



**ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 1995 ASSEMBLY BILL 706**

November 29, 1995 – Offered by COMMITTEE ON VETERANS AND MILITARY AFFAIRS.

1     **AN ACT** *to repeal* 45.76 (1) (c) 1. a. to d.; *to renumber* 45.35 (5) (a) to (h); *to*  
2     *renumber and amend* 45.25 (2) (b), 45.35 (5) (intro.), 45.35 (5m), 45.358 (1),  
3     45.71 (16) (a) 1. to 10. and 45.76 (1) (c) 1. (intro.); *to consolidate, renumber*  
4     *and amend* 45.71 (16) (intro.) and (a) (intro.); *to amend* 25.36 (1), 45.01, 45.16,  
5     45.25 (2) (c), 45.25 (2) (d), 45.34 (1) (intro.), 45.34 (2) (e) 2., 45.34 (3), 45.34 (4),  
6     45.35 (5) (title), 45.358 (2), 45.358 (3), 45.37 (1a), 45.37 (3) (b), 45.37 (15) (a) and  
7     (b), 45.396 (5), 45.42 (1), 45.42 (2), 45.43 (1) (a), 45.43 (6) (b), 45.71 (16) (b) and  
8     (c), 45.73 (2), 45.74 (1) (intro.), 45.745 (1), 45.79 (5) (a) 9., 230.03 (14) (c) and  
9     341.14 (6) (a); and *to create* 20.485 (2) (yg), 45.25 (2) (b) 2., 45.35 (5) (a) 1.  
10    (intro.) and 2. (intro.), 45.35 (5m) (b), 45.358 (1) (a), 45.358 (3) (e), (f) and (g) and  
11    45.71 (16) (a) 1m. (intro.) and e. and 2m. (intro.) of the statutes; **relating to:**  
12    eligibility for veterans programs, exemption of veterans cemeteries from  
13    certain requirements, acquisition of home loan revenue bonds and making an  
14    appropriation.

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

1           **SECTION 1.** 20.485 (2) (yg) of the statutes is created to read:

2           20.485 (2) (yg) *Acquisition of 1981 revenue bond mortgages.* A sum sufficient  
3 to acquire the outstanding mortgages issued with the proceeds of the 1981 veterans  
4 home loan revenue bond issuance.

5           **SECTION 2.** 25.36 (1) of the statutes, as affected by 1995 Wisconsin Act 27, is  
6 amended to read:

7           25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred  
8 by law shall constitute the veterans trust fund which shall be used exclusively for the  
9 purchase of mortgages issued with the proceeds of the 1981 veterans home loan  
10 revenue bond issuance in an amount sufficient to retire that bond issue or for the  
11 veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (w), (z) and (zm),  
12 45.01, 45.25, 45.351 (1) and (2), 45.353, 45.356, 45.357, 45.396, 45.397 and 45.43 (7)  
13 and administered by the department of veterans affairs, including all moneys  
14 received from the federal government for the benefit of veterans or their dependents;  
15 all moneys paid as interest on and repayment of loans under the post-war  
16 rehabilitation fund; soldiers rehabilitation fund, veterans housing funds as they  
17 existed prior to July 1, 1961; all moneys paid as interest on and repayment of loans  
18 under this fund; all moneys paid as expenses for, interest on and repayment of  
19 veterans trust fund stabilization loans; all mortgages issued with the proceeds of the  
20 1981 veterans home loan revenue bond issuance purchased with moneys in the  
21 veterans trust fund; and all gifts of money received by the board of veterans affairs  
22 for the purposes of this fund.

23           **SECTION 3.** 45.01 of the statutes is amended to read:

24           **45.01 Wisconsin veterans museum; space for.** The department of  
25 administration shall provide suitable space for the purpose of a memorial hall,

1 designated as the Wisconsin veterans museum, dedicated to the men and women of  
2 Wisconsin who served in the armed forces of the United States in the civil war of 1861  
3 to 1865 or in any subsequent wars, as enumerated in s. 45.35 (5) ~~(a) to (g)~~ (f), or in  
4 Grenada, Lebanon, Panama, Somalia or a Middle East crisis under s. 45.34, and the  
5 department of veterans affairs shall operate and conduct the Wisconsin veterans  
6 museum.

