

PRELIMINARY DRAFT – NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** , the powers and duties of the department of veterans
2 affairs, veterans assistance, educational programs, burials, cemeteries, homes,
3 housing loans, memorials, and museums, the employment rights and benefits
4 available to persons who are in or return from military service, the educational
5 approval board, and making appropriations.

Analysis by the Legislative Reference Bureau

***NOTE: THIS DRAFT HAS NOT BEEN EDITED

***NOTE: Check all of the internal and external cross-references.

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

6 **SECTION 1.** 15.497 (2) (c) of the statutes is amended to read:
7 15.497 (2) (c) One representative of the Wisconsin county veterans' veterans
8 service officers.

History: 1973 c. 90, 333; 1975 c. 316; 1981 c. 237; 1983 a. 437; 1987 a. 243; 1987 a. 403 s. 255; 1989 a. 31, 36, 359; 1995 a. 120; 2001 a. 21.

9 **SECTION 2.** 16.75 (4) (d) of the statutes is amended to read:

1 16.75 (4) (d) In this subsection and s. 16.755, “veteran–owned business” means
 2 a small business, as defined in par. (c), that is certified by the department of veterans
 3 affairs as being at least 51% owned by one or more veterans, as defined in s. 45.35
 4 ~~(5) 45.01 (11).~~

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983 a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a. 27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33.

5 **SECTION 3. 16.96 (2) (f) of the statutes is amended to read:**

6 16.96 (2) (f) Persons who are members in the Wisconsin Veterans Home at King
 7 shall be considered residents of the town of Farmington and of Waupaca County and
 8 persons who are members in the Wisconsin ~~veterans facility in southeastern~~
 9 ~~Wisconsin Veterans home at Union Grove~~ shall be considered residents of the town
 10 of Dover and of Racine County for purposes of the state revenue sharing distribution
 11 under subch. I of ch. 79.

****NOTE: Should this provision be expanded to include a reference to the home at
 Chippewa Falls?

History: 1971 c. 215; 1973 c. 37, 333; 1975 c. 189; 1977 c. 29 ss. 93 to 95, 1648 (1), (3); 1979 c. 34; 1981 c. 20; 1983 a. 29; 1987 a. 142; 1989 a. 31; 1991 a. 39, 269; 1999 a. 63.

12 **SECTION 4. 18.04 (2) of the statutes is amended to read:**

13 18.04 (2) The commission shall authorize public debt to be contracted and
 14 evidences of indebtedness to be issued ~~therefor~~ for the debt up to the amounts
 15 specified by the legislature to acquire, construct, develop, extend, enlarge or improve
 16 land, waters, property, highways, buildings, equipment or facilities or to make funds
 17 available for ~~veterans'~~ veterans housing loans for the classes of public purposes
 18 specified by the legislature as the funds are required. ~~Said~~ The requirements for
 19 funds shall be established by that department or agency head having program
 20 responsibilities for which public debt has been authorized by the legislature.

History: 1973 c. 90 s. 555m (2); 1975 c. 26; 1977 c. 29 s. 1652; 1977 c. 317; 1985 a. 6; 1987 a. 27; 1989 a. 31, 46.

21 **SECTION 5. 18.04 (5) (a) of the statutes is amended to read:**

1 18.04 (5) (a) To acquire public debt contracted to make funds available for
2 veterans' veterans housing loans under sub. (2).

History: 1973 c. 90 s. 555m (2); 1975 c. 26; 1977 c. 29 s. 1652; 1977 c. 317; 1985 a. 6; 1987 a. 27; 1989 a. 31, 46.

3 **SECTION 6.** 18.04 (5) (b) of the statutes is amended to read:

4 18.04 (5) (b) To fund or refund public debt contracted to make funds available
5 for veterans' veterans housing loans under sub. (2).

History: 1973 c. 90 s. 555m (2); 1975 c. 26; 1977 c. 29 s. 1652; 1977 c. 317; 1985 a. 6; 1987 a. 27; 1989 a. 31, 46.

6 **SECTION 7.** 18.04 (5) (c) of the statutes is amended to read:

7 18.04 (5) (c) To acquire public debt, other than public debt that is contracted
8 to make funds available for veterans' veterans housing loans under sub. (2), for the
9 purpose of investment for the veterans primary mortgage loan program under s.
10 ~~45.79~~ 45.37.

History: 1973 c. 90 s. 555m (2); 1975 c. 26; 1977 c. 29 s. 1652; 1977 c. 317; 1985 a. 6; 1987 a. 27; 1989 a. 31, 46.

11 **SECTION 8.** 18.04 (6) (b) of the statutes is amended to read:

12 18.04 (6) (b) The commission may direct that moneys resulting from any public
13 debt contracted under this section be deposited in the funds or accounts created or
14 designated by resolution of the commission or established by resolution under s.
15 ~~45.79 (7)~~ 45.37 (7), including escrow accounts established under refunding escrow
16 agreements that are authorized by the commission.

History: 1973 c. 90 s. 555m (2); 1975 c. 26; 1977 c. 29 s. 1652; 1977 c. 317; 1985 a. 6; 1987 a. 27; 1989 a. 31, 46.

17 **SECTION 9.** 18.04 (6) (c) of the statutes is amended to read:

18 18.04 (6) (c) Notwithstanding s. 25.17, moneys deposited or held in funds or
19 accounts under par. (b) and all other moneys received under s. ~~45.79 (7) (a) (intro.)~~
20 45.37 (7) (a) (intro.) may be invested in any obligations, either through cash purchase
21 or exchange, as specified by resolution of the commission.

History: 1973 c. 90 s. 555m (2); 1975 c. 26; 1977 c. 29 s. 1652; 1977 c. 317; 1985 a. 6; 1987 a. 27; 1989 a. 31, 46.

22 **SECTION 10.** 18.06 (7) (intro.) of the statutes is amended to read:

1 18.06 (7) (intro.). Notwithstanding subs. (2) to (5), the following procedures
2 apply to public debt contracted for any of the purposes under s. 18.04 (5) or contracted
3 for the purpose of making funds available for veterans' veterans housing loans:

History: 1977 c. 317; 1979 c. 107; 1981 c. 336; 1983 a. 368; 1985 a. 6; 1987 a. 27; 1989 a. 31, 46, 68, 366; 1991 a. 39, 221; 1993 a. 16; 1995 a. 27; 1997 a. 27.

4 **SECTION 11. 20.435 (4) (vt) of the statutes is amended to read:**

5 20.435 (4) (vt) *Veterans trust fund; nurse stipends.* From the veterans trust
6 fund, the amounts in the schedule for the state share of the medical assistance costs
7 related to the provision of stipends under s. 45.365 (7) 45.50 (9).

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327.

8 **SECTION 12. 20.485 (1) (title) of the statutes is amended to read:**

9 20.485 (1) (title) ~~HOMES AND FACILITIES FOR VETERANS~~ VETERANS HOMES.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

10 **SECTION 13. 20.485 (1) (d) of the statutes is amended to read:**

11 20.485 (1) (d) *Cemetery maintenance and beautification.* The amounts in the
12 schedule for cemetery maintenance and beautification at the Central Wisconsin
13 Veterans Memorial Cemetery at the Wisconsin Veterans Home at King.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

14 **SECTION 14. 20.485 (1) (e) of the statutes is amended to read:**

15 20.485 (1) (e) *Lease rental payments.* A sum sufficient to pay the rentals
16 required to be made on facilities under leases entered into under s. 45.38 45.03 (5).

****NOTE: Is the term "facilities" correct?

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

17 **SECTION 15. 20.485 (1) (g) of the statutes is amended to read:**

1 20.485 (1) (g) *Home exchange*. The amounts in the schedule for the purchase
2 of the necessary materials, supplies and equipment for the operation of the home
3 exchange, and compensation for members' labor. All moneys received from the sale
4 of products authorized by s. ~~45.37 (9)~~ 45.51 (7) shall be credited to this appropriation.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

5 **SECTION 16.** 20.485 (1) (gd) of the statutes is amended to read:

6 20.485 (1) (gd) *Veterans home cemetery operations*. All moneys received from
7 the estate of the decedents under s. ~~45.37 (15) (c)~~ 45.61 (6) for the burial of veterans
8 and non-veterans in the ~~a Wisconsin Veterans Memorial Cemetery at the Wisconsin~~
9 ~~Veterans Home at King~~ veterans cemetery under 45.61 (2), to be used for that
10 purpose.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

11 **SECTION 17.** 20.485 (1) (gk) of the statutes is amended to read:

12 20.485 (1) (gk) *Institutional operations*. The amounts in the schedule for the
13 care of the Wisconsin ~~Veterans Home at King, the Southern Wisconsin Veterans~~
14 ~~Retirement Center, and veterans facilities~~ veterans homes under s. 45.50, and for the
15 payment of stipends under s. ~~45.365 (7)~~ 45.50 (9). All moneys received under par. (m)
16 and s. ~~45.37 (9) (d) and (9d)~~ 45.50 (7) (b) and (8) shall be credited to this
17 appropriation.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

18 **SECTION 18.** 20.485 (1) (go) of the statutes is amended to read:

19 20.485 (1) (go) *Self-amortizing housing facilities; principal repayment and*
20 *interest*. From the moneys received for providing housing services at the Wisconsin
21 ~~Veterans Home at King and the Wisconsin veterans facility in southeastern~~

1 ~~Wisconsin veterans homes under s. 45.50~~, a sum sufficient to reimburse s. 20.866 (1)
2 (u) for the principal and interest costs incurred in acquiring, constructing,
3 developing, enlarging or improving housing facilities at the Wisconsin Veterans
4 Home at King and the Wisconsin veterans facility in southeastern Wisconsin
5 veterans homes under s. 45.50 and to make the payments determined by the building
6 commission under s. 13.488 (1) (m) that are attributable to the proceeds of
7 obligations incurred in financing ~~such~~ the facilities.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

8 **SECTION 19.** 20.485 (1) (h) of the statutes is amended to read:

9 20.485 (1) (h) *Gifts and bequests.* All moneys received under s. 45.37 ~~(10) and~~
10 ~~(11)~~ 45.51 (10) and (11), or any moneys received by gifts or bequests, to carry out the
11 purposes of ss. ~~45.365, 45.37 and 45.385~~ 45.50 and 45.51.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

12 **SECTION 20.** 20.485 (1) (hm) of the statutes is amended to read:

13 20.485 (1) (hm) *Gifts and grants.* All moneys received from gifts and grants
14 specifically for the purpose of s. 45.365 ~~(1) (d)~~ 45.50 (1) (c), to carry out the purpose
15 of s. ~~45.365 (1) (d)~~ 45.50 (1) (c).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

16 **SECTION 21.** 20.485 (1) (i) of the statutes is amended to read:

17 20.485 (1) (i) *State-owned housing maintenance.* The amounts in the schedule
18 for maintenance of state-owned housing at the Wisconsin Veterans Home at King
19 and the veterans facility in southeastern Wisconsin veterans homes under s. 45.50.

1 All moneys received by the department from rentals of state-owned housing shall
2 be credited to this appropriation account.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

3 **SECTION 22.** 20.485 (1) (j) of the statutes is amended to read:

4 20.485 (1) (j) *Geriatric program receipts.* All moneys received from program
5 operations by the geriatric evaluation, research, and education program, to carry out
6 the purpose of s. ~~45.365 (1) (d)~~ 45.50 (1) (c).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

7 **SECTION 23.** 20.485 (1) (m) of the statutes is amended to read:

8 20.485 (1) (m) *Federal aid; care at veterans ~~home and facilities~~ homes.* All
9 moneys received from the federal government for care of veterans of any war or
10 military expedition of the United States who have been admitted to and cared for at
11 ~~the Wisconsin Veterans Home at King and veterans facilities~~ Wisconsin veterans
12 homes under s. 45.50. The net revenues accruing under this paragraph shall be
13 credited to the appropriation under par. (gk).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

14 **SECTION 24.** 20.485 (1) (mj) of the statutes is amended to read:

15 20.485 (1) (mj) *Federal aid; geriatric unit.* All moneys received from the federal
16 government for the geriatric program at the Wisconsin Veterans Home at King and
17 ~~veterans facilities~~ veterans homes, to carry out the purpose of s. ~~45.365 (1) (d)~~ 45.50
18 (1) (c).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

19 **SECTION 25.** 20.485 (1) (t) of the statutes is amended to read:

1 20.485 (1) (t) *Veterans homes and facilities member accounts.* From the
 2 Wisconsin Veterans Home at King and veterans facilities homes members fund, all
 3 moneys received under s. 25.37 to make payments as provided under s. ~~45.37 (9c),~~
 4 ~~(10) and (11)~~ 45.51 (8), (10), and (11).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

5 **SECTION 26.** 20.485 (2) (c) of the statutes is amended to read:

6 20.485 (2) (c) *Operation of Wisconsin veterans museum.* From the general fund,
 7 the amounts in the schedule for the operation of the Wisconsin veterans museum
 8 under s. ~~45.014~~ 45.07.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

9 **SECTION 27.** 20.485 (2) (d) of the statutes is amended to read:

10 20.485 (2) (d) *Veterans memorials at The Highground.* From the general fund,
 11 as a continuing appropriation, the amounts in the schedule to construct ~~memorials~~
 12 ~~for World War I, World War II and a memorial for~~ a memorial for Persian Gulf war veterans at The
 13 Highground.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

14 **SECTION 28.** 20.485 (2) (e) of the statutes is amended to read:

15 20.485 (2) (e) *Veterans memorial grants.* From the general fund, as a
 16 continuing appropriation, the amounts in the schedule for the veterans memorial
 17 grant program under s. 45.04 and for the grant under 2001 Wisconsin Act 16, section
 18 9157 (8g).

****NOTE: Should this appropriation be repealed? S. 45.04 is repealed and the reference to Act 16 is for \$3,000 for flags at the Tribute Memorial at Chippewa Falls.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

19 **SECTION 29.** 20.485 (2) (em) of the statutes is amended to read:

1 20.485 (2) (em) *Payments related to The Highground*. From the general fund,
2 as a continuing appropriation, the amounts in the schedule to make payments under
3 s. 45.03 (3) [] related to the veterans memorial at The Highground in Clark County.
4 Moneys may not be spent from this appropriation without the approval of the joint
5 committee on finance.

****NOTE: Should this appropriation be repealed? S. 45.03 (3) is repealed.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

6 **SECTION 30.** 20.485 (2) (g) of the statutes is amended to read:

7 20.485 (2) (g) *Consumer reporting agency fees*. From the general fund, all
8 moneys received from consumer reporting agencies under s. ~~45.36 (5m)~~ 45.04 (7) for
9 the purpose of providing information to those agencies under s. ~~45.36 (5m)~~ 45.04 (7).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

10 **SECTION 31.** 20.485 (2) (kt) of the statutes is amended to read:

11 20.485 (2) (kt) *Operation of Wisconsin veterans museum; Indian gaming*
12 *receipts*. The amounts in the schedule for the operation of the Wisconsin veterans
13 museum under s. ~~45.014~~ 45.07. All moneys transferred from the appropriation
14 account under s. 20.505 (8) (hm) 13v. shall be credited to this appropriation account.
15 Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year
16 shall revert to the appropriation account under s. 20.505 (8) (hm).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

17 **SECTION 32.** 20.485 (2) (q) of the statutes is amended to read:

18 20.485 (2) (q) *Military honors funerals* funeral honors. Biennially, the amounts
19 in the schedule to provide military ~~honors funerals~~ funeral honors for veterans under
20 s. ~~45.19 (1)~~ 45.60.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31;

1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

1 **SECTION 33.** 20.485 (2) (rm) of the statutes is amended to read:

2 20.485 (2) (rm) *Veterans assistance program*. Biennially, the amounts in the
3 schedule for general program operations of the veterans assistance program under
4 s. ~~45.357~~ 45.43.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

5 **SECTION 34.** 20.485 (2) (rp) of the statutes is amended to read:

6 20.485 (2) (rp) *Veterans assistance program receipts*. The amounts in the
7 schedule for the provision of assistance to veterans under s. ~~45.357 (1)~~ 45.43 (1). All
8 moneys received from fees under s. ~~45.357 (2)~~ 45.43 (2) shall be credited to this
9 appropriation account.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

10 **SECTION 35.** 20.485 (2) (s) of the statutes is amended to read:

11 20.485 (2) (s) *Transportation grant payment*. The amounts in the schedule to
12 provide transportation services grants payments under ss. ~~45.353 (3m)~~ 45.41 (4) and
13 ~~45.43 (7m)~~ 45.80 (9).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

14 **SECTION 36.** 20.485 (2) (tf) of the statutes is amended to read:

15 20.485 (2) (tf) ~~Veterans'~~ Veterans *tuition reimbursement program*. Biennially,
16 the amounts in the schedule for the ~~veterans'~~ veterans tuition reimbursement
17 program under s. ~~45.25~~ 45.20 (2). Notwithstanding s. 20.001 (3) (a), the department
18 may encumber moneys under this appropriation for the biennium up to 60 days after
19 the end of that biennium if an estimate is first submitted to the department of

1 administration showing the amounts that will be encumbered during that 60-day
2 period.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

3 **SECTION 37. 20.485 (2) (th) of the statutes is amended to read:**

4 **20.485 (2) (th)** *Correspondence courses and part-time classroom study.*

5 Biennially, the amounts in the schedule for the veterans' veterans correspondence
6 courses and part-time classroom study program under s. ~~45.396~~ 45.20 (3).

7 Notwithstanding ss. 16.52 (5) and 20.001 (3) (a), after June 30, 1998, the department
8 may encumber moneys under this appropriation for the biennium up to 60 days after
9 the end of that biennium if an estimate is first submitted to and approved by the
10 secretary of administration showing the amounts that will be encumbered during
11 that 60-day period.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

12 **SECTION 38. 20.485 (2) (tj) of the statutes is amended to read:**

13 **20.485 (2) (tj)** *Retraining grant program.* The amounts in the schedule for the
14 veterans' veterans retraining grant program under s. ~~45.397~~ 45.21.

***NOTE: Do we want to remove the word "grant"?

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

15 **SECTION 39. 20.485 (2) (u) of the statutes is amended to read:**

16 **20.485 (2) (u)** *Administration of loans and aids to veterans.* The amounts in
17 the schedule for the administration of loans and aids to veterans, and for payment
18 of legal services under s. ~~45.35 (14) (d)~~ 45.03 (13) (d).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

19 **SECTION 40. 20.485 (2) (vg) of the statutes is amended to read:**

1 **20.485 (2) (vg) *Health care aid grants.*** The amounts in the schedule for the
2 payment of benefits to veterans and their dependents under s. ~~45.351 (1)~~ **45.40 (2).**

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

3 **SECTION 41. 20.485 (2) (vm) of the statutes is amended to read:**

4 **20.485 (2) (vm) *Subsistence grants aid.*** The amounts in the schedule for
5 payment of subsistence **grants aid** to veterans and their dependents under s. ~~45.351~~
6 **(1) 45.40 (1).**

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

7 **SECTION 42. 20.485 (2) (vw) of the statutes is amended to read:**

8 **20.485 (2) (vw) *Payments to veterans organizations for claims service.*** The
9 amounts in the schedule to pay veterans organizations for claims services as
10 prescribed in s. ~~45.353~~ **45.41.**

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

11 **SECTION 43. 20.485 (2) (vx) of the statutes is amended to read:**

12 **20.485 (2) (vx) *County grants.*** The amounts in the schedule for payment of
13 grants under s. ~~45.43 (7)~~ **45.80 (8).**

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

14 **SECTION 44. 20.485 (2) (vz) of the statutes is amended to read:**

15 **20.485 (2) (vz) *American Indian grants.*** The amounts in the schedule for
16 grants to American Indian tribes and bands under s. ~~45.35 (14) (h)~~ **45.80 (8) (d).**

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

17 **SECTION 45. 20.485 (2) (wd) of the statutes is amended to read:**

1 20.485 (2) (wd) *Operation of Wisconsin veterans museum.* The amounts in the
2 schedule for the operation of the Wisconsin veterans museum under s. ~~45.014~~ 45.07.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

3 **SECTION 46.** 20.485 (2) (x) of the statutes is amended to read:

4 20.485 (2) (x) *Federal per diem payments.* The amounts in the schedule for the
5 provision of assistance to veterans under s. ~~45.357~~ 45.43. All moneys received from
6 the federal government as per diem payments for veterans participating in the
7 veterans assistance program under s. ~~45.357~~ 45.43 shall be credited to this
8 appropriation account.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

9 **SECTION 47.** 20.485 (2) (yn) of the statutes is amended to read:

10 20.485 (2) (yn) *Veterans trust fund loans and expenses.* Biennially, the amounts
11 in the schedule for the purpose of providing loans under s. ~~45.356~~ 45.42 and for the
12 payment of expenses and other payments as a consequence of being a mortgagee or
13 owner under home improvement loans made under s. 45.79 (7) (c), 1997 stats. or
14 under s. 45.351 (2), 1995 stats., s. 45.352, 1971 stats., s. 45.80, 1989 stats., and s.
15 ~~45.356~~ 45.42. All moneys received under ss. ~~45.356 (9) (a) and (b)~~ 45.42 (8) (a) and
16 (b) and 45.79 (7) (c) 45.37 (7) (c) for the purpose of providing loans under the personal
17 loan program under s. ~~45.356~~ 45.42 shall be credited to this appropriation account.
18 All payments of interest and repayments of principal for loans made under s. 45.351
19 (2), 1995 stats., s. 45.352, 1971 stats., s. 45.80, 1989 stats., s. 45.356 and s. 45.79 (7)
20 (c), 1997 stats. shall revert to the veterans trust fund.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

21 **SECTION 48.** 20.485 (2) (yo) of the statutes is amended to read:

1 20.485 (2) (yo) *Debt payment*. A sum sufficient for the payment of obligations
2 incurred for moneys received under s. ~~45.356 (9) (a) and (b)~~ 45.42 (8) (a) and (b).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

3 **SECTION 49.** 20.485 (2) (z) of the statutes is amended to read:

4 20.485 (2) (z) *Gifts*. All moneys received under s. ~~45.35 (13) (a)~~ 45.03 (12) (a)
5 to be used as provided in that subsection.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

6 **SECTION 50.** 20.485 (2) (zm) of the statutes is amended to read:

7 20.485 (2) (zm) *Museum gifts and bequests*. All moneys received under s. ~~45.35~~
8 ~~(13) (b)~~ 45.03 (12) (b) to be used as provided in that subsection.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

9 **SECTION 51.** 20.485 (3) (b) of the statutes is amended to read:

10 20.485 (3) (b) *Self insurance*. A sum sufficient to cover deficiencies in the
11 amounts necessary to repay principal and interest on veterans housing loans made
12 under s. ~~45.79~~ 45.37 and financed by bonds sold pursuant to under s. 234.40.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

13 **SECTION 52.** 20.485 (3) (e) of the statutes is amended to read:

14 20.485 (3) (e) *General program deficiency*. A sum sufficient to pay any general
15 program deficiency under s. ~~45.79~~ 45.37, including any deficiency in the capital
16 reserve fund requirement under s. 234.42.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

17 **SECTION 53.** 20.485 (3) (q) of the statutes is amended to read:

18 20.485 (3) (q) *Foreclosure loss payments*. As a continuing appropriation from
19 the veterans mortgage loan repayment fund, all moneys deposited and held in

1 accounts in the veterans mortgage loan repayment fund to pay costs under s. ~~45.79~~
2 ~~(7) (a) 3. and 7. 45.37 (7) (a) 3. and 7.~~, for the purpose of paying costs under s. ~~45.79~~
3 ~~(7) (a) 3. and 7. 45.37 (7) (a) 3. and 7.~~

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

4 **SECTION 54.** 20.485 (3) (rm) of the statutes is amended to read:

5 20.485 (3) (rm) *Other reserves.* As a continuing appropriation from the
6 veterans mortgage loan repayment fund, all moneys deposited and held in the
7 veterans mortgage loan repayment fund to pay costs under s. ~~45.79 (7) (a) 5. to 8. and~~
8 ~~10. 45.37 (7) (a) 5. to 8. and 10.~~, for the purposes under s. ~~45.79 (7) (a) 5. to 8. and 10~~
9 ~~45.37 (7) (a) 5. to 8. and 10.~~

