



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRBb0074/2  
RAC:jld&kjf:pg

SENATE AMENDMENT ,  
TO 2007 SENATE BILL 40

1 At the locations indicated, amend the bill as follows:

2 1. Page 63, line 5: after that line insert:

3 "SECTION 3d. 10.53 (title) of the statutes is amended to read:

4 10.53 (title) **Revisor Legislative reference bureau to correct listings.**

5 (intro.) In preparing each edition of the statutes for publication the ~~reviser~~  
6 legislative reference bureau shall, if the ~~reviser~~ bureau finds that a conflict exists  
7 between the listings in ss. 10.62 to 10.82 and the substantive statutes to which such  
8 sections refer, correct the listing in this subchapter to properly reflect the intent of  
9 said substantive statute or of the act of the legislature on which the substantive  
10 statute is based.

11 SECTION 3h. 10.53 (1g) of the statutes is amended to read:

12 10.53 (1g) In preparing each edition of the statutes for publication the ~~reviser~~  
13 legislative reference bureau shall, if the ~~reviser~~ bureau finds that a conflict exists

1 between the listings in ss. 10.62 to 10.82 and the substantive statutes to which those  
2 sections refer, correct the listing in this subchapter to properly reflect the intent of  
3 the substantive statute or of the act of the legislature on which the substantive  
4 statute is based.

5 **SECTION 3p.** 10.53 (1r) of the statutes is amended to read:

6 10.53 (1r) For any correction made by the revisor legislative reference bureau  
7 under the authority of this section, the revisor bureau shall prepare a note explaining  
8 the correction that shall be printed with the affected listing in this subchapter.

9 **SECTION 3t.** 10.53 (2) and (3) of the statutes are amended to read:

10 10.53 (2) If the revisor legislative reference bureau makes any correction under  
11 the authority of this section, the revisor bureau shall incorporate the change in a  
12 revisor's correction bill to be submitted to the legislature at its next regularly  
13 scheduled meeting.

14 (3) Whenever a new act of the legislature requires a position or person to give  
15 an election notice or to perform a specific action in connection with any election, but  
16 such act fails to create an appropriate paragraph for inclusion within the listings in  
17 this subchapter, the revisor legislative reference bureau shall create and print the  
18 appropriate paragraph in compliance with this section.”.

19 **2.** Page 66, line 2: after that line insert:

20 “SECTION 9e. 13.55 (1) (a) 1. (intro.) of the statutes is amended to read:

21 13.55 (1) (a) 1. (intro.) There is created a ~~9-member~~ 8-member commission on  
22 uniform state laws to advise the legislature with regard to uniform laws and model  
23 laws. Except as provided under par. (b), the commission shall consist of all of the  
24 following:

1           **SECTION 9r.** 13.55 (1) (a) 1. c. of the statutes is repealed.”

2           **3.** Page 68, line 12: after that line insert:

3           “**SECTION 14d.** 13.83 (1) (c) 1. of the statutes is amended to read:

4           13.83 (1) (c) 1. Consider decisions and opinions referred to it by the revisor of  
5 statutes legislative reference bureau under s. ~~13.93 (2) (d)~~ 13.92 (2) (j) to determine  
6 whether revisions are needed in the statutes or session laws.

7           **SECTION 14h.** 13.83 (1) (c) 2. of the statutes is amended to read:

8           13.83 (1) (c) 2. Consider bills referred to it by the revisor of statutes legislative  
9 reference bureau under s. ~~13.93 (2) (j)~~ 13.92 (2) (L).

10          **SECTION 14p.** 13.83 (1) (c) 3. of the statutes is amended to read:

11          13.83 (1) (c) 3. Consider bills referred to it by the revisor of statutes legislative  
12 reference bureau under s. ~~13.93 (1) and (2) (e)~~ 13.92 (1) (bm) and (2) (i).

13          **SECTION 14t.** 13.83 (1) (g) 3. of the statutes is amended to read:

14          13.83 (1) (g) 3. Supply the revisor of statutes legislative reference bureau with  
15 the texts of and information relating to the parties to interstate agreements to which  
16 this state is a party.”

17          **4.** Page 68, line 18: after that line insert:

18          “**SECTION 17be.** 13.90 (1) (intro.) of the statutes is amended to read:

19          13.90 (1) (intro.) The joint committee on legislative organization shall be the  
20 policy-making board for the legislative reference bureau, ~~the revisor of statutes~~  
21 ~~bureau~~, the legislative fiscal bureau, the legislative audit bureau and the legislative  
22 technology services bureau. The committee shall:

23          **SECTION 17br.** 13.90 (1m) (a) of the statutes is amended to read:

1           13.90 (1m) (a) In this subsection, "legislative service agency" means the  
2 legislative council staff, the legislative audit bureau, the legislative fiscal bureau,  
3 the legislative reference bureau, ~~the revisor of statutes bureau~~ and the legislative  
4 technology services bureau.

5           **SECTION 17de.** 13.91 (3) (g) of the statutes is created to read:

6           13.91 (3) (g) Payments for the printing of the register under s. 35.93 shall be  
7 administered by the legislative council staff.

8           **SECTION 17dr.** 13.92 (1) (b) 5. of the statutes is amended to read:

9           13.92 (1) (b) 5. ~~In cooperation with the revisor of statutes, prepare~~ Prepare a  
10 biennial list of numerical cross-references in the statutes to other parts of the  
11 statutes.

12           **SECTION 17fe.** 13.92 (2) (g) of the statutes is repealed.

13           **SECTION 17fr.** 13.93 (intro.) of the statutes is repealed.

14           **SECTION 17he.** 13.93 (1) of the statutes is renumbered 13.92 (1) (bm), and 13.92  
15 (1) (bm) (intro.), 2. and 13. (intro.), as renumbered, are amended to read:

16           13.92 (1) (bm) ~~Duties of the bureau~~ Revision of statutes. (intro.) The revisor of  
17 statutes legislative reference bureau shall prepare copy for the biennial Wisconsin  
18 statutes, and for this purpose it:

19           2. May renumber any chapter or section of the statutes for the purpose of  
20 revision, and shall change reference numbers to agree with any renumbered chapter  
21 or section. Where the term "preceding section" or similar expressions are used in the  
22 statutes the ~~revisor of statutes~~ bureau may change the same by inserting the proper  
23 section or chapter reference.