7 **SECTION 4.** 45.16 of the statutes is amended to read:

8 **45.16 Burial allowance.** Each county veterans' service officer shall cause to  
9 be interred in a decent and respectable manner in any cemetery in this state, other  
10 than those used exclusively for the burial of paupers, the body of any person who  
11 served in any war of the United States, in the Korean conflict, in the Vietnam war,  
12 under section 1 of executive order 10957, dated August 10, 1961, or had service that  
13 entitled the person to receive the armed forces expeditionary medal, established by  
14 executive order 10977 on December 4, 1961, the Vietnam service medal established  
15 by executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine  
16 corps expeditionary medal or who served in Grenada, Lebanon, Panama, Somalia or  
17 a Middle East crisis under s. 45.34 and who was discharged under ~~honorable~~  
18 conditions other than dishonorable after 90 days or more of active service, in the U.S.  
19 armed forces, or if having served less than 90 days was ~~honorably discharged~~ under  
20 conditions other than dishonorable for a disability incurred in line of duty and who  
21 was living in the county at the time of death, and who dies not leaving sufficient  
22 means to defray the necessary expenses of a decent burial, or under financial  
23 circumstances that would distress the person's family to pay the expenses of the  
24 burial, and the body of a spouse or surviving spouse of the person who dies not leaving  
25 such means or under the same financial circumstances and who was living in the

1 county at the time of death, at an expense to the county of not more than \$300 in  
2 addition to the burial allowance payable under laws administered by the U.S.  
3 department of veterans affairs.

4 **SECTION 5.** 45.25 (2) (b) of the statutes is renumbered 45.25 (2) (b) (intro.) and  
5 amended to read:

6 45.25 (2) (b) (intro.) The individual served on active duty, except service on  
7 active duty for training purposes, under conditions other than dishonorable in the  
8 U.S. armed forces and meets one of the following conditions:

9 1. The individual enlisted or was drafted into the U.S. armed forces and served  
10 on active duty for at least 2 continuous years or more or the full period of the  
11 individual's initial service obligation, whichever is less. An individual discharged for  
12 reasons of hardship or a service-connected disability or released due to a reduction  
13 in the U.S. armed forces or for the good of the service prior to the completion of the  
14 required period of service is eligible under this subdivision, regardless of the actual  
15 time served.

16 **SECTION 6.** 45.25 (2) (b) 2. of the statutes is created to read:

17 45.25 (2) (b) 2. The individual was a member of the Wisconsin national guard  
18 or of the U.S. reserves, was called into and served on active duty for periods of 90  
19 consecutive days or more and the total active duty served in those  
20 90-consecutive-day periods is at least 2 years. An individual discharged for reasons  
21 of a service-connected disability before completing a 90-day period shall be  
22 considered to have served on active duty for a period of 90 consecutive days for  
23 purposes of this subdivision.

24 **SECTION 7.** 45.25 (2) (c) of the statutes is amended to read:

1           45.25 (2) (c) The individual applies for the tuition and fee reimbursement  
2 program for courses completed within 6 years after separation from the last period  
3 of qualifying service under par. (b). If the individual meets the criteria under par.  
4 (b) 1. or 2. and is called into active duty and serves for a period of 90 consecutive days  
5 or is discharged for reasons of a service-connected disability before completing the  
6 90-day period, the 6-year limit on applying under this paragraph starts again at the  
7 end of the active duty service.

8           **SECTION 8.** 45.25 (2) (d) of the statutes is amended to read:

9           45.25 (2) (d) The individual is a resident at the time of application for the  
10 tuition and fee reimbursement program and was a Wisconsin resident at the time of  
11 entry or reentry into service or ~~for the 5-year period immediately preceding~~  
12 ~~application for the tuition and fee reimbursement program~~ was a resident for any  
13 consecutive 5-year period before the time of application. If a person applying for a  
14 benefit under this section meets that 5-consecutive-year residency requirement, the  
15 department may not require the person to reestablish that he or she meets the  
16 5-consecutive-year residency requirement when he or she later applies for any other  
17 benefit under this chapter that requires a 5-consecutive-year residency.

18           **SECTION 9.** 45.34 (1) (intro.) of the statutes is amended to read:

19           45.34 (1) SERVICE IN LEBANON AND GRENADA. (intro.) A person shall be  
20 considered to have served in Lebanon or Grenada if the person was on active duty  
21 in Lebanon or its territorial waters under ~~honorable~~ conditions other than  
22 dishonorable between August 1, 1982, and the date of withdrawal of U.S. armed  
23 forces from Lebanon, as established by the department by rule, or in Grenada  
24 between October 23, 1983, and November 21, 1983, and:

25           **SECTION 10.** 45.34 (2) (e) 2. of the statutes is amended to read:

1           45.34 (2) (e) 2. Under ~~honorable~~ conditions other than dishonorable.