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

10 **SECTION 55.** 20.485 (3) (s) of the statutes is amended to read:

11 20.485 (3) (s) *General program operations.* The amounts in the schedule from
12 the veterans mortgage loan repayment fund for general program operations of the
13 veterans mortgage loan program under s. ~~45.79 45.37.~~

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

14 **SECTION 56.** 20.485 (3) (sm) of the statutes is amended to read:

15 20.485 (3) (sm) *County grants.* The amounts in the schedule from the veterans
16 mortgage loan repayment fund for payment of grants made under s. ~~45.43 (7) 45.80~~
17 ~~(8).~~

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

18 **SECTION 57.** 20.485 (3) (t) of the statutes is amended to read:

19 20.485 (3) (t) *Debt service.* As a continuing appropriation from the veterans
20 mortgage loan repayment fund, all moneys deposited and held in accounts in the

1 veterans mortgage loan repayment fund to reimburse s. 20.866 (1) (u) for the
2 payment of debt service costs incurred in providing veterans mortgage loans under
3 s. ~~45.79 (6) (a)~~ 45.37 (6) (a) and for debt service costs incurred in contracting public
4 debt for any of the purposes under s. 18.04 (5), for these purposes.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

5 **SECTION 58.** 20.485 (3) (v) of the statutes is amended to read:

6 **20.485 (3) (v) *Revenue obligation repayment.*** All moneys received in the fund
7 or funds created under s. ~~45.79 (9)~~ 45.37 (10) for the purposes of retiring revenue
8 obligations, providing reserves, funding additional loans, purchasing assumed
9 mortgages and funding program operations under s. ~~45.79 (6) (c) and (9)~~ 45.37 (6) (c)
10 and (10). All moneys received are irrevocably appropriated in accordance with
11 subch. II of ch. 18 and further established in resolutions authorizing the issuance of
12 revenue obligations and setting forth the distribution of funds received thereafter.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

13 **SECTION 59.** 20.485 (3) (w) of the statutes is amended to read:

14 **20.485 (3) (w) *Revenue obligation funding.*** As a continuing appropriation, all
15 proceeds from revenue obligations issued under s. ~~45.79 (6) (e)~~ 45.37 (6) (c) and
16 deposited in the fund created under s. 18.57 (1), for the costs of issuance and
17 management of the obligations, to provide related reserve funds and for the purposes
18 of s. ~~45.79~~ 45.37. Estimated disbursements under this paragraph shall not be
19 included in the schedule under s. 20.005.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

20 **SECTION 60.** 20.485 (3) (wd) of the statutes is amended to read:

1 20.485 (3) (wd) *Loan-servicing administration*. From the veterans mortgage
2 loan repayment fund, the amounts in the schedule for administrative costs of
3 servicing loans under s. ~~45.79 (5) (a) 10~~ 45.37 (5) (a) 10.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

4 **SECTION 61.** 20.485 (3) (wg) of the statutes is amended to read:

5 20.485 (3) (wg) *Escrow payments, recoveries, and refunds*. From the veterans
6 mortgage loan repayment fund, all moneys received by the department under s.
7 ~~45.79 (5) (a) 6~~. 45.37 (5) (a) 6. to make payments required of the department under
8 s. ~~45.79 (5) (a) 6~~. 45.37 (5) (a) 6.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

9 **SECTION 62.** 20.485 (3) (wp) of the statutes is amended to read:

10 20.485 (3) (wp) *Loan-servicing rights*. Biennially, from the veterans mortgage
11 loan repayment fund, the amounts in the schedule to purchase loan-servicing rights
12 from authorized lenders under s. ~~45.79 (5) (a) 10~~ 45.37 (5) (a) 10.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

13 **SECTION 63.** 20.485 (4) (g) of the statutes is amended to read:

14 20.485 (4) (g) *Cemetery operations*. The amounts in the schedule for the care
15 and operation of the veterans memorial cemeteries under s. ~~45.358~~ 45.61 other than
16 those costs provided under pars. (q) and (r). All moneys received under s. ~~45.358 (3m)~~
17 45.61 (4) shall be credited to this appropriation account.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

18 **SECTION 64.** 20.485 (4) (h) of the statutes is amended to read:

19 20.485 (4) (h) *Gifts, grants and bequests*. All moneys received under s. 45.358
20 (4) as gifts, grants or bequests to be expended for the purposes made.

****NOTE: Should this appropriation be repealed. S. 45.358 (4) is repealed.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

1 **SECTION 65.** 20.485 (4) (m) of the statutes is amended to read:

2 20.485 (4) (m) *Federal aid; cemetery operations and burials.* All moneys
3 received from the federal government for the operation of veterans memorial
4 cemeteries under s. ~~45.358~~ 45.61 as authorized by the governor under s. 16.54, to be
5 used for that purpose.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

6 **SECTION 66.** 20.485 (4) (q) of the statutes is amended to read:

7 20.485 (4) (q) *Cemetery administration and maintenance.* From the veterans
8 trust fund, the amounts in the schedule for the administrative and maintenance
9 costs of operating the veterans memorial cemeteries under s. ~~45.358~~ 45.61.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

10 **SECTION 67.** 20.485 (4) (r) of the statutes is amended to read:

11 20.485 (4) (r) *Cemetery energy costs.* From the veterans trust fund, the amounts
12 in the schedule to be used at the veterans memorial cemeteries operated under s.
13 ~~45.358~~ 45.61 for utilities and for fuel, heat and air conditioning and for costs incurred
14 by or on behalf of the department of veterans affairs under ss. 16.858 and 16.895.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

15 **SECTION 68.** 20.485 (5) (g) of the statutes is amended to read:

16 20.485 (5) (g) *Proprietary school programs.* The amounts in the schedule for
17 the examination and approval of proprietary school programs. All moneys received
18 from the issuance of solicitor's permits under s. ~~45.54 (8)~~ 39.90 (6) and fees under s.
19 ~~45.54 (10)~~ 39.90 (7) shall be credited to this appropriation.

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31;

1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

1 **SECTION 69.** 20.485 (5) (gm) of the statutes is amended to read:

2 20.485 (5) (gm) *Student protection.* All moneys received from the fees received
3 under s. ~~45.54 (10) (c) 4.~~ 39.90 (7) (c) 4., for the purpose of indemnifying students,
4 parents, or sponsors under s. ~~45.54 (10) (a)~~ 39.90 (7) (a).

History: 1971 c. 93, 125, 198, 215; 1973 c. 4, 90; 1973 c. 208 ss. 2, 3, 17; 1973 c. 333 s. 201m; 1973 c. 340; 1975 c. 26, 39, 198, 200, 224; 1977 c. 4, 29, 237; 1977 c. 418 s. 929 (55); 1977 c. 447; 1979 c. 4, 34, 155; 1981 c. 20 ss. 377g to 399, 2202 (55) (a); 1981 c. 93, 237; 1983 a. 27; 1983 a. 333 s. 6; 1985 a. 6, 29; 1987 a. 27, 399; 1989 a. 31; 1991 a. 39, 44, 165, 269; 1993 a. 16, 254, 490; 1995 a. 27, 225; 1997 a. 27; 1999 a. 2; 1999 a. 9 ss. 245m, 498t to 504; 1999 a. 63, 136; 2001 a. 16, 74, 103, 106; 2003 a. 33, 42.

5 **SECTION 70.** 20.866 (2) (zn) of the statutes is amended to read:

6 20.866 (2) (zn) *Veterans affairs; self-amortizing mortgage loans.* From the
7 capital improvement fund, a sum sufficient for the department of veterans affairs for
8 loans to veterans under s. ~~45.79 (6) (a)~~ 45.37 (6) (a). The state may contract public
9 debt in an amount not to exceed \$2,120,840,000 for this purpose.

History: 1971 c. 42; 1971 c. 100 s. 23; 1971 c. 125, 211, 215, 236, 307, 330, 336; 1973 c. 90 ss. 148 to 149m, 555m (2); 1973 c. 333; 1975 c. 26, 39, 40, 41, 200, 224, 422; 1977 c. 4, 6; 1977 c. 29 ss. 385 to 387, 1650m (4), 1656 (43); 1977 c. 418; 1979 c. 4; 1979 c. 34 ss. 675a to 677v, 2102 (6) (a), (39) (a), (52) (a); 1979 c. 107, 221; 1981 c. 1 ss. 17, 18, 47; 1981 c. 20, 108, 317, 336; 1983 a. 27; 1983 a. 36 s. 96 (4); 1983 a. 97, 192, 195, 212; 1983 a. 410 s. 2202 (2); 1985 a. 6; 1985 a. 8 ss. 4, 12; 1985 a. 29 ss. 589m to 598, 3202 (23) (c), (26) (a), (53) (a); 1985 a. 77, 120, 332; 1987 a. 27, 295, 298, 399, 403, 409; 1989 a. 31, 46, 107, 122, 219, 336, 359, 366; 1991 a. 39, 51, 269, 309, 324; 1993 a. 2, 16, 98, 115, 213, 343, 377, 413, 437, 453, 485; 1995 a. 27 ss. 1159 to 1168s, 9126 (19), 9145 (1); 1995 a. 40, 57, 60, 113; 1995 a. 216, s. 30m and 9127; 1995 a. 227, 246, 372, 388, 416, 452; 1997 a. 27, 35, 61, 164, 237, 252; 1999 a. 4, 9, 146; 1999 a. 150 s. 672; 1999 a. 184; 2001 a. 12, 16, 103, 109; 2003 a. 33, 64, 91, 129.

10 **SECTION 71.** 21.11 (3) of the statutes is amended to read:

11 21.11 (3) The adjutant general may activate members of the national guard for
12 the purpose of serving on an honors detail of a military ~~honors funeral~~ funeral honors
13 for a deceased veteran under s. ~~45.19~~ 45.60.

History: 1979 c. 221; 1991 a. 316; 1993 a. 246; 1999 a. 62, 136.

14 **SECTION 72.** 21.16 (1) of the statutes is amended to read:

15 21.16 (1) No person may wear the uniform of the national guard or of the U.S.
16 army, air force, navy, or marine corps, or a reserve component of the U.S. armed
17 forces, except a person who is regularly enrolled in the U.S. army, air force, navy, or
18 marine corps, a reserve component of the U.S. armed forces, the national guard of
19 one of the states or one of the student cadet companies armed and recognized by the
20 national or a state government, a person retired from active service or a reserve
21 component, or a person who is an inmate of any ~~veterans' or soldiers'~~ veterans or

1 soldiers home. Any person violating this subsection shall forfeit not less than \$10
 2 nor more than \$100. The district attorney of the county in which any such offense
 3 is committed shall bring an action in the name of the state against the offender.

****NOTE: Do “soldiers” homes exist?

History: 1979 c. 221; 1983 a. 27; 2003 a. 69.

4 **SECTION 73. 21.49 (4) (c)** of the statutes is amended to read:

5 21.49 **(4) (c)** No guard member may receive a grant under sub. (3) for any
 6 semester in which he or she received a ~~grant~~ payment under s. ~~45.25~~ 45.20 (2).

History: 1977 c. 29, 418; 1981 c. 20; 1985 a. 29; 1987 a. 27, 403; 1989 a. 31; 1991 a. 39, 269; 1993 a. 399; 1995 a. 19; 1995 a. 27, ss. 1219t to 1223, 9127 (1); 1995 a. 404; 1997 a. 27, 237; 1999 a. 9; 2001 a. 16; 2003 a. 33, 69, 83.

7 **SECTION 74. 21.74** of the statutes is created to read:

8 **21.74 Soldiers and sailors civil relief act; federal service. (1)** In this
 9 section, unless the context indicates otherwise:

10 (a) “Interest and penalties” means interest and penalties accruing on taxes
 11 during the period of military service and 6 months thereafter. In case property is
 12 owned jointly by several owners, other than property held jointly or as marital
 13 property with the spouse of the person in military service, interest and penalties
 14 means the proportionate share of the total interest and penalties commensurate
 15 with the equity in the property of the person in military service.

16 (b) “Persons in military service” means any man or woman who is or was
 17 serving on active duty in the U.S. armed forces.

****NOTE: Do we need to have an exemption for “except service on active duty for training purposes.”

18 (c) “Property” means any real estate or personal property belonging to a person
 19 in military service that was acquired prior to the commencement of military service
 20 or that was acquired by descent.

21 (d) “Taxes” mean any general taxes or special assessments or tax certificates
 22 evidencing those taxes and assessments not belonging to private buyers.

1 **(2)** In order to supplement and complement the provisions of 50 App. USC 501,
2 and to afford and obtain greater peace and security for persons in military service,
3 the enforcement of certain tax obligations or liabilities that may prejudice the
4 property rights of persons in military service may be temporarily suspended as
5 provided in this section.

6 **(3)** Any person while in the military service of the United States or within 6
7 months after terminating service, or the person's agent or attorney during that
8 period, may petition the circuit court of in any county in which the person owns
9 property for relief under this section. Upon filing of the petition the court shall make
10 an order fixing the time of hearing and requiring the giving of notice of the hearing.
11 If after hearing the court finds that the person is, or within 6 months next preceding
12 the filing of the petition was, in the military service of the United States and owns
13 property within the county on which taxes have fallen or will fall due, and that the
14 person's ability to pay the taxes has been materially adversely affected by reason of
15 being in military service, the court shall enter an order determining that the person
16 is entitled to relief under this section. The court may suspend proceedings for the
17 collection of taxes on the property for a period not exceeding 6 months after
18 termination of the military service of the person, or for the time reasonably necessary
19 to complete the agreement provided in sub. (7). Thereafter, the property shall not
20 be included in tax certificates issued to enforce collection of taxes on property, and
21 all proceedings for that purpose shall be suspended, except under terms that the
22 court may order.

23 **(4)** Whenever any tax or assessment on real property, including all special
24 assessments, is not paid when due, any interest or penalty under s. 74.47 and the

1 maximum limitation of 6% per year as provided by the 50 App. USC 501 shall be
2 waived for the purpose and under the conditions specified in this section.

3 **(5)** The penalties and interest waived under this section are those for
4 nonpayment of all taxes or assessments, general or special, falling due during the
5 period of military service of any person against either real or personal property of
6 which the person is the bona fide owner or in which the person has an interest.

7 **(6)** The person owning or having an interest in any property in respect to which
8 the order under sub. (3) is made, or the person's agent or attorney, may file a certified
9 copy of the order of suspension with the county treasurer or with the city treasurer
10 of cities authorized by law to sell lands for the nonpayment of taxes as to the taxes
11 and assessments. The person shall file with the order an affidavit in triplicate, sworn
12 to by the person or agent or attorney, setting forth the name of the owner, the legal
13 description of the property, the type of property, when acquired, volume and page
14 number where the deed was recorded if acquired by deed and the name of the estate
15 if acquired by descent, amount of delinquent taxes if any, and the names of the
16 holders of any outstanding mortgage, lien or other encumbrance. Upon receipt of the
17 filing, the county treasurer or city treasurer shall record the order in the office of the
18 register of deeds of the county and file a copy in the office of the treasurer, who shall
19 make proper notation that a person in military service is the holder of the legal title
20 and has made application for special relief. The county treasurer or city treasurer
21 shall immediately forward an additional copy of the order and affidavit to the office
22 of the clerk of the town, city or village where the property is located, or if it is located
23 in a city authorized to sell lands for nonpayment of its taxes, to the commissioner of
24 assessments, who shall make an appropriate notation in the records.

1 **(7)** Any person seeking relief under this section, within 6 months after
2 termination of military service, or the person's agent or attorney, or in case of death
3 of the person, the personal representative, surviving spouse or heir, may apply to the
4 county treasurer of the county, or the city treasurer of a city authorized by law to sell
5 lands for the nonpayment of taxes, where the property is located, for an agreement
6 for scheduled installment payments, covering the taxes accrued during the person's
7 period of military service, provided that the taxes will be paid over a period of time
8 equal to a period no longer than twice the length of military service of the person, in
9 equal periodic installments of not less than \$10, and subject to any other terms as
10 may be just and reasonable.

11 **(8)** In the event default is made by the applicant in the performance of any of
12 the provisions of the agreement, the treasurer shall notify the applicant of the
13 default and the amount and date due, by written notice either served personally or
14 by registered mail return receipt requested to the address set forth in the application.
15 If the defaulted payment is not fully made within 10 days after service of the notice,
16 then the treasurer, without further notice, may declare that the entire amount of the
17 tax subject to the scheduled installments is immediately due and payable and that
18 the agreement is terminated. The county treasurer shall notify the register of deeds
19 and the town, city or village treasurer of the termination, or if the city treasurer of
20 cities authorized by law to sell lands for the nonpayment of taxes the latter shall
21 notify the register of deeds and the county treasurer and the local officers and shall
22 make appropriate notations of the termination on their records. The county
23 treasurer, or city treasurer as to taxes of cities authorized by law to sell land for the
24 nonpayment of taxes, may without further order of the court enforce the collection
25 of such tax or assessment and sell such tax certificates together with the penalties

1 and interest as may have accrued on the property from the date of default of the
2 scheduled installment payment.

3 **SECTION 75.** 21.78 of the statutes is created to read:

4 **21.78 Employees or officers in military service. (1)** The governing body
5 of any county, town, city, village, school district, or technical college district may
6 grant a leave of absence to any employee or officer who is inducted or who enlists in
7 the U.S. armed forces for a period of military service of not more than 4 years unless
8 the employee is involuntarily retained for a longer period. No salary or compensation
9 of the employee or officer shall be paid, nor claim for the salary or compensation exist
10 during the leave of absence, except as provided in this section. If the employee's or
11 officer's salary or compensation is less in the U.S. armed forces than was paid by the
12 county, town, city, village, school district, or technical college district, that
13 governmental unit may pay the employee or officer the difference between the salary
14 or compensation paid by the armed forces and the salary or compensation that the
15 employee or officer was paid by the county, town, city, village, school district, or
16 technical college district at the time that he or she enlisted in or was inducted into
17 the U.S. armed forces.

18 **(2)** The governing body may provide for safeguarding the reinstatement and
19 pension rights, as limited in this section, of any employee or officer so inducted or
20 enlisted.

21 **(3)** No employee or officer who is appointed to fill the place of any employee or
22 officer so inducted or enlisted shall acquire permanent tenure during such period of
23 replacement service.

24 **(4)** If the leave of absence under sub. (1) is granted to an elected or appointed
25 official or employee and the official or employee has begun federal service, a

1 temporary vacancy exists and a successor may be appointed to fill the unexpired
2 term of the official or employee, or until the official or employee returns and files
3 election to resume the office if the date of the filing is prior to the expiration of the
4 term. The appointment shall be made in the manner provided for the filling of
5 vacancies caused by death, resignation or otherwise, except that no election need be
6 held to fill a temporary vacancy. The appointee has all the powers, duties, liabilities
7 and responsibilities and shall be paid and receive the compensation and other
8 benefits of the office or position, unless otherwise provided by the governing body.
9 Within 40 days after the termination of the federal service, the elected or appointed
10 official or employee, upon filing with the clerk of the governmental unit, a statement
11 under oath of termination and that the official or employee elects to resume the office
12 or position, may resume the office or position for the remainder of the term for which
13 elected or appointed. The person temporarily filling the vacancy shall cease to hold
14 the office on the date of the filing.

15 **(6)** In cities of the 3rd class with a commission plan of government, in case of
16 temporary or permanent vacancies in the office of mayor, the vice mayor shall
17 temporarily succeed to the office of mayor for the balance of the unexpired term for
18 which the mayor was elected unless sooner terminated as provided in s. 17.035 (3).
19 A temporary or permanent vacancy created in the office of council member may be
20 filled as provided in this section. The term of the person appointed temporarily to
21 the office of council member shall not extend beyond the expiration of the term of the
22 office vacated and the temporary term shall be vacated sooner as provided for in s.
23 17.035 (3).

24 **SECTION 76.** 21.79 of the statutes is created to read:

1 **21.79 Reemployment after completion of military service. (1)** (a) Any
2 person who has enlisted or enlists in or who has been or is inducted or ordered into
3 active service in the U.S. armed forces pursuant to the 50 App. USC 301, 401, and
4 451, or P.L. 87-117, and any person whose services are requested by the federal
5 government for national defense work as a civilian during a period officially
6 proclaimed to be a national emergency or a limited national emergency, who, in order
7 to perform the training or service, has left or leaves a position, other than a
8 temporary position, in the employ of any political subdivision of the state or in the
9 employ of any private or other employer, shall be restored to that position or to a
10 position of like seniority, status, pay and salary advancement as though service
11 toward seniority, status, pay or salary advancement had not been interrupted by the
12 absence; if all of the following:

13 1. The person presents to the employer evidence of satisfactory completion of
14 the period of training or civilian service, or of discharge from the armed forces under
15 conditions other than dishonorable.

16 2. The person is still qualified to perform the duties of such position.

17 3. The person makes application for reemployment and resumes work within
18 90 days after completion of the training or services, military or civilian, or was so
19 discharged from the armed forces, or within 6 months after release from
20 hospitalization for service-connected injury or disease.

21 4. The employer's circumstances have not so changed as to make it impossible
22 or unreasonable to so restore the person.

23 5. The military service was not for more than 4 years unless extended by law.

24 (b) Except as provided in par. (c), in the event of any dispute arising under par.

25 (a), the person may file a complaint regarding the matter with the department of

1 workforce development. The department of workforce development shall process
2 any complaint made under this paragraph in the same manner as employment
3 discrimination complaints are processed under s. 111.39.

***NOTE: This language at the end of par (b) is currently in s. 21.80.

4 (c) If a dispute arises under par. (a) regarding a classified employee of the state,
5 the complaint shall be filed with the director of the office of state employment
6 relations. A decision of the director of the office of state employment relations may
7 be reviewed under ch. 227.

8 **(2)** The service of any person who is or was restored to a position in accordance
9 with sub. (1) shall be considered not to be interrupted by the absence, except for the
10 receipt of pay or other compensation for the period of the absence and he or she shall
11 be entitled to participate in insurance, pensions, retirement plans or other benefits
12 offered by the employer under established rules and practices relating to employees
13 on furlough or leave of absence in effect with the employer at the time the person
14 entered or was enlisted, inducted or ordered into the forces and service. The person
15 whose position was restored may not be discharged from the position without cause
16 within one year after restoration and the discharge is subject to all federal or state
17 law affecting any municipal or private employment and to the provisions of contracts
18 that may exist between employer and employee. Each county, town, city or village
19 shall contribute or pay all contributions of the employer to the applicable and
20 existent pension, annuity or retirement system as though the service of the employee
21 had not been interrupted by military service.

22 **(3)** If an employer fails or refuses to comply with subs. (1) and (2), a person
23 entitled to the benefits under subs. (1) and (2) may petition the circuit court to require
24 the employer to comply with those subsections. Upon the filing of the petition and

1 on reasonable notice to the employer, the court may require the employer to comply
2 with those subsections and to compensate the person for any loss of wages or benefits
3 suffered by reason of the employer's action. The court shall order a speedy hearing
4 and shall advance the case on the calendar. No fees or court costs may be taxed
5 against a person petitioning the court under this subsection. The action commenced
6 under this subsection against a private employer, and the trial or hearing of the
7 action, shall be in any county in which the employment took place or in which the
8 private employer maintains a place of business, and in all other cases shall be as
9 provided in s. 801.50.

10 (4) No person who is appointed in the service of the state or of any county, city,
11 village or town to fill the place of a person entering the federal service under sub. (1)
12 shall acquire permanent tenure during the period of that replacement service.

13 (5) If the decision of the circuit court is appealed the person who petition the
14 circuit court under sub. (3) need not file an appeal bond for the security for costs on
15 the appeal.

16 (6) The restoration of classified employees of the state shall be governed by s.
17 230.32. The restoration of unclassified state employees shall be governed by this
18 section.

