COUNTY BOARD. (intro.) Any supervisor, ~~alderman~~ alderperson, trustee or other officer who acts as a member of a board of review or of the county board of supervisors, for one or more of the following causes:

SECTION 61. 17.23 (1) (a) of the statutes is amended to read:

17.23 (1) (a) In cities of the 2nd, 3rd or 4th class, in the office of mayor, except as provided in s. 9.10, by appointment by the common council. In the office of ~~alderman~~ alderperson, by the common council, except as provided in s. 9.10. A person so appointed shall hold office until a successor is elected and qualified. A successor shall be elected for the residue of the unexpired term on the first Tuesday of April next after the vacancy happens, in case it happens no later than December 1 preceding the first Tuesday in April, but if the vacancy happens after December 1 preceding the first Tuesday in April, and before ~~such~~ that day, then the successor shall be elected on the first Tuesday in April of the next ensuing year; but no election to fill a vacancy in such office may be held at the time of holding the regular election for that office.

SECTION 62. 17.23 (1) (b) of the statutes is amended to read:

17.23 (1) (b) In 1st class cities, in the office of mayor, except as provided in s. 9.10, the vacancy shall be filled by the president of the common council as acting mayor until a special election can be held under this paragraph. In such case, the acting mayor may continue to serve as president of the common council, in addition to exercising the powers and responsibilities of the office of mayor, until such time as a new mayor is elected and qualified, but the acting mayor may not take part in any vote of the common council during that period. In the office of ~~alderman~~ alderperson, by special election, except as provided in s. 9.10. When a mayor is temporarily appointed, the common council shall order a special election for the office of mayor under s. 8.50 as promptly as possible, unless the vacancy occurs within 120 days of the expiration of the mayor's term of office. When an aldermanic seat becomes vacant, a successor shall be elected for the residue of the unexpired term on the first Tuesday of April or the Tuesday after the first Monday in November next after the vacancy happens, in case it happens no later than December 1 or June 1 preceding that day, but if the vacancy happens after December 1 or June 1 preceding that day, then the successor shall be elected on the following first Tuesday in April or Tuesday after the first Monday in November; but no election to fill a vacancy in such office may be held at the time of holding the regular election for that office. In addition, the president of the common council of any 1st class city may order a special

election to be held under s. 8.50 to fill a vacant aldermanic seat prior to the time when that seat is required to be filled under this paragraph. If a special election is held under this paragraph after a redistricting plan is adopted, the election shall be held in the aldermanic district as it existed when the office was filled at the last preceding election.

SECTION 63. 20.250 (1) (title) of the statutes is amended to read:

20.250 (1) (title) TRAINING OF HEALTH PERSONNEL.

SECTION 64. 20.923 (4) (e) 2. of the statutes is amended to read:

20.923 (4) (e) 2. Employment relations commission: ~~chairman~~ chairperson and members.

SECTION 65. 20.923 (4) (e) 10. of the statutes is amended to read:

20.923 (4) (e) 10. Public service commission: ~~chairman~~ chairperson and members.

SECTION 66. 21.19 (12) of the statutes is amended to read:

21.19 (12) The adjutant general shall provide from the appropriation under s. 20.465 (1) (c) a United States flag to the next of kin of each deceased member of the national guardsman guard who dies as a result of state service under s. 21.11.

SECTION 67. 23.15 (3) of the statutes is amended to read:

23.15 (3) Upon completion of such sale, the ~~chairman~~ chairperson and secretary of the natural resources board, or the secretary of natural resources, if the secretary is duly authorized by the natural resources board, shall execute such instruments as are necessary to transfer title and the natural resources board or its duly authorized agents shall deliver the same to the purchaser upon payment of the amount set forth in the application.

SECTION 68. 24.67 (1) (b) of the statutes is amended to read:

24.67 (1) (b) For a town, by its ~~chairman~~ chairperson.

SECTION 69. 24.67 (1) (e) of the statutes is amended to read:

24.67 (1) (e) For a vocational, technical and adult education district, by its district board ~~chairman~~ chairperson.

SECTION 70. 24.67 (1) (f) of the statutes is amended to read:

24.67 (1) (f) For a county, by the ~~chairman~~ chairperson of its board.

SECTION 71. 24.67 (1) (g) of the statutes is amended to read:

24.67 (1) (g) For a public inland lake protection and rehabilitation district, by the ~~chairman~~ chairperson of the board of commissioners.

SECTION 72. 27.065 (13) (c) of the statutes is amended to read:

27.065 (13) (c) Upon the making of any determination apportioning any such assessment, as herein pro-

vided, the county highway committee forthwith shall file a certified copy thereof with the county clerk of the county in which the land affected by such determination is situated. A copy of the county highway committee's determination apportioning any such assessment, duly certified by the ~~chairman~~ chairperson of such committee or by the county clerk, may be filed for record in the office of the register of deeds of such county, and, when so filed, shall be entitled to be recorded and be recorded in the same manner as conveyances of land. Within 10 days after the making of any such apportionment by the county highway committee, the county clerk shall file a certified copy thereof with the clerk of the municipality wherein such land is situated. Thereafter, the assessment as so apportioned shall be levied against each such lot or parcel created by division of the original parcel or any portion thereof until the full amount of the apportioned assessment and interest thereon has been paid with the same force and effect as though the apportioned assessment had been levied against such lot or parcel when the original assessment was made. Such lot or parcel shall be deemed to be relieved from the lien of the original assessment except as to the amount of such assessment apportioned to said lot or parcel as hereinabove provided.

SECTION 73. 27.11 (10) of the statutes is amended to read:

27.11 (10) SUSPENSION OR ABOLITION OF BOARD. The common council may by a two-thirds vote of the ~~aldermen-elect~~ alderpersons-elect either suspend the operation of or abolish such board. In case of such suspension or abolition the common council may exercise the powers of such board so far as may be necessary to carry out the terms of any contract or complete any proceeding already entered into by such board.

SECTION 74. 28.11 (11) (a) of the statutes is amended to read:

28.11 (11) (a) The county board may by resolution adopted by not less than two-thirds of its membership make application to the department to withdraw lands entered under this section. The county board shall first refer the resolution to the county forestry committee which shall consult with an authorized representative of the department in formulating its withdrawal proposal. The county board shall not take final action thereon until 90 days after such referral or until the report thereon of the forestry committee has been filed with the board. Such application shall include the land description and a statement of the reasons for withdrawal and any restrictions or other conditions of use attached to the land proposed for withdrawal. Upon the filing of such application the department shall investigate the same and it may conduct a public hearing thereon if it deems it advisable at such time and place as it sees fit. If requested by the county in writing the department shall hold a public hearing. During the course of its investigation the department shall make an examination of the character of the land,

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the volume of timber, improvements and any other special values and in the case of withdrawal for the purpose of sale to any purchaser other than the state or a local unit of government it shall establish a minimum value on the lands to be withdrawn. In making its investigation the department shall give full weight and consideration to the purposes and principles set forth in sub. (1) and it shall also weigh and consider the benefits to the people of the state as a whole, as well as to the county, from the proposed use against the benefits accruing to the people of the state as a whole and to the county under the continued entry of such lands. If the department finds that the benefits after withdrawal outweigh the benefits under continued entry and that the lands will be put to a better and higher use it shall make an order withdrawing such lands from entry, otherwise it shall deny the application. If the application is denied the county board may by resolution adopted by not less than two-thirds of its membership appeal to a review committee. The department shall submit the findings of its investigation and of any hearing on a proposed withdrawal to the committee which shall be composed of one member appointed by the county board submitting the application for withdrawal; one member from another county which has land enrolled under the county forest law, this member to be appointed by the governor and to be ~~chairman~~ chairperson of the review committee; one member appointed by the department; one member appointed by the university of Wisconsin from the college of agriculture; and a 5th member to be selected by unanimous vote of the appointed members or by the governor if they fail to achieve unanimity. This committee by majority vote shall, within 60 days after receiving the findings of the department, either approve the application for withdrawal if it finds the proposed use to be of a greater benefit considering all losses and benefits to the people of the state as a whole, as well as to the people of the county, or shall provisionally deny the application giving specific reasons why it finds the proposal deficient and making any suggestions for revising the application to reduce the conflict of the proposed use with the public interest. If the committee approves a withdrawal it shall notify the county board of its approval stating, as necessary, specific procedures to be followed by the county relating to such withdrawal. The county board may then by a resolution approved by not less than two-thirds of its membership, withdraw the lands from the county forest law and shall send copies of this resolution to the department and to the county register of deeds who shall record the same. If the committee provisionally denies the proposed withdrawal it may consider an amended application for withdrawal upon presentation of the application and supporting information, or it may require additional investigation of the amended application by the department before reconsidering the application. Any additional investigation shall include addi-

tional public hearings if requested by either the county, department or by the committee.

SECTION 75. 32.06 (7) of the statutes is amended to read:

32.06 (7) PETITION FOR CONDEMNATION PROCEEDINGS. If the jurisdictional offer is not accepted within the periods limited in sub. (6) or the owner fails to consummate an acceptance as provided in sub. (6), the condemnor may present a verified petition to the circuit court for the county in which the property to be taken is located, for proceedings to determine the necessity of taking, where such determination is required, and the amount of just compensation. The petition shall state that the jurisdictional offer required by sub. (3) has been made and rejected; that it is the intention of the condemnor in good faith to use the property or right therein for the specified purpose. It shall name the parties having an interest of record in the property as near as may be and shall name the parties who are minors or persons of unsound mind or unknown. The petition may not disclose the amount of the jurisdictional offer, and if it does so it is a nullity.

The petition shall be filed with the clerk of the court. Notice of the petition shall be given as provided in s. 32.05 (4) to all persons having an interest of record in the property, including the special guardian appointed for minors or incompetent persons. A lis pendens shall be filed on the date of filing the petition. The date of filing the lis pendens is the “date of evaluation” of the property for the purpose of fixing just compensation, except that if the property is to be used in connection with the construction of a facility, as defined under s. 196.491 (1), the “date of evaluation” is the date that the first advance plan identifying the property as a site or route under s. 196.491 (2) (a) 3. is filed with the public service commission, or the date which is 2 years prior to the date the certificate of public convenience and necessity is issued for the facility, whichever is earlier. The hearing on the petition may not be earlier than 20 days after the date of its filing unless the petitioner acquired possession of the land under s. 32.12 (1) in which event this hearing is not necessary. If the petitioner is entitled to condemn the property or any portion of it, the judge immediately shall assign the matter to the ~~chairman~~ chairperson of the county condemnation commissioners for hearing under s. 32.08. An order by the judge determining that the petitioner does not have the right to condemn or refusing to assign the matter to the ~~chairman~~ chairperson of the county condemnation commissioners may be appealed directly to the court of appeals.

