

No. 667, S.]

[Published February 16, 1960.

CHAPTER 659

AN ACT to renumber, amend and repeal and recreate various provisions of the statutes for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of departments and officers, correcting references and reconciling conflicts in regard to the act creating the Department of Administration. (Revisor's Bill)

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

SECTION 1. 13.145 (2) of the statutes is amended to read:

13.145 (2) In December preceding each regular session the \* \* \* *department of administration* is directed to determine the approximate total number of transfers required, in view of the number of applicants for examination, and to ascertain the number and names of employes who will be made available for transfer to the legislature for employment in legislative positions. If necessary, the \* \* \* *department of administration* with the approval of the legislative council, shall allot to the several departments and agencies upon such equitable and practical basis as the \* \* \* *department* may determine a proportionate number of employes to be made available for transfer and the departments and agencies shall fulfill such allotment.

SECTION 2. 13.351 (2) (a) of the statutes is amended to read:

13.351 (2) (a) There is created a state building commission which shall consist of the governor, who shall be chairman, and 6 members of the legislature of whom 3 shall be from each house, to be appointed as are standing committees in the respective houses, provided that of the members appointed from either house, one shall be a member of the visiting committee created by s. 13.057, and one citizen member to be appointed by the governor who shall serve at the pleasure of the governor as an ex officio member. The \* \* \* *director of the engineering bureau*, and the \* \* \* *ranking architect in the department of administration*, and the \* \* \* *commissioner of administration* shall be advisory members with no

voting power. The terms of all legislative members shall expire on May 1 in each odd-numbered year. The members shall act without liability except for misconduct, and shall receive no compensation for their services but they shall be reimbursed for travel expenses actually and necessarily incurred in the performance of their duties out of the appropriation made in s. \* \* \* 20.125.

SECTION 3. 13.351 (2) (c) of the statutes is amended to read:

13.351 (2) (c) In performing its duties, the commission may be assisted by a technical advisory committee consisting of \* \* \* such \* \* \* state officials and employes as the commission may require.

SECTION 4. 13.351 (3) of the statutes, as amended by chapters 135 (106, A) and 325 (642, S), laws of 1959, is amended by substituting "department of administration" for each of the following phrases: "bureau of engineering", "state chief engineer" and "director of budget and accounts".

SECTION 5. 13.351 (5) of the statutes is amended to read:

13.351 (5) The \* \* \* *department of administration* shall assist the commission in the performance of their duties. The \* \* \* *department of administration* shall, when requested by a state agency and approved by the building commission, make or cause to be made such preliminary plans and specifications, together with estimates of cost with respect to any proposed project as are necessary to permit the commission to consider intelligently the approval or disapproval of the project and the appropriation of funds. The costs of such studies shall be paid in the first instance out of the appropriation in s. \* \* \* 20.125, but shall be a first charge against any funds subsequently made available for the project and the amount thereof shall thereafter be repaid into the general fund and credited to s. \* \* \* 20.125.

SECTION 6. 13.40 (7) (c) 1. of the statutes, as created by chapter 395 (274, S), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 7. The Chapter Title of Chapter 15 of the statutes is amended to read: STATE \* \* \* AUDIT AND MISCELLANEOUS EXECUTIVE \* \* \* FUNCTIONS.

SECTION 8. 15.22 (12) (k) of the statutes, as created by chapter 444 (963, A), laws of 1959, is amended by substituting "department of administration" for "state chief engineer".

SECTION 9. The amendments made to 15.79 of the statutes by chapter 519 (764, A), laws of 1959, are incorporated into 16.87 as renumbered from 15.79 by Chapter 228 (623, S), section 29, and as amended by Chapter 228, section 62.

SECTION 10. 15.92 (1) (a) and (2) of the statutes, as amended by chapter 228, section 62, laws of 1959, are amended by substituting "commissioner of administration" for "director".

SECTION 11. 15.94 (2) of the statutes, as amended by chapter 228, section 62, laws of 1959, is repealed and recreated to read:

15.94 (2) The claims commission shall be composed of a representative of the executive office selected by the governor, a representative of the department of administration selected by the commissioner of administration, a representative of the attorney general's office selected by the attorney general, the chairman of the senate committee on finance and the

chairman of the assembly committee on finance. The representative of the attorney general's office shall be chairman and the representative of the department of administration shall be secretary.