****NOTE: Should 21.79 and 21.80 be merged; they seem to cover the same issues.

19 **SECTION 77.** 21.80 (3) (g) of the statutes is amended to read:

20 21.80 (3) (g) *Veterans preferences.* The right of a person to reemployment under
21 this subsection does not entitle the person to retention, preference, or displacement
22 rights over any person who has a superior claim under s. ~~45.35(4)~~ 45.03 (4), 62.13

1 (4) (d), 63.08 (1) (f), 63.37, 63.39 (2m), 66.0509 (1), 230.15 (2m), 230.16 (7) or (7m),
2 230.21 (1m), 230.25, or 230.275.

History: 2001 a. 26, 109; 2003 a. 33, 69.

3 **SECTION 78. 25.17 (1) (xp) of the statutes is amended to read:**

4 **25.17 (1) (xp) Veterans mortgage loan repayment fund (s. ~~45.79 (7)~~ 45.37 (7));**

History: 1971 c. 41 s. 12; 1971 c. 74; 1971 c. 100 s. 23; 1971 c. 125 s. 522 (1); 1971 c. 164; 1971 c. 214 s. 147; 1971 c. 260 s. 92 (3) to (5); 1973 c. 117, 137, 151; 1973 c. 208 s. 17; 1973 c. 209, 333, 336; 1975 c. 26, 27, 39, 118, 147, 164, 180, 189, 200, 422; 1977 c. 29 ss. 439 to 439f, 1654 (1); 1977 c. 31, 107, 377, 418, 423; 1979 c. 32; 1979 c. 34 ss. 705 to 707b, 2102 (56) (a); 1979 c. 102; 1979 c. 109 s. 16; 1979 c. 221; 1979 c. 318 ss. 1 to 3; 1979 c. 361 s. 113; 1981 c. 20, 86; 1981 c. 96 ss. 18 to 21, 67; 1981 c. 169, 386; 1983 a. 27; 1983 a. 36 ss. 31, 96 (4); 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 142, 189, 192, 368, 410; 1985 a. 25, 29, 53, 120; 1985 a. 332 s. 251 (1); 1987 a. 27, 38, 119, 186, 252, 399; 1989 a. 13, 31, 64, 187, 307, 335, 359, 366; 1991 a. 32, 38, 39, 152, 174, 221, 269, 315; 1993 a. 16, 112, 263, 477; 1995 a. 27 ss. 1394m to 1396, 9116 (5); 1995 a. 56, 213, 227, 274, 403; 1997 a. 27, 35, 191; 1999 a. 9, 11, 63, 65, 83, 167, 196; 2001 a. 7, 13, 16, 92, 104, 109; 2003 a. 33, 35, 48, 91, 111, 299.

5 **SECTION 79. 25.17 (1) (yv) of the statutes is amended to read:**

6 **25.17 (1) (yv) Wisconsin Veterans Home at King and veterans facilities homes**
7 **members fund (s. 25.37);**

History: 1971 c. 41 s. 12; 1971 c. 74; 1971 c. 100 s. 23; 1971 c. 125 s. 522 (1); 1971 c. 164; 1971 c. 214 s. 147; 1971 c. 260 s. 92 (3) to (5); 1973 c. 117, 137, 151; 1973 c. 208 s. 17; 1973 c. 209, 333, 336; 1975 c. 26, 27, 39, 118, 147, 164, 180, 189, 200, 422; 1977 c. 29 ss. 439 to 439f, 1654 (1); 1977 c. 31, 107, 377, 418, 423; 1979 c. 32; 1979 c. 34 ss. 705 to 707b, 2102 (56) (a); 1979 c. 102; 1979 c. 109 s. 16; 1979 c. 221; 1979 c. 318 ss. 1 to 3; 1979 c. 361 s. 113; 1981 c. 20, 86; 1981 c. 96 ss. 18 to 21, 67; 1981 c. 169, 386; 1983 a. 27; 1983 a. 36 ss. 31, 96 (4); 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 142, 189, 192, 368, 410; 1985 a. 25, 29, 53, 120; 1985 a. 332 s. 251 (1); 1987 a. 27, 38, 119, 186, 252, 399; 1989 a. 13, 31, 64, 187, 307, 335, 359, 366; 1991 a. 32, 38, 39, 152, 174, 221, 269, 315; 1993 a. 16, 112, 263, 477; 1995 a. 27 ss. 1394m to 1396, 9116 (5); 1995 a. 56, 213, 227, 274, 403; 1997 a. 27, 35, 191; 1999 a. 9, 11, 63, 65, 83, 167, 196; 2001 a. 7, 13, 16, 92, 104, 109; 2003 a. 33, 35, 48, 91, 111, 299.

8 **SECTION 80. 25.36 (1) of the statutes is amended to read:**

9 **25.36 (1) Except as provided in sub. (2), all moneys appropriated or transferred**
10 **by law shall constitute the veterans trust fund which shall be used for the lending**
11 **of money to the mortgage loan repayment fund under s. ~~45.35 (22)~~ 45.37 (5) (a) 12.**
12 **and for the veterans programs under ss. 20.485 (2) (m), (mn), (tm), (u), (v), (vo), (vy),**
13 **(vz), (w), (z), and (zm), ~~45.014, 45.25, 45.35 (23), 45.351 (1), 45.353, 45.356, 45.357,~~**
14 **~~45.396, 45.397, and 45.43 (7)~~ 45.03 (19), 45.07, 45.20, 45.21, 45.40 (1), 45.41, 45.42,**
15 **45.43, and 45.80 (8) and administered by the department of veterans affairs,**
16 **including all moneys received from the federal government for the benefit of veterans**
17 **or their dependents; all moneys paid as interest on and repayment of loans under the**
18 **post-war rehabilitation fund; soldiers rehabilitation fund, veterans housing funds**
19 **as they existed prior to July 1, 1961; all moneys paid as interest on and repayment**
20 **of loans under this fund; all moneys paid as expenses for, interest on, and repayment**
21 **of veterans trust fund stabilization loans under s. 45.356, 1995 stats.; all moneys**

1 paid as expenses for, interest on, and repayment of veterans personal loans; the net
2 proceeds from the sale of mortgaged properties related to veterans personal loans;
3 all mortgages issued with the proceeds of the 1981 veterans home loan revenue bond
4 issuance purchased with moneys in the veterans trust fund; all moneys received from
5 the state investment board under s. ~~45.356 (9) (b)~~ 45.42 (8) (b); all moneys received
6 from the veterans mortgage loan repayment fund under s. ~~45.79 (7) (a) and (c)~~ 45.37
7 (7) (a) and (c); and all gifts of money received by the board of veterans affairs for the
8 purposes of this fund.

History: 1993 a. 16, 254; 1995 a. 27, 255; 1997 a. 27; 2001 a. 16; 2003 a. 33, 83.

9 **SECTION 81.** 25.37 of the statutes is amended to read:

10 **25.37 Wisconsin veterans facilities homes members fund.** There is
11 established a separate nonlapsible trust fund designated as the Wisconsin veterans
12 facilities homes members fund. The fund shall consist of moneys belonging to
13 persons residing in Wisconsin veterans facilities, ~~including members of the~~
14 ~~Wisconsin Veterans Home at King~~ homes, that are paid to the home and veterans
15 facilities homes and that are transferred into the fund by the department of veterans
16 affairs under s. ~~45.37 (9c)~~ 45.51 (8).

History: 1991 a. 39; 1999 a. 63.

17 **SECTION 82.** 28.035 (3) (a) of the statutes is amended to read:

18 28.035 **(3)** (a) The written lease entered into between the Wisconsin state
19 department of the American Legion and the department of natural resources dated
20 June 15, 1944, which leases Camp American Legion for a period of 10 years
21 commencing June 1, 1944, shall continue in full force for an additional 10 years, and
22 may be renewed for additional 10-year periods ~~thereafter~~, notwithstanding the
23 expiration of the term expressed ~~therein~~, in the lease so long as the Wisconsin state
24 department of the American Legion or any of the American Legion posts organized

1 under s. 188.08 maintains on such the property structures which were constructed
2 prior to May 31, 1956, at the expense of the Wisconsin state department of the
3 American Legion or any such post, for the purpose of the rehabilitation, restoration,
4 or recreation of veterans and their dependents of the Spanish–American war, the
5 Philippine insurrection, the Mexican border service, World Wars I and II, the Korean
6 conflict, the Vietnam war, the Iraq war, and service in Bosnia, Grenada, Lebanon,
7 Panama, Somalia or a Middle East crisis under s. 45.34 as defined in s. 45.01 (10).

8 **History:** 1971 c. 164; 1977 c. 29 s. 537; 1977 c. 224; 1979 c. 34; 1983 a. 430; 1987 a. 399; 1991 a. 2, 165; 1993 a. 16; 2003 a. 83.

8 **SECTION 83. 29.219 (2) (c) of the statutes is amended to read:**

9 **29.219 (2) (c)** A resident annual fishing license issued to any resident who is
10 a member of the ~~Wisconsin Veterans Home at King~~ or at the facilities operated by the
11 ~~department of veterans affairs under s. 45.385~~ a Wisconsin veterans home under s.
12 45.50 shall be issued at no charge.

History: 1971 c. 22, 282; 1973 c. 90 s. 538; 1975 c. 39; 1975 c. 189 s. 99 (2); 1975 c. 216, 421; 1977 c. 29, 418; 1979 c. 34, 221; 1981 c. 130; 1983 a. 27 ss. 749 to 761;
1985 a. 326; 1987 a. 27; 1991 a. 39, 269; 1993 a. 16, 153, 217; 1995 a. 27; 1997 a. 1, 27, 191; 1997 a. 248 ss. 318 to 332; Stats. 1997 s. 29.219; 1999 a. 63.

13 **SECTION 84. 29.506 (7m) (a) of the statutes is amended to read:**

14 **29.506 (7m) (a)** The department shall issue a taxidermy school permit to a
15 person who applies for the permit; who, on August 15, 1991, holds a valid
16 taxidermist permit issued under this section; and who, on August 15, 1991, operates
17 a taxidermy school approved by the educational approval board under s. 45.54 39.90.

18 **SECTION 85. 29.563 (3) (a) 8. of the statutes is amended to read:**

19 **29.563 (3) (a) 8.** Annual fishing issued to a resident at ~~Wisconsin Veterans~~
20 ~~Home at King~~ and at the facilities operated by the ~~department of veterans affairs~~
21 under s. 45.385 a Wisconsin veterans home under s. 45.50: \$0.

History: 1997 a. 248; 1999 a. 9, 32, 47, 63, 186; 2001 a. 16, 17, 56, 109; 2003 a. 33.

22 **SECTION 86. 36.27 (2) (b) 4. of the statutes is amended to read:**

1 **39.90 Educational approval board. (1) DEFINITIONS.** In this section unless
2 the context clearly requires otherwise:

3 (a) “Board” means the educational approval board.

4 (b) “Course” means an organized unit of subject matter in which instruction is
5 offered within a given period of time or which covers a specified amount of related
6 subject matter.

7 (c) “Course of instruction” means a series of classroom or correspondence
8 courses having a unified purpose which lead to a diploma or degree or to an
9 occupational or vocational objective.

10 (d) “Person” means any individual, partnership, association, corporation, or
11 limited liability company, or any combination of these.

12 (e) “School” means any private trade, correspondence, business, or technical
13 school, but does not include any of the following:

14 1. In-state schools that are exempt from taxation under section 501 of the
15 Internal Revenue Code and that either were incorporated in this state prior to
16 January 1, 1992, or had their administrative headquarters and principal places of
17 business in this state prior to 1970.

18 2. Schools that are supported mainly by taxes.

19 3. Schools of a parochial or denominational character offering courses having
20 a sectarian objective.

21 4. Schools primarily offering instruction avocational or recreational in nature
22 and not leading to a vocational objective.

23 5. Courses conducted by employers exclusively for their employees.

24 6. Schools, courses of instruction and training programs which are approved
25 or licensed and supervised by other state agencies and boards.

1 7. Schools approved by the department of public instruction for the training of
2 teachers.

3 8. Schools accredited by accrediting agencies recognized by the board.

4 (f) “Solicitor” means a person employed by or representing a school located
5 either within or outside this state who, in places other than the actual business
6 premises of the school, personally attempts to secure the enrollment of a student in
7 such school.

8 (g) “Teaching location” means the area and facilities designated for use by a
9 school required to be approved by the board under this section.

10 **(2) PURPOSE.** The purpose of the board is to protect the general public by
11 inspecting and approving private trade, correspondence, business, and technical
12 schools doing business within this state whether located within or outside this state,
13 changes of ownership or control of these schools, teaching locations used by these
14 schools, and courses of instruction offered by these schools and to regulate the
15 soliciting of students for correspondence or classroom courses and courses of
16 instruction offered by these schools.

17 **(3) RULE-MAKING POWER.** The board shall promulgate rules and establish
18 standards necessary to carry out the purpose of this section.

19 **(4) EMPLOYEES, QUARTERS.** The board shall employ a person to perform the
20 duties of an executive secretary and any other persons under the classified service
21 that may be necessary to carry out the board’s purpose. The person performing the
22 duties of the executive secretary shall be in charge of the administrative functions
23 of the board. The board shall, to the maximum extent practicable, keep its office with
24 the department of veterans affairs.

1 **(5) APPROVAL OF SCHOOLS GENERALLY.** In order to protect students, prevent fraud
2 and misrepresentation in the sale and advertising of courses and courses of
3 instruction, and encourage schools to maintain courses and courses of instruction
4 consistent in quality, content, and length with generally accepted educational
5 standards, the board shall do all of the following:

6 (a) Investigate the adequacy of courses and courses of instruction offered by
7 schools to residents of this state and establish minimum standards for those courses
8 of instruction.

9 (b) Investigate the adequacy of schools' facilities, equipment, instructional
10 materials, and instructional programs and establish minimum standards for those
11 facilities, equipment, materials, and programs.

12 (c) Establish rules, standards, and criteria to prevent fraud and
13 misrepresentation in the sale and advertising of courses and courses of instruction.

14 (d) Promulgate rules restricting the negotiability of promissory instruments
15 received by schools in payment of tuition and other charges.

16 (e) Establish minimum standards for refund of the unused portion of tuition,
17 fees, and other charges if a student does not enter a course or course of instruction
18 or withdraws or is discontinued from the course.

19 (f) Require schools offering courses and courses of instruction to residents of
20 this state to furnish information concerning their facilities, curricula, instructors,
21 enrollment policies, tuition and other charges and fees, refund policies, and policies
22 concerning negotiability of promissory instruments received in payment of tuition
23 and other charges.

24 (g) Approve courses of instruction, schools, changes of ownership or control of
25 schools, and teaching locations meeting the requirements and standards established

1 by the board and complying with rules promulgated by the board and publish a list
2 of the schools and courses of instruction approved.

3 (h) Issue permits to solicitors when all board requirements have been met.

4 (i) Require schools to furnish a surety bond in an amount as provided by rule
5 of the board.

6 **(6) SOLICITING OF STUDENTS.** (a) *In general.* No solicitor representing any school
7 offering any course or course of instruction shall sell any course or course of
8 instruction or solicit students for a course or course of instruction in this state for a
9 consideration or remuneration, except upon the actual business premises of the
10 school, unless the solicitor first secures a solicitor's permit from the board. If the
11 solicitor represents more than one school, a separate permit shall be obtained for
12 each school represented by the solicitor.

13 (b) *Solicitor's permit.* The application for a solicitor's permit shall be made on
14 a form furnished by the board and shall be accompanied by a fee and a surety bond
15 acceptable to the board in the sum of \$2,000. The board shall, by rule, specify the
16 amount of the fee for a solicitor's permit. ~~Such~~ The bond may be continuous and shall
17 be conditioned to provide indemnification to any student suffering loss as the result
18 of any fraud or misrepresentation used in procuring his or her enrollment or as a
19 result of the failure of the school to faithfully perform the agreement made with the
20 student by the solicitor, and may be supplied by the solicitor or by the school itself
21 either as a blanket bond covering each of its solicitors in the amount of \$2,000 or the
22 surety bond under sub. (5) (i). Upon approval of a permit, the board shall issue an
23 identification card to the solicitor giving his or her name and address, the name and
24 address of the employing school, and certifying that the person whose name appears
25 on the card is authorized to solicit students for the school. A permit shall be valid

1 for one year from the date issued. Liability under this paragraph of the surety on the
2 bond for each solicitor covered by the bond shall not exceed the sum of \$2,000 as an
3 aggregate for any and all students for all breaches of the conditions of the bond. The
4 surety of a bond may cancel the same bond upon giving 30 days' notice in writing to
5 the board and shall be relieved of liability under this paragraph upon giving the
6 notice for any breach of condition occurring after the effective date of the
7 cancellation. An application for renewal shall be accompanied by a fee, a surety bond
8 acceptable to the board in the sum of \$2,000 if a continuous bond has not been
9 furnished, and such information as the board requests of the applicant. The board
10 shall, by rule, specify the amount of the fee for renewal of a solicitor's permit.

11 (c) *Refusal or revocation of permit.* The board may refuse to issue or renew, or
12 may revoke, any solicitor's permit upon one or any combination of the following
13 grounds:

14 1. Willful violation of this subsection or any rule promulgated by the board
15 under this section.

16 2. Furnishing false, misleading or incomplete information to the board.

17 3. Presenting information to prospective students relating to the school, a
18 course or course of instruction which is false, fraudulent, or misleading.

19 4. Refusal by the school to be represented to allow reasonable inspection or to
20 supply information after written request therefor by the board.

21 5. Failure of the school which the solicitor represents to meet requirements and
22 standards established by and to comply with rules promulgated by the board
23 pursuant to sub. (5).

24 6. Cancellation of the solicitor's bond by surety.

1 7. Subject to ss. 111.321, 111.322, and 111.335, the applicant has an arrest or
2 conviction record.

3 (d) *Notice of refusal to issue or renew permit.* Notice of refusal to issue or renew
4 a permit or of the revocation of a permit shall be sent by registered mail to the last
5 address of the applicant or permit holder shown in the records of the board.
6 Revocation of a permit shall be effective 10 days after the notice of revocation has
7 been mailed to the permit holder.

8 (e) *Request for appearance.* Within 20 days of the receipt of notice of the board's
9 refusal to issue or renew a permit or of the revocation of a permit, the applicant or
10 holder of the permit may request permission to appear before the board in person,
11 with or without counsel, to present reasons why the permit should be issued or
12 reinstated. Upon receipt of such a request, the board shall grant a hearing to the
13 applicant or holder of the permit within 30 days giving that person at least 10 days'
14 notice of the date, time and place.

15 (f) *Recovery by students.* The bond in force under par. (b) shall not limit or
16 impair any right of recovery otherwise available under law, nor shall the amount of
17 the bond be relevant in determining the amount of damages or other relief to which
18 any plaintiff may be entitled.

19 (g) *Recovery on contracts.* No recovery shall be had by any school or its assignee
20 on any contract for or in connection with a course or course of instruction if the
21 representative who sold or solicited the course was not the holder of a solicitor's
22 permit under this subsection at the time of the sale or solicitation.

23 (h) *Enforcement.* The attorney general or any district attorney may bring an
24 action in circuit court for the enforcement of this subsection.

1 (i) *Penalty.* Whoever violates this subsection may be fined not more than \$500
2 or imprisoned not more than 3 months or both.

3 (7) PROPRIETARY SCHOOL APPROVAL. (a) *Authority.* All proprietary schools shall
4 be examined and approved by the board before operating in this state. Approval shall
5 be granted to schools meeting the criteria established by the board for a period not
6 to exceed one year. No school may advertise in this state unless approved by the
7 board. All approved schools shall submit quarterly reports, including information
8 on enrollment, number of teachers and their qualifications, course offerings, number
9 of graduates, number of graduates successfully employed, and such other
10 information as the board considers necessary. If a school closure results in losses to
11 students, parents, or sponsors, the board may authorize the full or partial payment
12 of those losses from the appropriation under s. 20.485 (5) (gm).

13 (b) *Application.* Application for initial approval of a school or a course of
14 instruction, approval of a teaching location, change of ownership, or control of a
15 school, renewal of approval of a school or reinstatement of approval of a school or
16 course of instruction which has been revoked shall be made on a form furnished by
17 the board and shall be accompanied by a fee set by the board under par. (c), and such
18 any other information as the board considers necessary to evaluate the school in
19 carrying out the purpose of this section.

20 (c) *Fees; rule making.* The board shall promulgate rules to establish fees. In
21 promulgating rules to establish fees, the board shall do all of the following:

22 1. Require that the amount of fees collected under this paragraph be sufficient
23 to cover all costs that the board incurs in examining and approving proprietary
24 schools under this subsection.

1 2. Give consideration to establishing a variable fee structure based on the size
2 of a proprietary school.

3 3. Specify a fee to accompany all applications under par. (b).

4 4. Specify a student protection fee.

5 (c) *Limit on student protection fee.* The board shall discontinue collecting
6 annual student protection fees under par. (c) 4. during the period that the balance
7 in the fund created by those fees exceeds \$1,000,000.

8 (d) *Enforcement.* The attorney general or any district attorney may bring an
9 action in circuit court for the enforcement of this subsection, including bringing an
10 action to restrain by temporary or permanent injunction any violation of par. (a).

11 (e) *Penalties.* Any person who violates par. (a) may be required to forfeit not
12 more than \$500. Each day of operation in violation of par. (a) constitutes a separate
13 offense.

14 (f) *Other remedies.* In addition to any other remedies provided by law, a student
15 who attends a school which is in violation of par. (a) may bring a civil action to recover
16 fees paid to the school in violation of par. (a) together with costs and disbursements,
17 including reasonable attorney fees.

18 **SECTION 91.** 40.05 (4g) (a) 4. of the statutes is amended to read:

19 40.05 (4g) (a) 4. Has received a military leave of absence under s. 230.32 (3) (a)
20 or 230.35 (3), under a collective bargaining agreement under subch. V of ch. 111 or
21 under rules promulgated by the director of the office of state employment relations
22 or is eligible for reemployment with the state under s. ~~45.50~~ 21.79 after completion
23 of his or her service in the U.S. armed forces.

History: 1981 c. 96, 274, 278, 386; 1983 a. 9 s. 6; 1983 a. 27, 30; 1983 a. 46 ss. 2 to 4, 7; 1983 a. 140; 1983 a. 141 ss. 7 to 12, 20; 1983 a. 290, 504, 538; 1985 a. 29, 119, 135, 225; 1987 a. 27, 83, 107, 309, 356, 363; 1987 a. 403 s. 256; 1989 a. 13, 14, 31, 119, 122, 166, 182, 189, 230, 336, 355, 359; 1991 a. 32, 39, 107, 113, 141, 152, 189, 269; 1995 a. 27, 81, 88, 89, 240, 302; 1997 a. 35, 58, 149; 1999 a. 9, 11, 13, 104; 2001 a. 16; 2003 a. 33 ss. 1004 to 1015, 9160; 2003 a. 69, 117.

24 **SECTION 92.** Chapter 45 of the statutes is repealed and recreated to read:

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CHAPTER 45

VETERANS

SUBCHAPTER I

GENERAL PROVISIONS

45.01 Definitions. In this chapter, unless the context otherwise requires:

(1) “Active duty” does not include active duty for training purposes.

(2) “Active duty for training purposes” means.....

(3) “Board” means the board of veterans affairs.

(4) “Child” means any biological child, any adopted child, any stepchild or child if a member of the veteran’s household, or any nonmarital child if the veteran acknowledges paternity or paternity has been otherwise established.

***NOTE: From 45.348, and may only apply to 45.35, .351, and .356, but 45.35 was the general statute. Should the use of the word “veteran” be removed?

(5) (a) “Dependent” includes any of the following:

1. A spouse, a surviving spouse, or a divorced spouse, but only if the divorced spouse is receiving benefits under a court order.

***NOTE: Does this refer to benefits under this chapter?

2. Any child under 18 years of age, or under the age of 26 if in full attendance at a recognized school of instruction, or of any age if unmarried and incapable of self-support by reason of mental or physical disability.