24           13. (intro.) Shall, whenever any statute is affected by any act of the legislature,  
25 and may, at the revisor's bureau's discretion, ensure that the statutory language does

1 not discriminate on the basis of sex by making the following corrections, which shall  
2 have no substantive effect:

3 **SECTION 17hr.** 13.93 (1m) of the statutes is repealed.

4 **SECTION 17je.** 13.93 (2) (intro.) of the statutes is repealed.

5 **SECTION 17jr.** 13.93 (2) (a) of the statutes is repealed.

6 **SECTION 17Le.** 13.93 (2) (b) of the statutes is repealed.

7 **SECTION 17Lr.** 13.93 (2) (c) of the statutes is renumbered 13.92 (2) (i) and  
8 amended to read:

9 13.92 (2) (i) Serve as editor of the biennial Wisconsin statutes. In preparing  
10 each edition, if 2 or more acts of a legislative session affect the same statutory unit  
11 without taking cognizance of the effect thereon of the other acts and if the ~~reviser~~  
12 chief finds that there is no mutual inconsistency in the changes made by each such  
13 act, the ~~reviser~~ chief shall incorporate the changes made by each act into the text of  
14 the statutory unit and document the incorporation in a note to the section. For each  
15 such incorporation, the ~~reviser~~ chief shall include in a correction bill a provision  
16 formally validating the incorporation. Section 990.07 is not affected by printing  
17 decisions made by the ~~reviser~~ chief under this paragraph.

18 **SECTION 17ne.** 13.93 (2) (d) of the statutes is renumbered 13.92 (2) (j).

19 **SECTION 17nr.** 13.93 (2) (e) of the statutes is repealed.

20 **SECTION 17pe.** 13.93 (2) (f) of the statutes is repealed.

21 **SECTION 17pr.** 13.93 (2) (g) of the statutes is repealed.

22 **SECTION 17re.** 13.93 (2) (h) of the statutes is renumbered 13.92 (2) (k).

23 **SECTION 17rr.** 13.93 (2) (i) of the statutes is repealed.

24 **SECTION 17te.** 13.93 (2) (j) of the statutes is renumbered 13.92 (2) (L) and  
25 amended to read:

1           13.92 (2) (L) In cooperation with the law revision committee, systematically  
2           examine and identify for revision by the legislature the statutes and session laws to  
3           eliminate defects, anachronisms, conflicts, ambiguities, and unconstitutional or  
4           obsolete provisions. The reviser chief shall prepare and, at each session of the  
5           legislature, present to the law revision committee bills that eliminate identified  
6           defects, anachronisms, conflicts, ambiguities, and unconstitutional or obsolete  
7           provisions. These bills may include minor substantive changes in the statutes and  
8           session laws necessary to accomplish the purposes of this paragraph. The reviser  
9           chief may resubmit to the law revision committee in subsequent sessions of the  
10          legislature any bill prepared under this paragraph that was not enacted.

11          **SECTION 17tr.** 13.93 (2) (k) of the statutes is repealed.

12          **SECTION 17ve.** 13.93 (2m) of the statutes is renumbered 13.92 (4), and 13.92  
13          (4) (title), (a), (b) (intro.), (c), (d), (e) and (f), as renumbered, are amended to read:

14          13.92 (4) (title) ~~DUTIES OF REVISOR AND BUREAU~~; WISCONSIN ADMINISTRATIVE CODE.

15          (a) The ~~revisor of statutes bureau~~ legislative reference bureau shall prepare copy for  
16          publication in the Wisconsin administrative code.

17          (b) (intro.) The ~~revisor of statutes bureau~~ legislative reference bureau may do  
18          any of the following:

19          (c) The ~~revisor of statutes bureau~~ legislative reference bureau may insert in the  
20          Wisconsin administrative code a note explaining any change made under par. (b).

21          (d) Sections 227.114, 227.116, 227.135 and 227.14 to 227.24 do not apply to any  
22          change made by the ~~revisor of statutes bureau~~ legislative reference bureau under  
23          par. (b).

24          (e) The ~~revisor of statutes bureau~~ legislative reference bureau shall prepare  
25          and keep on file a record of each change made under par. (b).

1 (f) The ~~revisor of statutes bureau~~ legislative reference bureau shall notify the  
2 agency involved of each change made under par. (b).

3 **SECTION 17vr.** 13.93 (3) (intro.) of the statutes is renumbered 13.92 (2m)  
4 (intro.) and amended to read:

5 **13.92 (2m) PRINTING COSTS.** (intro.) Payments for the following costs shall be  
6 administered by the ~~revisor of statutes~~ legislative reference bureau:

7 **SECTION 17we.** 13.93 (3) (a) of the statutes is renumbered 13.92 (2m) (a).

8 **SECTION 17wr.** 13.93 (3) (b) of the statutes is renumbered 13.92 (2m) (b).

9 **SECTION 17xe.** 13.93 (3) (c) of the statutes is renumbered 13.92 (2m) (c).

10 **SECTION 17xr.** 13.93 (3) (d) of the statutes is renumbered 13.92 (2m) (d) and  
11 amended to read:

12 **13.92 (2m) (d)** Printing of the administrative code ~~and register~~ under s. 35.93.”.

13 **5.** Page 102, line 14: after that line insert:

14 **“SECTION 128m.** 16.971 (6) of the statutes is amended to read:

15 16.971 (6) Notwithstanding sub. (2), the ~~revisor of statutes~~ legislative  
16 reference bureau shall approve the specifications for preparation and schedule for  
17 delivery of computer databases containing the Wisconsin statutes.”.

18 **6.** Page 116, line 3: after that line insert:

19 **“SECTION 167e.** 20.003 (2) of the statutes is amended to read:

20 20.003 (2) ~~REVISOR'S~~ LEGISLATIVE REFERENCE BUREAU AUTHORITY. All  
21 appropriations made by the legislature shall be listed in this chapter. The ~~revisor of~~  
22 ~~statutes~~ legislative reference bureau shall assign numbers in this chapter to any  
23 appropriation not so numbered and if appropriation laws are enacted which are not  
24 numbered to correspond with the numbering system of this chapter as outlined in

1 sub. (3), the ~~reviser of statutes~~ legislative reference bureau shall renumber such laws  
2 accordingly.”.