SECTION 12. 16.004 (5), (6) and (7) of the statutes, as renumbered from 15.52 (1) and (4) and 15.53 (1) by chapter 228, section 16, laws of 1959, are amended by substituting "commissioner" for "director", wherever that word appears.

SECTION 13. 16.08 (2) (c) of the statutes, as amended by chapter 228, section 62, laws of 1959, is amended by restoring the words "of personnel" stricken in two places by that act.

SECTION 14. The amendments made to 16.11 (2) of the statutes by chapter 228 (623, S), section 62, laws of 1959, are not repealed by chapter 508 (626, A), laws of 1959, and the second sentence of 16.11 (2) of the statutes, as created by chapter 508 (626, A), laws of 1959, is amended by substituting for the words "bureau of personnel" the words "department of administration".

SECTION 15. 16.21 (3) of the statutes, as created by chapter 463 (886, A), laws of 1959, is amended by substituting "board on government operations" for "emergency board" and "department of administration" for "department of budget and accounts".

SECTION 16. 16.40 (12) of the statutes, as renumbered from 15.04 (12) by chapter 228 (623, S), section 6, laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts". The revisor of statutes shall show the change in printing the statutes.

SECTION 17. 16.51 (intro. par.) of the statutes, as renumbered from 15.15 by chapter 228 (623, S), section 12, and amended by chapter 228, sections 62 and 66, laws of 1959, is repealed and recreated to read:

16.51 (intro. par.) The department of administration in the discharge of pre-auditing and accounting functions shall:

SECTION 18. 16.71 (intro. par.) of the statutes, as renumbered from 15.56 by chapter 228, section 21, and as amended by chapter 228, section 62, laws of 1959, is amended to read:

16.71 (intro. par.) The \* \* \* *department of administration* shall \* \* \* purchase and may delegate to special designated agents the authority to purchase:

SECTION 19. 16.71 (1) of the statutes, as renumbered from 15.56 (1) by chapter 228, section 21, laws of 1959, is amended by substituting "s. 20.125" for "s. 20.680 of the statutes".

SECTION 20. 16.71 (2) of the statutes, as renumbered from 15.56 (2) by chapter 228, section 21, and as amended by chapter 228, section 62, laws of 1959, is amended by substituting "department of administration" for "director".

SECTION 21. 16.72 and 16.73 of the statutes, as renumbered from 15.57 and 15.58 by chapter 228, section 21, and as amended by chapter 228, section 62, laws of 1959, are amended by substituting "department of administration" for "director" wherever that word appears.

SECTION 22. 16.74 of the statutes, as renumbered from 15.59 and amended by chapter 228, section 21, laws of 1959, is amended by substituting "department of administration" for "director".

SECTION 23. 16.75 of the statutes, as renumbered from 15.60 by chapter 228, section 21, and as amended by chapter 144 and by chapter 228, sections 21 and 62, laws of 1959, is amended by substituting "department of administration" for "director" wherever that word appears.

SECTION 24. 16.76 (2) of the statutes, as renumbered from 15.61 (2) by chapter 228, section 21, and as amended by chapter 228, sections 21 and 62, is amended by substituting "department of administration" for "director" wherever that word appears.

SECTION 25. 16.78 of the statutes, as renumbered from 15.63 by chapter 228, section 21, and as amended by chapter 228, section 62, is amended by substituting "department of administration" for "director".

SECTION 26. 16.79 of the statutes, as renumbered from 15.64 by chapter 228 (623, S), section 21, and as amended by chapter 228 (623, S), section 62, laws of 1959, is amended by substituting "department of administration" for "director", and 16.79 (7) of the statutes, as so renumbered, and as amended by chapter 228, section 21, is amended by substituting "16.82 (4)" for the reference to "16.81 (4)".

SECTION 27. 16.80 (5) (b) of the statutes, as amended by chapter 161, laws of 1959, and as renumbered from 15.65 (5) (b) and amended by chapter 228, section 21, laws of 1959, is amended by substituting "s. 16.80 (5) (b)" for the reference to "sub. (5) (b)".

SECTION 28. 20.140 (61) (L) of the statutes, as amended by chapter 228, s. 66, laws of 1959, is amended by substituting "commissioner of administration" for "department of administration".

SECTION 29. 20.200 (41) of the statutes, as amended by chapter 228, laws of 1959, is amended by substituting "subch. III of ch. 16" for "the provisions of subch. I of ch. 15 of the statutes".