***NOTE: I added “if unmarried” based on the definition of dependent child in 45.358. OK?

3. The natural parent or a person to whom the veteran stands in the place of a parent and who has so stood for not less than 12 months prior to the veteran’s entrance into active service.

****NOTE: I don't know what this means. It is in current law, 45.348 (2) (a) 3. The suggestion from our family law attorney is to use the phrase "acting in the place of the veteran's parent..." But, is a reference to veteran correct?

1 4. A minor sibling or a sibling of any age if incapable of self-support by reason
2 of mental or physical disability.

3 (b) For purposes of defining "dependent" under par. (a), "veteran" includes a
4 person who served on active duty under honorable conditions in the U.S. armed
5 forces or in forces incorporated as part of the U.S. armed forces, who was a resident
6 of this state at the time of entry or reentry into active duty and who died while on
7 active duty if the person's death was not the result of the person's willful misconduct.

****NOTE: From 45.348, but only applies to 45.35, .351 and .356--but 45.35 is in the general powers of DVA. Is it necessary?

8 **(6)** "Department" means the department of veterans affairs.

9 **(7)** "In-kind contributions" includes donations of appliances, buildings,
10 creations, equipment, fixtures, furniture, materials, real property, structures,
11 supplies, and utilities, and work performed in the acquisition of land and
12 construction of property.

13 **(8)** "Memorial" means a building, structure, statue, or creation used to keep
14 alive the remembrance of a veteran, veterans group, or an event related to a veteran
15 and may include land upon which the building, structure, statue, or creation is
16 located. "Memorial" does not include a museum.

17 **(9)** "Secretary" means the secretary of the department.

18 **(10)** "Service in Bosnia, Grenada, Lebanon, Panama, Somalia, or a Middle East
19 crisis" means:

20 (a) *Service in Lebanon and Grenada.* A person shall be considered to have
21 served in Lebanon or Grenada if the person was on active duty in Lebanon or its
22 territorial waters under honorable conditions between August 1, 1982, and the date

1 of withdrawal of U.S. armed forces from Lebanon, as established by the department
2 by rule, or in Grenada between October 23, 1983, and November 21, 1983, and meets
3 one of the following conditions:

****NOTE: If the department has established a withdrawal date for Lebanon, we
should put the date here. There are a number of these in this subsection.

4 1. Was entitled to receive the armed forces expeditionary medal established by
5 executive order 10977 on December 4, 1961.

6 2. Was entitled to receive the marine corps or navy expeditionary medal.

7 3. Was not entitled to receive a medal under par. (a) or (b) but submits other
8 proof of service acceptable to the department.

9 (b) *Middle East crisis.* A person shall be considered to have served in a Middle
10 East crisis if, because of active duty in the U.S. armed forces or forces incorporated
11 as a part of U.S. armed forces, any of the following apply:

12 1. The person was awarded the humanitarian service medal for participating
13 in the attempt to rescue American hostages in Iran.

14 2. The person was awarded the valor ribbon bar by the U.S. state department
15 for having been a hostage in Iran during the Iranian hostage crisis in 1980 and 1981.

16 3. The person participated in the April 14, 1986, military action against Libya.

17 4. The person served on the U.S.S. Stark on May 17, 1987.

18 5. The person served in support of Operation Desert Shield or Operation Desert
19 Storm under all of the following conditions:

20 a. Under an active duty order, a unit assignment order or an involuntary
21 extension of an active duty order or in the Middle East or in territorial or
22 international waters adjacent to the Middle East.

23 b. Under honorable conditions.

1 c. Between August 1, 1990, and the ending date of Operation Desert Shield or
2 Operation Desert Storm, as established by the department by rule.

3 6. The person served for 90 days or more in support of Operation Enduring
4 Freedom or an operation that is a successor to Operation Enduring Freedom or
5 served in the Operation Enduring Freedom theater of operation under all of the
6 following conditions:

7 a. Under an active duty order, a unit assignment order, or an involuntary
8 extension of an active duty order.

9 b. Under honorable conditions.

10 c. Between September 11, 2001, and the ending date of Operation Enduring
11 Freedom or an operation that is a successor to Operation Enduring Freedom, as
12 established by the department by rule.

13 (c) *Service in Panama.* A person shall be considered to have served in Panama
14 if the person was on active duty in the U.S. armed forces in Panama or its territorial
15 waters under honorable conditions between December 20, 1989, and January 31,
16 1990.

17 (d) *Service in Somalia.* A person shall be considered to have served in Somalia
18 if the person was on active duty in the U.S. armed services in Somalia or in territorial
19 waters adjacent to Somalia under honorable conditions between December 9, 1992,
20 and the ending date of Operation Restore Hope, as established by the department by
21 rule.

22 (e) *Service in Bosnia.* A person shall be considered to have served in Bosnia if
23 the person served for 90 days or more in support of Operation Balkan Endeavor or
24 served for 90 days or more in Austria, Bosnia and Herzegovina, Czech Republic,
25 Croatia, Hungary, Macedonia, Montenegro, Serbia including the autonomous

1 provinces of Kosovo and Vojvodina, Slovakia, or Slovenia, or in territorial waters
2 adjacent to any of those countries, under all of the following conditions:

3 1. Under an active duty order, an involuntary extension of an active duty order,
4 or a unit assignment order.

5 2. Under honorable conditions.

6 3. Between December 1, 1995, and the ending date of Operation Balkan
7 Endeavor or a successor operation, as established by the department by rule.

8 **(11)** “Veteran” means any of the following:

9 (a) A person who has served on active duty for at least one qualifying term of
10 service under pars. (b) to (d) under honorable conditions in, or has been terminated
11 by an honorable discharge from, the U.S. armed forces or in forces incorporated as
12 part of the U.S. armed forces during a war period or in Bosnia, Grenada, Lebanon,
13 Panama, Somalia, or a Middle East crisis.

14 (b) A person who has served on active duty for 90 days or more under honorable
15 conditions in the U.S. armed forces or in forces incorporated as part of the U.S. armed
16 forces during a war period or for any period of service under section 1 of executive
17 order 10957 dated August 10, 1961.

18 (c) A person whose term of service in the U.S. armed forces or in forces
19 incorporated as part of the U.S. armed forces under honorable conditions entitled
20 him or her to receive the armed forces expeditionary medal, established by executive
21 order 10977 on December 4, 1961, the Vietnam service medal established by
22 executive order 11231 on July 8, 1965, the navy expeditionary medal, or the marine
23 corps expeditionary medal.

24 (d) A person who has served on active duty in the U.S. armed forces or in forces
25 incorporated as part of the U.S. armed forces under honorable conditions, for 2

1 continuous years or more or for the full period of his or her initial service obligation,
2 whichever is less.

3 (e) A person who was honorably discharged from the U.S. armed forces or from
4 forces incorporated as part of the U.S. armed forces for a service-connected
5 disability, for a disability subsequently adjudicated to have been service connected,
6 or for reasons of hardship.

7 (f) A person who was released under honorable conditions from the U.S. armed
8 forces or from forces incorporated as part of the U.S. armed forces due to a reduction
9 in the U.S. armed forces.

10 (g) A person who, while serving in the U.S. armed forces or from forces
11 incorporated as part of the U.S. armed forces, is missing in action.

12 (h) A person who died as the result of a service-connected disability.

13 (i) A person who died while in service in the U.S. armed forces or in forces
14 incorporated as part of the U.S. armed forces.

15 (j) A person who died in the line of duty while on active duty for training
16 purposes in the U.S. armed forces or in forces incorporated as part of the U.S. armed
17 forces.

****NOTE: (g), (h), and (j) are created as suggested by the subcommittee. OK?

18 **(12)** “Veterans home” means the Wisconsin Veterans Home at Union Grove, the
19 Wisconsin Veterans Home at King, and the Wisconsin Veterans Home at Chippewa
20 Falls.

21 **(13)** “War period” means any of the following:

22 (a) Indian war: Between 1860 and 1898.

23 (b) Spanish American war: Between April 21, 1898, and April 11, 1899.

1 (c) Philippine insurrection: Between April 12, 1899, and July 4, 1902 (extended
2 to July 15, 1903, if actually engaged in Moro Province hostilities).

3 (d) Boxer rebellion: Between June 16, 1900, and May 12, 1901.

4 (da) Mexican border service: Between June 19, 1916, and April 5, 1917.

5 (e) World War I: Between April 6, 1917, and November 11, 1918 (extended to
6 April 1, 1920, if service was in Russia).

7 (f) World War II: Between August 27, 1940, and July 25, 1947.

8 (fm) Korean conflict: Between June 27, 1950, and January 31, 1955.

9 (g) Vietnam war: Between August 5, 1964, and January 1, 1977, excepting
10 service on active duty for training purposes only.

11 (h) Persian Gulf war: Between August 1, 1990, and the ending date of
12 Operation Desert Shield or the ending date of Operation Desert Storm as established
13 by the department by rule.

14 (i) Afghanistan War: Between September 11, 2001, and the ending date of
15 Operation Enduring Freedom or an operation that is a successor to Operation
16 Enduring Freedom, as established by the department by rule.

17 (j) Iraq War: Between March 19, 2003, and the ending of Operation Iraqi
18 Freedom or an operation that is a successor to Operation Iraqi Freedom, as
19 established by the department by rule.

20 (k) Any period after the period specified in par. (j) that the department
21 determines and designates by rule, after reviewing the criteria used to establish the
22 war periods under par. (a) to (j) and after consultation with the U.S. department of
23 veterans affairs, to be a period when the United States is in a conflict that places
24 veterans at such a risk that the period should be designated as a war period for
25 purposes of this chapter.

****NOTE: This is a possible solution to the issue of war period creation, but it may be beyond the charge of the committee.

1 **45.02 Eligibility for benefits. (1)** Any person whose service on active duty
2 with the U.S. armed forces or in forces incorporated as part of the U.S. armed forces
3 makes that person eligible for general U.S. department of veterans affairs benefits
4 shall be considered to have served under honorable conditions for purposes of this
5 chapter.

6 **(2)** Except as provided in sub. (3), to be eligible for benefits under this chapter
7 an applicant shall be a resident of and living in this state at the time of making
8 application or the veteran from whom the applicant derives eligibility is deceased,
9 and the veteran from whom eligibility is derived meets one of the following
10 conditions:

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

14 (b) Was a resident of this state at the time of entry or reentry into active duty.

15 (c) Was a resident of this state for any consecutive 12-month period after entry
16 or reentry into service and before the date of his or her application or death.

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

20 **(4)** If the department determines that a person applying for a benefit under this
21 chapter meets the residency requirement under sub. (2) (c), the department may not
22 require the person to reestablish that he or she meets that residency requirement

1 when he or she later applies for any other benefit under this chapter that requires
2 that residency.

3 **45.03 Department of veterans affairs. (1) POLICY.** It is the policy of the
4 state to give health, educational, and economic assistance to veterans and their
5 dependents who are residents of this state to the extent and under the conditions
6 determined by the board within the limitations set forth in this section.

7 **(2) BOARD FUNCTIONS.** The board may promulgate rules necessary to carry out
8 the purposes of this chapter and the powers and duties conferred upon it. The records
9 and files of the department of military affairs and of any other state department or
10 officer shall, upon request, be made available to the board.

11 **(3) COUNCIL ON VETERANS PROGRAMS.** (a) The council on veterans programs
12 created under s. 15.497 shall advise the board and the department on solutions and
13 policy alternatives relating to the problems of veterans.

14 (b) The council on veterans programs and the department, jointly or separately,
15 shall submit a report regarding the council on veterans programs to the chief clerk
16 of each house of the legislature for distribution to the legislature under s. 13.172 (2)
17 by September 30 of every odd-numbered year. The report shall include a general
18 summary of the activities and membership over the past 2 years of the council and
19 each organization on the council.

20 **(4) DEPARTMENT STAFF.** (a) The department shall employ staff necessary to
21 carry out its functions. The secretary shall appoint under the classified service such
22 persons as are necessary to carry out the policy of the board. All persons appointed
23 by the department shall, if possible, be veterans and preference shall be given to
24 disabled veterans.

1 (b) The department upon request shall assist without charge all persons
2 residing in the state having claims against the United States where the claims have
3 arisen out of or by reason of service in the U.S. armed forces. The department may
4 act as agent or power of attorney in pursuing claims for persons requesting the
5 department to do so.

6 (c) The department shall employ regional coordinators. The duties of a regional
7 coordinator shall include providing direct claims and benefit application assistance
8 to veterans. The regional coordinators shall coordinate claims and benefit
9 application assistance with the appropriate county veterans service officers under
10 s. 45.80 to maximize the level of assistance and benefits provided to veterans.

11 (d) The department shall employ claims officers. The claims officers shall
12 provide federal claims and benefit assistance to veterans and shall be based in the
13 department's regional office in Milwaukee County.

14 (e) The department shall employ mobile claims officers in each of the
15 department's regions. The mobile claims officers shall provide claim and benefit
16 assistance to veterans. The mobile claims officers shall coordinate that claim and
17 benefit assistance with the appropriate county veterans service officers under s.
18 45.80 to maximize the level of assistance and benefits provided to veterans.

19 **(5) DEPARTMENT POWERS TO PROVIDE STRUCTURES, FACILITIES, AND PERMANENT**
20 **IMPROVEMENTS.** (a) In this subsection, unless the context requires otherwise:

21 1. "Existing building" in relation to any conveyance, lease, or sublease made
22 under par. (c) 1. a., b., and c. means all detention, treatment, administrative,
23 recreational, infirmary, hospital, vocational, and academic buildings; all dormitories
24 and cottages; all storage facilities, heating plants, sewage disposal plants, and other
25 buildings, structures, facilities, and permanent improvements that in the judgment

1 of the board are needed or useful for the purposes of the department, and all
2 equipment for them and all improvements and additions to them that were erected,
3 constructed, or installed prior to the making of the conveyance, lease or sublease.

****NOTE: Why is the reference only to paragraph (c) 1. a., b., c.? What about the
rest of 1.?

4 2. “New building” in relation to any conveyance, lease or sublease made under
5 par. (c) 1. a., b., and c. means all detention, treatment, administrative, recreational,
6 infirmary, hospital, vocational, and academic buildings; all dormitories and cottages;
7 all storage facilities, heating plants, sewage disposal plants, and other buildings,
8 structures, facilities, and permanent improvements as in the judgment of the board
9 are needed or useful for the purposes of the department, and all equipment for them
10 and all improvements and additions to them that are erected, constructed, or
11 installed after the making of the conveyance, lease or sublease.

12 3. “Nonprofit corporation” means a nonstock corporation that is organized
13 under ch. 181 and that is a nonprofit corporation, as defined in s. 181.0103 (17).

14 (b) The department may acquire by gift, purchase, or condemnation property
15 for the purposes of providing a headquarters and museum building for the
16 department.

17 (c) 1. In order to provide new buildings and to enable the construction and
18 financing of new buildings, to refinance indebtedness created by a nonprofit
19 corporation for the purpose of providing a new building or buildings or additions or
20 improvements to a new building that is located on land owned by, or owned by the
21 state and held for, the department or on lands of the institutions under the
22 jurisdiction of the department or by the nonprofit corporation, or for any one or more
23 of these purposes, the department has the following powers and duties:

1 a. Without limitation by reason of any other provisions of the statutes, unless
2 otherwise required by law, the power to sell and to convey title in fee simple to a
3 nonprofit corporation any land and any existing buildings owned by the state that
4 are under the jurisdiction of the department for the consideration and upon the
5 terms and conditions as in the judgment of the board are in the public interest.

6 b. Unless otherwise required by law, the power to lease to a nonprofit
7 corporation for a term or terms not exceeding 50 years each any land and any existing
8 buildings owned by the state that are under the jurisdiction of the department upon
9 the terms and conditions as in the judgment of the board are in the public interest.

10 c. The power to lease or sublease from the nonprofit corporation, and to make
11 available for public use, any land, or any land and existing buildings conveyed or
12 leased to such nonprofit corporation under subd. 1. a. and b., and any new buildings
13 erected upon such land or upon any other land owned by the nonprofit corporation,
14 upon the terms, conditions, and rentals, subject to available appropriations, as in the
15 judgment of the board are in the public interest.

16 d. The duty to submit the plans and specifications for all new buildings to the
17 building commission for approval whenever required by law and to submit plans and
18 specifications for all new buildings and all conveyances, leases, and subleases made
19 under this subsection to the department of administration and the governor for
20 written approval before they are finally adopted, executed, and delivered.

21 e. The power to pledge and assign all or any part of the revenues derived from
22 the operation of any land or new buildings as security for the payment of rentals due
23 and to become due under any lease or sublease of new buildings under subd. 1. c.

24 f. The power to covenant and agree in any lease or sublease of any land or new
25 buildings made under subd. 1.c. to impose fees, rentals, or other charges for the use

1 and occupancy or other operation of new buildings in an amount calculated to
2 produce net revenues sufficient to pay the rentals due and to become due under the
3 lease or sublease.

4 g. The power to apply all or any part of the revenues derived from the operation
5 of any land or existing buildings to the payment of rentals due and to become due
6 under any lease or sublease made under subd. 1.c.

7 h. The power to pledge and assign all or any part of the revenues derived from
8 the operation of any land or existing buildings to the payment of rentals due and to
9 become due under any lease or sublease made under subd. 1.c.

10 i. The power to covenant and agree in any lease or sublease made under subd.
11 1. c. to impose fees, rentals, or other charges for the use and occupancy or other
12 operation of any land or existing buildings in an amount calculated to produce net
13 revenues sufficient to pay the rentals due and to become due under the lease or
14 sublease.

15 j. The power and duty, upon receipt of notice of any assignment by any the
16 nonprofit corporation of any lease or sublease made under subd. 1. c., or of any of its
17 rights under any the sublease, to recognize and give effect to the assignment, and to
18 pay to the assignee rentals or other payments then due or which may become due
19 under any the lease or sublease which has been assigned by the nonprofit
20 corporation.

21 2. The state shall be liable for accrued rentals and for any other default under
22 any lease or sublease made under subd. 1. c., and may be sued for the accrued rentals
23 or other default on contract as in other contract actions under ch. 775, except that
24 the lessor under the lease or sublease or any assignee of the lessor or any person or

1 other legal entity proceeding on behalf the lessor is not required to file any claim with
2 the legislature prior to the commencement of the action.

3 3. Nothing in this subsection empowers the board or the department to incur
4 any state debt.

5 4. All powers and duties conferred upon the board or the department under this
6 subsection shall be exercised and performed by resolution of the board. All
7 conveyances, leases, and subleases made under this subsection, when authorized by
8 resolution of the board, shall be made, executed, and delivered in the name of the
9 department and shall be signed by the director and sealed with the seal of the
10 department.

***NOTE: Who is the “director” in the last sentence?

11 5. All laws, conflicting with any provisions of this subsection, are, insofar as
12 they conflict with this section and no further, superseded by this subsection.

***NOTE: DVA is reviewing this subsection to determine if it can be modernized or
eliminated.

13 **(6) COORDINATION DUTIES.** The department shall coordinate the activities of all
14 state agencies and the University of Wisconsin Hospitals and Clinics Authority
15 performing functions relating to the medical, hospital, or other remedial care;
16 placement and training; and educational, economic, or vocational rehabilitation of
17 veterans. In particular, the department shall coordinate the activities of the
18 technical college system board, state selective service administration, department
19 of health and family services, department of workforce development, department of
20 public instruction, the University of Wisconsin System and other educational
21 institutions, the University of Wisconsin Hospitals and Clinics Authority, and all
22 other departments or agencies performing any of the functions specified, to the end

1 that the benefits provided in this section may be made available to veterans as
2 promptly and effectively as possible.

3 (7) CONTACT DUTIES. The department shall maintain contacts with county
4 veterans service officers and local agencies, the American Red Cross, and veterans
5 organizations concerned with the welfare of veterans and shall contact and cooperate
6 with federal agencies in securing for veterans all benefits to which they may be
7 entitled.

8 (8) MINORS' EXECUTION OF DOCUMENTS; BENEFITS EXEMPT FROM EXECUTION. (a) Any
9 minor who is a veteran and any minor who is the spouse, surviving spouse, or child
10 of a veteran may execute notes, mortgages, and other contracts and conveyances to
11 the department and the notes, mortgages, contracts, and conveyances are not subject
12 to the defense of infancy.

13 (b) The benefits and aid provided under any of the following are not assignable
14 and are exempt from garnishment and execution:

15 1. Section 45.40.

16 2. Subchapter III, except as provided under s. 45.33 (2) (b) 1.

***NOTE: This exception language does make any sense.

17 3. Section 45.20 (3).

18 (9) VOCATIONAL TRAINING. The department in cooperation with the department
19 of workforce development shall make available to disabled veterans the benefits of
20 vocational training and guidance, including those veterans who have filed claims for
21 federal rehabilitation benefits and during the pendency of the claims. If the claims
22 are allowed and federal reimbursement is made to the state, the money shall be paid
23 into the veterans trust fund.

1 **(10) TRAINING AND EMPLOYMENT VETERANS.** The department, in cooperation with
2 the department of workforce development and state selective service administration
3 any any other federal, state, or local agency, shall formulate and carry out plans for
4 the training and employment of veterans.

5 **(11) APPROVAL AGENCY FOR VETERAN'S TRAINING.** (a) Except as provided in par.
6 (b), the department shall be the state approval agency for the education and training
7 of veterans and war orphans. The department shall approve and supervise schools
8 and courses of instruction for the training of veterans and war orphans under Title
9 38, USC, and may enter into and receive money under contracts with the U.S.
10 department of veterans affairs or other appropriate federal agencies.

****NOTE: "war orphans"?

11 (b) The governor may designate the following agencies for approval and
12 supervision of special phases of the program of veterans education:

13 1. On the job and apprenticeship training program, the department of
14 workforce development.

15 2. On the farm training program, the technical college system board.

16 3. Funeral directors apprentices, the funeral directors examining board.

17 **(12) GIFTS AND BEQUESTS.** (a) The department may receive gifts and bequests
18 in its name for the benefit of Wisconsin veterans and their dependents in accordance
19 with policies adopted by the board. Money received shall be deposited in the state
20 treasury and credited to the veterans trust fund.

****NOTE: Do these programs exist?

21 (b) The department may receive moneys or other gifts and bequests in its name
22 for the benefit of the Wisconsin Veterans Museum. Money received shall be deposited
23 in the state treasury and credited to the veterans trust fund and used, as far as

1 practicable in accordance with the wishes of the donors, and in accordance with the
2 board's policies.

3 **(13) POWERS, DUTIES, FUNCTIONS.** The department shall have the following
4 additional powers, duties, and functions:

5 (a) To assist in the coordination of the state, county, municipal, and private
6 activities relating to veterans housing.

7 (b) To cooperate with any federal departments, agencies, and independent
8 establishments relating to veterans housing, benefits, priorities, and finances.

9 (c) To assist any housing authority, municipality, or private enterprise engaged
10 in supplying veterans housing in the acquisition of materials, finances, legal aid, and
11 compliance with federal regulations.

12 (d) To utilize the services and facilities of state agencies and county veterans
13 service officers. Charges for legal services furnished the department by the
14 department of justice shall be paid from the appropriation in s. 20.485 (2) (u).

****NOTE: The second sentence should be in another place.

15 (e) To provide county veterans service officers with the information provided
16 to the department by the adjutant general under s. 21.19 (14) and may provide
17 county veterans service officers with information on all necessary military points of
18 contact and general deployment information for reserve units of the U.S. armed
19 forces.

20 **(14) LIBERAL CONSTRUCTION INTENDED.** This chapter shall be construed as
21 liberally as the language permits in favor of applicants.

22 **(15) DEFERRAL OF PAYMENTS AND INTEREST ON LOANS.** When a veteran or a
23 member of the veteran's family makes application for deferment of payment of
24 monthly installments and waiver of interest charges on veterans loans made under

1 this chapter, showing that the ability of the veteran to make payment is materially
2 and adversely affected by reason of military service, the department may, with the
3 approval of the board, defer payment of monthly installments and waive interest
4 charges on veterans loans made under this chapter for the duration of any period of
5 service in the armed forces of the United States during a national emergency or in
6 time of war or under P.L. 87-117 and 6 months from date of discharge or separation
7 and the time for payment may be extended for the same period. However, when funds
8 estimated to be received in the veterans mortgage loan repayment fund to pay debt
9 service on public debt contracted under s. 20.866 (2) (zn) and (zo) are less than the
10 funds estimated to be required for the payment of the debt service, the board may
11 grant deferral of payments and interest on loans provided under s. 45.37 only when
12 so required by federal law.