2           **SECTION 11.** 45.34 (3) of the statutes is amended to read:

3           45.34 (3) SERVICE IN PANAMA. A person shall be considered to have served in  
4 Panama if the person was on active duty in the U.S. armed forces in Panama or its  
5 territorial waters under ~~honorable~~ conditions other than dishonorable between  
6 December 20, 1989, and January 31, 1990.

7           **SECTION 12.** 45.34 (4) of the statutes is amended to read:

8           45.34 (4) SERVICE IN SOMALIA. A person shall be considered to have served in  
9 Somalia if the person was on active duty in the U.S. armed services in Somalia or in  
10 territorial waters adjacent to Somalia under ~~honorable~~ conditions other than  
11 dishonorable between December 9, 1992, and the ending date of Operation Restore  
12 Hope, as established by the department of veterans affairs by rule.

13           **SECTION 13.** 45.35 (5) (title) of the statutes is amended to read:

14           45.35 (5) (title) VETERAN DEFINED; ~~BENEFIT.~~

15           **SECTION 14.** 45.35 (5) (intro.) of the statutes is renumbered 45.35 (5) (a) (intro.)  
16 and amended to read:

17           45.35 (5) (a) (intro.) "Veteran" as used in this chapter, except in s. 45.37 and  
18 unless otherwise modified, means any person who has served on active duty under  
19 ~~honorable~~ conditions other than dishonorable in the U.S. armed forces or in forces  
20 incorporated as part of the U.S. armed forces, except service on active duty for  
21 training purposes, and who meets the following conditions:

22           1. a. Has served in Grenada, Lebanon, Panama, Somalia or a Middle East crisis  
23 under s. 45.34 ~~or whose service.~~

24           b. Was entitled ~~the veteran~~ to receive the armed forces expeditionary medal,  
25 established by executive order 10977 on December 4, 1961, the Vietnam service

1 medal established by executive order 11231 on July 8, 1965, the navy expeditionary  
2 medal or the marine corps expeditionary medal ~~or any person who served.~~

3 c. Has served for 90 days or more during a war period as enumerated under  
4 ~~pars. (a) to (h)~~ par. (f) or under section 1 of executive order 10957 dated August 10,  
5 1961, or if having served less than 90 days was honorably discharged for a  
6 service-connected disability or for a disability subsequently adjudicated to have  
7 been service connected or died in service, ~~who is either a resident of and living in this~~  
8 ~~state at the time of making application or is deceased, and whose.~~

9 2. a. His or her selective service local board, if any, and home of record at time  
10 of entry or reentry into active service as shown on the veteran's report of separation  
11 from the U.S. armed forces for a qualifying period were in this state ~~or who was~~  
12 ~~either.~~

13 b. Was a resident of this state at the time of entry or reentry into active duty  
14 ~~or has.~~

15 c. Has been a resident of this state for ~~at least 10 years next preceding the~~  
16 ~~veteran's~~ any consecutive 5-year period before his or her application or death. If a  
17 person applying for a benefit under this subchapter meets that 5-consecutive-year  
18 residency requirement, the department may not require the person to reestablish  
19 that he or she meets the 5-consecutive-year residency requirement when he or she  
20 later applies for any other benefit under this chapter that requires a  
21 5-consecutive-year residency.

22 (b) If the person had more than one qualifying term of service under par. (a) 1.,  
23 at least one term of service must have been under honorable conditions other than  
24 dishonorable or have been terminated by an honorable a discharge under conditions

1 other than dishonorable for the purpose of establishing eligibility under this section  
2 and s. 45.37 (1a).

3 (c) Veterans who are otherwise eligible and who are serving on active duty in  
4 the U.S. armed forces need not be living in this state on date of application to qualify  
5 for benefits from the department.

6 (d) The benefits available to veterans are also available to the unremarried  
7 surviving spouses and minor or dependent children of deceased veterans if the  
8 unremarried surviving spouses or minor or dependent children are residents of and  
9 living in this state at the time of making application.

10 (e) Any person whose service on active duty with the U.S. armed forces or in  
11 forces incorporated as part of the U.S. armed forces makes the person eligible for  
12 general U.S. department of veterans affairs benefits shall be deemed to have served  
13 under ~~honorable~~ conditions other than dishonorable for the purpose of this  
14 subsection and s. 45.37 (1a).

15 (f) The following are designated as war periods:

16 **SECTION 15.** 45.35 (5) (a) to (h) of the statutes are renumbered 45.35 (5) (f) 1.  
17 to 8.