SECTION 30. 20.240 (72) of the statutes, as created by chapter 325, laws of 1959, is amended by substituting "board on government operations" for "emergency board".

SECTION 31. 20.265 of the statutes, as created by chapter 315 (282, S), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 32. 20.280 (95) (a) of the statutes, as created by chapter 505 (172, S), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts" and "ch. 16" for "ch. 15".

SECTION 33. 20.550 (8) of the statutes, as created by chapter 135 (106, A), laws of 1959, is amended by substituting "commissioner of administration" for "director of budget and accounts".

SECTION 34. 20.550 (30) (b) and (c) of the statutes, as created by chapter 136, laws of 1959, are amended by substituting "commissioner of administration" for "director of budget and accounts" and substituting "commissioner" for "director".

SECTION 35. 20.551 (5) of the statutes, as amended by chapters 135 (106, A) and 325 (642, S), is amended by substituting "department of administration" for "bureau of engineering".

SECTION 36. 20.670 (17) and (18) of the statutes, as amended by chapter 135 (106, A), laws of 1959, are amended by substituting "board on government operations" for "emergency board".

SECTION 37. 20.680 (2) of the statutes, as amended by chapter 516 (617, S), laws of 1959, is repealed.

SECTION 38. 20.720 (41) of the statutes, as amended by chapter 228, laws of 1959, is amended by substituting "subch. III of ch. 16" for "the provisions of subch. I of ch. 15 of the statutes".

SECTION 39. 20.830 (41) (intro. par.) of the statutes, as amended by chapter 135 (106, A), laws of 1959, is amended by substituting "board on government operations" for "emergency board".

SECTION 40. 20.840 (31) of the statutes, as affected by acts of the 1959 legislature, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 41. 20.850 (3) of the statutes, as repealed and recreated by chapter 135 (106, A), laws of 1959, is amended by substituting "commissioner of administration" for "director of budget and accounts".

SECTION 42. 20.850 (40) of the statutes, as created by chapter 135 (106, A), laws of 1959, is amended by substituting "board on government operations" for "emergency board" and substituting "administration" for "budget and accounts".

SECTION 43. 20.902 (2) of the statutes as amended by chapter 228 (623, S) and chapter 543 (947, A), laws of 1959, is amended by substituting for the third "director of budget and accounts" the term "department of administration".

SECTION 44. 20.932 (7) of the statutes, as amended by chapter 228, laws of 1959, is amended by substituting "director" for the second reference to "director of budget and accounts".

SECTION 45. 23.09 (5) of the statutes is amended to read:

23.09 (5) The commission shall keep its office at the state capital, and the \* \* \* *department of administration* shall provide suitable rooms for that purpose, and \* \* \* furnish the necessary furniture, supplies, postage, stationery, equipment, printed forms, notices and special publications, subject to the printing laws of the state, except such material and supplies as must be purchased locally for the various hatcheries, parks, reserves, etc. Said commission may sell equipment when such sale in its judgment will be of advantage to the state.

SECTION 46. 25.14 (2) of the statutes, as amended by chapter 228, section 62, laws of 1959, is amended to substitute "department of administration" for "director".

SECTION 47. 25.39 (3) of the statutes, as amended by chapter 228, laws of 1959, is amended by substituting "ch. 16" for "ch. 15" and by substituting "department of administration" for "director of purchases".

SECTION 48. 35.265 of the statutes, as created by chapter 516 (617, S), laws of 1959, is amended by substituting "department of administration" for "department of budget and accounts".

SECTION 49. 35.29 (1) of the statutes, as created by chapter 516 (617, S), laws of 1959, is amended by substituting "16.79 (4) (a)" for "15.64 (4) (a)."

SECTION 50. 35.34 (1) of the statutes, as created by chapter 516 (617, S), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 51. 35.94 of the statutes, as created by chapter 516 (617, S), laws of 1959, is amended by substituting "20.125" for "20.680 (3)."

SECTION 52. 36.11 (1) of the statutes is amended by substituting "ch. 16" for "the provisions of chapter 15 of the statutes".

SECTION 53. 37.08 (1) of the statutes is amended by substituting "ch. 16" for "the provisions of chapter 15, of the statutes".

