

Senate Bill 459

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CHAPTER 226, LAWS OF 1967

AN ACT to repeal, renumber, amend, reenact and revise various provisions of the statutes for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of departments, correcting references, renumbering for better location and arrangement, eliminating unnecessary and obsolete provisions, reconciling conflicts and repelling unintended repeals (Revisor's correction bill).

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

SECTION 1. 14.755 (intro.) of the statutes is amended by substituting "s. 20.530 (2) (cm)" for the reference to "s. 20.470".

SECTION 2. The title of chapter 15 of the statutes is amended to read:

CHAPTER 15.

STATE AUDIT AND MISCELLANEOUS
EXECUTIVE FUNCTIONS.

SECTION 3. 20.530 (1) (a) 5.c of the statutes is repealed.

SECTION 4. 20.530 (1) (a) 5.f of the statutes is amended to read:

20.530 (1) (a) 5.f. In the period when the legislature is not in session the chief clerks shall be paid their actual and necessary expenditures incurred in the performance of their duties in addition to the compensation provided by subd. 5. ~~d.~~ a. Such expenses shall be by voucher signed by the presiding officer.

SECTION 5. 20.530 (1) (a) 6.f of the statutes is amended to read:

20.530 (1) (a) 6.f. In the period when the legislature is not in session the sergeants at arms shall be paid their actual and necessary expenditures incurred in the performance of their duties in addition to the compensation provided by ~~par. (b)~~ subd. 6. a. Such expenses shall be by voucher signed by the presiding officer.

SECTION 6. 20.930 (2) (b) of the statutes is re enacted to read:

20.930 (2) (b) Department of administration: executive assistant.

SECTION 7. 20.932 (6) and (8) of the statutes are repealed.

SECTION 8. 22.01 (5) (a) of the statutes is amended to read:

22.01 (5) (a) Shall organize and direct the bureau of civil defense and disaster control provided for in sub. (3).

SECTION 9. 29.145 (1c) and (2) of the statutes are amended to read:

29.145 (1c) The ~~conservation~~ commission is directed shall upon application therefor to issue a permanent fishing license without fee or charge to any ~~person~~ resident who produces a certificate from a licensed physician or optometrist stating that his sight is impaired to the degree that he cannot read ordinary newspaper print with or without corrective glasses who has resided in this state at least one year, and such license shall not expire, but shall be effective so long as the licensee is a resident of this state and his handicap continues.

(2) Resident fishing licenses shall be issued subject to s. 29.09 by the ~~conservation~~ commission or by county clerks of the several counties to residents of the state duly applying therefor, who have resided in the

annuity will be determined in such amounts that the widow's total anticipated retirement benefits from the fund and her survivors benefit from the federal ~~old age and survivors insurance~~ OASDHI system will be the same both before and after attainment of age 62. Section 66.908 (2) (d) shall apply to an annuity granted under *sub. (5) and* this subsection.

SECTION 20. 71.02 (2) (c), (e) and (m) of the statutes are amended to read:

71.02 (2) (c) "Wisconsin taxable income" of estates and trusts means federal taxable income with modifications prescribed in s. 71.05 (1) *and (4)*.

(e) "Wisconsin adjusted gross income" means federal adjusted gross income, with the modifications prescribed in s. 71.05 (1) *and (4)*.

(m) "Wisconsin net operating loss" of persons other than corporations for years prior to 1965 means Wisconsin net business loss as computed pursuant to s. 71.06, 1963 Stats., and for 1965 and thereafter means "federal net operating loss" adjusted by the modifications prescribed in s. 71.05 (1) *and (4)*.

SECTION 21. 71.05 (1) (intro.) of the statutes is amended to read:

71.05 (1) (intro.) *Some of* the modifications referred to in s. 71.02 (2) (c) ~~and~~, (c) *and* (m) are:

SECTION 22. 101.33, 101.34 (2) and 101.35 of the statutes are repealed.

SECTION 23. 139.03 (5) (a) of the statutes is revised to read:

139.03 (5) (a) No person who enters this state from another state may have in his possession and bring into the state any intoxicating liquor or wine unless the state tax thereon is paid; but the foregoing shall not apply to intoxicating liquor or wine consigned to any person having a permit from the commissioner of taxation to engage in the sale of such intoxicating liquor or wine.