SECTION 76. 32.08 (4) of the statutes is amended to read:

32.08 (4) Commissioners shall receive no salary but shall be compensated for actual service at an hourly rate to be fixed by the county board of the county. Commissioners shall also receive mileage at a rate fixed by the

county board for necessary and direct round trip travel from their homes to the place where the condemnation commission conducts its hearings. The ~~chairman~~ chairperson of the county commission shall receive such reasonable sum, computed at the hourly rate as fixed by the county board, as shall be allowed by the circuit judge having jurisdiction over the hearing, for his or her administrative work in selecting and notifying the commissioners to serve in the condemnation hearing and his or her necessary out-of-pocket expenses in connection with the hearing. All such compensation and expenses shall be paid by the condemnor on order approved by the circuit judge.

SECTION 77. 32.08 (5) of the statutes is amended to read:

32.08 (5) If the petitioner under s. 32.06 is entitled to condemn the property or any portion of it or interest therein, the circuit judge having jurisdiction of the petition, or to whom an application for county commissioner of condemnation review is taken from a highway taking award, shall assign the matter to the ~~chairman~~ chairperson of the county condemnation commissioners who shall within 7 days select 3 of the commissioners to serve as a commission to ascertain the compensation to be made for the taking of the property or rights in property sought to be condemned, fix the time and place of the hearing before the commission, which time shall not be less than 20 nor more than 30 days after the assignment date, and notify the parties in interest thereof. The judge's order of assignment shall be accompanied by a copy of the petition for condemnation. Notice shall be given to each interested person or, where the persons have appeared in the proceeding by an attorney then to the attorney, by certified mail with return receipt requested, postmarked at least 10 days prior to the date of hearing. If any party cannot be found and has not appeared in the proceedings, a class 3 notice shall be published, under ch. 985, in the community which the ~~chairman~~ chairperson of the condemnation commission directs. Costs of notification shall be paid by the petitioner upon certification by the commission ~~chairman~~ chairperson.

SECTION 78. 33.05 (5) of the statutes is amended to read:

33.05 (5) Recommending to the department lakes to be used as benchmarks in measuring ~~man-induced~~ human-induced effects on lake environments.

SECTION 79. 39.75 (3) (d) of the statutes is amended to read:

39.75 (3) (d) The commission shall elect annually, from among its members, a ~~chairman~~ chairperson, who shall be a governor, a vice ~~chairman~~ chairperson and a treasurer. The commission shall provide for the appointment of an executive director. Such executive director shall serve at the pleasure of the commission, and together with the treasurer and such other personnel as

the commission may deem appropriate shall be bonded in such amount as the commission shall determine. The executive director shall be secretary.

SECTION 80. 39.75 (6) (a) of the statutes is amended to read:

39.75 (6) (a) To assist in the expeditious conduct of its business when the full commission is not meeting, the commission shall elect a steering committee of 32 members which, subject to the provisions of this compact and consistent with the policies of the commission, shall be constituted and function as provided in the bylaws of the commission. One-fourth of the voting membership of the steering committee shall consist of governors, one-fourth shall consist of legislators, and the remainder shall consist of other members of the commission. A federal representative on the commission may serve with the steering committee, but without vote. The voting members of the steering committee shall serve for terms of 2 years, except that members elected to the first steering committee of the commission shall be elected as follows: 15 for one year and 15 for 2 years. The ~~chairman~~ chairperson, vice ~~chairman~~, chairperson and treasurer of the commission shall be members of the steering committee and, anything in this paragraph to the contrary notwithstanding, shall serve during their continuance in these offices. Vacancies in the steering committee shall not affect its authority to act, but the commission at its next regularly ensuing meeting following the occurrence of any vacancy shall fill it for the unexpired term. No person shall serve more than 2 terms as a member of the steering committee: provided that service for a partial term of one year or less shall not be counted toward the 2-term limitation.

SECTION 81. 43.11 (2) (b) of the statutes is amended to read:

43.11 (2) (b) Annually, the committee shall select a ~~chairman~~ chairperson, vice ~~chairman~~ chairperson and secretary from its membership. The committee shall meet at least once every 3 months and more often on the call of the ~~chairman~~ chairperson or a majority of its members.

SECTION 82. 43.54 (1) (am) of the statutes is amended to read:

43.54 (1) (am) Each public library established in a 1st class city shall be administered by a library board consisting of the president of the board of school directors or his or her designee, the superintendent of schools or his or her designee, a member of the county board of supervisors who resides in the county but outside the city, 3 ~~aldermen~~ alderpersons and 6 public members. The county board member shall be appointed by the county executive or county administrator and confirmed by the county board for a 4-year term commencing on May 1. The 3 ~~aldermen~~ alderpersons shall be appointed by the mayor on the 3rd Tuesday in April from among those ~~aldermen~~ alderpersons serving 4-year terms and shall

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serve on the library board during their aldermanic terms. The 6 public members shall be residents of the city. Five of the public members shall be appointed by the mayor on the 3rd Tuesday in April to staggered 4-year terms. One of the public members appointed by the mayor under this paragraph shall be designated by the mayor as his or her representative on the board. One public member shall be appointed by the president of the common council on the 3rd Tuesday in April for a 4-year term. The public member appointed by the president of the common council under this paragraph shall be designated by the president of the common council as his or her representative on the board.

SECTION 83. 44.13 (2) of the statutes is amended to read:

44.13 (2) The purpose of this museum as an educational facility is to portray graphically the hand and horse-drawn vehicle development in bygone days, so that the great and dramatic changes in land transportation may be made vivid to this and future generations. Selected examples of these vehicles illustrating the ingenuity, inventiveness and artistic skills of the pioneer ~~craftsman~~ craftsperson may be preserved and exhibited in a dignified, appropriate and effective manner.

SECTION 84. 45.14 (2) of the statutes is amended to read:

45.14 (2) Except as provided under sub. (3), the commission may furnish aid to any person within s. 45.10 if the right of such person to aid shall be established to its satisfaction. The secretary of the commission shall make and deposit with the county clerk a list containing the name, place of residence and the amount to be paid each such person, which shall be signed by the ~~chairman~~ chairperson and secretary. The total disbursements made by the commission shall not exceed the amount collected from the tax levied. When such lists are filed the county clerk shall issue an order upon the county treasurer for the sum designated therein in each case and deliver it to the person entitled thereto. The commission may furnish aid in a different manner than by supplying money. The commission may request the county clerk to issue an order upon the county treasurer to a purveyor of services or commodities for the purchase of such services or commodities or the commission may furnish such supplies as it deems best. The commission shall make a detailed report to the county board at each annual session thereof showing the amount expended.

SECTION 85. 45.185 (3) of the statutes is amended to read:

45.185 (3) The ~~chairman~~ chairperson of the board and the clerk of such county, upon receipt of such report, shall draw an order on the county treasurer for the amount of the expenses so incurred, payable to the person or persons designated in said report as entitled thereto.

SECTION 86. 51.61 (1) (L) of the statutes is amended to read:

51.61 (1) (L) Have the right to religious worship within the facility if the patient desires such an opportunity and a ~~clergyman~~ member of the clergy of the patient's religious denomination or society is available to the facility. The provisions for such worship shall be available to all patients on a nondiscriminatory basis. No individual may be coerced into engaging in any religious activities.

SECTION 87. 59.07 (57) of the statutes is amended to read:

59.07 (57) INTERGOVERNMENTAL COMMITTEES; APPROPRIATION. In counties having a population of 500,000 or more, appropriate money to defray the expenses of any intergovernmental committee organized in the county with participation by the county board to study countywide governmental problems, and make recommendations thereon. All items of expense paid out of the appropriations shall be presented on vouchers signed by the ~~chairman~~ chairperson and secretary of the intergovernmental committee.

SECTION 88. 61.75 (1) of the statutes is amended to read:

61.75 (1) "~~Aldermen~~" "Alderpersons" means "village trustees".

SECTION 89. 62.09 (1) (a) of the statutes, as affected by 1993 Wisconsin Act 27, is amended to read:

62.09 (1) (a) The officers shall be a mayor, treasurer, clerk, comptroller, attorney, engineer, one or more assessors unless the city is assessed by a county assessor under s. 70.99, one or more constables as determined by the common council, a local health officer, as defined in s. 250.01 (5), or local board of health, as defined in s. 250.01 (3), street commissioner, board of police and fire commissioners except in cities where not applicable, chief of police, chief of the fire department, board of public works, 2 ~~aldermen~~ alderpersons from each aldermanic district, and such other officers or boards as are created by law or by the council. If one ~~alderman~~ alderperson from each aldermanic district is provided under s. 66.018 (1), the council may, by ordinance adopted by a two-thirds vote of all its members and approved by the electors at a general or special election, provide that there shall be 2 ~~aldermen~~ alderpersons from each aldermanic district.

SECTION 90. 62.09 (1) (b) of the statutes is amended to read:

62.09 (1) (b) The council, by a two-thirds vote, may dispense with the offices of street commissioner, engineer, comptroller, constable and board of public works, and provide that the duties thereof be performed by other officers or board, by the council or a committee thereof. The council may, by charter ordinance, adopted pursuant to s. 66.01, provide that there shall be one ~~alderman~~ alderperson from each aldermanic district. Any office dispensed with under this paragraph may be recreated in like

manner, and any office created under this section may be dispensed with in like manner.

SECTION 91. 62.09 (3) (a) of the statutes is amended to read:

62.09 (3) (a) The mayor and ~~aldermen~~ alderpersons shall be elected by the voters.

SECTION 92. 62.09 (5) (a) of the statutes is amended to read:

62.09 (5) (a) The regular term of office of mayor and ~~alderman~~ alderperson shall commence on the 3rd Tuesday of April in the year of their election. The regular terms of other officers shall commence on May 1 succeeding their election unless otherwise provided by ordinance or statute.

SECTION 93. 62.09 (5) (c) of the statutes is amended to read:

62.09 (5) (c) The council may, by a record vote of two-thirds of all the members, by ordinance adopted and published previous to publication of the notice of the election at which ~~aldermen~~ alderpersons are to be elected, provide for a division of the ~~aldermen~~ alderpersons into two classes, one class to be elected for two years and the other for four years, and thereafter the term of ~~aldermen~~ alderpersons shall be four years.

SECTION 94. 62.09 (6) (a) of the statutes is amended to read:

62.09 (6) (a) Salaries shall be paid the mayor or ~~aldermen~~ alderpersons only when ordered by a vote of three-fourths of all the members of the council. Salaries heretofore established shall so remain until changed by ordinance.

SECTION 95. 62.11 (1) of the statutes is amended to read:

62.11 (1) HOW CONSTITUTED. The mayor and ~~aldermen~~ alderpersons shall be the common council. The mayor shall not be counted in determining whether a quorum is present at a meeting, but may vote in case of a tie. When the mayor does vote in case of a tie the mayor's vote shall be counted in determining whether a sufficient number of the council has voted favorably or unfavorably on any measure.