18 **SECTION 16.** 45.35 (5) (a) 1. (intro.) and 2. (intro.) of the statutes are created to  
19 read:

20 45.35 (5) (a) 1. (intro.) The person is a resident of and living in this state at the  
21 time of making application, or is deceased, and meets one of the following conditions:

22 2. (intro.) The person is a resident of and living in this state at the time of  
23 making application or is deceased, and meets one of the following conditions:

24 **SECTION 17.** 45.35 (5m) of the statutes is renumbered 45.35 (5m) (a), and 45.35  
25 (5m) (a) 2., as renumbered, is amended to read:



1           45.35 (5m) (a) 2. Any child of the veteran under 18 years of age, or under the  
2 age of 26 if in full attendance at a recognized school of instruction, or of any age if  
3 incapable of self-support by reason of mental or physical disability. “Child” as used  
4 in this section means any natural child, any legally adopted child, any stepchild or  
5 child if a member of the veteran’s household or any nonmarital child if the veteran  
6 acknowledges paternity or the same has been otherwise established.

7           **SECTION 18.** 45.35 (5m) (b) of the statutes is created to read:

8           45.35 (5m) (b) For purposes of defining “dependent” under this subsection,  
9 “veteran” includes a person who served on active duty under conditions other than  
10 dishonorable in the U.S. armed forces or in forces incorporated as part of the U.S.  
11 armed forces, who was a resident of this state at the time of entry or reentry into  
12 active duty and who died while on active duty if that death was not the result of the  
13 veteran’s wilful misconduct.

14           **SECTION 19.** 45.358 (1) of the statutes, as created by 1995 Wisconsin Act 27, is  
15 renumbered 45.358 (1) (intro.) and amended to read:

16           45.358 (1) (title) ~~DEFINITION~~ DEFINITIONS. (intro.) In this section, “veteran”;

17           (b) “Veteran” means a person who has served on active duty in the U.S. armed  
18 forces.

19           **SECTION 20.** 45.358 (1) (a) of the statutes is created to read:

20           45.358 (1) (a) “Dependent child” means any natural or adoptive child under 18  
21 years of age, or under the age of 26 if in full attendance at a recognized school of  
22 instruction, or of any age if the child is unmarried and incapable of self-support by  
23 reason of mental or physical disability.

24           **SECTION 21.** 45.358 (2) of the statutes, as affected by 1995 Wisconsin Act 27,  
25 is amended to read:

1           45.358 (2) CONSTRUCTION AND OPERATION OF CEMETERIES. Subject to  
2 authorization under ss. 13.48 (10) and 20.924 (1), the department of veterans affairs  
3 may construct and operate veterans cemeteries in northwestern and southeastern  
4 Wisconsin and may employ such personnel as are necessary for the proper  
5 management of the cemeteries. The department may acquire, by gift, purchase or  
6 condemnation, lands necessary for the purposes of the cemeteries. Title to the  
7 properties shall be taken in the name of this state. Every deed of conveyance shall  
8 be immediately recorded in the office of the proper register of deeds and thereafter  
9 filed with the secretary of state. All cemeteries operated by the department are  
10 exempt from the requirements of ss. 157.061 to 157.70 and 440.90 to 440.95.

11           **SECTION 22.** 45.358 (3) of the statutes, as created by 1995 Wisconsin Act 27, is  
12 amended to read:

13           45.358 (3) ELIGIBILITY. The following persons are eligible for burial at a  
14 cemetery constructed and operated under sub. (2) or s. 45.37 (15):

15           (a) A veteran who died while on active duty or who was discharged or released  
16 from active duty in the U.S. armed forces under conditions other than dishonorable  
17 and who was a resident of this state at the time of his or her entry or reentry into  
18 active service and his or her dependent children and unremarried surviving spouse  
19 ~~who are residents of this state at the time of their deaths.~~

20           (b) A veteran who was discharged or released from active duty in the U.S.  
21 armed forces under conditions other than dishonorable and who was a resident of  
22 this state at the time of his or her death and his or her dependent children and  
23 unremarried surviving spouse ~~who are residents of this state at the time of their~~  
24 ~~deaths.~~

1 (c) The spouse or dependent child of a veteran who is serving ~~an~~ on active duty  
2 at the time of the spouse's or dependent child's death if the veteran was a resident  
3 of this state at the time of the veteran's entry or reentry into active service ~~and if the~~  
4 ~~spouse was a resident of this state at the time of the spouse's death.~~