SECTION 24. 144.025 (2) (c) of the statutes is amended to read:

144.025 (2) (c) The department may issue general orders, and adopt rules applicable throughout the state for the construction, installation, use and operation of practicable and available systems, methods and means for preventing and abating pollution of the waters of the state. Such general orders and rules shall be issued only after an opportunity to be heard ~~thereof~~ *thereon* has been afforded to interested parties.

SECTION 25. 144.56 (2) of the statutes is amended to read:

144.56 (32) The determination of the ~~committee~~ *department* shall be subject to review ~~in the manner~~ as provided in ch. 227.

SECTION 26. 251.184 of the statutes is renumbered 256.57.

SECTION 27. 251.185 of the statutes is renumbered 256.58.

SECTION 28. 252.19 (last sentence) of the statutes is repealed.

SECTION 29. 253.06 of the statutes is amended to read:

253.06 The term of office of every elected county judge is 6 years, and until his successor is elected and qualifies, which term commences with the first Monday in January next succeeding his election, except that the judge elected for the Rock county court, branch 3, at the spring, 1966, election shall serve for a term commencing the first Monday in May 1966 and ending the first Monday in January 1972; the judge elected for the Douglas county court, branch 2, at the spring, 1965, election shall serve for a term commencing the first Monday in May 1965, and ending the first Monday in January 1971; the judge elected for the Milwaukee county court, branch 11, at the spring, 1967, election shall serve for a term beginning the first Monday in June 1967, and ending the first Monday in

January 1973, and the judge elected for the Fond du Lac county court, branch 2, at the spring, 1964, election shall serve for a term beginning May 1, 1964, and ending the first Monday in January 1970; the judge elected for the Ozaukee county court branch 2, in the spring, 1962, election shall serve for a term commencing the first Monday in July 1962 and ending the first Monday in January 1968; and the judge elected for the Dane county court, branch 3, at the spring, 1961, election shall serve for a term beginning the first Monday in July 1961 and ending the first Monday in January 1967. The judges of the 2nd branch of county court in La Crosse county and the 3rd branch of county court in Brown county shall be elected at the spring, 1962, election for a term beginning the first Monday in May 1962 and ending the first Monday in January 1968. The judges of the 2nd branch of county court in Columbia and Sauk counties, of the 3rd branch of county court in Fond du Lac county, and of the 4th branch of county court in Rock county shall be elected at the spring, 1962, election for a term beginning the first Monday in July 1962 and ending the first Monday in January 1968. The judge of the 3rd branch of county court in Winnebago county shall be elected at the spring, 1962, election for a term beginning the first Monday in May 1962 and ending the first Monday in January 1968.

SECTION 30. 943.205 (2) (e) of the statutes is repealed.

SECTION 31. 946.71 (2) of the statutes is amended to read:

946.71 (2) Entices away or takes away any child under the age of 18 from the parent or other person having legal custody under an order or judgment in a divorce, *legal separation*, annulment or habeas corpus action with intent to take the child out of the state for the purpose of depriving the parent or other person of the custody of the child without the consent of such parent or other person, unless the court which awarded custody has consented that the child be taken out of the state by the person who so takes him.

SECTION 32. 959.02 of the statutes is amended to read:

959.02 When a defendant is sentenced to imprisonment or to pay a fine, the clerk of the court shall make a certificate of conviction and sentence citing the statute which he violated and the statute under which he was sentenced and showing his name, the crime which he committed, the date of conviction and a copy of the sentence, and deliver such certificate to the sheriff to be retained by him if the defendant is sentenced to the county jail or ~~workhouse~~ or to be transmitted with the defendant in case of sentence to some other prison.

SECTION 33. 985.07 (1) of the statutes is amended to read:

985.07 (1) All notices *designated* as class 1 notices require one insertion.

SECTION 34. In printing the statutes the revisor may print tabular material or forms as figures where necessary to enable the printing of the statutes by data processing equipment.

Approved December 6, 1967.