SECTION 96. 62.11 (3) (b) of the statutes is amended to read:

62.11 (3) (b) Two-thirds of the members shall be a quorum, except that in cities having not more than five ~~aldermen~~ alderpersons a majority shall be a quorum. A less number may compel the attendance of absent members and adjourn. A majority of all the members shall be necessary to a confirmation. In case of a tie the mayor shall have a casting vote as in other cases.

SECTION 97. 62.23 (1) (a) of the statutes is amended to read:

62.23 (1) (a) The council of any city may by ordinance create a "City Plan Commission," to consist of the mayor, who shall be its presiding officer, the city engineer, the president of the park board, an ~~alderman~~ alder-

person, and 3 citizens. In case the city has no engineer or no park board, an additional citizen member shall be appointed so that the board has at all times 7 members. Citizen members shall be persons of recognized experience and qualifications. The council may by ordinance provide that the membership of the commission shall be as provided thereunder.

SECTION 98. 62.23 (1) (b) of the statutes is amended to read:

62.23 (1) (b) The ~~alderman~~ alderperson member of the commission shall be elected by a two-thirds vote of the council, upon the creation of the commission, and during each April thereafter.

SECTION 99. 62.23 (7) (e) 2. of the statutes is amended to read:

62.23 (7) (e) 2. The board of appeals shall consist of 5 members appointed by the mayor subject to confirmation of the common council for terms of 3 years, except that of those first appointed one shall serve for one year, 2 for 2 years and 2 for 3 years. The members of the board shall serve at such compensation to be fixed by ordinance, and shall be removable by the mayor for cause upon written charges and after public hearing. The mayor shall designate one of the members ~~chairman~~ as chairperson. The board may employ a secretary and other employes. Vacancies shall be filled for the unexpired terms of members whose terms become vacant. The mayor may appoint, for staggered terms of 3 years, 2 alternate members of such board, in addition to the 5 members above provided for. Annually, the mayor shall designate one of the alternate members as 1st alternate and the other as 2nd alternate. The 1st alternate shall act, with full power, only when a member of the board refuses to vote because of interest or when a member is absent. The 2nd alternate shall so act only when the 1st alternate so refuses or is absent or when more than one member of the board so refuses or is absent. The above provisions, with regard to removal and the filling of vacancies, shall apply to such alternates.

SECTION 100. 62.26 (4) of the statutes is amended to read:

62.26 (4) REWARDS. When any heinous offense or crime has been committed against life or property within any city the mayor, with the consent of a majority of the ~~aldermen~~ alderpersons, may offer a reward for the apprehension of the criminal or perpetrator of such offense.

SECTION 101. 64.26 (1) of the statutes is amended to read:

64.26 (1) The term of office of the mayor and ~~aldermen~~ alderpersons of any city so adopting the commission form of government shall end on the third Tuesday in April next succeeding the first municipal election held after such adoption.

SECTION 102. 64.37 (3) of the statutes is amended to read:

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64.37 (3) The common council of any such city that has abandoned the commission form of government and before effective reorganization under ch. 62, may by an ordinance adopted by a two-thirds vote of all its members, provide that the membership of the common council to be first elected upon such reorganization shall consist of one ~~alderman~~ alderperson from each aldermanic district. Thereafter the membership of the council shall not be increased or decreased except as provided in s. 62.09 (1) (b).

SECTION 103. 64.39 (title) of the statutes is amended to read:

64.39 (title) Number of alderpersons in 2nd and 3rd class cities; election of officers in 2nd class cities.

SECTION 104. 64.40 (1) of the statutes is amended to read:

64.40 (1) Any city described in s. 64.39 may, in the manner therein provided, vote on the question of changing from a mayor and 2 council members to a mayor and one ~~alderman~~ alderperson for each four thousand or major fraction thereof of population to be elected at large, the mayor to receive a salary of not to exceed \$3,600 per year and each ~~alderman~~ alderperson to receive a salary of not to exceed \$100 per month. The question to be submitted shall be substantially as follows: “Shall the council of the city of be increased from a mayor and 2 council members to a mayor and one ~~alderman~~ alderperson for each four thousand or major fraction thereof of population in accordance with the provisions of s. 64.40 of the statutes?”.

SECTION 105. 64.40 (2) of the statutes is amended to read:

64.40 (2) If a majority of the votes cast upon the question be in favor thereof there shall be elected at the election held as provided by law upon the first Tuesday of April next succeeding a mayor and one ~~alderman~~ alderperson for each four thousand or major fraction thereof of population all elected at large. Each such officer shall be nominated and elected in the manner provided by law for the nomination and election of candidates in cities other than those operating under this chapter. The ~~aldermen~~ alderpersons first elected shall be divided as nearly as may be into 2 equal classes, one class to serve for one year and the other class to serve for 2 years from the third Tuesday of April following such election. Thereafter the term of each ~~alderman~~ alderperson elected for a full term shall be 2 years. The ~~time term~~ of office of the mayor shall be 2 years. The mayor and ~~aldermen~~ alderpersons shall hold office until the election and qualification of their respective successors.

SECTION 106. 65.05 (1) of the statutes is amended to read:

65.05 (1) The common council, by vote of the majority of all the ~~aldermen~~ alderpersons, may make such changes in the proposed budget submitted by the board of estimates, and by the finance committee, either as to

purposes or amounts for which money may be expended and as to purposes or amounts for which bonds or mortgage certificates may be issued as it may deem best.

SECTION 107. 65.05 (4) of the statutes is amended to read:

65.05 (4) The common council, on or before November 14, shall adopt the proposed budget by a majority vote of all the ~~aldermen~~ alderpersons either as submitted or as changed by the council. It shall not be necessary to refer the budget to a committee of the common council.

SECTION 108. 65.05 (7) of the statutes is amended to read:

65.05 (7) The common council shall vote on each item disapproved by the mayor separately, and if the mayor’s disapproval is sustained it shall affect only the items so disapproved and sustained. The council may thereupon proceed, by an affirmative vote of a majority of the ~~aldermen~~ alderpersons, to adopt a substitute for the item rejected which shall be separately submitted to the mayor subject to the mayor’s approval. All items not disapproved by the mayor and sustained by the council shall constitute the budget and be in full force. The budget shall thereupon be filed in the office of the comptroller who shall forthwith have the same printed and made available for general distribution. In case of an obvious error in authorizing any salary or position as provided in s. 65.02 (8) (b), the common council may by a three-fourths vote of all its members correct such error in the period between the adoption of the budget and December 31 inclusive of each year.

SECTION 109. 65.05 (9) of the statutes is amended to read:

65.05 (9) The compensation rates of pay and the number of positions established in the budget shall determine the compensation to be paid and the number of positions for the ensuing fiscal year except that additional positions may be established where necessary during the year by resolution adopted by three-fourths vote of all the ~~aldermen~~ alderpersons.

SECTION 110. 65.06 (6) (a) of the statutes is amended to read:

65.06 (6) (a) The common council, by resolution adopted by a three-fourths vote of all the ~~aldermen~~ alderpersons, may appropriate money from its contingent fund for any lawful purpose.

SECTION 111. 65.06 (8) of the statutes is amended to read:

65.06 (8) Any department charged by law with the construction, extension, operation and maintenance of a waterworks or lighting system or any public utility may spend money from the surplus revenue of such waterworks or lighting system or utility in addition to the sum specified in the budget when deemed necessary to maintain the service, upon being authorized so to do by a three-fourths vote of all the ~~aldermen~~ alderpersons of the common council, specifying by resolution the purpose

for which and the sum appropriated. Before any money shall be so expended a copy of the resolution authorizing it shall be certified to the comptroller.

SECTION 112. 65.06 (9) of the statutes is amended to read:

65.06 (9) Unless otherwise specifically provided by law, no municipal bonds other than those provided for in the budget shall be issued during the ensuing fiscal year, except in case of great emergency when necessary to protect the public health or safety, and then only when authorized by the common council by a three-fourths vote of all the ~~aldermen~~ alderpersons.

SECTION 113. 65.06 (13) of the statutes is amended to read:

65.06 (13) The common council may at any time suspend the expenditure of any fund assigned to any department by the budget which has not been expended or reserved for the payment of indebtedness incurred by the department. Such action by the council shall be by a majority vote of all the ~~aldermen~~ alderpersons but shall not apply to the funds of a department which determines its own tax levy and whose funds are not subject to the control of the common council.

SECTION 114. 66.018 (1) of the statutes is amended to read:

66.018 (1) ORDER. The circuit court's order for an incorporation referendum shall specify the voting place and the date of the referendum, which shall be not less than 6 weeks from the date of the order, and name 3 inspectors of election. If the order is for a city incorporation referendum the order shall further specify that 7 ~~aldermen~~ alderpersons shall be elected at large from the proposed city. The city council at its first meeting shall determine the number and boundaries of wards in compliance with s. 5.15 (1) and (2), and the combination of wards into aldermanic districts. The number of ~~aldermen~~ alderpersons per aldermanic district shall be determined by charter ordinance.

SECTION 115. 66.045 (3) of the statutes is amended to read:

66.045 (3) Compensation for the special privilege shall be paid into the general fund and shall be fixed, in towns by the ~~chairman~~ chairperson, in villages by the president, and in cities by a board consisting of the board or commissioner of public works, city attorney and mayor.

SECTION 116. 66.187 of the statutes is amended to read:

66.187 (title) Police authority to alderpersons in 1st class cities repealed. No common council in a 1st class city by ordinance may give ~~aldermen~~ alderpersons the powers of city police officers.

SECTION 117. 66.192 (1) (b) of the statutes is amended to read:

66.192 (1) (b) With the office of ~~alderman~~ alderperson or council member in any city in which the district

from which such ~~alderman~~ alderperson or council member is elected is coterminous with the boundaries of any supervisory district established under s. 59.03 (3).

SECTION 118. 66.296 (3) of the statutes is amended to read:

66.296 (3) Whenever any of the lots or lands aforesaid is owned by the state, county, city or village, or by a minor or incompetent person, or the title thereof is held in trust, as to all lots and lands so owned or held, petitions for discontinuance or objections to discontinuance may be signed by the governor, ~~chairman~~ chairperson of the board of supervisors of the county, mayor of the city, president of the village, guardian of the minor or incompetent person, or the trustee, respectively, and the signature of any private corporation may be made by its president, secretary or other principal officer or managing agent.

SECTION 119. 66.40 (5) (c) of the statutes is amended to read:

66.40 (5) (c) When the office of the first ~~chairman~~ chairperson of the authority becomes vacant, the authority shall select a ~~chairman~~ chairperson from among its members. An authority shall select from among its members a ~~vice-chairman~~ vice chairperson, and it may employ a secretary (who shall be executive director), technical experts and such other officers, agents and employes, permanent and temporary, as it may require, and shall determine their qualifications, duties and compensation. An authority may call upon the city attorney or chief law officer of the city for such legal services as it may require. An authority may delegate to one or more of its agents or employes such powers or duties as it may deem proper.