5 (d) The spouse or dependent child of a veteran if the veteran was a resident of  
6 this state at the time of his or her entry or reentry into active service and was  
7 discharged or released from active duty in the U.S. armed forces under conditions  
8 other than dishonorable ~~and if the veteran and spouse were residents of this state~~  
9 ~~at the time of the spouse's death.~~

10 **SECTION 23.** 45.358 (3) (e), (f) and (g) of the statutes are created to read:

11 45.358 (3) (e) The spouse or dependent child of a veteran who was discharged  
12 or released from active duty in the U.S. armed forces under conditions other than  
13 dishonorable if the veteran and spouse or dependent child were residents of this state  
14 at the time of the spouse's or dependent child's death.

15 (f) A person who was a resident of this state at the time of his or her death and  
16 who has 20 or more years of creditable military service for retirement pay as a  
17 member of the Wisconsin army national guard or air national guard or a reserve  
18 component of the U.S. armed forces or who would have been entitled to that  
19 retirement pay except that the person was under 60 years of age at the time of his  
20 or her death, and the person's spouse, unremarried surviving spouse and dependent  
21 children who are residents of this state at the time of the spouse's, unremarried  
22 surviving spouse's or dependent children's death.

23 (g) A veteran who was discharged or released from active duty in the U.S.  
24 armed forces under conditions other than dishonorable and who was a resident of the  
25 state for at least 15 consecutive years.

1           **SECTION 24.** 45.37 (1a) of the statutes is amended to read:

2           45.37 (1a) DEFINITION OF VETERAN. ~~“Veteran” as used in this section~~ Except as  
3 provided in sub. (15) (a) and (b), in this section “veteran” means any person who  
4 served on active duty under ~~honorable conditions~~ other than dishonorable in the U.S.  
5 armed forces or in forces incorporated as part of the U.S. armed forces who was  
6 entitled to receive the armed forces expeditionary medal, established by executive  
7 order 10977 on December 4, 1961, the Vietnam service medal established by  
8 executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine  
9 corps expeditionary medal or who served in Grenada, Lebanon, Panama, Somalia or  
10 a Middle East crisis under s. 45.34 or any person who served for at least one day  
11 during a war period, as defined in s. 45.35 (5) ~~(a) to (h)~~ (f) or under section 1 of  
12 executive order 10957, dated August 10, 1961, and who was officially reported  
13 missing in action, or killed in action or who died in service, or who was discharged  
14 under ~~honorable conditions therefrom~~ other than dishonorable after 90 days or more  
15 of active service, or if having served less than 90 days was ~~honorably~~ discharged  
16 under conditions other than dishonorable for a service-connected disability or for a  
17 disability subsequently adjudicated to have been service connected, or who died as  
18 a result of service-connected disability.

19           **SECTION 25.** 45.37 (3) (b) of the statutes, as affected by 1995 Wisconsin Act ...  
20 (Assembly Bill 169), is amended to read:

21           45.37 (3) (b) *Nonresident.* A veteran who was not a resident of this state at the  
22 time of enlistment or induction into service but who is otherwise qualified for  
23 membership may be admitted if the veteran has been a resident of this state for ~~the~~  
24 5 years next preceding any consecutive 5-year period before the date of application.  
25 If a person applying for a benefit under this subchapter meets that

1 5-consecutive-year residency requirement, the department may not require the  
2 person to reestablish that he or she meets the 5-consecutive-year residency  
3 requirement when he or she later applies for any other benefit under this chapter  
4 that requires a 5-consecutive-year residency.

5 **SECTION 26.** 45.37 (15) (a) and (b) of the statutes are amended to read:

6 45.37 (15) (a) ~~A veteran who at the time of death is a resident of this state or~~  
7 ~~who was a resident of the state for at least 15 consecutive years~~ person who is eligible  
8 under s. 45.358 (3) for burial at a veterans cemetery is eligible for burial and  
9 interment at the cemetery of the home known as the "Wisconsin Veterans Memorial  
10 Cemetery". ~~Cost~~ The cost of preparing the grave and the erection of a marker for a  
11 veteran, as defined in s. 45.358 (1) (b), shall be paid from the appropriation made by  
12 s. 20.485 (1) (gk).