SECTION 54. 39.20 (7) of the statutes, as amended by chapter 417 (48, A), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 55. 43.07 (5) of the statutes is amended to read:

43.07 (5) The \* \* \* *department of administration* shall provide the revisor with suitable rooms convenient to the state library, and \* \* \* necessary office furniture, supplies, stationery, books, periodicals and postage. In the use of the state library the revisor shall be subject to the general control of the trustees and the librarian. For the purpose of enabling the revisor to perform his functions under s. 35.93 the \* \* \* *department of administration* shall provide him with suitable room in the state capitol convenient to his office.

SECTION 56. 43.11 of the statutes is amended to read:

43.11 The commission shall also be allowed the use of suitable offices and equipment in the capitol, and the \* \* \* *department of administration* shall audit the duly certified bills of the commission for postage, expressage \* \* \*, telegraphing, and \* \* \* freight. The state printer, upon the order of the \* \* \* *department of administration*, shall print such circulars, labels and blanks and bind such material as may be required.

SECTION 57. The amendments made to 44.06 (1) of the statutes by chapter 228, section 64 (623, S), laws of 1959, are not repealed by chapter 516, section 4 (617, S), laws of 1959. Both amendments stand.

SECTION 58. 46.52 (3) of the statutes, as created by chapter 316 (1, S), laws of 1959, is amended by substituting "administration" for "budget and accounts".

SECTION 59. 49.11 (7) (e) of the statutes, as created by chapter 104 (16, A), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts", wherever those words appear.

SECTION 60. 51.09 (5) of the statutes, as amended by chapter 473 (568, S), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 61. 64.37 (1) of the statutes, as renumbered from 63.13 (1) by chapter 228, laws of 1959, is amended to read:

64.37 (1) Any city which \* \* \* *has* adopted the provisions of \* \* \* ss. 64.25 to 64.36 may abandon the same and reorganize under \* \* \* ch. 62 or \* \* \* ss. 64.01 to 64.14, or under a home rule charter by proceeding in accordance with \* \* \* s. 64.25.

SECTION 62. 64.39 (6) of the statutes, as renumbered from 63.15 (6) by chapter 228, laws of 1959, is amended to read:

64.39 (6) Any city which \* \* \* *has* adopted the provisions of this section may abandon the same and reorganize under \* \* \* ch. 62 or \* \* \* ss. \* \* \* 64.01 to 64.36 by proceeding in accordance with \* \* \* s. \* \* \* 64.25.

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SECTION 63. 66.901 (16) of the statutes, as amended by chapter 228, laws of 1959, is amended by substituting for the word "director" the phrase "director of the bureau of personnel".

SECTION 64. 76.471 of the statutes, as created by chapter 481 (942, A), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 65. 84.06 (3) and (4) of the statutes are amended by substituting "ch. 16" for "chapter 15".

SECTION 66. The paragraphs of 89.02 of the statutes following the introductory paragraph are numbered (1) through (10), and as so numbered the reference in 89.02 (10) to "15.76" is changed to "16.003 (3)".

SECTION 67. 94.14 (3) of the statutes, as renumbered from 95.15 by chapter 135, laws of 1959, is amended by substituting "department of administration" for "state chief engineer".

SECTION 68. 108.15 (7) (c) of the statutes is amended by substituting "the commissioner of administration" for "said director".

SECTION 69. 139.60 (13) of the statutes, as renumbered from 97.42 (13) by chapter 459 (473, S), is amended by substituting "department of administration" for "director of budget and accounts", and pronoun references shall be changed accordingly.

SECTION 70. 140.04 of the statutes is amended by substituting "20.125" for "20.680 (41)".

SECTION 71. 165.01 (8) of the statutes, as amended by chapter 454 (66, S), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 72. 195.01 (10) of the statutes is amended to read:

195.01 (10) The commission shall keep its office at the capital, and shall be provided by the \* \* \* *department of administration* with suitable rooms, \* \* \* necessary office furniture, supplies, stationery, books, periodicals and maps. The commission may hold sessions at any place for the convenience of the parties.

SECTION 73. 251.035 (1) of the statutes, as created by chapter 516 (617, S), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 74. 251.035 (3) of the statutes, as created by chapter 516 (617, S), laws of 1959, is amended by substituting "department of administration" for "director of purchases".

SECTION 75. 253.07 of the statutes, as created by chapter 315 (282, S), laws of 1959, is amended by substituting "department of administration" for "director of budget and accounts".