13 **(16) APPLICATION REQUIREMENTS AND PENALTIES.** (a) If the department finds that
14 an applicant for benefits from the department has willfully made or caused to be
15 made, or conspired, assisted in, agreed to, arranged for, or in any way procured the
16 making of a false or fraudulent affidavit, declaration, certificate, statement, or other
17 writing, it may suspend all benefits available to the applicant from the department
18 under this chapter.

19 (b) Any person who, with the intent to secure any benefits under this chapter
20 for personal benefit or for others, willfully makes or causes to be made, or conspires,
21 assists in, agrees to, arranges for, or in any way procures the making or presentation
22 of a false or fraudulent affidavit, declaration, certificate, statement, or other writing,
23 may be fined not more than \$500 or be imprisoned for not more than 6 months, or
24 both. The fine or imprisonment may be imposed in addition to the penalty provided
25 in par. (a).

1 (c) 1. As used in this paragraph, “fair consideration” means the exchange of
2 property, assets, or obligations for a fair equivalent, in an amount not
3 disproportionately small or large compared to the value of the property, assets, or
4 obligations, as reflected in similar market transactions.

5 2. The department shall declare immediately due and payable any loan made
6 after July 29, 1979 under a program administered by the department under s. 45.40
7 or subch. III, if it finds that the loan was granted to an ineligible person due to any
8 of the following circumstances:

9 a. The applicant did not report income amounts as required on the loan
10 application.

11 b. The applicant did not make the disclosures required under subd. 3. a., b., or
12 c. on the loan application.

13 c. The applicant transferred assets or liabilities or incurred liabilities for less
14 than fair consideration with the intent to qualify for and secure the loan.

15 3. Loan application forms processed by the department for programs
16 administered under s. 45.40 or subch. III shall do all of the following:

17 a. Require disclosure of any asset with a value over \$500 transferred by the
18 applicant for less than fair consideration, within one year immediately prior to the
19 loan application date. In determining the applicant’s need for a loan, the department
20 shall consider those transferred assets to be assets of the applicant.

21 b. Require disclosure of any liability of more than \$500 incurred by the
22 applicant for less than fair consideration, within one year immediately prior to the
23 loan application date. In determining the applicant’s need for a loan, the department
24 shall not consider these liabilities to be liabilities of the applicant.

1 c. Require disclosure of all liabilities transferred by the applicant within one
2 year immediately prior to the loan application date. The liabilities transferred for
3 less than fair consideration shall be considered by the department to be liabilities of
4 the applicant to the extent he or she is liable for their payment or for reimbursement
5 of the transferee.

6 d. Contain notification of the penalties provided for in this subsection.

7 4. The department shall incorporate the payment acceleration requirements
8 of subd. 2. in all loan documents for programs administered by the department under
9 s. 45.40 or subch. III.

10 **(17) LOAN REPAYMENTS.** The department shall deposit all repayments of loans
11 and payments of interest made on loans under s. 45.351 (2), 1995 stats., s. 45.356,
12 1995 stats., or s. 45.80, 1989 stats., in the veterans trust fund.

13 **(18) COLLECTIONS.** The department may enter into contracts to collect
14 delinquent loan payments owed to the department. The department may allocate a
15 portion of the amounts collected under the contracts to pay contract costs.
16 Notwithstanding the provisions of s. 45.04, the department may release information
17 contained in its files pertaining to applications for benefits to contractors providing
18 collection services to the department.

19 **(19) LOAN GUARANTEE.** The department may provide a loan guarantee for
20 multifamily transitional housing for homeless veterans.

21 **45.04 Release of information and records. (1) DEFINITIONS.** In this section:

22 (a) “Duly authorized representative” means any person authorized in writing
23 by the veteran to act for the veteran, the veteran’s guardian if the veteran is
24 adjudicated incompetent, or a legal representative if the veteran is deceased. Where
25 for proper reason no representative has been or will be appointed, the veteran’s

1 spouse, an adult child, or, if the veteran is unmarried, either parent of the veteran
2 shall be recognized as the duly authorized representative.

3 (b) “Service office” means a county veterans service office.

4 (2) SEPARATION DOCUMENTS. Separation documents and copies of separation
5 documents evidencing service in the armed forces of the U.S. are confidential and
6 privileged. Examination of these records in the possession of the department or
7 service office is limited to authorized employees of the department or service office
8 and information entered in these records may be disclosed only to veterans and their
9 duly authorized representatives or to interested governmental agencies for the
10 purpose of assisting veterans and their dependents to obtain the rights and benefits
11 to which they may be entitled.

12 (3) U.S. DEPARTMENT OF VETERANS AFFAIRS RECORDS. Records and papers in the
13 possession of the department or service office that are released to the department or
14 service office by the U.S. department of veterans affairs or that contain information
15 provided by the U.S. department of veterans affairs are confidential. Release of
16 information from these records or papers may be made only under regulations of the
17 U.S. department of veterans affairs.

18 (4) INVESTIGATION. All reports of investigation made by employees of the
19 department or at the direction of the department for official departmental purposes
20 are only for the use of the secretary and staff. Materials and information that
21 disclose the investigative techniques of the department or the identity of confidential
22 informants and material received in confidence by representatives of the department
23 may not be released.

1 **(5) VITAL RECORDS.** The service office may obtain a copy of a vital record under
2 s. 69.30 (2) and may transmit the copy to the department or to the U.S. department
3 of veterans affairs to assist a veteran or his or her dependent in obtaining a benefit.

4 **(6) DISCLOSURE OF MONETARY BENEFITS.** The department shall disclose, to any
5 person who requests, the amount of any payment, grant, or loan made by the
6 department to any applicant. A person seeking this information shall be required
7 to sign a statement setting forth the person's name and address and the reason for
8 making the request and certifying that the person will not use the information
9 obtained for commercial or political purposes.

10 **(7) DISCLOSURE OF LOAN STATUS INFORMATION.** The department may disclose to
11 a consumer reporting agency, as defined in 15 USC 1681a (f), the current repayment
12 status of, the balances due on, and other relevant information pertaining to
13 department loans that is readily accessible on any loans on which balances are due
14 and owing the department. The department may charge consumer reporting
15 agencies an amount sufficient to cover all the costs of preparation and delivery of the
16 information.

17 **(8) DISCLOSURE OF OTHER INFORMATION.** Except as provided in subs. (2) to (6),
18 all files, records, reports, papers, and documents pertaining to applications for
19 benefits from the department, and information contained in them, may be released
20 by the department or service office only under rules of the department. The rules
21 shall provide for the furnishing of information required under sub. (7) and for official
22 purposes by any agency of the U.S. government, by any agency of this state, by any
23 law enforcement, social services, or human services agency of any Wisconsin county,
24 or by members of the state senate and assembly. The rules shall otherwise provide
25 for release of personal information pertaining to or contained in any application for

1 benefits, whether pending or adjudicated, only when authorized in writing by the
2 applicants or when necessary to assist applicants in securing veterans benefits that
3 the applicants may be entitled to or when necessary for the efficient management of
4 loans made by the department.

5 **45.05 Registration of certificate of discharge.** Every person who has
6 served in the U.S. armed forces at any time, and who has been honorably discharged
7 or given a certificate of service or relieved from active service may record with the
8 register of deeds of any county, in a suitable book provided by the county for that
9 purpose, a certificate of discharge or release. The certificate shall be accessible only
10 to the discharged person or that person's dependents or duly authorized
11 representative, as defined in s. 45.04 (1) (a), the county veterans service officer, the
12 department, or any person with written authorization from the discharged person
13 or that discharged person's dependents. The register of deeds may not charge for
14 recording, except that in counties where the register of deeds is under the fee system
15 and not paid a fixed salary, the county shall pay the fee specified in s. 59.43 (2) (ag).
16 The record of any certificate of discharge or release made prior to July 6, 1919, is
17 legalized.

****NOTE: This section refers to "dependents," a term that is defined in s. 45.01 (5).
Is the last sentence necessary?

18 **45.06 Security. (1)** It shall be unlawful for any person to receive or accept as
19 a security or to withhold from a veteran or a person who was honorably discharged
20 from the U.S. armed forces any discharge paper, citation, warrant, medal, badge, or
21 evidence upon which the veteran is entitled to certain rights, as a veteran under the
22 laws of the United States or of this state, and any transfer of the item during the life
23 of the veteran upon a consideration or otherwise shall be null and void, and the

1 refusal or willful neglect of any person to return or deliver upon demand the
2 discharge paper, citation, warrant, medal, badge, or evidence is punishable as
3 provided in sub. (2).

****NOTE: Is the phrase “or a person...armed forces” in the first sentence necessary?

4 **(2)** Any person who violates this section shall be fined not more than \$100 or
5 imprisoned not more than 6 months, or both.

6 **45.07 Wisconsin Veterans Museum. (1)** The department of administration
7 shall provide suitable space for the purpose of a memorial hall, designated as the
8 Wisconsin Veterans Museum, dedicated to the veterans of Wisconsin, including the
9 men and women of Wisconsin who served in the armed forces of the United States
10 in the civil war of 1861 to 1865. The department of veterans affairs shall operate the
11 Wisconsin Veterans Museum. The mission of the Wisconsin Veterans Museum is to
12 acknowledge, commemorate, and affirm the role of Wisconsin veterans in the United
13 States of America’s military past by means of instructive exhibits and other
14 educational programs.

****NOTE: I changed the first sentence somewhat. Is it OK?

15 **(2)** The battle flags of Wisconsin units serving in the nation’s wars and all relics
16 and mementos of the nation’s wars donated to or otherwise acquired by the state for
17 display in the Wisconsin Veterans Museum shall constitute the memorial collection.

18 The department shall do all of the following:

19 (a) Catalog and identify all war relics and mementos of the memorial collection.

20 (b) Restore, preserve, and safeguard the relics and mementos of the memorial
21 collection.

22 (c) Procure additions to the memorial collection.

1 (d) Provide proper display equipment and display the memorial collection to
2 make it instructive and attractive to visitors.

3 **45.08 Memorial day. (1)** The head of every department of the state
4 government and of every court of the state, every superintendent or foreman on the
5 public works of the state, every county officer, and the head of every department or
6 office in any town, village, city, or other political subdivision of the state, shall give
7 a leave of absence with pay for 24 hours on the last Monday in May of each year, which
8 shall be the day of celebration for May 30, Memorial day, to every person in the
9 employ of the state or any county, town, village, or city, who has at any time served
10 in and been honorably discharged from the U.S. armed forces or from forces
11 incorporated as part of the U.S. armed forces. A refusal to give the leave of absence
12 to a person entitled to the leave constitutes neglect of duty.

***NOTE: The first sentence need updating.

13 **(2)** In all cities, if the nature of the duties of the departments of the cities
14 necessitates the employment of members of the departments on Memorial day, the
15 head of the department shall arrange and assign the necessary work in such a
16 manner as to permit the largest possible numbers of employees of the department
17 to be off duty either all or part of Memorial day.

18 SUBCHAPTER II

19 EDUCATION AND TRAINING

20 **45.20 Veterans education programs. (1)** GENERAL PROVISIONS. (a)

21 *Definitions.* In this section:

- 22 1. "Institution of higher education" has the meaning given in 20 USC 1001 (a).
23 2. "Part-time classroom study" means any of the following:

1 a. Enrollment by a graduate student in courses for which no more than 8
2 semester or the equivalent trimester or quarter credits will be given upon
3 satisfactory completion.

4 b. Enrollment by a graduate student in courses that upon satisfactory
5 completion will fulfill no more than the minimum semester or equivalent trimester
6 or quarter credit requirements of the program or school in which the student is
7 enrolled.

8 c. Enrollment by any other eligible student in courses for which no more than
9 11 semester or the equivalent trimester or quarter credits will be given upon
10 satisfactory completion.

11 d. Study during a summer semester or session.

12 3. “Tuition” means any of the following:

13 a. For the University of Wisconsin System, academic fees, as described in s.
14 36.27 (1), and segregated fees.

15 b. For technical colleges, program fees, as described in s. 38.24 (1m) (a) and (b)
16 and additional fees reported and assessed by the college for the course of study.

17 c. For a high school, a school that is approved under s. 45.03 (11), or a
18 proprietary school that is approved under s. 39.90, the charge for the courses for
19 which a person is enrolled.

20 d. For an institution from which a person receives a waiver of nonresident
21 tuition under s. 39.47, the amount of the reciprocal fee under s. 39.47 (2) and any fees
22 that are similar to segregated fees for the University of Wisconsin System.

23 (b) *Income limit.* 1. No veteran may receive reimbursement under this section
24 if the department determines that the income of the veteran and his or her spouse
25 exceeds \$50,000 plus \$1,000 for each dependent in excess of 2 dependents.

****NOTE: Should “additional” be added after “each”, since the spouse is a dependent?

1 2. In determining eligibility under this section, the department shall verify all
2 reported income amounts.

3 (c) *Reimbursement limit.* The amount of the reimbursement under sub. (2) or
4 (3) may not exceed the total cost of the veteran’s tuition or the standard cost for a state
5 resident for tuition for an equivalent undergraduate course at the University of
6 Wisconsin–Madison per course, whichever is less, minus any grants or scholarships
7 that the veteran receives specifically for the payment of tuition.

8 (d) *Child support or maintenance delinquency.* The department may provide
9 reimbursement under sub. (2) or (3) to a veteran who is delinquent in child support
10 or maintenance payments or who owes past support, medical expenses, or birth
11 expenses, as established by appearance of the veteran’s name on the statewide
12 support lien docket under s. 49.854 (2) (b), only if the veteran provides the
13 department with one of the following:

14 1. A repayment agreement that the veteran has entered into, that has been
15 accepted by the county child support agency under s. 59.53 (5), and that has been
16 kept current for the 6–month period immediately preceding the date of the
17 application.

18 2. A statement that the veteran is not delinquent in child support or
19 maintenance payments and does not owe past support, medical expenses, or birth
20 expenses, signed by the department of workforce development or its designee within
21 7 working days before the date of the application.

1 **(2) TUITION REIMBURSEMENT PROGRAM.** (a) *Eligibility.* A veteran is eligible for
2 the tuition reimbursement program under this subsection if he or she meets all of the
3 following conditions:

4 1. The veteran applies for the tuition reimbursement program for courses
5 begun within 10 years after separation from the service.

6 2. The veteran is a resident at the time of application for the tuition
7 reimbursement program.

8 3. The veteran is enrolled for at least 12 credits during the semester for which
9 reimbursement is sought.

10 (b) *Program benefits.* 1. A veteran who meets the requirements under par. (a),
11 upon satisfactory completion of a full-time undergraduate semester in any
12 institution of higher education in this state, any school that is approved under s.
13 45.03 (11), any proprietary school that is approved under s. 39.90, or any institution
14 from which the veteran receives a waiver of nonresident tuition under s. 39.47, may
15 be reimbursed an amount not to exceed the total cost of the veteran's tuition minus
16 any grants or scholarships that the veteran receives specifically for the payment of
17 the tuition. Reimbursement is available only for tuition that is part of a curriculum
18 that is relevant to a degree in a particular course of study at the institution.

19 2. An application for reimbursement of tuition under this subsection shall meet
20 all of the following conditions:

21 a. Be completed and received by the department no later than 60 days after the
22 completion of the semester. The department may accept an application received
23 more than 60 days after the completion of the semester if the applicant shows good
24 cause for the delayed receipt.

1 b. Contain the information necessary to establish eligibility as determined by
2 the department.

3 c. Be on the application form approved by the department.

4 d. Contain the signatures of both the applicant and a representative of the
5 institution or school certifying that the applicant has satisfactorily completed the
6 semester.

7 3. Reimbursement provided under this subsection shall be paid from the
8 appropriation under s. 20.485 (2) (tf). If the amount of funds applied for exceeds the
9 amount available under s. 20.485 (2) (tf), the department may deny applications for
10 reimbursement that would otherwise qualify under this subsection. In those cases,
11 the department shall determine eligibility on the basis of the dates on which
12 applications for reimbursement were received.

13 4. Reimbursement of tuition and fees for a course may be provided at an
14 institution or school under subd. 1. other than one from which the veteran is
15 receiving his or her degree if all of the following apply:

16 a. The curriculum at the institution or school consists only of courses necessary
17 to complete a degree in a particular course of study.

18 b. The course is accepted as transfer credits at the institution or school listed
19 under subd. 1. from which the veteran is receiving his or her degree but is not
20 available at that institution or school.

21 (c) *Limitations.* 1. A veteran is not eligible for reimbursement under this
22 subsection for more than 120 credits or 8 full semesters of full-time study at any
23 institution of higher education in this state, 60 credits or 4 full semesters of full-time
24 study at any institution of higher education in this state that offers a degree upon
25 completion of 60 credits, or an equivalent amount of credits at a school that is

1 approved under s. 45.03 (11), at a proprietary school that is approved under s. 39.90,
2 or at an institution where he or she is receiving a waiver of nonresident tuition under
3 s. 39.47.

4 2. A veteran may not receive reimbursement under this subsection for any
5 semester in which he or she received reimbursement under s. 21.49 or sub. (3).

6 **(3) CORRESPONDENCE COURSES AND PART-TIME CLASSROOM STUDY.** (a) *Eligibility*

7 The following persons are eligible for benefits under this section:

8 1. A veteran.

9 2. An unremarried surviving spouse or minor or dependent child of a deceased
10 veteran.

11 (b) *Program benefits.* 1. A person, upon the completion of any correspondence
12 course or part-time classroom study from an institution of higher education located
13 in this state, from a school that is approved under s. 45.03 (11), from a proprietary
14 school that is approved under s. 39.90, or from any public or private high school, may
15 be reimbursed in part for the cost of the course by the department. The person shall
16 present to the department a certificate from the school indicating that the person has
17 completed the course and stating tuition and shall apply for reimbursement on an
18 application that is received by the department no later than 60 days after the
19 termination of the course for which the application for reimbursement is made. The
20 department shall accept and process an application received more than 60 days after
21 the termination of the course if the applicant shows good cause for the delayed
22 receipt.

23 2. A person who is a resident of this state and otherwise qualified to receive
24 benefits under this subsection may receive the benefits under this subsection upon
25 the completion of any correspondence courses or part-time classroom study from an

1 institution of higher education located outside this state, from a school that is
2 approved under s. 45.03 (11), or from a proprietary school that is approved under s.
3 39.90, if any of the following applies:

4 a. The part-time classroom study is not offered within 50 miles of the person's
5 residence by any school or institution under sub. (2) and the educational institution
6 from which the study is offered is located not more than 50 miles from the boundary
7 line of this state.

8 b. The correspondence course is not offered in this state.

****NOTE: "not offered by an institution in this state"?

9 3. Enrolled part-time classroom study or direct correspondence courses from
10 a qualified educational institution may be authorized and the person reimbursed in
11 part by the department when the courses are related to one's occupational,
12 professional, or employment objectives, and to the extent that payment or
13 reimbursement is not available from any other sources, or, in cases where
14 reimbursement is not specifically for tuition, to the extent that the reimbursement
15 is insufficient to cover all educational costs.

16 (b) *Limitations.* 1. a. No person who has obtained a master's degree or its
17 equivalent is eligible for reimbursement under this subsection.

18 b. No person who has obtained at least a baccalaureate degree or its equivalent
19 but not a master's degree or its equivalent is eligible for reimbursement under this
20 subsection if the person has remaining U.S. department of veterans affairs education
21 benefits.

22 c. For the purpose of this subsection, any person who has received a
23 baccalaureate degree shall be deemed to be a graduate student whether he or she is
24 taking graduate or undergraduate courses.

1 2. The department may not provide reimbursement under this subsection
2 unless the department determines that a course for which an application is made is
3 related to the applicant's occupational, professional, or employment objectives.

4 3. A person may not be reimbursed under this subsection more than 4 times
5 during any consecutive 12-month period.

6 **45.21 Retraining grant program. (1) GRANT AMOUNT AND APPLICATION.** The
7 department may grant a veteran not more than \$3,000 for retraining to enable the
8 veteran to obtain gainful employment. The department shall determine the amount
9 of the grant based on the veteran's financial need. A veteran may apply for a grant
10 to the county veterans service officer of the county in which the veteran is living. The
11 department may, on behalf of a veteran who is engaged in a structured on-the-job
12 training program and who meets the requirements under sub. (2), pay a retraining
13 grant under this subsection to the veteran's employer.

****NOTE: Could this program be changed to "Retraining Program" and remove the
use of the word "grant" throughout the program?

14 **(2) ELIGIBILITY.** The department may make a grant under this section if all of
15 the following apply:

16 (a) The veteran is enrolled in a training course in a technical college under ch.
17 38 or in a proprietary school in the state approved by the educational approval board
18 under s. 39.90, other than a proprietary school offering a 4-year degree or 4-year
19 program, or is engaged in a structured on-the-job training program that meets
20 program requirements promulgated by the department by rule.

21 (b) The veteran meets the financial assistance criteria established under sub.

22 (3) (c).

1 (c) The veteran is unemployed, underemployed, as defined by rule, or has
2 received a notice of termination of employment.

3 (d) The veteran requesting a grant has not received reimbursement under s.
4 45.20 for courses completed during the same semester for which a grant would be
5 received under this section.

6 (e) The department determines that the veteran's proposed program will
7 provide retraining that could enable the veteran to find gainful employment. In
8 making its determination, the department shall consider whether the proposed
9 program provides adequate employment skills and is in an occupation for which
10 favorable employment opportunities are anticipated.

11 **(3) RULES.** The department shall promulgate rules for the distribution of grants
12 under this program, including all of the following:

13 (a) Standard budgets for single and married veterans.

14 (b) Selection procedures.

15 (c) Uniform need determination procedures.

16 (d) Application procedures.

17 (e) Coordination with other occupational training programs.

18 (f) Other provisions the department deems necessary to assure uniform
19 administration of this program.

20 **(4) REPORT.** The department shall include in its biennial report under s. 15.04
21 (1) (d) information relating to the veterans retraining grant program, including the
22 number of veterans obtaining gainful employment after receiving a grant and a
23 description of the veterans receiving grants, including their sex, age, race,
24 educational level, service-connected disability status, and income before and after

1 obtaining gainful employment. This information may be based on a valid statistical
2 sample.

3 SUBCHAPTER III

4 VETERANS HOUSING LOAN PROGRAM

5 **45.30 Purpose. (1)** LEGISLATIVE FINDINGS. It is determined that veterans, who
6 have sacrificed in the service of their country valuable years of their lives and
7 considerable earning potential, constitute a readily identifiable and particularly
8 deserving segment of this state's population. It is further determined that by making
9 additional housing funds available to eligible veterans, limited private home loan
10 funds will be more readily available to all. It is further determined that the loan
11 programs established under this subchapter are special purpose credit programs for
12 an economically disadvantaged class of persons for the purposes of 15 USC
13 1691–1691f.

14 **(2)** LEGISLATIVE INTENT. This subchapter is created principally to enable the
15 state and the authority to exercise their borrowing power to increase those funds
16 available for loans providing for the purchase or construction of private housing,
17 without requiring down payments beyond the reach of families of modest means. It
18 is the intent of the legislature that the department in its administration of this
19 subchapter avoid the duplication of those administrative services available through
20 private lending institutions, utilizing the administrative services of such
21 institutions to the maximum extent consistent with the purposes of this subchapter.