13 (b) ~~Burial shall be provided in the cemetery of the home for any spouse,~~  
14 ~~surviving spouse or parent of a veteran if the spouse, surviving spouse or parent at~~  
15 ~~the time of death was a member of the home. Burial shall also be provided in the~~  
16 ~~cemetery of the home for the parent, spouse or surviving spouse of a veteran, even~~  
17 ~~if the parent, spouse or surviving spouse is not a member of the home at the time of~~  
18 ~~death, if the parent, spouse or surviving spouse is a resident of this state at the time~~  
19 ~~of death or was a resident of the state for at least 15 consecutive years. Application~~  
20 ~~for burial shall be made to the department for permission to be buried therein at the~~  
21 ~~person's own expense. The surviving spouse of the veteran, as defined in s. 45.358~~  
22 ~~(1) (b), shall have the privilege of selecting a lot next to the veteran if available.~~  
23 ~~Permission shall be given by the department for a period of one year from date of~~  
24 ~~granting, but may be extended, on request, for additional one-year periods.~~

25 **SECTION 27.** 45.396 (5) of the statutes is amended to read:

1           45.396 (5) The reimbursement per course may not exceed the average cost of  
2           tuition, fees and textbooks a 3-credit undergraduate course at the University of  
3           Wisconsin-Madison charged to a resident, and the reimbursement to a veteran shall  
4           also be limited to a maximum of \$300 per course and \$1,100 5 times that average cost  
5           per fiscal year.

6           **SECTION 28.** 45.42 (1) of the statutes is amended to read:

7           45.42 (1) The department may compile a record of the burial places within the  
8           state of persons who served in the U.S. armed forces in time of war as defined in s.  
9           45.35 (5) ~~(a) to (h)~~ (f) or in Grenada, Lebanon, Panama, Somalia or a Middle East  
10          crisis under s. 45.34, or under section 1 of executive order 10957, dated August 10,  
11          1961, or whose service entitled them to receive the armed forces expeditionary  
12          medal, established by executive order 10977 on December 4, 1961, the Vietnam  
13          service medal established by executive order 11231 on July 8, 1965, the navy  
14          expeditionary medal or the marine corps expeditionary medal. The record, so far as  
15          practicable, may indicate the name of each person; the service in which engaged; the  
16          appropriate designation of armed forces unit; the rank and period of service; the  
17          name and location of the cemetery or other place in which the body is interred; the  
18          location of the grave in the cemetery or other place; and the character of headstone  
19          or other marker, if any, at the grave.

20          **SECTION 29.** 45.42 (2) of the statutes is amended to read:

21          45.42 (2) The department may have blank forms prepared whereby the  
22          information required for the record may be transmitted to it and may distribute the  
23          forms to county veterans' service officers. The county veterans' service officer within  
24          whose county and cemetery or burial place is located in which are interred the bodies  
25          of persons who served in the U.S. armed forces in time of war as defined in s. 45.35

1 (5) ~~(a) to (h)~~ (f) or in Grenada, Lebanon, Panama, Somalia or a Middle East crisis  
2 under s. 45.34 or under section 1 of executive order 10957, dated August 10, 1961,  
3 or whose service entitled them to receive the armed forces expeditionary medal,  
4 established by executive order 10977 on December 4, 1961, the Vietnam service  
5 medal established by executive order 11231 on July 8, 1965, the navy expeditionary  
6 medal or the marine corps expeditionary medal shall submit the facts required for  
7 such record to the department on the forms provided by it, if so requested by the  
8 department.

9 **SECTION 30.** 45.43 (1) (a) of the statutes is amended to read:

10 45.43 (1) (a) Except as provided under par. (b), the county board shall elect a  
11 county veterans' service officer who shall be a Wisconsin resident who served on  
12 active duty under ~~honorable conditions~~ other than dishonorable in the U.S. armed  
13 forces or in forces incorporated as part of the U.S. armed forces, except service on  
14 active duty for training purposes, ~~for 90 days or more in time of war as set forth in~~  
15 ~~s. 45.35 (5) (a) to (h) or, if having served less than 90 days, was honorably discharged~~  
16 ~~for a service-connected disability or for a disability subsequently adjudicated to have~~  
17 ~~been service-connected; who served in Grenada, Lebanon, Panama, Somalia or a~~  
18 ~~Middle East crisis under s. 45.34; who served under section 1 of executive order~~  
19 ~~10957 dated August 10, 1961; or whose service entitled the veteran to receive the~~  
20 ~~armed forces expeditionary medal established by executive order 10977 on~~  
21 ~~December 4, 1961, the Vietnam service medal established by executive order 11231~~  
22 ~~on July 8, 1965, the navy expeditionary medal or the marine corps expeditionary~~  
23 ~~medal.~~ An individual who is discharged for reasons of hardship or a  
24 service-connected disability or released due to a reduction in the U.S. armed forces

1 or for the good of the service prior to the completion of the required period of service  
2 is eligible for election to the office, regardless of the actual time served.