3 **7.** Page 116, line 16: after that line insert:

4 “SECTION 174e. 20.004 (2) of the statutes is amended to read:

5 20.004 (2) Immediately following the final adjournment of the legislature, or  
6 at convenient intervals prior thereto, the department of administration shall amend  
7 the schedule and summaries set forth in s. 20.005 to include all fiscal acts of the  
8 legislature, and submit the composite amended schedule and summaries to the joint  
9 committee on finance for approval. When approved, the department of  
10 administration shall then submit the schedule and summaries to the ~~reviser of~~  
11 ~~statutes who~~ legislative reference bureau, which shall print the revised schedules  
12 and summaries of all state funds in the ensuing issue of the statutes as part of s.  
13 20.005 and in lieu of the schedules and summaries printed in the preceding issue of  
14 the statutes. If any conflict exists between ss. 20.115 to 20.875 and s. 20.005, ss.  
15 20.115 to 20.875 shall control and s. 20.005 shall be changed to correspond with ss.  
16 20.115 to 20.875. All appropriations are to be rounded to the nearest \$100 and if any  
17 appropriation is made which is not so rounded the department of administration,  
18 when preparing the composite amended schedule and summaries, shall show the  
19 appropriation increased to the next \$100.”.

20 **8.** Page 423, line 5: after that line insert:

21 “SECTION 558d. 20.765 (1) (d) of the statutes is amended to read:

22 20.765 (1) (d) *Legislative documents.* A sum sufficient to pay legislative  
23 expenses for acquisition, production, retention, sales and distribution of legislative  
24 documents authorized under ss. 13.17, 13.90 (1) (g), 13.91 (3) (g), 13.92 (1) (e), ~~13.93~~

1 ~~(3) and (2m)~~, and 35.78 (1) or the rules of the senate and assembly, except as provided  
2 in sub. (3) (em).

3 **SECTION 558h.** 20.765 (3) (a) of the statutes is repealed.

4 **SECTION 558p.** 20.765 (3) (e) of the statutes is amended to read:

5 20.765 (3) (e) *Joint legislative council; execution of functions, conduct of*  
6 *research, development of studies, and the provision of assistance to committees.* For  
7 the joint legislative council, biennially, the amounts in the schedule for the execution  
8 of its functions under ss. 13.81 to 13.83 and 13.91 to conduct research, to develop  
9 studies ~~and~~, to assist the committees of the legislature, ~~and to prepare the Wisconsin~~  
10 Administrative Register.

11 **SECTION 558t.** 20.765 (3) (g) of the statutes is amended to read:

12 20.765 (3) (g) *Gifts and grants to service agencies.* For the legislative service  
13 agency under s. 13.81, 13.82, 13.90, 13.91, 13.92, ~~13.93~~, 13.94, 13.95 or 13.96 to which  
14 directed, as a continuing appropriation, all gifts, grants, bequests and devises for the  
15 purposes for which made not inconsistent with said sections.”

16 **9.** Page 439, line 12: after that line insert:

17 “**SECTION 619m.** 20.923 (4) (e) 6. of the statutes is repealed.”

18 **10.** Page 450, line 14: after that line insert:

19 “**SECTION 635m.** 21.37 of the statutes is amended to read:

20 **21.37 The Wisconsin code of military justice.** The Wisconsin code of  
21 military justice as created by chapter 20, laws of 1969, shall govern the conduct of  
22 all members of the national guard and any other military force organized under the  
23 laws of this state. The ~~revisor of statutes~~ legislative reference bureau shall not print  
24 the Wisconsin code of military justice in the statutes.”

1           **11.** Page 474, line 15: after that line insert:

2           “**SECTION 726b.** 35.001 (3) of the statutes is repealed.

3           **SECTION 726d.** 35.05 (4) of the statutes is amended to read:

4           35.05 (4) When legislative proposals, legislative publications or other printing  
5 is required for the legislature, including revision or correction bills for the ~~revisor of~~  
6 ~~statutes~~ legislative reference bureau, bills or reports for the joint legislative council  
7 or legislative proposals of members intended for introduction by them, such printing  
8 may be ordered by the chief clerk of either house or by other authorized persons  
9 during any session of the legislature or recess thereof, pursuant to such regulations  
10 as either house shall establish.

11           **SECTION 726f.** 35.15 (1) (b) of the statutes is amended to read:

12           35.15 (1) (b) The volume shall contain all acts enacted during such session, all  
13 important joint resolutions of the session, and an alphabetical index to the volume  
14 prepared by the legislative reference bureau ~~in consultation with the revisor of~~  
15 ~~statutes.~~

16           **SECTION 726h.** 35.17 of the statutes is amended to read:

17           **35.17 Correcting typographical errors.** In enrolling under s. 13.92 (1) (b)  
18 3. and for publishing under ss. 35.095, 35.15 and 35.35 (1) (a) the legislative reference  
19 bureau shall correct obvious typographical errors. No such correction shall be  
20 deemed an alteration of the enrolled copy. Like corrections shall be made by the  
21 ~~revisor~~ legislative reference bureau in printing the Wisconsin statutes and  
22 administrative code. On questions of orthography the current edition of Webster's  
23 new international dictionary shall be taken as the standard.

24           **SECTION 726j.** 35.18 (1), (2) and (3) of the statutes are amended to read:

1           35.18 (1) PUBLICATION. Biennially the ~~revisor~~ legislative reference bureau shall  
2 prepare and deliver to the department printer's copy for the Wisconsin statutes,  
3 which shall contain all the general statutes in force, all important joint resolutions  
4 adopted since the last preceding general session, an alphabetical index, and such  
5 other matter as the ~~revisor~~ bureau deems desirable and practicable. The department  
6 shall determine how many copies shall be printed.

7           (2) REVISOR'S LEGISLATIVE REFERENCE BUREAU CERTIFICATE. After making the  
8 necessary comparison, the ~~revisor~~ legislative reference bureau shall annex, at the  
9 end of one copy of each newly printed statute, which shall be filed in the office of the  
10 secretary of state as a public record, ~~the revisor's~~ a certificate certifying that the  
11 ~~revisor~~ bureau has compared each printed section therein with the original section  
12 of the statutes, or, as the case may be, with the original section contained in the  
13 enrolled act from which the section was derived, together with all amendments of  
14 such original section, if any, and that all the sections appear to be correctly printed.  
15 All other copies shall contain a printed copy of such certificate.