SECTION 120. 66.405 (3) (h) of the statutes is amended to read:

66.405 (3) (h) "Local governing body" shall mean the board of ~~aldermen~~ alderpersons, common council, council, commission or other board or body vested by the charter of the city or other law with jurisdiction to adopt or enact ordinances or local laws.

SECTION 121. 66.43 (3) (f) of the statutes is amended to read:

66.43 (3) (f) "Local legislative body" means the board of ~~aldermen~~ alderpersons, common council, council, commission or other board or body vested by the charter of the city or other law with jurisdiction to enact ordinances or local laws.

SECTION 122. 66.431 (4) (g) of the statutes is amended to read:

66.431 (4) (g) "Local legislative body" means the board of ~~aldermen~~ alderpersons, common council, council, commission or other board or body vested by the charter of the city or other law with jurisdiction to enact ordinances or local laws.

SECTION 123. 66.431 (5) (a) 6. of the statutes is amended to read:

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66.431 (5) (a) 6. The ~~chairman~~ chairperson of the authority or the vice ~~chairman~~ chairperson in the absence of the ~~chairman~~ chairperson, selected by vote of the commissioners, and the executive director or the assistant director in the absence of the executive director is authorized to execute on behalf of the authority all contracts, notes and other forms of obligation when authorized by at least 4 of the commissioners of the authority to do so.

SECTION 124. 66.433 (5) of the statutes is amended to read:

66.433 (5) ORGANIZATION. The commission shall meet in January, April, July and October of each year, and may meet at such additional times as the members determine or the ~~chairman~~ chairperson directs. Annually, it shall elect from its membership a ~~chairman~~ chairperson, vice ~~chairman~~ chairperson and secretary. A majority of the commission shall constitute a quorum. Members of the commission shall receive no compensation, but each member shall be entitled to actual and necessary expenses incurred in the performance of commission duties. The commission may appoint consulting committees consisting of either members or nonmembers or both, the appointees of which shall be reimbursed their actual and necessary expenses. All expense accounts shall be paid by the commission on certification by the ~~chairman~~ chairperson or acting ~~chairman~~ chairperson.

SECTION 125. 66.527 (2) (a) of the statutes is amended to read:

66.527 (2) (a) Any such governmental unit may delegate the power to establish, maintain and operate a department of public recreation to a board of recreation, which shall consist of 3 members and shall be appointed by the ~~chairman~~ chairperson or other presiding officer of the governing body. The first appointments shall be made so that one member will serve one year, one for 2 years and one for 3 years; thereafter appointments shall be for terms of 3 years.

SECTION 126. 66.54 (6) (a) of the statutes is amended by replacing “Chairman” with “Chairperson”.

SECTION 127. 66.943 (4) of the statutes is amended to read:

66.943 (4) The transit commission shall consist of not less than 3 members to be appointed by the mayor and approved by the council, one of whom shall be designated ~~chairman~~ as chairperson.

SECTION 128. 66.943 (7) (b) of the statutes is amended to read:

66.943 (7) (b) For the purpose of receiving, considering and acting upon any complaints or applications which may be presented to it or for the purpose of conducting investigations or hearings on its own motion the transit commission shall hold regular meetings at least once a week except in the months of July and August in each year and special meetings on the call of the ~~chairman~~ chairperson or at the request of the city council.

SECTION 129. 66.945 (5) of the statutes is amended to read:

66.945 (5) (title) CHAIRPERSON; RULES OF PROCEDURE; RECORDS. Each regional planning commission shall elect its own ~~chairman~~ chairperson and executive committee and shall establish its own rules of procedure, and may create and fill such other offices as it may determine necessary. The commission may authorize the executive committee to act for it on all matters pursuant to rules adopted by it. The commission shall meet at least once each year. It shall keep a record of its resolutions, transactions, findings and determinations, which shall be a public record.

SECTION 130. 66.945 (10) of the statutes is amended to read:

66.945 (10) ADOPTION OF MASTER PLAN FOR REGION. The master plan shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the region which will, in accordance with existing and future needs, best promote public health, safety, morals, order, convenience, prosperity or the general welfare, as well as efficiency and economy in the process of development. The regional planning commission may adopt the master plan as a whole by a single resolution, or, as the work of making the whole master plan progresses, may by resolution adopt a part or parts thereof, any such part to correspond generally with one or more of the functional subdivisions of the subject matter of the plan. The resolution shall refer expressly to the maps, plats, charts, programs and descriptive and explanatory matter, and other matters intended by the regional planning commission to form the whole or any part of the plan, and the action taken shall be recorded on the adopted plan or part thereof by the identifying signature of the ~~chairman~~ chairperson of the regional planning commission and a copy of the plan or part thereof shall be certified to the legislative bodies of the local governmental units within the region. The purpose and effect of adoption of the master plan shall be solely to aid the regional planning commission and the local governments and local government officials comprising the region in the performance of their functions and duties.

SECTION 131. 66.945 (14) (b) of the statutes is amended to read:

66.945 (14) (b) Where one-half or more of the land within a county is within a region, the ~~chairman~~ chairperson of the regional planning commission shall certify to the county clerk, prior to August 1 of each year, the proportionate amount of the budget charged to the county for the services of the regional planning commission. Unless the county board finds such charges unreasonable, and institutes the procedures set forth below for such a contingency, it shall take such necessary legislative action as to provide the funds called for in the certified statement.

SECTION 132. 66.945 (14) (c) of the statutes is amended to read:

66.945 (14) (c) Where less than one-half of the land within a county is within a region, the ~~chairman~~ chairperson of the regional planning commission shall before August 1 of each year certify to the clerk of the local governmental unit involved a statement of the proportionate charges assessed to that local governmental unit. Such clerk shall extend the amount shown in such statement as a charge on the tax roll under s. 144.07 (2).

SECTION 133. 67.101 (10) of the statutes is amended to read:

67.101 (10) Disbursements, investments, sale or transfer of securities in the amortization fund shall be by resolution of the commission by majority vote on checks signed by the ~~chairman~~ chairperson of the commission and the city treasurer and countersigned by the city comptroller.

SECTION 134. 71.10 (7) (b) of the statutes is amended to read:

71.10 (7) (b) The data used for computing the loss to either state shall be determined by the respective departments of revenue of both states on or before November 1 of the year following the close of the previous calendar year. If an agreement cannot be reached as to the amount of the loss, the secretary of revenue of this state and the commissioner of taxation of the state of Minnesota shall each appoint a member of a board of arbitration and these members shall appoint a 3rd member of the board. The board shall select one of its members as ~~chairman~~ chairperson. The board may administer oaths, take testimony, subpoena witnesses and require their attendance, require the production of books, papers and documents and hold hearings at such places as it deems necessary. The board shall then make a determination as to the amount to be paid the other state which shall be conclusive. This state shall pay no more than one-half of the cost of such arbitration.

SECTION 135. 73.01 (4) (bn) of the statutes is amended to read:

73.01 (4) (bn) The parties to any matter required to be heard and decided by the commission, except appeals arising under s. 70.64 or ch. 76, may consent in writing that the ~~chairman~~ chairperson or any member of the commission assigned to hear the matter may render an oral decision, and that the parties waive the right to appeal such decision. Such oral decision shall not be binding upon the department, as to statutory construction, in a subsequent matter. Provisions of this section, s. 73.015 or ch. 227 in conflict herewith shall not apply to decisions rendered under this paragraph.

SECTION 136. 73.01 (4) (d) of the statutes is amended to read:

73.01 (4) (d) Any member of the commission or any employe of the commission, designated in writing for the purpose by the ~~chairman~~ chairperson, may administer

oaths, and any member of the commission may summon and examine witnesses and require by subpoena the production of all returns, books, papers, documents, correspondence and other evidence pertaining to the matter under inquiry, at any designated place of hearing and may require the taking of a deposition before any person competent to administer oaths, either within or without the state, upon notice to the interested party in like manner that depositions of witnesses are taken in civil actions pending in the circuit court. Any party to a matter pending before the commission may summon witnesses or require the production of papers in the same manner as witnesses are summoned or papers required to be produced in civil actions in the circuit court. Any person summoned or whose deposition is taken shall receive the same fees and mileage as would be allowed in a civil action pending in the circuit court, and the expense thereof shall be paid by the person summoning such witness or causing the deposition to be taken.

SECTION 137. 73.07 (3) of the statutes is amended to read:

73.07 (3) The county board of any county shall provide rooms for the use of the tax appeals commission upon the request of the ~~chairman~~ chairperson of the commission. Hearings of the commission may also be held in the department's district income tax office when the ~~chairman~~ chairperson of the commission deems it advisable.

SECTION 138. 75.35 (2) (d) of the statutes is amended to read:

75.35 (2) (d) The county board may delegate its power to manage and sell tax-deeded lands to a committee constituted of such personnel and in such manner and compensated at such rate as the county board may by ordinance determine, provided that the compensation and mileage of county board members serving on such committee shall be limited and restricted as provided in s. 59.06 (2), or the county board may delegate the power of acquisition, management and sale of tax-deeded lands or any part of such power to such officer and departments of the county as the county board may by ordinance determine. Such ordinance shall prescribe the policy to be followed in the acquisition, management and sale of tax-deeded land and shall prescribe generally the powers and duties of such committee, officers, departments, employes and agents. The county board is authorized to engage licensed real estate brokers and ~~salesmen~~ salespersons to assist in selling such lands and pay a commission for such service and to advertise such sale in such manner as it deems proper. The county board may appropriate such sums of money as may be necessary to carry out the provisions of this section.

SECTION 139. 77.51 (13) (c) of the statutes is amended to read:

77.51 (13) (c) When the department determines that it is necessary for the efficient administration of this sub-

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chapter to regard any ~~salesmen~~ salespersons, representatives, peddlers or canvassers as the agents of the dealers, distributors, supervisors or employers under whom they operate or from whom they obtain the tangible personal property sold by them, irrespective of whether they are making the sales on their own behalf or on behalf of such dealers, distributors, supervisors or employers, the department may so regard them and may regard the dealers, distributors, supervisors or employers as retailers for purposes of this subchapter.

SECTION 140. 80.39 (2) of the statutes is amended to read:

80.39 (2) NOTICE. Upon such petition the county board or the commissioners appointed by the board shall give notice of the time and place they will meet to decide on the petition. The notice shall be published as a class 2 notice, under ch. 985. The notice shall also be given to the department of natural resources by serving a copy upon the secretary of natural resources either by registered mail or personally. If the board appoints a committee to act, the notice shall state the fact and the notice shall be signed by the commissioners, otherwise by the ~~chairman~~ chairperson of the board.