3 **SECTION 31.** 45.43 (6) (b) of the statutes is amended to read:

4 45.43 **(6)** (b) Except as provided under par. (c), the county board may appoint  
5 assistant county veterans' service officers who shall be Wisconsin residents who  
6 served on active duty under ~~honorable~~ conditions other than dishonorable in the U.S.  
7 armed forces or in forces incorporated as part of the U.S. armed forces, ~~except service~~  
8 ~~on active duty for training purposes, for 90 days or more in time of war as set forth~~  
9 ~~in s. 45.35 (5) (a) to (h) or, if having served less than 90 days, was honorably~~  
10 ~~discharged for a service-connected disability or for a disability subsequently~~  
11 ~~adjudicated to have been service-connected; who served in Grenada, Lebanon,~~  
12 ~~Panama, Somalia or a Middle East crisis under s. 45.34; who served under section~~  
13 ~~1 of executive order 10957 dated August 10, 1961; or whose service entitled the~~  
14 ~~veteran to receive the armed forces expeditionary medal established by executive~~  
15 ~~order 10977 on December 4, 1961, the Vietnam service medal established by~~  
16 ~~executive order 11231 on July 8, 1965, the navy expeditionary medal or the marine~~  
17 ~~corps expeditionary medal.~~

18 **SECTION 32.** 45.71 (16) (intro.) and (a) (intro.) of the statutes are consolidated,  
19 renumbered 45.71 (16) (a) (intro.) and amended to read:

20 45.71 **(16)** (a) (intro.) "Veteran" means: ~~(a) Any~~ any person who has served on  
21 active duty under ~~honorable~~ conditions other than dishonorable in the U.S. armed  
22 forces or in forces incorporated as part of the U.S. armed forces, except service on  
23 active duty for training purposes, and who is meets the following conditions:

24 1m. a. Is entitled to receive the armed forces expeditionary medal, established  
25 by executive order 10977 on December 4, 1961, the Vietnam service medal



1 established by executive order 11231 on July 8, 1965, the navy expeditionary medal  
2 or the marine corps expeditionary medal ~~or who served.~~

3 b. Has served in Grenada, Lebanon, Panama, Somalia or a Middle East crisis  
4 under s. 45.34 ~~or any person who served.~~

5 c. Has served for 90 days or more during a war period as enumerated under  
6 subds. 1. to 9. par. (am) or under section 1 of executive order 10957, dated August 10,  
7 1961, except service on active duty for training purposes, or if having served less than  
8 90 days was honorably discharged for a service-connected disability or for a  
9 disability subsequently adjudicated to have been service-connected or died in  
10 service, ~~or who served.~~

11 d. Has served on active duty for more than 6 months during the period between  
12 February 1, 1955, and August 4, 1964, and was honorably discharged, ~~and who has.~~

13 2m. a. Has been a resident of this state for at least 5 years ~~next preceding an~~  
14 any consecutive 5-year period before his or her application or death or who was. If  
15 a person applying for a benefit under this subchapter meets that 5-consecutive-year  
16 residency requirement, the department may not require the person to reestablish  
17 that he or she meets the 5-consecutive-year residency requirement when he or she  
18 applies for any other benefit under this chapter that requires a 5-consecutive-year  
19 residency.

20 b. Was a resident of this state at the time of enlistment or induction into service  
21 and is either a resident of and living in this state at the time of making application  
22 or is deceased.

23 (af) If the person had more than one qualifying term of service, at least one term  
24 of service must have been under ~~honorable~~ conditions other than dishonorable or

1 have been terminated by ~~an honorable~~ a discharge under conditions other than  
2 dishonorable.

3 (aj) Veterans who are otherwise eligible and who are serving on active duty in  
4 the U.S. armed forces need not be living in this state on date of application to qualify  
5 for a loan under this chapter.

6 (am) The following are designated as war periods:

7 **SECTION 33.** 45.71 (16) (a) 1. to 10. of the statutes are renumbered 45.71 (16)  
8 (am) 1. to 10., and 45.71 (16) (am) 9., as renumbered, is amended to read:

9 45.71 (16) (am) 9. Vietnam war: Between August 5, 1964, and ~~a date of~~  
10 ~~termination to be established by the legislature~~ January 1, 1977, excepting service  
11 on active duty for training purposes only.