22 **45.31 Definitions.** In this subchapter:

23 **(1)** “Anticipated annual shelter payment” means the total annual payments
24 anticipated for the following, as determined by the department or authorized lender
25 on the basis of the loan applied for under s. 45.37:

- 1 (a) Real estate taxes on the premises to be mortgaged.
- 2 (b) Insurance premiums for coverage required under s. 45.37 (3) (b).
- 3 (c) Required payments on principal and interest on all mortgages placed or to
- 4 be placed against the home of an eligible person.
- 5 (2) “Authority” means the Wisconsin Housing and Economic Development
- 6 Authority.
- 7 (3) “Authorized lender” means any lender or servicer authorized under s. 45.37
- 8 (5) (a) 5. to make or service loans under s. 45.37.
- 9 (4) “Closing costs” include:
- 10 (a) Any origination fee authorized under s. 45.37 (5) (b).
- 11 (b) Attorneys fees.
- 12 (c) Recording fees.
- 13 (d) Other costs authorized by the department.
- 14 (5) “Dependent” means all of the following:
- 15 (a) The spouse of a veteran who resides with the veteran.
- 16 (b) Any person who resides with a veteran and receives more than one-half of
- 17 his or her support from a veteran.
- ****NOTE: This is another definition of “dependent.”
- 18 (6) “Disabled veteran” means a person who is receiving 100% disability
- 19 compensation from the U.S. department of veterans affairs under 38 USC 301 to 315,
- 20 331 to 337, and 350 to 362, due to a permanent and total service-connected disability.
- 21 (7) “Eligible person” means any person eligible under s. 45.33 (1) and not
- 22 disqualified under s. 45.33 (2) to receive a loan under this subchapter.
- 23 (8) “Federal Home Loan Mortgage Corporation” means the corporation created
- 24 under 12 USC 1451 to 1459.

1 **(9)** “Funds” include cash on hand and liquid investments owned by the veteran
2 and his or her spouse, individually or jointly, unless the veteran and spouse are
3 legally separated under s. 767.07.

4 **(10)** “Guaranteed loan” means a loan guaranteed by the U.S. department of
5 veterans affairs under 38 USC 1801 to 1827.

6 **(11)** “Home” means a building or portion of a building used as the veteran’s
7 principal place of residence, and includes condominiums and income–producing
8 property, a portion of which is used as a principal place of residence by the veteran,
9 and the land, including existing improvements, appertaining to the building.

10 **(12)** “Income” means the amount of adjusted gross income received for regular
11 work together with any income the received from other sources that may reasonably
12 be expected to be regular and dependable.

****NOTE: This definition is bad. Any suggestions?

13 **(13)** “Insurer” means any insurer authorized to do business in this state.

14 **(14)** “Manufactured home” means a structure, as defined by the Federal Home
15 Loan Mortgage Corporation, which meets or exceeds the statutory size under s.
16 348.07 (2).

17 **(15)** “Monthly payment” means all of the following:

18 (a) Required payments on principal and interest.

19 (b) Insurance premiums for coverage required under s. 45.37 (3) (b).

20 (c) One–twelfth of annual real estate taxes on the mortgaged property.

21 **(16)** “Qualified purpose” means any purpose authorized under s. 45.34 (1).

22 **45.32 Powers of the department.** With respect to loans made by and
23 mortgages and mortgage notes executed or properties mortgaged to the department

1 or to authorized lenders under this subchapter, the department may do any of the
2 following:

3 (1) Execute necessary instruments.

4 (2) Collect interest and principal.

5 (3) Compromise indebtedness due on mortgage notes.

6 (4) Sue and be sued.

7 (5) Exercise the rights of a mortgagee, generally including the right to do any
8 of the following:

9 (a) Acquire or take possession of the mortgaged property and in so doing the
10 department may accept voluntary surrender and conveyance of title to the property
11 in full satisfaction of a mortgage debt or may bid for and purchase the property at
12 a sheriff's sale or replevin the property.

13 (b) Commit itself to execute and execute subordination agreements, partial
14 releases, and other necessary instruments.

15 (c) Set up and follow procedures to assure proper disbursement of the proceeds
16 of insurance checks, share drafts, or other drafts covering damages sustained on
17 mortgaged properties.

18 (d) Pay the principal and interest on any obligations incurred in connection
19 with the mortgages on the property including real estate taxes, insurance premiums,
20 attorney fees, and obligations created as a result of its exercise of powers vested in
21 it under this subchapter.

22 (e) Exercise any other powers as may be necessary for the efficient
23 administration of this subchapter.

24 (6) In contracts entered into under s. 45.37 (5) (a) 1., empower authorized
25 lenders to exercise any of the powers vested in the department under this subchapter.

1 (7) Manage, operate, lease, exchange, sell, and otherwise convey real property.

2 (8) Grant easements in any real property acquired by the department.

3 (9) Upon application by the mortgagor and agreement in writing executed by
4 the parties:

5 (a) Extend the time in which the obligation under a mortgage note or any part
6 of the obligation must be paid.

7 (b) Reduce the amounts of monthly installments and provide other terms and
8 conditions relative to time and manner of repaying the obligation as it deems
9 necessary or reasonable.

10 **45.33 Eligibility and disqualifying factors. (1) ELIGIBLE PERSONS.** Subject
11 to sub. (2) (a) or (b), the following persons may receive a loan under this subchapter:

12 (a) A veteran.

13 (b) A person who served on active duty for more than 6 months during the period
14 between February 1, 1955 and August 4, 1964 and was honorably discharged.

15 (c) The unremarried surviving spouse or a minor or dependent child of a
16 deceased veteran or of a deceased person described in par. (b).

17 **(2) DISQUALIFYING FACTORS.** (a) A person listed in sub. (1) may not receive a loan
18 under this subchapter if the department or authorized lender determines that any
19 of the following applies:

20 1. The person will be incurring an excessive indebtedness in view of the person's
21 income.

22 2. The person has a previous loan outstanding under this subchapter, unless
23 any of the following apply:

24 a. The previous loan has been assumed by an eligible person with the
25 department's approval upon the sale of the residence securing the previous loan.

1 b. The person is applying for a loan under s. 45.37 for a purpose under s. 45.34
2 (1) (c) and the previous loan was made under s. 45.37.

3 (b) A person listed in sub. (1) who is not a disabled veteran may not receive a
4 loan under this subchapter if the department or authorized lender determines that
5 any of the following applies:

6 1. The person is delinquent in child support or maintenance payments or owes
7 past support, medical expenses or birth expenses, as evidenced by the appearance
8 of the person's name on the statewide support lien docket under s. 49.854 (2) (b),
9 unless the person provides the department or authorized lender with one of the
10 following:

11 a. A repayment agreement that the person has entered into, that has been
12 accepted by the county child support agency under s. 59.53 (5) and that has been kept
13 current for the 6-month period immediately preceding the date of the application.

14 b. A statement that the person is not delinquent in child support or
15 maintenance payments and does not owe past support, medical expenses or birth
16 expenses, signed by the department of workforce development or its designee within
17 7 working days before the date of the application.

18 2. The amount of the loan exceeds 2.5 times the median price of a home in this
19 state. The department shall establish the median price of a home in this state for
20 each fiscal year by using the most recent housing price index generated by the
21 Wisconsin Realtors Association before July 1.

22 **45.34 Uses for loan proceeds. (1) MORTGAGE LOAN PROGRAM.** An authorized
23 lender may, with the approval of the department, make loans under s. 45.37 for any
24 of the following:

25 (a) The purchase of one of the following:

1 1. A manufactured home or real property on which a manufactured home is to
2 be situated, but only if the eligible person has available and applies on the total cost
3 of the property, an amount equivalent to at least 15% of the total cost. This 15%
4 requirement does not apply to a disabled veteran.

5 2. A home and eligible rehabilitation of a home, as defined in s. 234.49 (1) (d).

6 (b) The construction of a home, including housing accommodation and garage,
7 and the acquisition of land therefor.

8 (c) A loan of not more than \$25,000 to improve a home, including the
9 construction of a garage or the removal or other alteration of existing improvements
10 that were made to improve the accessibility of a home for a disabled individual.

11 (d) 1. Refinancing the balance due on an indebtedness which was incurred for
12 a use designated in pars. (a) to (c) if the balance owing on the indebtedness does not
13 exceed the amount requested in a prior loan application from that eligible person and
14 if the indebtedness was incurred by that person after a prior loan application from
15 that person was denied by the department. Refinancing loans may be made under
16 this paragraph only if the board reverses the department's denial after determining
17 that the prior application met requirements in effect on the date of the denial and
18 that the loan application should have been approved.

19 2. Refinancing the balance due on a construction period loan, bridge loan or
20 other financing if the financing was used for a purpose designated in par. (b) and has
21 a term of 24 months or less.

22 **(2) CONDITIONS.** (a) No loan may be made under this subchapter if the
23 department or authorized lender determines that the total cost of the property
24 exceeds its market value unless the amount by which the cost of the property exceeds

1 its market value is paid by the borrower in addition to the down payments required
2 by s. 45.35. This paragraph does not apply to a disabled veteran.

3 (b) The department or authorized lender may require any person applying for
4 a loan under this subchapter to certify that:

5 1. The residence to be purchased, constructed, improved, or refinanced with
6 financial assistance under this subchapter will be used as the person's principal
7 residence.

8 2. Unless other prepayment provisions are permitted under s. 45.36 (2), the
9 loan made under this subchapter will be repaid in full upon sale of the residence or
10 any of the person's interest in it. A divorce judgment divesting the person's interest
11 in the residence or a quit claim deed executed under the judgment does not constitute
12 a sale.

13 **45.35 Contribution.** No loan may be made under this subchapter unless, in
14 addition to the closing costs that the person may be required to pay, the person has
15 available, and applies on the total cost of the property for which the loan is made, an
16 amount equivalent to at least 5% of the total cost. The amount may consist of money
17 or other assets, including equity in real property. This section does not apply to a
18 disabled veteran.

19 **45.36 Manner of repayment. (1) MONTHLY PAYMENTS; RIGHT TO PREPAY.** Each
20 loan made under this subchapter shall be repaid in monthly installments with the
21 option to pay additional sums on any installment paying day.

****NOTE: Is the last phrase necessary?

22 **(2) ACCELERATION PROVISIONS.** All loans made under this subchapter shall be
23 repaid in full upon sale of the residence securing the loan or any interest in such
24 residence, unless one of the following applies:

1 (a) The sale is to another eligible person.

2 (b) The department or authorized lender servicing the loan determines that
3 acceleration will jeopardize collection of the loan balance.

4 (c) The loan is a guaranteed loan which is assumed or paid in regular monthly
5 installments under s. 45.37 (11) (a).

6 **45.37 Mortgage loan program. (1) LOANS AUTHORIZED.** An authorized lender
7 or a county veterans service officer may, as agent for and with the approval of the
8 department, make loans to eligible persons for qualified purposes in the manner
9 provided under this section.

10 **(2) LOAN APPLICATIONS.** (a) Applications for loans under this section for a
11 purpose specified in s. 45.34 (1) (a), (b), or (d) shall be made to an authorized lender
12 and applications for loans under this section for a purpose specified under s. 45.34
13 (1) (c) may be made to the department or to a county veterans service officer on forms
14 approved by the department and signed by the applicant. If the applicant is married
15 and not legally separated under s. 767.02 (1) (d) or in the process of obtaining a
16 divorce, the applicant's spouse also shall sign the application.

17 (b) The applicant may apply directly to the department or through a county
18 veterans service officer for certification of eligibility.

19 **(3) LOANS TO BE SECURED.** (a) Each loan made under this section, except a loan
20 of \$3,000 or less for a purpose specified under s. 45.34 (1) (c), shall be evidenced by
21 a promissory installment note and secured by a mortgage on the real estate in respect
22 to which the loan is granted. A loan of \$3,000 or less made for a purpose specified
23 under s. 45.34 (1) (c) shall be evidenced by a promissory installment note and shall
24 be secured by a guarantor or by a mortgage on the real estate in respect to which the
25 loan is granted. Any loan having as its source funds provided through sub. (6) (a) and

1 secured by a mortgage shall have the mortgage name the department as mortgagee
2 and payee. Any loan having as its source funds provided through sub. (6) (b) and
3 secured by a mortgage shall have the mortgage name the authorized lender involved
4 as mortgagee and payee, and such mortgage and note shall be assigned by the
5 authorized lender to the authority immediately upon execution. A mortgage
6 securing a loan made for a purpose specified in s. 45.34 (1) (a), (b), or (d) shall have
7 priority over all liens against the mortgaged premises and the buildings and
8 improvements to the buildings, except tax and special assessment liens filed after
9 the recording of the mortgage. A mortgage securing a loan made for a purpose
10 specified under s. 45.34 (1) (c) is acceptable if the applicant can establish a minimum
11 equity in the property, as established by the department by rule.

12 (b) Mortgages given to secure loans under this section shall provide for
13 adequate fire and extended coverage insurance. Policies providing such insurance
14 coverage shall name the authorized lender or the department as an insured.

15 **(4) INTEREST RATE DETERMINED.** (a) The board shall determine the interest rate
16 on loans made under this section. Except as provided in sub. (11), the interest rate
17 determined may not be increased during the term of the loan. Except as provided
18 in sub. (11), the interest rate shall be as low as possible but shall be sufficient to fully
19 pay all expenses and to provide reserves which are reasonably expected to be
20 required in the judgment of the board in accordance with par. (b) and sub. (7) (a) 3.

21 (b) 1. The board shall select and implement the methods of insuring against
22 losses arising from delinquency and default in the repayment of loans under sub. (6)
23 (a) and shall select and implement the methods of managing and selling any property
24 securing loans funded under sub. (6) (a).

1 2. The board shall charge or cause to be charged to borrowers all costs for
2 insuring the program under subd. 1.

3 3. Moneys collected under subd. 2. and that are held by the state shall be
4 deposited, reserved, and expended as provided in sub. (7) (a) 3.

5 (c) Loans made pursuant to this section shall not be subject to s. 138.05,
6 138.051, or 138.052, except that a loan originated under this section after May 3,
7 1996, is subject to s. 138.052 (5).

8 **(5) ADMINISTRATIVE PROVISIONS.** (a) The department may do any of the
9 following:

10 1. Enter into contracts with authorized lenders throughout this state
11 authorizing such lenders to process applications and close and service loans made
12 under this section. The contracts shall include the responsibilities of the authorized
13 lender with respect to credit evaluations, financial eligibility determinations,
14 valuation of the home for which the loan is to be made, collection procedures in the
15 event of delinquent loan repayments, and other functions which the department may
16 require. The contracts shall authorize the lender to retain an amount from the
17 monthly payments for servicing loans made under this section. The rate of the
18 service fee shall not exceed a maximum rate established by the department with the
19 lender in accordance with current practices under similar programs, and shall be
20 stated in the contracts. The department shall specify in the contracts a maximum
21 length of time between receipt of monthly mortgage payments by the lender and
22 transmittal of such payments to the state or the authority.

23 2. Commit to advance and advance funds in the full amount of any mortgage
24 securing a purchase loan to be made by an authorized lender in accordance with the
25 terms under this section.

1 3. Commit to advance and advance in installments up to the full amount of any
2 mortgage securing a construction loan made by an authorized lender, to provide for
3 the purchase and improvement of a lot and the completion of the construction for
4 which the loan is to be made, under the terms of this section.

5 4. Mail checks, share drafts, or other drafts, or otherwise transfer or arrange
6 for transfer of funds to authorized lenders not sooner than 7 days prior to proposed
7 closing or disbursement dates.

8 5. Designate and maintain a current list of lenders authorized to make or
9 service loans under this section. The department shall promulgate rules
10 establishing standards for and governing the performance of authorized lenders in
11 making and servicing loans under this section and shall periodically monitor such
12 performance. The department shall promulgate rules to provide for the removal
13 from its list of authorized lenders of any lender that makes an excessive number of
14 errors on loan applications processed under subd. 1. The department may
15 summarily remove from its list of authorized lenders any lender that indicates it does
16 not wish to participate in the program and after hearing on notice remove from its
17 list of authorized lenders any lender that fails to conform with the rules of the
18 department governing that performance, and may refuse to permit a lender so
19 removed to make or service any loan under this section until the department is
20 satisfied that the lender will conform with its rules.

21 6. Require borrowers to make monthly escrow payments to be held by the
22 authorized lender or the department for real estate taxes and casualty insurance
23 premiums. The authorized lender or the department shall pay all of the amounts due
24 for real estate taxes and casualty insurance premiums, even if the amount held in
25 escrow is insufficient to cover the amounts due. If the amount held in escrow is

1 insufficient to cover the amounts due, the authorized lender or the department shall
2 recover from the borrower, after paying the amounts due under this subdivision, an
3 amount equal to the difference between the amounts paid and the amount held in
4 escrow. If the amount held in escrow is more than the amounts due, the authorized
5 lender or the department shall refund to the borrower, after paying the amounts due
6 under this subdivision, an amount equal to the difference between the amount held
7 in escrow and the amounts paid by the authorized lender or the department.

8 7. Obtain guarantees for loans under 38 USC 1801 to 1827.

9 8. Exercise all of the powers vested in it under this subchapter with respect to
10 any applications for loans and loans approved under this section and with respect to
11 any mortgages and mortgage notes executed to authorized lenders and assigned to
12 and purchased by the authority under this section and the properties securing those
13 mortgages. The department may exercise or authorize those powers to be exercised
14 in its own name.

15 9. With prior approval of the building commission, retire all 1981 veterans
16 home loan revenue bonds and transfer any assets remaining in the bond fund after
17 retirement into the veterans trust fund. The department may sell the assets
18 transferred to the veterans trust fund under this subdivision and deposit the
19 proceeds of any sale into the veterans trust fund.

20 10. Service loans made under this section and purchase from authorized
21 lenders the servicing rights for loans made by authorized lenders under this section.

22 11. Enter into contracts with persons other than authorized lenders for the
23 servicing of loans made under this section.

24 12. Loan money from the veterans trust fund to the veterans mortgage loan
25 repayment fund to fund loans under this section.

1 (b) At the time of closing, persons receiving loans under this section shall pay
2 an origination fee to the authorized lender participating in the loan, except that the
3 department shall pay, on behalf of a veteran who receives a loan under this section
4 and who has at least a 30% service connected disability rating for purposes of 38 USC
5 1114 or 1134, the origination fee to the authorized lender. The origination fee charged
6 under this paragraph shall be negotiated between the department and the
7 authorized lender but may not exceed that which the authorized lender would charge
8 other borrowers in the ordinary course of business under the same or similar
9 circumstances.

10 **(6) SOURCES OF LOAN FUNDS.** Funding for loans authorized under this section
11 may, at the discretion of the building commission, be provided by one or a
12 combination of the following:

13 (a) The secretary, with the approval of the governor and subject to the limits
14 of s. 20.866 (2) (zn), may request that state debt be contracted in accordance with ch.
15 18. Debt requested shall meet all of the following additional requirements:

16 1. State debt may be contracted when it reasonably appears to the building
17 commission that all state obligations so incurred under this paragraph and s. 20.866
18 (2) (zo) can be fully paid from moneys received from veterans repayments of loans on
19 mortgages and mortgage notes funded under this paragraph and other available
20 revenues of the veterans mortgage loan repayment fund. In making this
21 determination, the building commission may take into account the effect of its
22 planned future actions to refinance existing state debt, to create reserve funds, and
23 to modify the structure of the total debt outstanding so as to ensure that projected
24 repayments of loans on mortgages and mortgage notes, together with other available
25 moneys, will be sufficient as received to fund debt service payments as due. It is the

1 intent of the legislature that the program authorized under this section be fully
2 self-supporting and that it be administered so that all debt service and all related
3 costs of the program under this section will require no supplemental support from
4 the general fund.

5 2. The chairperson of the board shall certify that the chairperson does not
6 expect proceeds of state debt issued under this paragraph to be used in a manner that
7 would cause the debt to be arbitrage bonds as defined by the Internal Revenue Code,
8 if that debt is a bond that is exempt from federal taxation.

9 (b) Loans made under this section may be purchased by the authority from the
10 veterans housing loan fund under s. 234.41. All receipts of interest, except amounts
11 retained as servicing fees by the authorized lenders servicing the loans purchased
12 by the authority, and principal on the loans, payments of losses by insurers not used
13 for restoration of the property securing the loans, and any other collections, shall be
14 deposited by the authority in the veterans housing bond redemption fund under s.
15 234.43 and shall be disbursed from the fund as provided in s. 234.43 (2).

16 (c) The secretary, with the approval of the governor and subject to the limits
17 of sub. (10), may request that revenue obligations be contracted in accordance with
18 subch. II of ch. 18. Revenue obligations requested shall meet all of the following
19 additional requirements:

20 1. Revenue obligations may be contracted when it reasonably appears to the
21 building commission that all obligations incurred under this paragraph can be fully
22 paid from moneys received from veterans repayments of loans on mortgages and
23 mortgage notes funded under this paragraph.

24 2. The chairperson of the board shall certify that the board and the department
25 do not expect and shall not use proceeds of revenue obligations issued under this

1 paragraph in a manner that would cause the revenue obligations to be arbitrage
2 bonds as defined in the Internal Revenue Code, where that debt is a bond that is
3 exempt from federal taxation.

4 **(7) REPAYMENT OF MORTGAGE LOANS.** (a) There is created the veterans mortgage
5 loan repayment fund. All moneys received by the department for the repayment of
6 loans funded under sub. (6) (a) except for servicing fees required to be paid to
7 authorized lenders, net proceeds from the sale of mortgaged properties, any
8 repayment to the department of moneys paid to authorized lenders, gifts, grants,
9 other appropriations, and interest earnings accruing, any repayment of moneys
10 borrowed under s. 45.42 (10) (a), all moneys received under sub. (5) (a) 6., and any
11 moneys deposited or transferred under s. 18.04 (6) (b) or (d) shall be promptly
12 deposited into the veterans mortgage loan repayment fund. The board shall
13 establish by resolution a system of accounts providing for the maintenance and
14 disbursement of moneys of the veterans mortgage loan repayment fund to fund loans
15 under sub. (6) (a) or to fund, refund, or acquire public debt as provided in s. 18.04 (5).
16 The system of accounts shall record and provide moneys for all of the following
17 purposes:

18 1. Transfer to the bond security and redemption fund.

19 2. Acquisition or redemption of public debt in accordance with resolutions of
20 the building commission.

21 3. Payment of losses arising from delinquency or default in the repayment of
22 loans funded under sub. (6) (a), including loss of principal and interest accrued to the
23 point of final disposition of the defaulted loan and the expenses of management and
24 sale of the property taken upon default of loan repayment.

1 4. Payment of all costs incurred by the department in processing and servicing
2 loans, purchasing servicing rights for loans under this section, and accounting for
3 and administering the program under this section, including a portion of grants
4 made to county veterans service officers under s. 45.80 (7).

5 5. Payment of all costs incurred in contracting public debt for the purposes
6 under s. 18.04 (5) and under s. 18.04 (2) for the purpose of funding veterans housing
7 loans.

8 6. Payment of costs of issuance of obligations to fund loans under sub. (6) (c)
9 if not paid from the proceeds of the obligations.

10 7. Payment of obligations arising from loans funded under sub. (6) (b).

11 8. Payment of any other costs of program operation and management
12 authorized under this section.

13 9. Loan money to the veterans trust fund, upon prior approval of the building
14 commission for each loan, for the purposes under s. 45.42.

15 10. Payment of origination fees, on behalf of veterans who have at least a 30%
16 service connected disability rating for purposes of 38 USC 1114 or 1134, to authorized
17 lenders under sub. (5) (b).

18 11. Payment required of the department under sub. (5) (a) 6.

19 12. Payment of obligations arising from the acquisition of a headquarters and
20 museum building for the department under s. 45.03 (5).

****NOTE: Is this cross-reference right?

21 (b) The board may amend the system of accounts established under par. (a) only
22 by resolution of the board that is approved by the building commission.

23 (c) If revenues of the veterans mortgage loan repayment fund are insufficient
24 to meet all current expenses, the secretary of administration shall establish a

1 repayment schedule whereby the general fund will be reimbursed in an orderly
2 manner for moneys advanced. Interest rates to be charged on loans subsequently
3 issued shall be adjusted to provide sufficient revenues to meet all of this repayment
4 schedule.