16           (3) NUMBERS AND TITLES OF CHAPTERS AND SECTIONS. All chapters and sections  
17 of Wisconsin statutes shall retain their present numbers and titles until changed by  
18 the ~~revisor~~ legislative reference bureau or by statute. Each section shall be  
19 designated by a mixed, decimal number, the whole number corresponding to the  
20 chapter and the decimal to the section's place in the chapter. The numbers and titles  
21 of chapters and sections shall be printed in boldface type. Each subsection shall be  
22 designated by a number, or by a number and a letter of the alphabet, enclosed in  
23 parentheses. Each paragraph shall be designated by a letter or letters enclosed in  
24 parentheses. Each subdivision shall be designated by a number or by a number and  
25 a letter. Each paragraph of a subdivision shall be designated by a letter or letters.

1           **SECTION 726L.** 35.20 of the statutes is amended to read:

2           **35.20 Wisconsin Town Law Forms.** With each issue of Wisconsin statutes,  
3 under the supervision of the ~~reviser~~ legislative reference bureau, an edition will be  
4 printed as directed by the department for distribution by the department to all town  
5 clerks, of a volume to be designated "Wisconsin Town Law Forms" containing  
6 suitable forms for use in the administration of laws relating to: common schools; the  
7 county board; the powers, duties and liabilities of towns, town officers and the  
8 assessment of taxes; highways, bridges and drainage districts; and such other forms  
9 as the ~~reviser~~ legislative reference bureau determines desirable and practicable.

10          **SECTION 726n.** 35.23 of the statutes is amended to read:

11          **35.23 Wisconsin Annotations.** The ~~reviser~~ legislative reference bureau shall  
12 prepare such annotations as will keep the volume known as "Wisconsin  
13 Annotations," up to date, and to print such continuations in each biennial issue of  
14 the Wisconsin statutes.

15          **SECTION 726p.** 35.50 (2) of the statutes is amended to read:

16          **35.50 (2)** Unless otherwise required by law, each edition of the Blue Book and  
17 the reports specified in ss. 35.26 and 35.27, and reprints thereof, shall be  
18 substantially the same in printing and binding as the previous edition of the same  
19 publication. Unless otherwise determined by the chief of the legislative reference  
20 bureau, each edition of the Laws of Wisconsin shall be substantially the same in  
21 format, printing, and binding as the previous edition of the same publication. Unless  
22 otherwise determined by the ~~reviser of statutes~~ legislative reference bureau, each  
23 edition of the statutes and the Wisconsin administrative code ~~and register~~ shall be  
24 substantially the same in format, printing, and binding as the previous edition of the  
25 same publication. Unless otherwise determined by the director of the legislative

1 council staff, each edition of the Wisconsin Administrative Register shall be  
2 substantially the same in format, printing, and binding as the previous edition of the  
3 same publication.

4 **SECTION 726r.** 35.56 (1) (a) of the statutes is amended to read:

5 35.56 (1) (a) As a basis for printing of the statutes and the Wisconsin  
6 administrative code and register, the department shall, before advertising for bids  
7 and after consultation with the ~~revisor~~ legislative reference bureau, establish base  
8 prices for 2-year periods and establish specifications subject to approval by the  
9 ~~revisor~~ legislative reference bureau for 2-year periods. As a basis for printing of the  
10 Wisconsin Administrative Register, the department shall, before advertising for bids  
11 and after consulting with the director of the legislative council staff, establish base  
12 prices for 2-year periods and establish specifications subject to approval by the  
13 director of the legislative council staff for 2-year periods.

14 **SECTION 726t.** 35.56 (5) of the statutes is amended to read:

15 35.56 (5) Notwithstanding subs. (1), (3) and (4), the ~~revisor of statutes~~  
16 legislative reference bureau shall approve specifications and production schedules  
17 for the printing and binding of the Wisconsin statutes.”.

18 **12.** Page 475, line 4: after that line insert:

19 “**SECTION 727c.** 35.91 (1) of the statutes is amended to read:

20 35.91 (1) The latest edition of the Wisconsin statutes shall be sold at a  
21 reasonable price, calculated to the nearest dollar, to be fixed as determined by the  
22 department, based on cost plus 75% of the revisor's expenditures under s. 20.765 (3)  
23 (a) during the preceding biennium. The department may sell noncurrent editions of

1 the Wisconsin statutes and Wisconsin annotations at reduced prices to be fixed by  
2 it.

3 **SECTION 727g.** 35.93 (1) of the statutes is amended to read:

4 35.93 (1) The Wisconsin administrative code and register shall be published  
5 using the format and method of printing and binding determined by the revisor  
6 legislative reference bureau. The Wisconsin Administrative Register shall be  
7 published using the format and method of printing and binding determined by the  
8 director of the legislative council staff. The notice section of the register and new  
9 rules filed by an agency whose rules have not been compiled and printed pursuant  
10 to this section may be duplicated in some other form than printing if the department  
11 and revisor legislative council staff determine that it is administratively feasible to  
12 do so. The printing or other duplicating shall be performed or contracted by the  
13 department. The department may purchase and sell suitable binders for the code or  
14 parts thereof at a price not exceeding cost. The revisor legislative reference bureau  
15 shall supervise the arrangement of materials in the Wisconsin administrative code  
16 and register, including the numbering of pages and sections. The director of the  
17 legislative council staff shall supervise the arrangement of materials in the  
18 Wisconsin Administrative Register, including the numbering of pages and sections.  
19 No part of the Wisconsin administrative code or register may be printed until the  
20 revisor legislative reference bureau has approved the arrangement of materials and  
21 numbering of sections therein. No part of the Wisconsin Administrative Register  
22 may be printed until the director of the legislative council staff has approved the  
23 arrangement of materials and numbering of sections therein.

24 **SECTION 727j.** 35.93 (3) of the statutes is amended to read:

1           35.93 (3) The ~~reviser~~ legislative council staff shall compile and deliver to the  
2 department for printing copy for a register which shall contain all the rules filed since  
3 the compilation of rules for the preceding issue of the register was made and those  
4 executive orders which are to be in effect for more than 90 days or an informative  
5 summary thereof. The complete register shall be compiled and published before the  
6 first day of each month and a notice section of the register shall be compiled and  
7 published before the 15th day of each month. Each issue of the register shall contain  
8 a title page with the name "Wisconsin administrative register", the number and date  
9 of the register, and a table of contents. Each page of the register shall also contain  
10 the date and number of the register of which it is a part in addition to the other  
11 necessary code titles and page numbers. The ~~reviser~~ legislative council staff may  
12 include in the register such instructions or information as in ~~the revisor's~~ its  
13 judgment will help the user to correctly make insertions and deletions in the code and  
14 to keep the code current.