SECTION 141. 80.39 (3) of the statutes is amended to read:

80.39 (3) PROCEEDINGS; HEARING; ORDERS, FILING; APPEALS. At the time and place mentioned in the notice and upon proof by affidavit of the publication or posting thereof the board or its committee shall examine the highway and hear any reasons that may be offered by parties interested therein, and for that purpose may adjourn, as town supervisors are authorized to do in similar cases. If a committee acts, it shall report its determination and award of damages. Upon the receipt of the report or, when the board shall act without a committee, upon its determination, it shall make an order laying out, altering, widening or discontinuing such highway or refusing so to do, which order shall be signed by the ~~chairman~~ chairperson and county clerk and filed and recorded in the county clerk's office. The order shall describe any highway which is laid out, altered, widened or discontinued, and when necessary the board may cause a survey to be made for that purpose, and shall also cause a copy of the order to be filed in the office of the town clerk of each town in which any part of the highway laid out, altered, widened or discontinued lies within 10 days after the making of the order. Any person who feels aggrieved by the determination refusing to lay out, alter, widen or discontinue the highway may appeal in the same manner and subsequent proceedings shall be had thereon the same as provided by this chapter in cases where the town board of supervisors refuse to lay out, alter, widen or discontinue any highway.

SECTION 142. 80.48 (4) of the statutes is amended to read:

80.48 (4) FINDING AS TO NECESSITY OF TAKING; DAMAGES. After the jurors are sworn the circuit or municipal judge, president or ~~chairman~~ chairperson shall issue his or her precept directed to them and requiring that within 10 days they shall view the land specified therein and make return to him or her under their hands as to whether it is necessary to take it for public use as described in the petition; the jurors shall, at a time to be fixed by them, view the premises; the parties interested shall have notice of the time and may offer any evidence pertinent to the inquiry; after viewing the premises and hearing the evidence the jury shall determine whether a necessity exists for taking the land and shall return their verdict to the officer who issued the precept. On the receipt thereof the officer shall, as soon as may be, submit the same to the council, trustees or supervisors, and for that purpose may call a meeting of either body and deliver the verdict to them; the body to which it is so delivered shall, if in their judgment the public good requires it, immediately make an order laying out a street or highway from the nearest street or highway which can be used as a convenient means of approach to the cemetery, fairground or land used for industrial expositions. The street or highway so laid shall not be less than 3 nor more than 4 rods in width, and in the order they shall appoint 3 disinterested residents of the county as commissioners who shall, after notice to the owners or occupants of the land and after being sworn to support the constitution of the United States and the constitution of this state and faithfully discharge their duties to the best of their ability, assess adequate damages to the owners of the land through which the street or highway is laid. The award of damages shall be signed by the commissioners and be returned to the city, village or town clerk.

SECTION 143. 81.14 (1) of the statutes is amended to read:

81.14 (1) If any town, or towns in case of a town line highway, either by the proper officers, or by a majority vote of the electors voting on such question, refuse, fail or neglect to open and put in reasonable condition for travel a highway, within one year from the date when it was laid out, or refuse, fail or neglect to repair any highway or build or repair any bridge thereon, in such town or towns, any 15 freeholders thereof may appeal to the county board of the county in which the highway or bridge is situated, by notice in writing served on the ~~chairman~~ chairperson or ~~chairmen~~ chairpersons of the town or towns. For the purpose of this section all highways on town lines, which shall have been apportioned between towns, shall be considered as wholly within the town to which such part of said highway or bridge is apportioned. In case of town highways which are upon county lines and which have not been apportioned for the purpose of maintenance, the appeal may be made to the county board of either county. When it is appealed to, the

county board shall, at the next regular meeting, either by a majority of its members or by a committee of not less than 3, examine such highway or bridge, and if they determine that it ought to be put in reasonable condition for travel or ought to be repaired, the county board shall thereupon appropriate therefor sufficient funds to defray the estimated cost of opening or repairing the highway or building or repairing the bridge, and the chairperson of the county board shall cause the highway to be opened and put in reasonable condition for travel or cause the bridge to be repaired or built, and shall keep an accurate account of the expense thereof, and such expense when audited and allowed by the county board shall be charged to the town and added to the next county tax apportioned thereto and collected therewith.

SECTION 144. 87.12 (3) of the statutes is amended to read:

87.12 (3) The board thus constituted shall be a body corporate and shall be known as “... Flood Control Board,” the name to commence with the name of the river or body of water defined by the department pursuant to s. 87.04 as being the principal river or body of water involved in the project. The board shall organize by the election of one of its members as ~~chairman~~ chairperson and one as treasurer, who shall be removable at the pleasure of the board. It shall also appoint a secretary, who need not be a member of the board and who shall likewise be removable at pleasure.

SECTION 145. 87.12 (8) of the statutes is amended to read:

87.12 (8) All moneys of the board shall be deposited in credit unions, savings banks, savings and loan associations or state or national banks designated by the board, and shall be drawn out only upon checks, share drafts or other drafts signed by the ~~chairman~~ chairperson and the treasurer of the board. As funds are required by the board for the work of constructing the improvement, the board shall by resolution requisition the amounts required from the treasurers of the public corporations holding money available for that purpose under s. 87.10, and each treasurer shall pay the amount requisitioned to the board. The amount to be requisitioned at any time from any treasurer shall bear the same proportion to the total amount requisitioned at that time, as the amount certified by the treasurer under this section to be on hand and available bears to the total amount certified by all of the treasurers to be on hand and available.

SECTION 146. 88.05 (4) (a) of the statutes is amended to read:

88.05 (4) (a) The ~~chairman~~ chairperson of the county highway committee except in a county with a highway commissioner appointed under s. 83.01 (1) (c), the highway commissioner; the ~~chairman~~ chairperson of the county land conservation committee in the county involved; the secretary of natural resources; and, where

a railroad company is involved, the person specified in sub. (6).

SECTION 147. 88.16 (3) (a) of the statutes is amended to read:

88.16 (3) (a) Each drainage district operating under this section shall hold an annual meeting on the first Monday in December at 9 a.m., but a different day and hour may be fixed by any annual meeting for the next succeeding annual meeting. Every such meeting shall be held in the courthouse of the county wherein is located a majority of the confirmed benefits of the district. The ~~chairman~~ chairperson of the drainage board of the district may call a special meeting whenever the board desires to submit proposals or recommendations on any matters affecting the district. The same action may be taken thereon as at an annual meeting with the same result and with the same right of appeal from the action taken.

SECTION 148. 88.16 (3) (c) of the statutes is amended to read:

88.16 (3) (c) The ~~chairman~~ chairperson and secretary of the district’s drainage board shall serve as ~~chairman~~ chairperson and secretary, respectively, of district meetings. Voting at district meetings shall be on the basis of confirmed benefits, one vote being allowed for each \$500 of confirmed benefits or major fraction thereof, but each owner shall have at least one vote.

SECTION 149. 90.01 of the statutes is amended to read:

90.01 Fence viewers. The supervisors in their respective towns, the ~~aldermen~~ alderpersons of cities in their respective aldermanic districts, and the trustees of villages in their respective villages shall be fence viewers.

SECTION 150. 95.14 (3) of the statutes is amended to read:

95.14 (3) The term of office of all members of the board, except the permanent ~~chairman~~ chairperson, shall expire one each year by lot. The remaining members shall elect a member to succeed the person whose term shall have thus expired. Vacancies occurring during the year may be filled at once by the remaining members.

SECTION 151. 101.01 (1) (f) of the statutes, as affected by 1993 Wisconsin Act 27, is amended to read:

101.01 (1) (f) “Local order” means any ordinance, order, rule or determination of any common council, board of ~~aldermen~~ alderpersons, board of trustees or the village board, of any village or city, a regulation or order of the local board of health, as defined in s. 250.01 (3), or an order or direction of any official of a municipality, upon any matter over which the department has jurisdiction.

SECTION 152. 101.02 (7) (a) of the statutes, as affected by 1993 Wisconsin Act 27, is amended to read:

101.02 (7) (a) Nothing contained in ss. 101.01 to 101.25 may be construed to deprive the common council,

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the board of ~~aldermen~~ alderpersons, the board of trustees or the village board of any village or city, or a local board of health, as defined in s. 250.01 (3), of any power or jurisdiction over or relative to any place of employment or public building, provided that, whenever the department shall, by an order, fix a standard of safety or any hygienic condition for employment or places of employment or public buildings, the order shall, upon the filing by the department of a copy of the order with the clerk of the village or city to which it may apply, be held to amend or modify any similar conflicting local order in any particular matters governed by the order of the department. Thereafter no local officer may make or enforce any order contrary to the order of the department.

SECTION 153. 108.141 (1) (d) of the statutes is amended to read:

108.141 (1) (d) “Extended benefits” means benefits (including benefits payable to federal civilian employes and to ~~ex-servicemen~~ individuals who were formerly engaged in federal service pursuant to 5 USC ch. 85) payable to an individual under this section for weeks of unemployment in ~~his~~ that individual’s eligibility period.

SECTION 154. 114.136 (1) (b) of the statutes is amended to read:

114.136 (1) (b) When an airport site is owned jointly by 2 or more units of government, such ordinance may be adopted by joint action of the governing bodies of such units. In such case, such governing bodies shall meet jointly to select a joint commission consisting of one member from each governing body selected by that governing body and, if there be 2, the members so selected shall elect a third member. Such joint commission shall elect a ~~chairman~~ chairperson and a secretary, and shall have authority to formulate a tentative ordinance and hold public hearings as provided in sub. (2). At least 15 days written notice of the meeting to select a joint commission shall be given to each governing body by filing a copy of such written notice with the clerk thereof. Such notice may be given on the initiative of one such governing body or jointly by more than one. The governing bodies that attend such meeting may proceed jointly. If one attends, or if only one favors an ordinance, it may proceed alone without appointing a commission, but no ordinance applicable to a jointly owned airport shall be adopted by a governing body acting alone unless it has given notice of meeting to select a joint commission as provided by this subsection, and such ordinance shall be as effective as if adopted by the joint bodies.

SECTION 155. 114.136 (1) (c) of the statutes is amended to read:

114.136 (1) (c) As an alternative to the procedure for the appointment of members of the joint commission provided in par. (b), the governing bodies of the units of government which jointly own an airport site may by separate resolution of each governing body designate an existing subunit of any one of the governing bodies to act

as the joint commission. In such case, the designated subunit shall elect a ~~chairman~~ chairperson and secretary, formulate a tentative ordinance and hold public hearings as provided in sub. (2). No tentative ordinance formulated under this paragraph is effective unless it is adopted by all of the governing bodies of the units of government which jointly own the airport site.