5 (d) After meeting all expenses and providing for reserves under par. (a) 3.,
6 assets in the veterans mortgage loan repayment fund, upon prior approval of the
7 building commission, may be transferred to the veterans trust fund and used to fund
8 loans under s. 45.42.

9 **(8) USE OF SURPLUSES.** Surpluses may be used under sub. (11) (c) only if there
10 are no unrestricted fund balances available for that purpose in the funds created
11 under sub. (10). Section 20.001 (3) (e) shall not be construed to prohibit this action.

12 **(9) LIMITATION ON REMODELING OR ALTERATION FOR A DISABLED VETERAN.** Not more
13 than 50% of the proceeds of a loan granted under this section for a purpose under s.
14 45.34 (1) (a) may be used for remodeling or alteration of the housing accommodation
15 after purchase to meet the special needs of a disabled veteran. That portion of the
16 proceeds used for this purpose shall be reserved and distributed by the authorized
17 lender.

18 **(10) REPAYMENT OF REVENUE OBLIGATIONS.** (a) All moneys received from any
19 source for repayment of loans, mortgages, or mortgage loan notes funded with
20 proceeds of revenue obligations issued under sub. (6) (c) shall be deposited into one
21 or more separate nonlapsible trust funds in the state treasury or with a trustee
22 appointed for that purpose by the authorizing resolution for the revenue obligations.
23 The board may pledge revenues received by the funds to secure revenue obligations
24 issued under sub. (6) (c) and shall have all other powers necessary and convenient
25 to distribute the proceeds of the revenue obligations and loan repayments in

1 accordance with subch. II of ch. 18. Unrestricted balances in the funds may be used
2 to fund additional loans issued under sub. (6) (c) and pay the balances owing on loans
3 after the assumptions of the loans or the closings of the sales of residences under sub.
4 (11) (c).

5 (b) Revenue obligations issued under sub. (6) (c) may not exceed \$280,000,000
6 in principal amount, excluding obligations issued to fund or refund outstanding
7 revenue obligation notes or to refund outstanding revenue obligation bonds.

8 (c) Except as may otherwise be expressly provided in resolutions authorizing
9 the issuance of revenue obligations or in other agreements with the holders of
10 revenue obligations, each issue of revenue obligations shall be on a parity with every
11 other revenue obligation issued under sub. (6) (c) and payable in accordance with
12 subch. II of ch. 18.

13 **(11) GUARANTEED LOANS.** (a) Upon any sale of the residence which secures a
14 guaranteed loan made under this section after April 3, 1980, except for the purchase
15 of the residence at the time the loan is initially made, the guaranteed loan may be
16 assumed or continue to be paid in regular monthly installments if the person who
17 assumes the mortgage loan payments or who will make the regular monthly
18 installments agrees to all of the following:

19 1. To pay interest on the loan from the date of the assumption of the loan, if the
20 loan is assumed, or from the date of the closing of the sale of the residence at the
21 maximum rates of interest being charged on guaranteed loans on the date the loan
22 was initially made.

23 2. To increase the amortization payments on the loan by an amount sufficient
24 to amortize the loan by the date the balance on the loan is payable in full according
25 to the original terms of the loan.

1 (b) The department and authorized lenders shall increase the interest rates
2 and amortization payments on loans assumed under par. (a).

3 (c) After the assumption of a guaranteed loan funded under sub. (6) (c), if the
4 loan is assumed, or the closing of the sale of a residence on which a balance is owing
5 on a guaranteed loan funded under sub. (6) (c), the balance owing on the loan on the
6 date of the assumption of the loan, if the loan is assumed, or the closing of the sale
7 may be paid to the funds created under sub. (10) from available surpluses, if any, in
8 the veterans mortgage loan repayment fund under sub. (7) (d). The loan and the
9 mortgage and mortgage note pertaining to the loan may be purchased by the
10 veterans mortgage loan repayment fund under sub. (7).

11 **(12) PRIOR PROGRAM LOANS.** Subject to this section and ss. 45.33 to 45.35, neither
12 the department nor an authorized lender may deny a person a loan under this section
13 because of the reason the person sold any property previously mortgaged by the
14 person to the department or an authorized lender, if the person completely paid the
15 balance of any previous loan under this subchapter in accordance with the terms and
16 conditions of the promissory note and the mortgage or other agreement executed in
17 connection with the previous loan.

18 **(13) REPAYMENT OF LOAN.** Any money appropriated or transferred by law from
19 the veterans mortgage loan repayment fund for purposes other than those listed in
20 sub. (7), other than moneys made temporarily available to other funds under s.
21 20.002 (11), shall be repaid from the general fund with interest at a rate of 5% per
22 year from the the date of the appropriation or transfer to the date of repayment.

23 SUBCHAPTER IV

24 ASSISTANCE PROGRAMS

1 **45.40 Economic assistance. (1) SUBSISTENCE AID.** (a) The department may
2 provide subsistence aid to an incapacitated veteran or a dependent of a veteran in
3 an amount that the department determines advisable to prevent undue hardship.
4 The department may provide subsistence aid under this paragraph to a person
5 whose incapacitation is the result of alcohol or other drug abuse, if the person is
6 participating in an alcohol or other drug abuse treatment program approved by the
7 department. The department may provide subsistence aid on a month-to-month
8 basis or for a 3-month period. The department may provide the aid for a 3-month
9 period if the veteran or dependent whose incapacity is the basis for the aid will be
10 incapacitated for more than 3 months, as determined by a health care provider as
11 defined in s. 146.81 (1), and if earned or unearned income or aid from other sources
12 will not be available in the 3-month period. Subsistence aid shall be limited to a
13 maximum of 3 months in a 12-month period unless the department determines that
14 the need for subsistence aid in excess of this maximum time period is caused by the
15 person's relapse.

 ****NOTE: DVA is checking whether a dependent may only receive aid if the veteran
is deceased.

16 (b) The department may submit a request to the joint committee on finance for
17 supplemental funds from the veterans trust fund to be credited to the appropriation
18 account under s. 20.485 (2) (vm) to provide payments under this section. The joint
19 committee on finance may, from the appropriation under s. 20.865 (4) (u),
20 supplement the appropriation under s. 20.485 (2) (vm) in an amount equal to the
21 amount that the department expects to expend under this section. Notwithstanding
22 s. 13.101 (3) (a), the committee is not required to find that an emergency exists. If
23 the cochairpersons of the committee do not notify the secretary within 14 working

1 days after the date of the department's submittal that the committee intends to
2 schedule a meeting to review the request, the appropriation account shall be
3 supplemented as provided in the request. If, within 14 working days after the date
4 of the department's submittal, the cochairpersons of the committee notify the
5 secretary that the committee intends to schedule a meeting to review the request, the
6 appropriation account shall be supplemented only as approved by the committee.

***NOTE: DVA should review this language. LRB says it needs to be done this way.

7 **(2) HEALTH CARE AID.** The department may provide to a veteran or the
8 dependent of a veteran temporary health care aid if the department considers it
9 advisable to prevent undue hardship. Health care aid to pay medical or hospital bills
10 under this subsection is limited to a payment of up to \$5,000 per veteran or
11 dependent for a 12-month period beginning on the first day of care for which the
12 person seeks reimbursement under this subsection. The department may issue a
13 certificate of entitlement stating that a veteran or dependent is eligible for health
14 care aid under this subsection if the treatment is received within a time period that
15 the department promulgates by rule. The department may not provide health care
16 aid to pay for care provided to the veteran or dependent before the time period
17 identified in the certificate of entitlement, except for emergency care, as determined
18 by the department, if the application for the health care aid is submitted within 90
19 days after the emergency care ends. Health care aid may be used to provide payment
20 for the treatment of alcoholism or other drug addiction or to provide payment for
21 health care required because of alcoholism or other drug addiction or alcohol or other
22 drug abuse. The department may not provide health care aid under this subsection
23 unless the person's health care provider agrees to accept, as full payment for the
24 medical treatment for which the aid is to be granted, the amount of the aid, the

1 amount of the person's health insurance or other 3rd-party payments, if any, and the
2 amount that the department determines the person is capable of paying. The
3 department may not provide health care aid under this subsection if the combined
4 liquid assets of the veteran and veteran's dependents who are living in the same
5 household are in excess of \$1,000.

****NOTE: DVA is checking whether a dependent may only receive aid if the veteran
is deceased.

6 **(3) APPROPRIATIONS.** The department may provide aid under this section from
7 the appropriation in s. 20.485 (2) (vm). Nothing in this section empowers the
8 department to incur any state debt.

9 **45.41 Payments to veterans organizations. (1)** In this section:

10 (a) "Regional office" means the U.S. department of veterans affairs regional
11 office in Wisconsin.

12 (b) "State veterans organization" means the state organization or department
13 of a national veterans organization incorporated by an act of congress.

14 **(2)** Upon application the department shall make a payment to any state
15 veterans organization that establishes that it, or its national organization, or both,
16 has maintained a full-time service office at the regional office for at least 5 of the 10
17 years preceding the date of application. The payment shall be calculated based on
18 the total amount of all salaries and travel expenses under sub. (3) paid during the
19 previous fiscal year by the state veterans organization to employees engaged in
20 veterans claims service and stationed at the regional office. The payment shall be
21 as follows:

22 (a) If the total amount paid under sub. (3) is between \$1 and \$2,499, the
23 organization shall receive the amount paid.

1 (b) If the total amount paid under sub. (3) is between \$2,500 and \$9,999, the
2 organization shall receive \$2,500.

3 (c) If the total amount paid under sub. (3) is between \$10,000 and \$119,999, the
4 organization shall receive 25% of the amount paid.

5 (d) If the total amount paid under sub. (3) is more than \$120,000, the
6 organization shall receive \$30,000.

7 **(3)** A state veterans organization shall file an application annually with the
8 department for the previous 12-month period ending on March 31 of the year in
9 which it is filed. The application shall contain a statement of salaries and travel
10 expenses paid to employees of the organization engaged in veterans claims service
11 activities at the regional office by the state veterans organization covering the period
12 for which application for a payment is made. The statement shall be certified as
13 correct by a certified public accountant licensed or certified under ch. 442 and sworn
14 to as correct by the adjutant or principal officer of the state veterans organization.
15 The application shall include the state organization's financial statement for its
16 previous fiscal year and evidence of claims service activity that the department
17 requires. The state veterans organization shall submit with its initial application
18 sufficient evidence to establish that it or its national organization, or both, has
19 maintained a full-time service office at the regional office for 5 consecutive years out
20 of the 10-year period immediately preceding the application. Subsequent
21 applications shall be accompanied by an affidavit by the adjutant or principal officer
22 of the state veterans organization stating that the organization, on its own or with
23 its national organization, maintained a full-time service office at the regional office
24 for the entire 12-month period for which application for a payment is made.

1 **(4)** From the appropriation under s. 20.485 (2) (s), the department shall
2 annually provide a payment of \$100,000 to the Wisconsin department of the Disabled
3 American Veterans for the provision of transportation services to veterans.

4 **45.42 Veterans personal loans. (1)** It is determined that the loan program
5 established under this section is a special purpose credit program for an economically
6 disadvantaged class of persons for purposes of 15 USC 1691–1691f.

7 **(2)** The department may lend a veteran, a veteran’s unremarried surviving
8 spouse, or a deceased veteran’s child not more than \$25,000, or a lesser amount
9 established by the department under sub. (9). The department may prescribe loan
10 conditions, but the term of the loan may not exceed 10 years. The department shall
11 ensure that the proceeds of any loan made under this section shall first be applied
12 to pay any delinquent child support or maintenance payments owed by the person
13 receiving the loan and then to pay any past support, medical expenses, or birth
14 expenses owed by the person receiving the loan.

15 **(3)** The department may lend to the remarried surviving spouse of a deceased
16 veteran or to the parent of a deceased veteran’s child not more than \$25,000, or a
17 lesser amount established by the department under sub. (9), for the education of the
18 deceased veteran’s child.

19 **(4)** The department may execute necessary instruments, collect interest and
20 principal, compromise indebtedness, sue and be sued, post bonds, and write off
21 indebtedness that it considers uncollectible. If a loan under this section is secured
22 by a real estate mortgage, the department may exercise the rights of owners and
23 mortgagees generally and the rights and powers set forth in s. 45.32. The
24 department shall pay all interest and principal repaid on the loan into the veterans
25 trust fund.

1 **(5)** The department may charge loan expenses incurred under this section to
2 the loan applicant. The department shall pay all expenses received under this
3 subsection into the veterans trust fund.

4 **(6)** The department may provide a loan under this section to an applicant
5 whose name appears on the statewide support lien docket under s. 49.854 (2) (b) only
6 if the applicant does one of the following:

7 (a) Provides to the department a repayment agreement that the applicant has
8 entered into, that has been accepted by the county child support agency under s.
9 59.53 (5), and that has been kept current for the 6-month period immediately
10 preceding the date of the application.

11 (b) Provides to the department a statement that the applicant is not delinquent
12 in child support or maintenance payments and does not owe past support, medical
13 expenses, or birth expenses, signed by the department of workforce development or
14 its designee within 7 working days before the date of the application.

15 (c) Agrees to use the loan proceeds to pay any delinquent child support or
16 maintenance payments and to pay any past support, medical expenses, or birth
17 expenses if the applicant fails to meet the requirements under par. (a) or (b).

18 **(7)** No person may receive a loan under this section in an amount that, when
19 added to the balance outstanding on the person's existing loans under s. 45.351 (2),
20 1995 stats., and s. 45.356, 1995 stats., would result in a total indebtedness to the
21 department of more than \$25,000.

22 **(8)** (a) The department may borrow from the veterans mortgage loan
23 repayment fund under s. 45.37 (7) (a) to obtain money to make loans under this
24 section.

1 (b) The department may enter into transactions with the state investment
2 board to obtain money to make loans under this section. Transactions authorized
3 under this paragraph may include the sale of loans.

4 (9) Subject to the limit established in subs. (2) and (3), the department may
5 periodically adjust the maximum loan amount based upon financial market
6 conditions, funds available, needs of the veterans trust funds, or other factors that
7 the department considers relevant.

8 (10) The department may periodically adjust the interest rates for loans made
9 under this section, which may vary based upon the term of the loan, the type of
10 security offered, the method of payment, or other factors that the department
11 considers relevant.

12 (11) If an applicant's total indebtedness for loans made under this section is
13 more than \$5,000, the loan shall be evidenced by a promissory note and secured by
14 a mortgage on real estate located in this state. A loan of \$5,000 or less made to an
15 applicant whose total indebtedness for loans made under this section is \$5,000 or less
16 shall be evidenced by a promissory note and secured by a guarantor or by a mortgage
17 on real estate located in this state. A mortgage securing a loan made under this
18 section is acceptable if the applicant has equity in the property subject to the
19 mortgage equal to or exceeding a minimum amount that the department establishes
20 by rule.

21 **45.43 Veterans assistance program.** (1) The department shall administer
22 a program to provide assistance to persons who served in the U.S. armed forces or
23 in forces incorporated as part of the U.S. armed forces and who were discharged
24 under conditions other than dishonorable. The department shall provide assistance
25 to persons whose need for services is based upon homelessness, incarceration, or

1 other circumstances designated by the department by rule. The department shall
2 designate the assistance available under this section, which may include assistance
3 in receiving medical care, dental care, education, employment, and transitional
4 housing. The department may provide payments to facilitate the provision of
5 services under this section.

6 (2) The department may charge fees for transitional housing and for other
7 assistance provided under this section that the department designates. The
8 department shall promulgate rules establishing the fee schedule and the manner of
9 implementation of that schedule.

10 SUBCHAPTER V

11 VETERANS HOMES

****NOTE: Is this an appropriate title for the subchapter?

12 **45.50 Veterans homes; management.** (1) (a) The department shall operate
13 the Wisconsin Veterans Home at King and employ a commandant for the home. The
14 department may employ a commandant for the Wisconsin Veterans Home at Union
15 Grove or the Wisconsin Veterans Home at Chippewa Falls. The department may
16 employ any personnel that are necessary for the proper management and operation
17 of veterans homes. In compliance with the compensation plan established pursuant
18 to s. 230.12 (3), a commandant may recommend to the director of personnel charges
19 for meals, living quarters, laundry, and other services furnished to employees and
20 members of the employees' family maintained at veterans homes. The department
21 shall provide complete personal maintenance and medical care, including programs
22 and facilities that promote comfort, recreation, well-being, or rehabilitation shall be
23 furnished to all members of veterans homes under policies established of the
24 department.

1 (b) All money received in reimbursement for services to veterans homes
2 employees or in payment for meals served to guests at veterans homes shall be
3 accumulated in an account named “employee maintenance credits” and shall be paid
4 into the general fund within one week after receipt and credited to the appropriation
5 under s. 20.485 (1) (gk).

6 (c) Veterans homes with a skilled nursing facility shall include a geriatric
7 evaluation, research and education program. The program staff shall be funded from
8 the appropriations under s. 20.485 (1) (hm), (j) and (mj).

9 **(2)** (a) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the
10 department may construct or renovate and operate residential, treatment, and
11 nursing care facilities, including a community-based residential facility, to be known
12 as the Wisconsin Veterans Home at Union Grove.

13 (b) Subject to authorization under ss. 13.48 (10) and 20.924 (1), the department
14 may develop, construct or renovate, and operate residential, treatment, and nursing
15 care facilities and programs for veterans in northwestern Wisconsin, on the property
16 of the Northern Wisconsin Center for the Developmentally Disabled in Chippewa
17 Falls to be known as the Wisconsin Veterans Home at Chippewa Falls. The programs
18 and facilities may include an assisted living facility, a skilled nursing facility, a
19 medical clinic, an adult day health care center, an activities center, and a veterans
20 assistance program.

21 **(3)** The department may acquire, by gift, purchase, or condemnation, lands
22 necessary for the purposes of the Wisconsin Veterans Home at Union Grove and the
23 Wisconsin Veterans Home at King. Title to the lands shall be taken in the name of
24 this state and shall be held by and for the uses and purposes of the homes. No
25 payment may be made out of the state treasury or otherwise for the land until the

1 title has been examined and approved by the attorney general. Every such deed of
2 conveyance shall be immediately recorded in the office of the proper register of deeds
3 and filed with the secretary of state.

4 (4) The department may use moneys appropriated under s. 20.485 (1) (h) to
5 purchase, erect, construct, or remodel buildings, to provide additions and
6 improvements, to provide equipment, materials, supplies, and services necessary for
7 the purposes of veterans homes, and for expenses that are necessary and incidental
8 to acquisition of property under s. 45.51 (10) and (11).

9 (5) The department may accept gifts, bequests, grants, or donations of money
10 or of property from private sources to be administered by the department for the
11 purposes of veterans homes. All moneys received shall be paid into the general fund
12 and appropriated as provided in s. 20.485 (1) (h), except that gifts or grants received
13 specifically for the purposes of the geriatric program at veterans homes are
14 appropriated as provided in s. 20.485 (1) (hm). The department may not apply to the
15 gifts and bequests fund interest on certificate of savings deposits for those members
16 who do not receive maximum monthly retained income. The department shall
17 establish for those persons upon their request individual accounts with savings and
18 interest applied as the member requests.

19 (6) (a) The department may enter into agreements for furnishing and charging
20 for water and sewer service from facilities constructed at and for veterans homes to
21 public and private properties lying in the immediate vicinity of veterans homes.

22 (b) Agreements under this section shall be drafted to hold harmless the
23 department, to require all expense to be paid by the applicant, and to be terminable
24 by the department when other water and sewer services become available to the
25 applicant.

1 **(7)** A commandant and employees designated by the commandant may
2 summarily arrest all persons within or upon the grounds of veterans homes who are
3 guilty of any offense against the laws of this state or the rules governing veterans
4 homes. For this purpose, a commandant and deputies have the power of constables.

5 **(8)** A fire department at a veterans home in response to emergency fire calls
6 may make runs and render fire fighting service beyond the confines of a veterans
7 home.

8 **(9)** The department may develop a program to provide stipends to individuals
9 to attend school and receive the necessary credentials to become employed at
10 veterans homes. If the department develops a stipend program under this
11 subsection, the department shall promulgate rules related to the program, including
12 the application process, eligibility criteria, stipend amount, repayment provisions,
13 and other provisions that the department determines are necessary to administer
14 the program.

15 **(10)** The department may establish a hospital at the veterans homes. All
16 hospitals established under this subsection may not have a total approved bed
17 capacity, as defined in s. 150.01 (4m), greater than 16 beds. The approved bed
18 capacity of a skilled nursing facility operated at a veterans home is reduced by one
19 bed for each approved bed at the hospital established under this subsection at that
20 home.

21 **45.51 Eligibility for membership. (1) GENERAL STATEMENT.** Within the
22 limitations of veterans homes, the department may admit to membership in veterans
23 homes persons who meet the qualifications set forth in this section.

24 **(2) ELIGIBILITY.** (a) The following persons are eligible for benefits under this
25 subchapter if they meet the applicable requirements of this subchapter:

- 1 1. A veteran.
- 2 2. A person who satisfies all of the following:
 - 3 a. Has served on active duty under honorable conditions in the U.S. armed
 - 4 forces or in forces incorporated as part of the U.S. armed forces for at least one day
 - 5 during a war period or under section 1 of executive order 10957, dated
 - 6 August 10, 1961.
 - 7 b. Was discharged under honorable conditions after 90 days or more of active
 - 8 service.

***NOTE: Are a. and b. in conflict--one day vs. 90 days?

- 9 3. A spouse, surviving spouse, or parent of a person under subd. 1. or 2.
 - 10 (b) A person under par. (a) 1. or 2. may be admitted to a veterans home if the
 - 11 person meets all of the following conditions:
 - 12 1. Is a resident of this state on the date of admission to a veterans home.
 - 13 2. Is permanently incapacitated due to physical disability or age from any
 - 14 substantially gainful occupation.
 - 15 3. Has not been convicted of a felony or of a crime involving moral turpitude
 - 16 or, if so, has produced sufficient evidence of subsequent good conduct and
 - 17 reformation of character as to be satisfactory to the department.
 - 18 4. Provides a complete financial statement containing information that the
 - 19 department determines is necessary to evaluate the financial circumstances of the
 - 20 person. The department may require a member of a veterans home to provide the
 - 21 department with information necessary for the department to determine the
 - 22 financial circumstances of the person. If a person fails to provide the additional
 - 23 information, the department may discharge the person from the veterans home.

1 5. Has care needs that the veterans home is able to provide within the resources
2 allocated for the care of members of the veterans home, including chronic alcoholism,
3 drug addition, psychosis, or active tuberculosis.

4 **(3) ADMISSION PRIORITIES.** (a) Except in cases where there is an immediate need
5 for physical care or economic assistance, the department shall act on applications
6 based upon the date of receipt of the application by the veterans home. The
7 department may defer establishment of the priority date of the application to the
8 date that the veterans home is able to verify its ability to provide appropriate care
9 to the applicant or to assure that the appropriate care setting is available within the
10 home.

11 (b) Spouses, surviving spouses and parents derive their eligibility from the
12 eligibility of the person under sub. (2) (a) 1. or 2. Surviving spouses and parents of
13 eligible persons under sub. (2) (a) 1. or 2. are eligible for admission only to a skilled
14 nursing facility at a veterans home.

15 (c) 1. The order of priority for admission to a veterans home shall be as follows:
16 a. Eligible persons under sub. (2) (a) 1. or 2. have 1st priority.
17 b. Spouses of eligible persons under sub. (2) (a) 1. or 2. have 2nd priority.
18 c. Surviving spouses of eligible persons under sub. (2) (a) 1. or 2. have 3rd
19 priority for admission.

20 d. Parents of eligible persons under sub. (2) (a) 1. or 2. have 4th priority for
21 admission.

22 2. The department may deviate from this sequence upon order of the board in
23 order to prevent the separation of a husband and wife.