SECTION 76. Wherever the term "state bureau of personnel", "bureau of personnel", "director of personnel" or "director of the state bureau of personnel" is used in the following sections the term "department of administration" is substituted: 16.02 (1), 23.14 (13), 36.185 (8), 36.225 (7), 41.03 (1) (b), 49.50 (5), 59.07 (20), 59.21 (8) (a), 149.02 (1) (intro.), 149.09 (1). The revisor of statutes shall show the change in printing the statutes.

SECTION 77. Wherever the term "director of purchases" or "bureau of purchases" is used in the following sections, the phrase "department of

administration" is substituted: 20.820 (2), 20.944, 21.21, 43.05 (7), 44.06 (2), 101.04, 110.01 (10), 111.03, 140.04 (1), 200.03 (1). The revisor of statutes shall show the change in printing the statutes.

SECTION 78. Wherever the term "department of budget and accounts" is used in the following sections, the term "department of administration" is substituted: 20.760 (401), 71.14 (2a) (d) (intro.), 78.84. The revisor of statutes shall show the change in printing the statutes.

SECTION 79. Wherever the term "director of budget and accounts" or "director of the budget", or "director of the department of budget and accounts" is used in the following sections the term "department of administration" is substituted: 13.15, 13.30, 20.260 (1), 20.551 (73), 20.555 (42), 20.670 (4), 20.890 (72), 20.943, 20.951 (2), (4), 20.959, 20.981, 21.13, 25.24 (3), 34.08 (1) (a), 36.03, 39.04, 41.03 (1) (intro), (a), (2), 41.13 (3), 41.21 (1) (b), (c), (2) (b), 41.44 (3), 41.57 (2), (3), 42.23, 42.46, 43.02, 43.05 (7), 43.09 (1m), (3), 43.19 (3), (4), (5), 43.21 (4), 45.35 (12) (b), 46.07 (1), (2) (c), 46.106 (2), (3), (5), (6), 49.04 (3), 49.18 (10), 49.19 (8) (b), (10), 49.61 (9), 50.09 (2), (3), (5), (6), 51.24 (5), 59.175, 66.03 (5), 66.905 (1) (a), (7), (8), 66.9065 (10) (b), 66.914 (4), 66.915 (5), 66.917 (1a), (1b), 66.99 (10), 70.113 (2), 70.64 (12), 71.14 (8) (b), (c), 73.03 (6), 73.07 (2), 74.27, 74.57 (1), (3), (4), 76.19, 76.26, 76.29 (1), (2), 76.38 (7), (12) (b), 76.42 (1), 76.48 (3), (4), 78.69, 78.84, 79.06 (4), 93.07 (4), 95.37 (1), 108.15 (7) (b), 194.51, 196.855, 200.03 (11), 200.17 (3), 210.02 (1), 210.03 (1) (a), (2), 210.05 (12), (13) (a), (c), 215.88, 251.04 (2), (4), (5), 304.21 (4). The revisor of statutes shall show the change in printing the statutes and adjust the gender of relating pronouns.

SECTION 80. Wherever the term "director of budget and accounts" is used in the following sections, the term "commissioner of administration" is substituted: 20.002 (10), 20.140 (28), 20.420 (91) (a), 76.13 (2), (3), 304.21 (2). The revisor of statutes shall show the change in printing the statutes.

SECTION 81. Wherever the term "state chief engineer" or "state engineer" is used in the following sections the term "commissioner of administration" is substituted: 14.86 (2), 15.93 (3), 144.52 (1). The revisor of statutes shall show the change in printing the statutes.

SECTION 82. Wherever the term "state chief engineer" or "state engineer" is used in the following sections, the term "department of administration" is substituted: 14.89 (1) (d), 23.26 (3), 36.06 (6) (b) 4, 45.35 (4). The revisor of statutes shall show the change in printing the statutes.

SECTION 83. Wherever the term "emergency board" is used in the following sections, the term "board on government operations" is substituted: 20.140 (2), 20.290 (401), 20.460 (401), 20.670 (1) (b), (31) (b), (65) (a), (c), 20.760 (401), 20.800 (1) (a), 20.830 (401), 20.840 (73), 20.979 (2) (c), 49.046, 49.39, 142.07 (1), (1m) (a). The revisor of statutes shall show the change in printing the statutes.

SECTION 84. Wherever the term "director" is used in the following sections the term "commissioner of administration" is substituted: 20.951 (2), 46.106 (2).

Approved February 11, 1960.