SECTION 156. 114.14 (2) of the statutes is amended to read:

114.14 (2) The governing body of a city, village, town or county which has established an airport may vest jurisdiction for the construction, improvement, equipment, maintenance and operation thereof in an airport commission of 3 or 5 commissioners. In the case of a county, the commissioners shall be appointed by the chairperson of the county board, subject to the approval of the county board; in the case of cities, villages and towns by the mayors or city managers, village presidents and town ~~chairmen~~ chairpersons, respectively. The terms of the commissioners shall be 6 years. On the first appointment of a 3-member commission, commissioners shall be appointed for terms of 2, 4 and 6 years, respectively. On the first appointment of a 5-member commission, commissioners shall be appointed for terms of 1, 2, 3, 4 and 6 years, respectively. If the number of members on a commission is expanded from 3 to 5, the commissioners on the 3-member commission shall serve on the 5-member commission until the expiration of the terms for which they were appointed and the 2 new commissioners shall be appointed for the remaining terms. The number of commissioners shall be reduced from 5 to 3 by not appointing members to fill the next 2 vacancies occurring on the commission. Their compensation and allowance for expenses shall be as fixed by the governing body. The commissioners shall be persons especially interested in aeronautics. The airport commission shall elect one member chairperson and one secretary who shall keep an accurate record of all its proceedings and transactions and report such to the governing body. The commission shall have complete and exclusive control and management over the airport for which it has been appointed. All moneys appropriated for the construction, improvement, equipment, maintenance or operation of an airport, managed as provided by this subsection, or earned by the airport or made available for its construction, improvement, equipment, maintenance or operation in any manner whatsoever, shall be deposited with the treasurer of the city, village, town or county where it shall be kept in a special fund and paid out only on order of the airport commission, drawn and signed by the secretary and countersigned by the chairperson. In case of union airports owned by 2 or more governmental units, each governmental unit shall appoint an equal number of commissioners to serve for terms of 6 years. The remaining number of commissioners shall be appointed alternately from each governmental unit for terms of 6 years starting

with the governmental unit whose name comes first in the alphabet. The moneys available for union airports shall be kept in the manner provided in this subsection in the treasury of one of the governmental units selected by the commission, and paid out in like manner.

SECTION 157. 115.86 (3) (b) of the statutes is amended to read:

115.86 (3) (b) The board annually shall select one member as ~~chairman~~ chairperson and one as secretary. The county treasurer shall serve as board treasurer but shall not be a member of the board.

SECTION 158. 116.02 (1) (d) of the statutes is amended to read:

116.02 (1) (d) The annual convention shall formulate an initial plan of representation for the agency. Subsequent annual conventions shall adhere to the initial plan of representation unless a petition proposing a different plan of representation, signed by at least 25% of the presidents of school districts within the agency, is filed with the ~~chairman~~ chairperson of the board of control at least 30 days prior to the date of the convention. Within 5 days after receipt of the petition, the ~~chairman~~ chairperson of the board of control shall notify the school board of each school district within the agency, in writing, of the petition and of the proposed plan of representation. If the convention approves the proposed plan of representation, it shall be in effect for the election of members of the board of control at that convention and shall remain in effect until further modified under this paragraph.

SECTION 159. 116.02 (3) of the statutes is amended to read:

116.02 (3) If a vacancy occurs under sub. (2) (a) or (c), the ~~chairman~~ chairperson or secretary of the board of control shall request the school board from which the member came to appoint one of its members to the vacancy. Such appointments shall appear upon the school board minutes and be certified by the school district clerk to the board of control.

SECTION 160. 116.03 (6) of the statutes is amended to read:

116.03 (6) Meet monthly and at the call of the ~~chairman~~ chairperson.

SECTION 161. 116.03 (7) of the statutes is amended to read:

116.03 (7) Select a ~~chairman~~ chairperson, vice ~~chairman~~ chairperson and treasurer from among its members at the annual organizational meeting. The agency administrator shall act as a nonvoting secretary to the board of control. Vacancies shall be filled as are original selections.

SECTION 162. 120.08 (3) of the statutes is amended to read:

120.08 (3) CHALLENGE. If a person attempting to vote at an annual or special meeting is challenged, the ~~chairman~~ chairperson of the meeting shall state to the person challenged the qualifications necessary to vote at the

meeting. If such person declares that he or she is eligible to vote and if such challenge is not withdrawn, the ~~chairman~~ chairperson shall administer the following oath or affirmation to him or her: “You do solemnly swear (or affirm) that you are an actual resident of this school district and that you are qualified, according to law, to vote at this meeting”. A person taking such oath or affirmation shall be permitted to vote, but if he ~~that person~~ refuses to take such oath or affirmation he ~~that person~~ may not vote.

SECTION 163. 120.10 (1) of the statutes is amended to read:

120.10 (1) (title) CHAIRPERSON AND CLERK. Elect a ~~chairman~~ chairperson and, in the absence of the school district clerk, elect a person to act as the clerk of the meeting.

SECTION 164. 138.09 (4a) of the statutes is amended to read:

138.09 (4a) Any licensee and any other person aggrieved by any order of the commissioner has the right to appeal to the board of review under this section, provided a written notice of appeal is served upon the commissioner and upon the ~~chairman~~ chairperson or secretary of the consumer credit review board under s. 220.037 within 10 days from the date of the commissioner’s order. Upon service of a written notice of appeal as herein provided the review board shall hold a hearing within a reasonable time thereafter. The review board shall give the parties a written notice of the time and place said hearing will be held. The cost of any investigation or examination or hearing, including witness fees or any other expenses, conducted by the commissioner or the review board shall be paid by the licensee so examined or by the appellant within 30 days after demand therefor by the commissioner, and the state may maintain an action for the recovery of such costs and expenses in any court of competent jurisdiction, except that no cost shall be charged an appellant by the review board unless the board sustains the commissioner.

SECTION 165. 161.01 (11) of the statutes is amended to read:

161.01 (11) (a) “Drug” means a) ~~substances;~~
1. Substances recognized as drugs in the official United States Pharmacopoeia, official Homeopathic Pharmacopoeia of the United States or official National Formulary or any supplement to any of them; b) ~~substances~~

2. Substances intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in ~~man~~ humans or animals; e) ~~substances~~

3. Substances, other than food, intended to affect the structure or any function of the body of ~~man~~ humans or animals; and d) ~~substances~~

4. Substances intended for use as a component of any article specified in a), b) or c). ~~It subd. 1, 2 or 3.~~

(b) “Drug” does not include devices or their components, parts or accessories.

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NOTE: Conforms internal numbering to current numbering system.

SECTION 166. 173.03 of the statutes is amended to read:

173.03 Impounding; care; expense. Unless the damages so ascertained, together with the fees of the appraisers and ~~chairman~~ chairperson, president or mayor, have been paid within 24 hours after the appraisal the person distraining shall cause the beasts distrained to be put into the nearest pound of the same town, city or village, if there is one, and if not, then in some secure enclosure, where they shall remain until sold as hereinafter directed, or until the damages, fees and the costs of keeping the beasts after appraisal are paid or until otherwise seized or discharged according to law. The beasts shall be furnished with suitable food from the time of seizure until discharged therefrom or sold; and the expense thereof, after the appraisal, shall be added thereto and paid as additional costs; and if the beasts are put in a pound the certificate of appraisal shall be delivered to the keeper of the pound.

SECTION 167. 173.06 of the statutes is amended to read:

173.06 Proceeds of sale. From the proceeds of the sale the person making it the sale shall retain his or her fees which shall be the same as are allowed to constables upon sales of personal property on execution, and the cost of keeping the beasts; and ~~he~~ the person making the sale shall pay to the person who distrained the beasts the damages so certified, with the fees of the appraisers and ~~chairman~~ chairperson, president or mayor, and pay the surplus, if any, to the owner of the beast, if known. If no owner appears at the time of sale or within one week thereafter and claims the surplus it shall be paid to the treasurer of the town, city or village. If the money is not applied for within one year thereafter the treasurer shall place the same in the town treasury, to be expended in the support of the poor; but if the owner applies therefor and gives proper proof of ownership within 6 years after its receipt by such treasurer it shall be paid over to such owner, deducting 2% for fees.

SECTION 168. 175.25 (3) of the statutes is amended to read:

175.25 (3) The permit issued by city council, village or town board shall be signed either by the mayor or president or ~~chairman~~ chairperson as the case may be and clerk thereof and shall specify the quantity and manner of storing such junk. Such permit shall be revocable at any time by such council or board after a hearing at which it has been found that the permit holder has failed or refused to comply with the ordinances or restrictions providing regulations for the storage of such junked automobiles or parts thereof. Such hearing may be held by the common council of any city or the board of any town or village upon its own motion, or upon the complaint in writing, duly signed and verified by a complainant. Such com-

plaint shall state the nature of the alleged failure to comply with such ordinance or regulation. A copy of the complaint together with a notice of the hearing shall be served upon the permit holder not less than 10 days previous to the date of hearing.

SECTION 169. 182.34 (2) of the statutes is amended to read:

182.34 (2) The bonds to be so issued may be offered and sold by the corporation in such manner as is determined by the corporation to be most suitable and economical. The bonds shall be signed by the ~~chairman~~ chairperson and vice ~~chairman~~ chairperson of the corporation or by their facsimile signatures, and the official seal of the corporation shall be affixed thereto and attested by the secretary-treasurer of the corporation, and any coupons attached thereto shall bear the facsimile signature of the ~~chairman~~ chairperson of the corporation. In case any officer whose signature or facsimile of whose signature appears on any bonds or coupons ceases to be such officer before the delivery of such bonds, such signature or such facsimile shall nevertheless be valid and sufficient, for all purposes the same as if ~~he~~ that officer had remained in office until such delivery. All bonds issued under ss. 182.30 to 182.48 shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under ch. 408.