15           **SECTION 727m.** 35.93 (4) of the statutes is amended to read:

16           35.93 (4) Each issue of the Wisconsin administrative register shall contain a  
17 notice section in which shall be printed the notices of hearings on rule making which  
18 agencies have transmitted to the ~~reviser~~ legislative council staff for that purpose,  
19 statements of scope of proposed rules under s. 227.135, notices of submittal to joint  
20 legislative council staff under s. 227.14 (4m), notices of intent to promulgate rules  
21 without a public hearing under s. 227.16 (2) (e), notices of referrals of proposed rules  
22 to presiding officers under s. 227.19 (2), notices of emergency rules in effect, fiscal  
23 estimates for rule-making orders under s. 227.14 (4) and such other notices as may  
24 be required by law or determined by the ~~reviser~~ legislative council staff to be  
25 appropriate.

1           **SECTION 727p.** 35.93 (6) of the statutes is amended to read:

2           35.93 (6) The department shall sell the code, issues of the register or parts of  
3 either of them at a price to be determined by it, which shall include the proportionate  
4 cost per copy of preparation and manufacturing as determined by the revisor of  
5 statutes legislative reference bureau and the director of the legislative council staff,  
6 and the cost of sale and distribution specified in s. 35.80. State employee personnel  
7 costs shall be excluded from preparation costs. The department may establish the  
8 price of the code or of the register or parts thereof on an annual basis.

9           **SECTION 727s.** 35.93 (8) of the statutes is amended to read:

10          35.93 (8) The ~~revisor~~ legislative council staff shall prepare and the department  
11 shall publish a table of contents and an index of all the rules in effect which have been  
12 compiled and printed under this section. The table of contents and index shall be  
13 recompiled and reprinted annually. They shall be printed in the same page size as  
14 the administrative code. The department shall distribute one copy of the table of  
15 contents and index free to each subscriber to the register or parts thereof.”

16          **13.** Page 1059, line 15: after that line insert:

17          “**SECTION 2143m.** 73.01 (4) (e) 2. of the statutes is amended to read:

18          73.01 (4) (e) 2. Except for hearings on ss. 341.405 and 341.45, the department  
19 of revenue may choose not to appeal and to nonacquiesce in the decision or order by  
20 sending a notice of nonacquiescence to the clerk of the commission, to the ~~revisor of~~  
21 statutes legislative council staff for publication in the Wisconsin administrative  
22 register and to the taxpayer or the taxpayer’s representative before the time expires  
23 for seeking a review of the decision or order under s. 73.015. The effect of this action  
24 is that, although the decision or order is binding on the parties for the instant case,

1 the commission's conclusions of law, the rationale and construction of statutes in the  
2 instant case are not binding upon or required to be followed by the department of  
3 revenue in other cases.”.

4 **14.** Page 1242, line 8: after that line insert:

5 “**SECTION 2650e.** 108.05 (2) (f) of the statutes is amended to read:

6 108.05 (2) (f) The department shall certify such schedule to the revisor of  
7 statutes, who legislative reference bureau, which shall when publishing the statutes  
8 include the latest such schedule then available.

9 **SECTION 2650r.** 108.10 (7) (b) of the statutes is amended to read:

10 108.10 (7) (b) The department may choose not to appeal and to nonacquiesce  
11 in the decision by sending a notice of nonacquiescence to the commission, to the  
12 ~~revisor of statutes~~ legislative council staff for publication in the Wisconsin  
13 administrative register and to the employer before the time expires for seeking a  
14 judicial review of the decision under sub. (4). The effect of this action is that,  
15 although the decision is binding on the parties to the case, the commission's  
16 conclusions of law, the rationale and construction of statutes in the case are not  
17 binding on the department in other cases.”.

18 **15.** Page 1307, line 24: after that line insert:

19 “**SECTION 2768e.** 138.052 (5) (am) 2. b. of the statutes is amended to read:

20 138.052 (5) (am) 2. b. Within 5 days after the date on which the determination  
21 is made, the division of banking shall calculate the average, rounded to the nearest  
22 one-hundredth of a percent, of the rates determined by the division of banking and  
23 the office of credit unions and report that interest rate to the ~~revisor of statutes~~

1 legislative council staff within 5 days after the date on which the determination is  
2 made.

3 **SECTION 2768r.** 138.052 (5) (am) 2. c. of the statutes is amended to read:

4 138.052 (5) (am) 2. c. The ~~revisor of statutes~~ legislative council staff shall  
5 publish the average rate in the next publication of the Wisconsin administrative  
6 register. The published interest rate shall take effect on the first day of the first  
7 month following its publication and shall be the interest rate used to calculate  
8 interest on escrow accounts that are subject to this subdivision until the next year's  
9 interest rate is published under this subd. 2. c.”

10 **16.** Page 1377, line 2: after that line insert:

11 “**SECTION 2993m.** 227.01 (12) of the statutes is repealed.”

12 **17.** Page 1377, line 13: after that line insert:

13 “**SECTION 2997be.** 227.114 (6) of the statutes is amended to read:

14 227.114 (6) When an agency, under s. 227.20 (1), files with the ~~revisor~~  
15 legislative council staff a rule that is subject to this section, the agency shall include  
16 with the rule a summary of the analysis prepared under s. 227.19 (3) (e) and a  
17 summary of the comments of the legislative standing committees, if any. If the rule  
18 does not require the analysis under s. 227.19 (3) (e), the agency shall include with  
19 the rule a statement of the reason for the agency's determination under s. 227.19  
20 (3m). The ~~revisor~~ legislative council staff shall publish the summaries or the  
21 statement in the register with the rule.

22 **SECTION 2997br.** 227.135 (3) of the statutes is amended to read:

23 227.135 (3) The agency shall send the statement of the scope of a proposed rule  
24 to the ~~revisor~~ legislative council staff for publication in the register. On the same day

1 that the agency sends the statement to the revisor legislative council staff, the  
2 agency shall send a copy of the statement to the secretary of administration.