12 **SECTION 34.** 45.71 (16) (a) 1m. (intro.) and e. and 2m. (intro.) of the statutes are  
13 created to read:

14 45.71 (16) (a) 1m. (intro.) The person meets one of the following conditions:

15 e. Is entitled to receive veteran benefits from the U.S. department of veterans  
16 affairs.

17 2m. (intro.) The person is either a resident of and living in this state at the time  
18 of making application, or is deceased, and meets one of the following conditions:

19 **SECTION 35.** 45.71 (16) (b) and (c) of the statutes are amended to read:

20 45.71 (16) (b) An unremarried spouse of a deceased veteran shall be considered  
21 a veteran under this subchapter.

22 (c) A minor or dependent child of a deceased veteran shall be considered a  
23 veteran under this subchapter.

24 **SECTION 36.** 45.73 (2) of the statutes is amended to read:

1           45.73 (2) ALLOCATION OF LIMITED LOAN RESOURCES. If the department estimates  
2           that applications for loans under this subchapter will exceed the moneys available  
3           for such loans, the department shall give priority to the most necessitous cases and  
4           take all action necessary to spread the available moneys among the maximum  
5           possible number of veterans. The board of veterans affairs shall establish procedures  
6           whereby veterans of the Vietnam war, as defined in s. 45.71 (16) ~~(a)~~ (am) 9., receive  
7           first priority.

8           **SECTION 37.** 45.74 (1) (intro.) of the statutes is amended to read:

9           45.74 (1) ANNUAL INCOME LIMITATION. (intro.) For persons identified under s.  
10          45.79 (7) (c) 1. ~~and 2.~~, the annual income of the person or both the person and the  
11          person's spouse exceeds whichever of the following applies:

12          **SECTION 38.** 45.745 (1) of the statutes is amended to read:

13          45.745 (1) ANNUAL INCOME LIMITATION. For persons identified under s. 45.79 (7)  
14          (c) 1. ~~and 2.~~, the annual income of the person or both the person and the person's  
15          spouse does not exceed 140% of the amount specified under s. 45.74 (1).

16          **SECTION 39.** 45.76 (1) (c) 1. (intro.) of the statutes is renumbered 45.76 (1) (c)  
17          1. and amended to read:

18          45.76 (1) (c) 1. A loan of not more than \$15,000 to improve a home, including  
19          construction of a garage ~~but not including any of the following:~~

20          **SECTION 40.** 45.76 (1) (c) 1. a. to d. of the statutes are repealed.

21          **SECTION 41.** 45.79 (5) (a) 9. of the statutes is amended to read:

22          45.79 (5) (a) 9. With prior approval of the building commission, retire all  
23          ~~veterans mortgage revenue bonds, 1980 series A or all 1981 veterans home loan~~  
24          revenue bonds and transfer any assets remaining in the bond funds fund after  
25          retirement into the veterans trust fund. The department may sell the assets

1 transferred to the veterans trust fund under this subdivision and deposit the  
2 proceeds of any sale into the veterans trust fund. ~~The proceeds of any sale of assets~~  
3 ~~transferred to the veterans trust fund under this subdivision shall be used to provide~~  
4 ~~loans under s. 45.356.~~

5 **SECTION 42.** 230.03 (14) (c) of the statutes is amended to read:

6 230.03 (14) (c) A person who served on active duty under honorable conditions  
7 other than dishonorable in the U.S. armed forces for at least one day during a war  
8 period, as defined in s. 45.35 (5) (a) to (h) (f) or under section 1 of executive order  
9 10957 dated August 10, 1961.

10 **SECTION 43.** 341.14 (6) (a) of the statutes is amended to read:

11 341.14 (6) (a) Upon application to register an automobile or station wagon or  
12 a motor truck or dual purpose farm truck which has a gross weight of not more than  
13 8,000 pounds by any person who was a member of any of the U.S. armed services and  
14 who was held as a prisoner of war during any of the conflicts described in s. 45.35 (5)  
15 (b) to (g) (f) 2. to 8. or in Grenada, Lebanon, Panama, Somalia or a Middle East crisis  
16 under s. 45.34, and upon submission of a statement from the U.S. department of  
17 veterans affairs certifying that the person was a prisoner of war during one of the  
18 conflicts described in s. 45.35 (5) (b) to (g) (f) 2. to 8. or in Grenada, Lebanon, Panama,  
19 Somalia or a Middle East crisis under s. 45.34, the department shall issue to the  
20 person a special plate which is colored red, white and blue and which has the words  
21 "ex-prisoner of war" placed on the plate in the manner designated by the  
22 department.

23 (END)