SECTION 170. 186.08 (1) (intro.) of the statutes is amended to read:

186.08 (1) (intro.) At its first meeting the board of directors shall elect from their number a ~~chairman~~ chairperson and one or more vice ~~chairmen~~ chairpersons, a secretary and a treasurer and shall appoint a president. The board or the president may appoint one or more vice presidents in accordance with the bylaws. The president shall be the operating executive officer. The president and vice presidents may be directors. Any 2 or more offices may be held by the same person, except the offices of president and secretary and the offices of president and vice president. The board of directors shall have the general management of the affairs, funds and records of the credit union, and shall meet as often as may be necessary. It shall be the board's duty:

SECTION 171. 186.24 (1) of the statutes is amended to read:

186.24 (1) Whenever the commissioner is of the opinion that the loaning, investing or other policies and practices of any officer, director or ~~committeeman~~ committee member of any credit union have been prejudicial to the best interest of such credit union or its investors, or that such policies or practices, if put into operation or continued, will endanger the safety or solvency of said credit union or impair the interest of its investors, the commissioner may request the removal of such officer, director or ~~committeeman~~ committee member. Such request shall be served on the credit union and on such officer, director or ~~committeeman~~ committee member in

the manner provided by law for serving a summons in a court of record, or shall be transmitted to the credit union and the officer, director or ~~eommitteeman~~ committee member by registered mail, with return receipt requested. Such request shall specify the reasons for the removal of such officer, director or ~~eommitteeman~~ committee member, and also shall advise such officer, director or ~~eommitteeman~~ committee member relative to his that person's rights to a hearing before the credit union review board as provided in this section. A copy of such request for removal shall be transmitted to each member of the credit union review board at the same time such request is being served upon the credit union and officer, director or ~~eommitteeman~~ committee member involved. If such request for removal is not complied with within a reasonable time fixed by the commissioner, ~~he~~ the commissioner may by order, with approval of the credit union review board, remove such officer, director or ~~eommitteeman~~ committee member, but no order for removal shall be entered until after an opportunity for a hearing before the credit union review board is given such officer, director or ~~eommitteeman~~ committee member upon not less than 30 days' notice. An order for removal shall take effect as of the date issued.

SECTION 172. 186.24 (2) of the statutes is amended to read:

186.24 (2) Any removal under this section shall be effective in all respects the same as if made by the board of directors or stockholders of said credit union. Any officer, director or ~~eommitteeman~~ committee member removed from such office under the provisions of this section shall not be reelected as an officer, director or ~~eommitteeman~~ committee member of any credit union without the approval of the commissioner and advisory committee.

SECTION 173. 187.16 (1) of the statutes is amended to read:

187.16 (1) INCORPORATION. Any corps of the Salvation Army in the state of Wisconsin may become incorporated as a charitable, educational, missionary, philanthropic, beneficial and religious organization, by the commander in chief of the Salvation Army in the United States of America and the territorial commander of the central territory of the Salvation Army in the United States of America, together with three other officers or laymen laypersons, members of the said local Salvation Army corps, executing, acknowledging and filing a certificate of incorporation in the office of the secretary of state, giving its corporate name, the location of the headquarters of said corps in Wisconsin, the names of the incorporators, its general objects and purposes. Said certificate shall be recorded in the office of the secretary of state and a verified copy thereof in the office of the register of deeds in the county wherein the main office of said corps of the Salvation Army is located. When such record is made the corporation shall come into existence

and possess the powers and privileges granted to corporations by ch. 181 so far as the same are applicable or necessary to accomplish its purpose, and also such powers as are conferred by this section.

SECTION 174. 187.19 (1) of the statutes is amended to read:

187.19 (1) BISHOP MAY INCORPORATE. The provisions of this chapter, except this section and ss. 187.20 to 187.33, shall not apply to or in any manner affect the Roman Catholic church or denomination, or any society or religious corporation now existing or which may be organized in connection therewith. The bishop of each diocese, being the only trustee of each Roman Catholic church in his diocese, may cause any or all congregations therein to be incorporated by adding four more members as trustees as hereinafter provided. The bishop and vicar-general of each diocese, the pastor of the congregation to be incorporated, together with two ~~laymen~~ laypersons, practical communicants of such congregation (the latter to be chosen from and by the congregation), shall be such trustees.

SECTION 175. 187.19 (3) of the statutes is amended to read:

187.19 (3) BISHOP, VICAR-GENERAL, PASTOR. The ~~said~~ bishop and vicar-general shall be and remain members of ~~such~~ the corporation as long as they shall be and remain respectively bishop and vicar-general of ~~said~~ the diocese; and ~~said~~ the pastor shall be and remain a member ~~thereof~~ of the corporation so long as ~~he~~ the pastor shall be and remain pastor of ~~said~~ the congregation; and whenever either or all of them shall cease to be bishop, vicar-general or pastor as aforesaid their respective successors as ~~such~~ bishop, vicar-general or pastor shall become their respective successors as members of ~~such~~ the corporation, and in like manner they shall have perpetual succession. The ~~said~~ bishop and vicar-general or either of them may be represented at any meeting of ~~said~~ the congregation or at any meeting of the directors by proxy with like effect as if personally present. The ~~said~~ two ~~laymen~~ 2 laypersons shall be and remain members of ~~said~~ the corporation for the term of ~~two~~ 2 years and until their successors, who in all cases shall be ~~laymen~~ laypersons, are chosen or selected as provided by the bylaws. In case of a vacancy in the office of bishop of ~~said~~ the diocese the administrator thereof, or such other person as may be appointed according to the rules of the Roman Catholic church to preside over and administer the spiritual and temporal affairs of ~~said~~ the diocese, shall be, while he is such administrator or appointee, a member of ~~such~~ the corporation in the place and stead of the bishop of ~~said~~ the diocese and have the same power and authority in ~~such~~ the corporation as ~~said~~ the bishop would have.

NOTE: Deletes obsolete language.

SECTION 176. 196.491 (2) (b) 7. of the statutes is amended to read:

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196.491 (2) (b) 7. The director or ~~chairman~~ chairperson of each regional planning commission constituted under s. 66.945 which has jurisdiction over any area where a facility is proposed to be located or which requests a copy of such plan.

SECTION 177. 198.08 (3) of the statutes is amended to read:

198.08 (3) APPOINTMENT, CONTINUED. In the selection of a director each chief executive shall have one vote for each one thousand voters within ~~his~~ that chief executive's municipality, or such part thereof as is located in said sub-district. A three-fourths vote shall be necessary for the selection of a director. The result of said selection shall be certified to by the ~~chairman~~ chairperson and clerk of said meeting and forthwith filed with the secretary of state and the clerk of each municipality in said district.

SECTION 178. 198.12 (2) of the statutes is amended to read:

198.12 (2) SERVICE OF PROCESS ON, PERSONAL INJURY CLAIMS, VENUE. The district shall sue or be sued in its corporate name and service of process upon the district shall be by service upon the ~~chairman~~ chairperson of the board and the clerk of the district, but no action shall be brought or maintained against a district upon a claim or cause of action unless the claimant complies with s. 893.80. All actions by or against the district, except condemnation proceedings and actions to which the state or any officer or commission thereof is a party, shall be brought in the circuit court for the county in which its principal administrative office is located.

SECTION 179. 198.14 (4) of the statutes is amended to read:

198.14 (4) PURCHASES, SALES, CONVEYANCES. To lease, purchase, sell, convey and mortgage the property of the district and to authorize and order all instruments, contracts, deeds or mortgages to be executed on behalf of the district by the ~~chairman~~ chairperson of the board and the clerk of the district, except that the sale or lease of any public utility equipment in excess of 10 per cent of the book value of the utility property of the district shall be made as nearly as may be in accordance with s. 66.07, except that the commission shall have no power to determine whether the interests of the district and the residents thereof will be best served by the sale or lease nor to fix the price and terms thereof other than to furnish the clerk of said district with its written recommendations thereon within 90 days.

SECTION 180. 198.14 (9) of the statutes is amended to read:

198.14 (9) BOND ISSUES, DEBT LIMIT. To provide by ordinance for the issuance and sale of bonds of the district to finance the purchase, acquisition or construction of any utility or parts thereof or additions, extensions or betterments thereto, when and as the same may be authorized, and to authorize and require the execution of such bonds by the ~~chairman~~ chairperson of the board and the

clerk of the district under the corporate seal of the district, to approve the form of such bonds and prescribe the duties of the clerk and treasurer of the district with respect to the sale thereof and the application of the proceeds to the purposes for which the same were issued; provided, that the total amount of all indebtedness of the district shall not exceed five per centum on the assessed value of the taxable property in the district, to be ascertained by the last preceding assessment for the state and county taxes, and provided, that by the ordinance authorizing such indebtedness there shall be levied a direct, annual, district tax sufficient to pay the interest on such debt as it falls due and also to pay the principal thereof within twenty years from the time of contracting the same. All bonds shall mature in annual instalments, and the first instalment of principal shall fall due and be payable not later than two years after the date of issue; and the sum of the principal and interest due in any year after the first year shall not exceed the sum of the principal and interest due in any previous year by more than a denomination of a single bond issued. All such bonds shall contain a provision requiring redemption thereof, in whole or in part, at the option of the district on any interest payment date after three years from the date of the bonds. The authorization by the board of any such bonds shall be approved by a majority vote of the electors of the district voting at a referendum election noticed, held, conducted, canvassed and the returns thereof made as nearly as may be in the manner provided for a referendum vote on the issuance of county bonds under ch. 67. The income of a district from any source other than taxation may be applied for the payment of part or all of the instalments of interest on and principal of such bonds due in any year, and any surplus remaining over may be redistributed at any time to municipalities within the boundaries of such district in proportion to, and in a total amount not more than, the taxes levied and collected by them for the district during the existence of the district, or such surplus may be held by the district for the payment of its expenses, including the payment of subsequent instalments of interest and principal as they fall due. Any sums collected by taxation to be used for the payment of interest on and principal of such bonds, and not required in any year for that purpose, shall be held by the district to be used for that purpose in any succeeding year; and the tax provided for in this section shall be collected in such succeeding year only in an amount sufficient, together with any balance remaining over from the proceeds of taxation in previous years, to pay the instalments of interest on and principal of such bonds due in that year. Except as otherwise provided by this chapter such bonds shall be issued as nearly as may be in the manner provided by ch. 67 for county bonds.

SECTION 181. 198.14 (10) of the statutes is amended to read:

198.14 (10) REVENUE BONDS. As an alternative method of financing, to provide by ordinance or resolution for the issuance, upon the purchase, acquisition or construction by the district of any utility, or parts thereof, or additions, extensions or betterments thereto, of revenue bonds secured by mortgage or deed of trust upon the acquired property in the form and character prescribed by s. 66.066, to provide for payment of any part of the cost of such property and to authorize the execution of such mortgage or deed of trust by the ~~chairman~~ chairperson of the board and the clerk of the district on behalf of the district.

SECTION 182. 198.145 (2) of the statutes is amended to read:

198.145 (2) The enacting clause of all ordinances shall be as follows: “The board of directors of municipal power district do ordain as follows:”. All ordinances shall be signed by the ~~chairman~~ chairperson, or vice ~~chairman~~ chairperson, and be attested by the clerk.

SECTION 183. 198.15 (1) of the statutes is amended to read:

198.15 (1) (title) CHAIRPERSON, DUTIES. The board shall elect one of their number ~~chairman~~ chairperson for a term of one year, and a vice ~~chairman~~ chairperson for a like term to act during the absence or disability of the ~~chairman~~ chairperson. The principal duties of the ~~chairman~~ chairperson of the board of directors of the district, other than his the chairperson's duties as a director, shall be to preside at all meetings of the board, to sign all resolutions and ordinances adopted by the board and to sign, execute or acknowledge, as the case may require, all contracts, deeds, leases or other instruments authorized by the board to be executed by or on behalf of the district.