3 **SECTION 2997de.** 227.14 (1) of the statutes is amended to read:

4 227.14 (1) FORM AND STYLE. In preparing a proposed rule, an agency shall  
5 adhere substantially to the form and style used by the legislative reference bureau  
6 in the preparation of bill drafts and the form and style specified in the manual  
7 prepared by the legislative council staff and the revisor legislative reference bureau  
8 under s. 227.15 (7). To the greatest extent possible, an agency shall prepare proposed  
9 rules in plain language which can be easily understood.

10 **SECTION 2997dr.** 227.14 (3) of the statutes is amended to read:

11 227.14 (3) REFERENCE TO APPLICABLE FORMS. If a proposed rule requires a new  
12 or revised form, an agency shall include a reference to the form in a note to the  
13 proposed rule and shall attach to the proposed rule a copy of the form or a description  
14 of how a copy may be obtained. The revisor legislative reference bureau shall insert  
15 the reference in the code as a note to the rule.

16 **SECTION 2997fe.** 227.14 (4m) of the statutes is amended to read:

17 227.14 (4m) NOTICE OF SUBMITTAL TO LEGISLATIVE COUNCIL STAFF. On the same  
18 day that an agency submits a proposed rule to the legislative council staff under s.  
19 227.15, the agency shall prepare a written notice of the agency's submittal to the  
20 legislative council staff. The notice shall include a statement of the date on which  
21 the proposed rule has been submitted to the legislative council staff for review, of the  
22 subject matter of the proposed rule and of whether a public hearing on the proposed  
23 rule is required, and shall identify the organizational unit within the agency that is  
24 primarily responsible for the promulgation of the rule. The notice shall be approved  
25 by the individual or body with policy-making powers over the subject matter of the

1 proposed rule. The agency shall send the notice to the ~~reviser~~ legislative council staff  
2 for publication in the register. On the same day that the agency sends the notice to  
3 the ~~reviser~~ legislative council staff, the agency shall send a copy of the notice to the  
4 secretary of administration.

5 **SECTION 2997fr.** 227.14 (6) (c) of the statutes is amended to read:

6 227.14 (6) (c) A proposed rule shall be considered withdrawn on December 31  
7 of the 4th year after the year in which it is submitted to the legislative council staff  
8 under s. 227.15 (1), unless it has been filed ~~in the office of the reviser~~ with the  
9 legislative council staff under s. 227.20 (1) or withdrawn by the agency before that  
10 date. No action by a legislative committee or by either house of the legislature under  
11 s. 227.19 delays the date of withdrawal of a proposed rule under this paragraph.

12 **SECTION 2997he.** 227.15 (1m) (e) of the statutes is amended to read:

13 227.15 (1m) (e) The time, date, and place of any public hearing specified in the  
14 notice in s. 227.17 as soon as that notice is submitted to the ~~reviser of statutes~~  
15 legislative council staff under s. 227.17 (1) (a).

16 **SECTION 2997hr.** 227.15 (2) (intro.) of the statutes is amended to read:

17 227.15 (2) ROLE OF LEGISLATIVE COUNCIL STAFF. (intro.) The legislative council  
18 staff shall, within 20 working days following receipt of a proposed rule, review the  
19 proposed rule in accordance with this subsection. With the consent of the director  
20 of the legislative council staff, the review period may be extended for an additional  
21 20 working days. The legislative council staff shall act as a clearinghouse for rule  
22 drafting and cooperate with the agency ~~and the reviser~~ to:

23 **SECTION 2997je.** 227.15 (7) of the statutes is amended to read:

1           227.15 (7) RULES PROCEDURES MANUAL. The legislative council staff and the  
2      revisor's legislative reference bureau shall prepare a manual to provide agencies  
3      with information on drafting, promulgation and legislative review of rules.

4           **SECTION 2997jr.** 227.17 (1) (a) of the statutes is amended to read:

5           227.17 (1) (a) Send written notice of the hearing to the revisor legislative  
6      council staff for publication in the register and, if required, publish the notice in a  
7      local newspaper.

8           **SECTION 2997Le.** 227.17 (1) (b) of the statutes is amended to read:

9           227.17 (1) (b) Send written notice of the hearing to each member of the  
10     legislature who has filed a written request for notice with the revisor legislative  
11     council staff. Upon request, the revisor legislative council staff shall furnish an  
12     agency with the name and address of each legislator who has requested notice.

13          **SECTION 2997Lr.** 227.17 (1) (bm) of the statutes is repealed.

14          **SECTION 2997ne.** 227.19 (2) of the statutes is amended to read:

15          227.19 (2) NOTIFICATION OF LEGISLATURE. An agency shall submit a notice to the  
16     chief clerk of each house of the legislature when a proposed rule is in final draft form.  
17     The notice shall be submitted in triplicate and shall be accompanied by a report in  
18     the form specified under sub. (3). A notice received under this subsection on or after  
19     September 1 of an even-numbered year shall be considered received on the first day  
20     of the next regular session of the legislature. The presiding officer of each house of  
21     the legislature shall, within 10 working days following the day on which the notice  
22     and report are received, direct the appropriate chief clerk to refer them to one  
23     standing committee. The agency shall submit to the revisor legislative council staff  
24     for publication in the register a statement that a proposed rule has been submitted

1 to the chief clerk of each house of the legislature. Each chief clerk shall enter a  
2 similar statement in the journal of his or her house.

3 **SECTION 2997nr.** 227.20 (1) of the statutes is amended to read:

4 227.20 (1) An agency shall file a certified copy of each rule it promulgates ~~in~~  
5 ~~the office of the revisor~~ with the legislative council staff. No rule is valid until the  
6 certified copy has been filed. A certified copy shall be typed or duplicated on 8 1/2  
7 by 11 inch paper, leaving sufficient room for the revisor's stamp at the top of the first  
8 page. Forms that are filed need not comply with the specifications of this subsection.

9 **SECTION 2997pe.** 227.20 (2) of the statutes is amended to read:

10 227.20 (2) The ~~revisor~~ legislative council staff shall endorse the date and the  
11 time of filing on each certified copy filed under sub. (1). The ~~revisor~~ legislative council  
12 staff shall keep a file of all certified copies filed under sub. (1).