SECTION 184. 198.15 (2) of the statutes is amended to read:

198.15 (2) BYLAWS, MEETINGS. The board shall adopt bylaws to govern its proceedings, and shall fix the time and place of holding its meetings, which shall be held once each month. A special meeting may be held after ~~three~~ 3 days' written notice to each member by the clerk at the call of the ~~chairman~~ chairperson or any ~~two~~ 2 members of the board.

NOTE: Inserts correct number form.

SECTION 185. 198.165 (1) of the statutes is amended to read:

198.165 (1) The principal duties of the clerk of the district shall be to act as clerk of the board of directors and to record and sign all minutes of meetings of the board, including all resolutions and ordinances adopted by the board, to safely and systematically keep all records, files and papers of the board, to safely keep the corporate seal of the district and to affix the same on behalf of the board and to all certificates by ~~him~~ the clerk made as clerk of the district, to sign, execute or acknowledge with the ~~chairman~~ chairperson of the board all contracts, deeds, leases or other instruments authorized by the board to be exe-

cuted by or on behalf of the district and, if authorized, to deliver the same, and to perform such other duties as may be imposed upon ~~him~~ the clerk by law or by vote, resolution or ordinance adopted by the board.

SECTION 186. 198.22 (8) of the statutes is amended to read:

198.22 (8) PURCHASES; SALE; CONVEYANCES. In addition to all other powers the board of directors shall have the power and authority to purchase, lease, sell, convey and mortgage property of the district and to authorize and order all instruments, contracts, deeds or mortgages to be executed on behalf of the district by the ~~chairman~~ chairperson of the board and the clerk of the district.

SECTION 187. 215.40 (8) of the statutes is amended to read:

215.40 (8) CERTIFICATION OF AUTHORITY, WHEN ISSUED. If the application is approved, the commissioner shall issue to the incorporators a certificate of authority to effect a temporary organization, consisting of a ~~chairman~~ chairperson, a secretary and a treasurer; to execute and file articles of incorporation; to adopt and file bylaws; to adopt rules for the procedure of the incorporators; to conduct the first meeting of members; and to open subscription books for savings accounts.

SECTION 188. 215.57 (1) (b) of the statutes is amended to read:

215.57 (1) (b) At such meeting, by the affirmative vote, in person or by proxy, of not less than two-thirds of the dollar value of savings accounts of the association the members may by resolution declare to convert such association into a federal association or into a state-chartered association. A copy of the minutes of such meeting, verified by the affidavit of the ~~chairman~~ chairperson and the secretary of the meeting, shall be filed in the office of the commissioner within 10 days after the meeting.

SECTION 189. 215.60 (7) of the statutes is amended to read:

215.60 (7) CERTIFICATE OF AUTHORITY; WHEN ISSUED. If the application to organize a capital stock association is approved, the commissioner shall issue to the incorporators a certificate of authority to effect a temporary organization, consisting of a ~~chairman~~ chairperson, a secretary and a treasurer; to adopt articles of incorporation; to adopt bylaws; to adopt rules for the procedure of the incorporators; to conduct meetings; and to open subscription books for the sale of capital stock and also open subscription books for savings accounts.

SECTION 190. 215.77 (1) (b) of the statutes is amended to read:

215.77 (1) (b) At such meeting, the stockholders may by the affirmative vote, in person or by proxy, of not less than two-thirds of the outstanding capital stock of the association the stockholders may by resolution declare to convert the association into a federal association, or in the case of a federal capital stock association into a state-chartered association. A copy of the minutes of the meet-

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ing, verified by the affidavit of the ~~chairman~~ chairperson and the secretary of the meeting, shall be filed in the office of the commissioner within 10 days after the meeting.

SECTION 191. 221.01 (10) of the statutes is amended to read:

221.01 (10) CERTIFICATE OF AUTHORITY. In the event of approval of the application for authority to organize a banking corporation, the commissioner shall issue to the applicants, who shall thereafter be known as the corporators, a certificate of authority conferring upon them such powers as are incidentally or necessarily preliminary to the organization of a banking corporation. These powers shall include the effecting of a temporary organization, consisting of a ~~chairman~~ chairperson, a secretary, and a treasurer; the execution and filing of articles of incorporation; the making of rules for the procedure of the corporators and the conduct of the first meeting of the stockholders; the opening of subscription books for stock; the securing of an option on real estate to be used as a banking house; the fixing of an amount at which the stock shall be sold; the collection of subscriptions to the stock; the selection of a depository for such funds as may be collected; the appointment of and acting by any agent or agents, and the compilation of a set of bylaws for submission to the stockholders.

SECTION 192. 221.01 (11) of the statutes is amended to read:

221.01 (11) TEMPORARY ORGANIZATION. The ~~chairman~~ chairperson of the corporators shall preside at all meetings and shall exercise such other duties as ordinarily pertain to the position. The secretary shall attend to the correspondence of the corporators, shall record fully all proceedings of meetings of the corporators, shall file and preserve all documents and papers of the organization, and shall attend to the filing of the necessary papers with the commissioner. The treasurer shall receive all moneys paid in on subscriptions to stock or for other purposes, keep a true account thereof, shall deposit such funds in the designated depository, and shall pay such valid orders as may be drawn on the treasurer. The corporators shall require a bond in a suitable amount from the treasurer, and other officers and agents who may handle the funds of the proposed bank. Claims against the organization shall be audited by the corporators, and record of action thereon noted in the minutes. If ordered paid, an order shall be drawn upon the treasurer and signed by the ~~chairman~~ chairperson and secretary. The corporators shall until the completion of the organization exercise such other powers as are conferred upon the corporators by the statutes relating to other corporations, so far as such powers are not in conflict with the limitations of this chapter and are applicable.

SECTION 193. 229.12 (1) (b) of the statutes is amended to read:

229.12 (1) (b) Seven members who shall be appointed by the mayor on the 3rd Tuesday in April. Three of the 7 members shall be selected from among the ~~aldermen~~ alderpersons holding a 4-year term, and shall serve as such trustees during their aldermanic terms; and the other 4 shall be selected from among the residents and taxpayers of the city, for original terms of 1, 2, 3 and 4 years, respectively, commencing on May 1 next after their appointment, and for successive terms of 4 years each.

SECTION 194. 229.12 (2) of the statutes is amended to read:

229.12 (2) Said trustees shall take the official oath, and be subject to the restrictions, disabilities, liabilities, punishments and limitations prescribed by law as to ~~aldermen~~ alderpersons in such city. They shall not receive any compensation for their services as such trustees; and shall not individually become or cause themselves to become interested, directly or indirectly, in any contract or job for the purchase of any matter pertaining to the institution in their charge, or of fuel, furniture, stationery or other things necessary for the increase and maintenance thereof.

SECTION 195. 229.22 (1) of the statutes is amended to read:

229.22 (1) The building, maintenance and operation of the institution shall be under the full and complete control of a board of 13 members, designated as the "Auditorium Board" and constituted as follows: Five of the members shall be elected by the corporation, from among its stockholders, for first terms of 1, 2, 3, 4 and 5 years, respectively, and successive terms of 5 years each; and the other members shall consist of the mayor, city attorney, city comptroller, city treasurer, one ~~alderman~~ alderperson member of the library board and a different ~~alderman~~ alderperson member of the board of trustees of the public museum, of the city, selected respectively by the library board and the board of trustees and 2 ~~aldermen~~ alderpersons appointed by the president of the common council for terms of 5 years. An ~~alderman~~ alderperson appointed by the president shall serve only while serving as ~~alderman~~ alderperson.

SECTION 196. 234.25 (1) (intro.) of the statutes is amended to read:

234.25 (1) (intro.) The authority shall submit to the governor, the ~~chairman~~ cochairpersons of the joint committee on finance, the senate committee on housing and urban development, the assembly committee on municipalities, such other committees as the legislature by joint resolution may determine, and the secretary of administration within 6 months after the end of its fiscal year a complete and detailed report setting forth:

SECTION 197. 453.04 of the statutes is amended to read:

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453.04 Violations. The ~~chairman~~ chairperson of the examining board shall institute actions for violations of this chapter by any person and for violations of ch. 161 or 450 by veterinarians. The district attorney of the county in which the offense is committed shall promptly prosecute any such violation upon being informed thereof, from any source.

SECTION 198. 783.03 (2) of the statutes is amended to read:

783.03 (2) In mandamus against a board of canvassers in the supreme court to compel the execution and delivery of a certificate of election to any person claiming to have been elected state senator or member of the assembly, or United States senator or ~~congressman~~ representative in congress, or presidential elector, the court may if deemed necessary inquire into the facts of such election, irrespective of the election returns, and determine who received the greater number of legal votes cast, and the certificate issued in pursuance of such determination shall be the only lawful certificate of election to such office, and any other certificate of election to the same office shall be null and void. Such issue of fact may be tried as hereinbefore provided or according to such rules as the court may prescribe.

SECTION 199. 801.11 (4) (a) 2. of the statutes is amended to read:

801.11 (4) (a) 2. If against a town, the ~~chairman~~ chairperson or clerk thereof;

SECTION 200. 801.11 (4) (a) 5. of the statutes is amended to read:

801.11 (4) (a) 5. If against a vocational, technical and adult education district, the district board ~~chairman~~ chairperson or secretary thereof;

SECTION 201. 985.06 (1) of the statutes is amended to read:

985.06 (1) In 2nd and 3rd class cities ~~of the second and third class~~, the clerk shall, on or before the ~~second~~ 2nd Tuesday of April, advertise in the official city newspaper, or if there is none, in a newspaper published in the city and eligible under s. 985.03, for separate proposals to publish in English (a) the council proceedings, and (b) the city's legal notices, respectively, for the ensuing year, inviting bids from all daily and weekly newspapers published in such city which are eligible under s. 985.03, also stating the security required with each bid, which shall be previously fixed by the council, and requiring delivery of the bids in writing, sealed, at the clerk's office by 12 noon of the first Tuesday of May. At that hour, the clerk shall, in the presence of the mayor or an ~~alderman~~ alderperson, open the bids and enter them in a record kept for that purpose. No bid from other than a newspaper legally invited to bid, or for more than the legal rate for like work, shall be of any effect. The paper making the lowest effective bid for the city's legal notices shall be awarded the contract therefor. If 2 or more effective bids are for the same price, and no lower effective bid is filed, the clerk shall transmit such tie bids to the council at its next meeting and the council shall designate the successful bid. If no effective bid is received, the council may direct the clerk to readvertise as before. Each successful bidder shall execute a contract in accordance with the bid and file such bond for its performance as the council requires. No such paper shall receive more or less than the contract price nor any other compensation for the work. The paper securing the contract for the publishing of the city's legal notices shall be the official city newspaper.