13 **SECTION 2997pr.** 227.20 (3) (intro.) of the statutes is amended to read:

14 227.20 (3) (intro.) Filing a certified copy of a rule with the ~~revisor~~ legislative  
15 council staff creates a presumption of all of the following:

16 **SECTION 2997re.** 227.21 (1) of the statutes is amended to read:

17 227.21 (1) All rules that agencies are directed by this chapter to file with the  
18 ~~revisor~~ legislative council staff shall be published in the code and register as required  
19 under s. 35.93.

20 **SECTION 2997rr.** 227.21 (2) (a) of the statutes is amended to read:

21 227.21 (2) (a) Except as provided in s. 601.41 (3) (b), to avoid unnecessary  
22 expense an agency may, with the consent of the ~~revisor~~ director of the legislative  
23 council staff and the attorney general, adopt standards established by technical  
24 societies and organizations of recognized national standing by incorporating the

1 standards in its rules by reference to the specific issue or issues of the publication in  
2 which they appear, without reproducing the standards in full.

3 **SECTION 2997te.** 227.21 (2) (b) of the statutes is amended to read:

4 227.21 (2) (b) The attorney general shall consent to incorporation by reference  
5 only in a rule of limited public interest and in a case where the incorporated  
6 standards are readily available in published form or are available on optical disk or  
7 in another electronic format. Each rule containing an incorporation by reference  
8 shall state how the material incorporated may be obtained and, except as provided  
9 in s. 601.41 (3) (b), that the standards are on file at the offices of the agency and the  
10 ~~reviser~~ legislative council staff.

11 **SECTION 2997tr.** 227.21 (4) of the statutes is amended to read:

12 227.21 (4) Agency materials that are exempt from the requirements of this  
13 chapter under s. 227.01 (13) may be published, either verbatim or in summary form,  
14 if the promulgating agency and the ~~reviser~~ legislative council staff determine that  
15 the public interest would be served by publication.

16 **SECTION 2997ve.** 227.22 (3) of the statutes is amended to read:

17 227.22 (3) The ~~reviser~~ legislative council staff may prescribe in the manual  
18 prepared under s. 227.15 (7) the monthly date prior to which a rule must be filed in  
19 order to be included in that month's issue of the register. The ~~reviser~~ legislative  
20 council staff shall compute the effective date of each rule submitted for publication  
21 in the register and shall publish it in a note at the end of each section. For the purpose  
22 of computing the effective date, the ~~reviser~~ legislative council staff may presume that  
23 an issue of the register will be published during the month in which it is designated  
24 for publication.

25 **SECTION 2997vr.** 227.24 (2) (c) of the statutes is amended to read:

1           227.24 (2) (c) Whenever the committee extends an emergency rule or part of  
2 an emergency rule under par. (a), it shall file a statement of its action with the agency  
3 promulgating the emergency rule and the ~~reviser of statutes~~ legislative council staff.  
4 The statement shall identify the specific emergency rule or part of an emergency rule  
5 to which it relates.

6           **SECTION 2997xe.** 227.24 (3) of the statutes is amended to read:

7           227.24 (3) FILING. An agency shall file a rule promulgated under sub. (1) as  
8 provided in s. 227.20, shall mail a copy to the chief clerk of each house and to each  
9 member of the legislature at the time that the rule is filed and shall take any other  
10 step it considers feasible to make the rule known to persons who will be affected by  
11 it. The ~~reviser~~ legislative council staff shall insert in the notice section of each issue  
12 of the register a brief description of each rule under sub. (1) that is currently in effect.  
13 Each copy, notice or description of a rule promulgated under sub. (1) (a) shall be  
14 accompanied by a statement of the emergency finding by the agency or by a  
15 statement that the rule is promulgated at the direction of the joint committee for  
16 review of administrative rules under s. 227.26 (2) (b).

17           **SECTION 2997xr.** 227.25 of the statutes is amended to read:

18           **227.25 ~~Reviser~~ Legislative reference bureau.** (1) The ~~reviser~~ legislative  
19 reference bureau shall, in cooperation with the legislative council staff under s.  
20 227.15 (7), prepare a manual informing agencies about the form, style and placement  
21 of rules in the code.

22           (2) The ~~reviser~~ legislative reference bureau shall, upon request, furnish an  
23 agency with advice and assistance on the form and mechanics of rule drafting.

24           (3) An agency may request an advance commitment as to the title or numbering  
25 of a proposed rule by submitting a copy of the proposed rule indicating the requested

1 title and numbering to the ~~reviser~~ legislative reference bureau prior to filing. As soon  
2 as possible after that, the ~~reviser~~ legislative reference bureau shall either approve  
3 the request or inform the agency of any change necessary to preserve uniformity in  
4 the code.

5 (4) The ~~reviser~~ legislative reference bureau may, prior to publication, edit the  
6 analysis of a proposed rule and any other material submitted for publication in the  
7 code and register, may refer to the fact that those materials are on file or may  
8 eliminate them and any reference to them in the code and register if ~~he or she~~  
9 believes they do not appreciably add to an understanding of the rule. The ~~reviser~~  
10 legislative reference bureau shall submit the edited version of any material to the  
11 agency for its comments prior to publication.

12 **SECTION 2997ze.** 227.27 (2) of the statutes is amended to read:

13 227.27 (2) The code shall be prima facie evidence in all courts and proceedings  
14 as provided by s. 889.01, but this does not preclude reference to or, in case of a  
15 discrepancy, control over a rule filed with the ~~reviser~~ legislative council staff or the  
16 secretary of state, and the certified copy of a rule shall also and in the same degree  
17 be prima facie evidence in all courts and proceedings.”

18 **18.** Page 1404, line 24: after that line insert:

19 **“SECTION 3082e.** 285.14 (2) of the statutes is amended to read:

20 285.14 (2) REVIEW BY STANDING COMMITTEES. At least 60 days before the  
21 department is required to submit a state implementation plan to the federal  
22 environmental protection agency, the department shall prepare, and provide to the  
23 standing committees of the legislature with jurisdiction over environmental  
24 matters, under s. 13.172 (3) a report that describes the proposed plan and contains

1 all of the supporting documents that the department intends to submit with the plan.  
2 The department shall also submit to the ~~revisor of statutes~~ legislative council staff  
3 for publication in the administrative register a notice of availability of the report.  
4 If, within 30 days after the department provides the report, the chairperson of a  
5 standing committee to which the report was provided submits written comments on  
6 the report to the department, the secretary shall respond to the chairperson in  
7 writing within 15 days of receipt of the comments. This subsection does not apply  
8 to a modification to a state implementation plan relating to an individual source.

9 **SECTION 3082r.** 285.23 (6) of the statutes is amended to read:

10 **285.23 (6) REPORT TO STANDING COMMITTEES.** Before the department issues  
11 documents under sub. (2) and at least 60 days before the governor is required to make  
12 a submission on a nonattainment designation under 42 USC 7407 (d) (1) (A), the  
13 department shall prepare, and provide to the standing committees of the legislature  
14 with jurisdiction over environmental matters under s. 13.172 (3), a report that  
15 contains a description of any area proposed to be identified as a nonattainment area  
16 and supporting documentation. The department shall also submit to the ~~revisor of~~  
17 ~~statutes~~ legislative council staff for publication in the administrative register a  
18 notice of availability of the report. If, within 30 days after the department submits  
19 the report, the chairperson of a standing committee to which the report was provided  
20 submits written comments on the report to the department, the secretary shall  
21 respond to the chairperson in writing within 15 days of receipt of the comments.”.

22 **19.** Page 1612, line 7: after that line insert:

23 **“SECTION 3707p.** 758.13 (1) (a) 7. of the statutes is amended to read:

1           758.13 (1) (a) 7. ~~The revisor of statutes or an assistant designated by the revisor~~  
2           chief of the legislative reference bureau or his or her designee."

3           **20.** Page 1702, line 2: after that line insert:

4           “(1f) ELIMINATION OF REVISOR OF STATUTES BUREAU.

5           (a) 1. On January 1, 2008, all assets and liabilities of the revisor of statutes  
6           bureau relating to the performance of its duties involving the Wisconsin statutes and  
7           the Wisconsin Administrative Code, as determined jointly by the president of the  
8           senate and the speaker of the assembly, shall become the assets and liabilities of the  
9           legislative reference bureau.

10          2. On January 1, 2008, all assets and liabilities of the revisor of statutes bureau  
11          relating to the performance of its duties involving the Wisconsin Administrative  
12          Register, as determined jointly by the president of the senate and the speaker of the  
13          assembly, shall become the assets and liabilities of the legislative council staff.

14          (b) 1. On January 1, 2008, all tangible personal property, including records, of  
15          the revisor of statutes bureau relating to the performance of its duties involving the  
16          Wisconsin statutes and the Wisconsin Administrative Code, as determined jointly by  
17          the president of the senate and the speaker of the assembly, shall become the assets  
18          and liabilities of the legislative reference bureau.

19          2. On January 1, 2008, all tangible personal property, including records, of the  
20          revisor of statutes bureau relating to the performance of its duties involving the  
21          Wisconsin Administrative Register, as determined jointly by the president of the  
22          senate and the speaker of the assembly, shall become the assets and liabilities of the  
23          legislative council staff.

1 (c) 1. On January 1, 2008, all contracts entered into by the revisor of statutes  
2 bureau relating to the performance of its duties involving the Wisconsin statutes and  
3 the Wisconsin Administrative Code, as determined jointly by the president of the  
4 senate and the speaker of the assembly, which are in effect on January 1, 2008,  
5 remain in effect and are transferred to the legislative reference bureau. The  
6 legislative reference bureau shall carry out any such contractual obligations until  
7 modified or rescinded by the legislative reference bureau to the extent allowed under  
8 the contract.

9 2. On January 1, 2008, all contracts entered into by the revisor of statutes  
10 bureau relating to the performance of its duties involving the Wisconsin  
11 Administrative Register, as determined jointly by the president of the senate and the  
12 speaker of the assembly, which are in effect on January 1, 2008, remain in effect and  
13 are transferred to the legislative council staff. The legislative council staff shall  
14 carry out any such contractual obligations until modified or rescinded by the  
15 legislative council staff to the extent allowed under the contract.”

16 **21.** Page 1741, line 19: after that line insert:

17 “(1f) ELIMINATION OF REVISOR OF STATUTES BUREAU. The repeal of sections 13.55  
18 (1) (a) 1. c., 13.92 (2) (g), 13.93 (intro.), (1m), and (2) (intro.), (a), (b), (e), (f), (g), (i),  
19 and (k), 20.765 (3) (a), 20.923 (4) (e) 6., 35.001 (3), 227.01 (12), and 227.17 (1) (bm)  
20 of the statutes, the renumbering of sections 13.93 (2) (d) and (h) and (3) (a), (b), and  
21 (c) of the statutes, the renumbering and amendment of sections 13.93 (1), (2) (c) and  
22 (j), (2m), and (3) (intro.) and (d) of the statutes, the amendment of sections 10.53  
23 (title), (1g), (1r), (2), and (3), 13.55 (1) (a) 1. (intro.), 13.83 (1) (c) 1., 2., and 3., and (g)  
24 3., 13.90 (1) (intro.) and (1m) (a), 13.92 (1) (b) 5., 16.971 (6), 20.003 (2), 20.004 (2),

1 20.765 (1) (d) and (3) (e) and (g), 21.37, 35.05 (4), 35.15 (1) (b), 35.17, 35.18 (1), (2),  
2 and (3), 35.20, 35.23, 35.50 (2), 35.56 (1) (a) and (5), 35.91 (1), 35.93 (1), (3), (4), (6),  
3 and (8), 73.01 (4) (e) 2., 108.05 (2) (f), 108.10 (7) (b), 138.052 (5) (am) 2. b. and c.,  
4 227.114 (6), 227.135 (3), 227.14 (1), (3), (4m), and (6) (c), 227.15 (1m) (e), (2) (intro.),  
5 and (7), 227.17 (1) (a) and (b), 227.19 (2), 227.20 (1), (2), and (3) (intro.), 227.21 (1),  
6 (2) (a) and (b), and (4), 227.22 (3), 227.24 (2) (c) and (3), 227.25, 227.27 (2), 285.14 (2),  
7 285.23 (6), and 758.13 (1) (a) (intro.) and 7. of the statutes, and the creation of sections  
8 13.91 (3) (g) and 758.13 (1) (a) 7m. of the statutes takes effect on December 31, 2007.”.

9

(END)