1 **(4) ADDITIONAL ELIGIBILITY REQUIREMENTS OF A SPOUSE OF A VETERAN.** A spouse
2 of an eligible person under sub. (2) (a) 1. or 2. is eligible only if the spouse meets the
3 requirements of sub. (2) (b) 3. to 5. and if all of the following apply:

4 (a) The person under sub. (2) (a) 1. or 2. is a member, or if not a member is
5 institutionalized elsewhere because of physical or mental disability, and the spouse
6 had lived with the person for not less than 6 months immediately before making
7 application for membership.

8 (b) Separation from the spouse necessitated by reason of employment,
9 hospitalization, or because of a physical or mental disability of either spouse shall
10 not be taken to constitute an interruption of the 6-month period.

11 (c) A spouse of an eligible person under sub. (2) (a) 1. or 2. by virtue of a marriage
12 that was void when entered into but validated under s. 765.21 before applying for
13 admission shall, for the purpose of this subsection and sub. (6), be considered
14 married to the eligible person under sub. (2) (a) 1. or 2. from the date the marriage
15 was entered into.

16 **(5) ADDITIONAL ELIGIBILITY REQUIREMENTS OF A SURVIVING SPOUSE.** The surviving
17 spouse of a person under sub. (2) (a) 1. or 2. who was a resident of this state at the
18 time of the veteran's death is eligible if the surviving spouse meets the requirements
19 of sub. (2) (b) 3. to 5. and if the surviving spouse satisfies all of the following
20 conditions:

21 (a) 1. The surviving spouse satisfies any of the following conditions:

22 a. Was married to and living with the deceased person under sub. (2) (a) 1. or
23 2. not less than 6 months immediately prior to the death of the person.

24 b. Was married to the person under sub. (2) (a) 1. or 2. at the time the person
25 entered the service and who became a widow or widower by the death of the person

1 while in the service or as a result of physical disability of the person incurred during
2 the service.

3 c. The period during which the surviving spouse was married to and lived with
4 the deceased person under sub. (2) (a) 1. or 2. plus the period of widowhood or
5 widowerhood is 6 months or more.

6 d. Was married to and living with the person under sub. (2) (a) 1. or 2. less than
7 6 months and a child was born of the marriage.

8 (b) Has not remarried.

9 (c) Is 45 years of age or over on the date of application.

10 (d) Is physically disabled.

11 (e) Is unable adequately to care for himself or herself and lacks adequate means
12 of support.

13 (f) Has been a resident of this state for the 12 months immediately preceding
14 the date of application for membership.

15 **(6) ADDITIONAL ELIGIBILITY REQUIREMENTS OF PARENTS.** The parent of a person
16 under sub. (2) (a) 1. or 2. who was a resident of this state at the time of the person's
17 death or, the parent of a living person under sub. (2) (a) 1. or 2. who is eligible for
18 membership, is eligible if the parent meets the requirements of sub. (2) (b) 3. to 5.
19 and if the parent satisfies all of the following conditions:

20 (a) Has reached 60 years of age.

21 (b) Has been a resident of this state for the 12-months preceding the date of
22 application for membership.

23 (c) Is physically disabled, unable adequately to care for himself or herself, and
24 lacks adequate means of support.

1 **(7) MEMBER INCOME RETENTION AND PAYMENT.** (a) The board shall establish a pay
2 plan for compensation of members for services rendered to a veterans home under
3 its work therapy program.

4 (b) Members shall pay the amount due the state for care and maintenance of
5 the member within 30 days after the receipt of the veterans home's billing statement
6 by the member or by the member's personal representative. The department may
7 subject any bill not paid within 30 days after receipt of the billing statement to an
8 interest assessment of 1% per month or fraction of a month. If payment is not made
9 within 60 days after the receipt of the billing statement, the department may
10 discharge the member from the veterans home.

11 (c) Payment of amounts due the state for care and maintenance of a member
12 shall be made to the fullest extent possible from sources of income other than pension
13 or compensation paid by the U.S. department of veterans affairs.

14 (d) A member is not required to use income received from services rendered to
15 the veterans home under its work therapy program or from the sale of products or
16 services through the hobby shop as payment for the care or maintenance of the
17 member at the veterans home.

18 (e) The department shall supervise the operation of a veterans home exchange,
19 including the operation of the hobby shop for the sale of products made by all
20 members.

21 **(8) PERSONAL FUNDS OF MEMBER.** A member may, in writing, authorize a
22 veterans home to receive, hold, and account for his or her personal funds. Section
23 49.498 (8) and the rules promulgated under that subsection apply to the funds of a
24 member held by the veterans home under this subsection. The department may
25 transfer the personal funds of a member received under this subsection to the

1 Wisconsin veterans facilities members fund under s. 25.37. Upon request of the
2 member, the department shall pay the member the amount the member requests
3 from his or her personal account.

4 **(9) MEDICAL ASSISTANCE PAYMENTS.** All moneys received under medical
5 assistance, as defined in s. 49.43 (8), for the care of members shall be transferred to
6 the appropriation under s. 20.485 (1) (gk).

7 **(10) CONVEYANCE OF PROPERTY; DESCENT.** (a) Except as otherwise provided in
8 this subsection, the application and admission of any applicant admitted under this
9 section shall constitute a valid and binding contract between a member and the
10 department. If a member dies leaving a relative that is entitled to an interest in the
11 property of the member under the rules of intestate succession or a will the existence
12 of which is made known to the commandant of the veterans home within 60 days of
13 the member's death, the member's property shall constitute a part of the member's
14 estate, except that personal effects of nominal monetary value of a deceased member
15 who is not survived by a member spouse may be distributed by the commandant of
16 to surviving relatives of the member who request the personal effects within a
17 reasonable time after the member's death.

18 (b) The department may manage, sell, lease, or transfer property passing to
19 the state pursuant to this section or conveyed to it by members, defend and prosecute
20 all actions concerning it, pay all just claims against it, and do all other things
21 necessary for the protection, preservation, and management of the property. All
22 expenditures necessary for the execution of functions under this paragraph or sub.
23 (14) shall be made from the appropriation in s. 20.485 (1) (h).

24 (c) A person who at the time of death is a member of a veterans home is a
25 resident of the county in which the veterans home is located for the probate of the

1 person's will, issuance of letters testamentary or other letters authorizing the
2 administration of the decedent's estate, and the administration of the estate.

3 **(11) DISPOSITION OF PROPERTY PASSING TO STATE.** If a member dies without a
4 relative who is entitled to an interest in the property of the member under the rules
5 of intestate succession and without leaving a will the existence of which is made
6 known to the commandant of the home within 60 days of the member's death, the
7 member's property shall be converted to cash, without administration. The
8 commandant of a veterans home shall submit that converted sum to the secretary
9 of administration to be paid into the appropriation under s. 20.485 (1) (h). The
10 amount paid to the secretary of administration is subject to refund within 6 years to
11 the estate of a member if it is subsequently discovered that the member left a will
12 or a relative that is entitled to an interest in the property of the member under the
13 rules of intestate succession or to any creditor of the member who establishes right
14 to the funds or property or any portion of the funds or property. The department of
15 administration, upon being satisfied that a claim out of the funds or property is legal
16 and valid, shall pay the claim out of the funds or property, except that payment of
17 claims for a member's funeral and burial expenses may not exceed a total of \$1,500
18 including any amount allowed by the United States for the member's funeral and
19 burial and the right for burial and interment provided in s. 45.61 (3).

20 **(12) POWERS OF COMMANDANT OVER PERSONAL FUNDS OF MEMBERS.** A commandant
21 may receive, disburse, and account for funds of members.

22 **(13) ADDITIONAL ELIGIBILITY REQUIREMENTS FOR SKILLED NURSING FACILITIES.** Any
23 person admitted to a skilled nursing facility at a veterans home shall meet the
24 eligibility requirements under ss. 49.45 and 49.46 and rules promulgated under

1 those sections during residence at the skilled nursing facility except if any of the
2 following apply:

3 (a) Persons with sufficient income and resources to meet the expenses of care
4 for one or more months may be admitted to the skilled nursing facility but shall apply
5 income and resources to costs to the extent required by ss. 49.45 and 49.46 and rules
6 promulgated under those sections.

7 (b) Persons who meet all the requirements of this section but whose degree of
8 physical disability does not meet the minimum requirements in ss. 49.45 and 49.46
9 and rules promulgated under those sections may be admitted to the skilled nursing
10 facility but shall apply income and resources to costs to the extent required by ss.
11 49.45 and 49.46 and rules promulgated under those sections.

12 **(14)** ADDITIONAL ELIGIBILITY REQUIREMENT FOR OTHER CARE FACILITIES AT VETERANS
13 HOMES. An otherwise eligible person may be admitted to or remain in residency at
14 a community-based residential facility, as defined in s. 50.01 (1g) or a residential
15 care apartment complex, as defined in s. 50.01 (1d) at a veterans home only if the
16 person has sufficient income and resources, and applies the income and resources to
17 fully reimburse the department for the cost of providing care to the person.

18 SUBCHAPTER VI

19 FUNERALS, BURIALS AND CEMETERIES

20 **45.60 Military funeral honors (1) PROGRAM.** (a) The department shall
21 administer a program to coordinate the provision of military funeral honors to
22 deceased veterans.

23 (b) Military funeral honors may be provided by local units of member
24 organizations of the council on veterans programs, by local units of veterans
25 organizations certified by the department to provide military funeral honors, by

1 members of the Wisconsin national guard activated under s. 21.11 (3), or by staff of
2 the department.

3 (2) STIPENDS From the appropriation under s. 20.485 (2) (q), the department
4 shall reimburse a local unit of a member organization of the council on veterans
5 programs or a local unit of a veterans organization certified by the department to
6 provide military funeral honors for the costs of providing a military funeral honors
7 to a deceased veteran. The reimbursement may not exceed \$50 for each funeral for
8 which military honors are provided.

9 (3) TUITION VOUCHER (a) The department shall create a tuition voucher form
10 to be used by funeral directors under par. (b). The department shall distribute copies
11 of the tuition voucher form, plus an explanation of the form's use, to every operator
12 of a funeral establishment. The department may not charge a fee for the tuition
13 voucher form or for the distribution of the form.

14 (b) A funeral director may issue a tuition voucher in the amount of \$25 to an
15 individual who sounds "Taps" on a bugle, trumpet, or cornet during each funeral for
16 which military honors are held in this state for a deceased veteran and who is a
17 student in grades 6 to 12 or at an institution of higher education, as defined under
18 s. 895.515 (1) (b). The tuition voucher may be used at any time for the payment of
19 tuition and required program activity fees at a University of Wisconsin System
20 institution as provided under s. 36.27 (3r) or a technical college as provided under
21 s. 38.24 (6). The department shall encourage private institutions of higher education
22 to accept the vouchers. The vouchers are not transferable.

23 **45.61 Wisconsin veterans cemeteries. (1) DEFINITION.** In this section,
24 "dependent child" means any biological or adoptive child under 18 years of age, or
25 under the age of 26 if in full-time attendance at a recognized school of instruction

1 of of any age if the child is unmarried and incapable of self-support by reason of
2 mental or physical disability.

***NOTE: Another definition that includes “dependent”.

3 **(2) CONSTRUCTION AND OPERATION OF CEMETERIES.** Subject to authorization
4 under ss. 13.48 (10) and 20.924 (1), the department may construct and operate
5 veterans cemeteries in central, northwestern, and southeastern Wisconsin and may
6 employ any personnel that are necessary for the proper management of the
7 cemeteries. The cemetery in central Wisconsin is the Central Wisconsin Veterans
8 Memorial Cemetery. The cemetery in southeastern Wisconsin is the Southern
9 Wisconsin Veterans Memorial Cemetery. The cemetery in northwestern Wisconsin
10 is the Northern Wisconsin Veterans Memorial Cemetery. The department may
11 acquire, by gift, purchase, or condemnation, lands necessary for the purposes of the
12 cemeteries. Title to the properties shall be taken in the name of this state. Every
13 deed of conveyance shall be immediately recorded in the office of the proper register
14 of deeds and thereafter filed with the secretary of state. The department may accept
15 for the state all gifts, grants, and bequests for the purposes of maintenance,
16 restoration, preservation, and rehabilitation of the veterans cemeteries constructed
17 under this subsection. All cemeteries operated by the department are exempt from
18 the requirements of ss. 157.061 to 157.70 and 440.90 to 440.95.

19 **(3) ELIGIBILITY.** The following persons are eligible for burial at a cemetery
20 constructed and operated under sub. (1):

21 (a) A person who died while on active duty or who was discharged or released
22 from active duty in the U.S. armed forces under honorable conditions and who was
23 a resident of this state at the time of his or her entry or reentry into active service
24 and his or her dependent children and surviving spouse.

1 (b) A person who was discharged or released from active duty in the U.S. armed
2 forces under honorable conditions and who was a resident of this state at the time
3 of his or her death and his or her dependent children and surviving spouse.

4 (c) The spouse or dependent child of a person who is serving on active duty at
5 the time of the spouse's or dependent child's death if the person was a resident of this
6 state at the time of his or her entry or reentry into active service.

7 (d) The spouse or dependent child of a person if the person was a resident of this
8 state at the time of his or her entry or reentry into active service and was discharged
9 or released from active duty in the U.S. armed forces under honorable conditions.

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

14 (f) A person who was a resident of this state at the time of his or her entry or
15 reentry into service in any national guard or a reserve component of the U.S. armed
16 forces or who was a resident of this state for at least 12 consecutive months
17 immediately preceding his or her death, and the person's spouse, surviving spouse
18 and dependent children, if the person is eligible for burial in a national cemetery
19 under 38 USC 2402.

20 (g) A person who was discharged or released from active duty in the U.S. armed
21 forces under honorable conditions and who was a resident of the state for at least 12
22 consecutive months after entering or reentering service on active duty.

23 **(4) FEES AND COSTS.** The department may charge a fee for burials under this
24 section and may promulgate rules for the assessment of any fee. The cost of

1 preparing the grave and the erection of a marker for a person described under par.
2 (a), (b), (f), or (g) shall be paid from the appropriation under 20.485 (1) (gk).

3 (5) APPLICATION Application for burial shall be made to the department. The
4 surviving spouse of the person described under par. (a), (b), (f), or (g), if that person
5 is interred at the Central Wisconsin Veterans Memorial Cemetery, shall have the
6 privilege of selecting a lot next to that person if available. The department shall hold
7 the plot for the surviving spouse for a period of one year from date of granting the
8 privilege, but may extend the hold, on request, for additional one-year periods.

9 (6) EXPENSES Expenses incident to the burial under this section shall be paid
10 from the estate of the decedent, except that if there is no estate or the estate is
11 insufficient, the expense of burial, or necessary part of the burial, shall be paid from
12 the appropriation under s. 20.485 (1) (gk) and the amount expended for those
13 expenses shall not exceed the amount established for funeral and burial expenses
14 under s. 49.785 (1) (b).

15 **45.62 Burial places compiled. (1)** The department may compile a record
16 of veteran's burial places located within the state that may, so far as practicable,
17 indicate all of the following information:

18 (a) The deceased veteran's name.

19 (b) The service in which the deceased veteran was engaged.

20 (c) The appropriate designation of the deceased veteran's armed forces unit.

21 (d) The deceased veteran's rank and period of service.

22 (e) The name and location of the cemetery or other place in which the deceased
23 veteran's body is interred.

24 (f) The location of the deceased veteran's grave in the cemetery or other place
25 of interment.

1 (g) The character of the headstone or other marker, if any, at the deceased
2 veteran's grave.

3 (2) The department may prepare blank forms for the transmission to the
4 department of the information required for the record under sub. (1). The
5 department may distribute the forms to county veterans service officers. A county
6 veterans service officer within whose county any cemetery or other burial place is
7 located in which deceased veteran's bodies are interred shall submit the facts
8 required for the record under sub. (1) to the department on the forms provided by the
9 department, if so requested by the department.

10 SUBCHAPTER VII

11 MEMORIALS

12 **45.70 Veterans memorial. (1) PERSIAN GULF MEMORIAL** From the
13 appropriation under s. 20.485 (2) (d), the department shall provide funding to the
14 Wisconsin Vietnam Veterans Memorial Project, Inc., for the construction of a
15 memorial for the veterans of the Persian Gulf war. The memorial shall be
16 constructed at the veterans memorial site located at The Highground in Clark
17 County. The department may expend up to \$60,000 for the memorial for the veterans
18 of the Persian Gulf war.

19 (2) **CAMP RANDALL MEMORIAL.** (a) The board may approve, recommend and veto
20 any proposed plans, modifications and changes or policies with respect to established
21 state memorials, including the Camp Randall Memorial Park, Madison, Wisconsin,
22 as described in par. (c), and any future veterans state memorials; and recommend the
23 creation and establishment of veterans state memorials.

24 (b) No structures other than memorials approved by the board and walks, roads
25 and subterranean footings may be placed or erected upon Camp Randall Memorial

1 Park unless authorized by the legislature; nor shall the park be used for any purpose
2 other than a memorial park.

3 (c) Camp Randall Memorial Park, Madison, Wisconsin, is established and
4 described as follows: beginning on the west line of Randall Avenue 96.6 feet north
5 of the center line of Dayton Street extended; thence west at right angles to Randall
6 Avenue 370 feet; thence south parallel to Randall Avenue 722 feet; thence west at
7 right angles to Randall Avenue 235 feet; thence south parallel to Randall Avenue 205
8 feet to the north line of Monroe Street; thence north 50 degrees 14 minutes east along
9 the north line of Monroe Street approximately 780 feet to the west line of Randall
10 Avenue; thence north along the west line of Randall Avenue 429 feet to the place of
11 beginning.

12 **45.71 Catalog of memorials.** The department shall prepare a catalog of
13 memorials, describing each memorial and giving its location and condition. The
14 department shall periodically update that catalog.

15 **45.72 County and municipal memorials. (1)** In this section and s. 45.73,
16 “local unit of government” means a city, village, town, or county.

17 **(2)** Any local unit of government may by gift, purchase, contract, or
18 condemnation acquire property, real or personal, for the purpose of providing,
19 furnishing, constructing, erecting, repairing, maintaining, or conducting a suitable
20 memorial to the memory of former residents thereof who lost their lives in the
21 military or naval service of the state or of the United States, or to commemorate and
22 honor the deeds of persons, residents thereof, or of the state or United States, who
23 served the nation in any war, or other persons who rendered great state or national
24 service, or to the memory of any president of the United States, or for a combination
25 of any those purposes, which are declared to be public purposes.

1 **(3)** The local unit of government shall determine the character of the memorial,
2 and without limitation because of enumeration, the memorial may comprise a public
3 building, hospital, sanatorium, home for the aged or indigent, park, recreation
4 facility, community forest, or other suitable object having a public purpose.

5 **(4)** Any local unit of government may appropriate money and may levy a tax
6 in order to acquire, pay for, construct, erect, furnish, equip, operate, repair, maintain,
7 or reconstruct a suitable memorial for the purpose or purposes provided in this
8 section.

9 **(5)** Any local unit of government may authorize the use of any public property
10 respectively of such city, village, town, or county as a site for a memorial, and any
11 county may authorize its public property to be so used by any city, village, or town
12 in the county.

13 **(6)** Any local unit of government may by ordinance or contract provide for the
14 management, control, or operation of any memorial, and it may enter into a written
15 lease, for a term not exceeding 25 years, with any duly chartered and incorporated
16 veterans organization established in the local unit of government, such lease to
17 include provisions for the amount of rental and such conditions of public use as it may
18 determine.

19 **(7)** Any local unit of government may contract with or make an appropriation,
20 or both, to any other unit of government or to any nonprofit corporation without
21 capital stock organized expressly for any of the purposes of this section or to any duly
22 chartered and incorporated veterans organization established in any such city,
23 village, town, or county, and for the purpose of raising funds for such memorial
24 purposes or contributions, may levy taxes upon the taxable property located in the
25 county or municipality, or borrow money and issue the bonds of the respective

1 municipalities therefor in the manner and under the regulations provided by ch. 67;
2 provided that the facilities of such memorial are made available to the residents of
3 the governmental unit making such appropriation to the extent that the governing
4 body of the governmental unit may require.

5 **45.73 Sites for veterans memorial halls. (1)** Any local unit of government
6 may donate to any organization specified in s. 70.11 (9) land upon which is to be
7 erected a memorial hall to contain the memorial tablet specified in said section.

8 **(2)** The action of any local unit of government, in granting veterans
9 organizations or any other civic, patriotic, educational or historical society, rooms
10 and space within public buildings for the establishment of memorial halls and
11 museums, and occupancy thereof by its members, is authorized and confirmed. The
12 local unit of government may permit the use and occupancy of such rooms and space
13 for such term and subject to conditions and provisions as may be imposed by them.
14 Any contract, lien, or agreement between the local unit of government and any
15 organization now in force shall continue in force according to the terms of the
16 contract, lien, or agreement.

17 **45.74 Memorial corporations organized under 1919 act.** Any commission
18 or board of trustees which governs a corporation organized to construct a memorial
19 under s. 45.057 (5), statutes of 1919 to 1943 (created by chapter 598, laws of 1919,
20 and repealed by chapter 301, laws of 1945), shall have the following powers in
21 addition to those it now has:

22 (a) All powers vested in the members of such corporation by the articles of
23 incorporation or bylaws, including the power to amend the articles of incorporation.

24 (b) The powers set forth in s. 181.0302 and all other applicable provisions of ch.
25 181.

1 (c) It may convey any property under its control to any municipality and lease
2 it back under terms agreed upon by the commission or board of trustees and the
3 municipality.

4 (d) It shall have a membership composed of 5 residents of the city, village, or
5 town in which the memorial is located, one appointed by the common council, village
6 board, or town board of the city, village, or town, and 4 by the circuit judge of the
7 county in which the memorial is located. The commission or board may appoint 4
8 additional members who are residents of this state. The terms of all members shall
9 be 5 years. In order that terms of members may expire at different times, not more
10 than 2 members shall be appointed in any one year in addition to appointments made
11 to fill vacancies occurring by resignation or death. Members shall hold office until
12 their successors are appointed and qualify.

13 (e) It may dissolve the corporation and dispose of the real and personal property
14 of the corporation in a manner which it deems will best serve the purposes for which
15 it was organized and the interests of the community.

16 **(2)** Notwithstanding the repeal of s. 45.057, 1943 stats., by chapter 301, laws
17 of 1945, the continuing existence of all commissions, boards, and corporations
18 organized under s. 45.057 (5), statutes of 1919 to 1943, is affirmed, and the
19 continuing operation of such commissions, boards and corporations is ratified as to
20 the past and authorized in the future.

21 **45.75 Memorials in populous counties. (1)** Any county having a population
22 of 500,000 or more may establish and maintain a memorial or memorials under s.
23 45.72 by agreement between the county board of the county and any nonprofit
24 private corporation without capital stock organized under the laws of this state,

1 except as provided in this section, expressly for any of the purposes of s. 45.72 located
2 in the county.

3 **(2)** The board of directors of the corporation shall be designated as the
4 “memorial board”, and its members shall be called “trustees”. The membership of
5 the memorial board may include special members, who need not be members of the
6 corporation.

7 **(3)** The memorial board shall consist of 15 members; of whom 8 may be special
8 members to be elected as provided in this section; and the remaining members shall
9 be elected from the membership of the corporation.

10 **(4)** Special members of the memorial board shall be elected by the county board
11 of such county and consist of the following:

12 (a) Four members from the county board.

13 (b) Four members elected from among the residents of the county.

14 **(5)** Terms of members of the memorial board shall be as follows:

15 (a) For special members:

16 1. Members elected from the county board shall be elected at the first meeting
17 of the county board following each county board general election and their terms
18 shall commence on that date. They shall hold office during their terms on the county
19 board and until their successors are elected and qualified.

20 2. Members elected from among the residents shall hold office for 4 years and
21 until their successors are elected, except that the first 4 such members shall be
22 chosen for 1, 2, 3, and 4 years, respectively.

23 3. Any vacancy in such special membership shall be filled by the county board
24 for the unexpired term, and until a successor is elected and qualified.

1 (b) For elected members from the corporate membership: The terms of the
2 trustees shall be for such numbers of years that those of an equal number, as nearly
3 as may be, shall expire in 2, 3, and 4 years, and successive terms of 4 years each
4 thereafter and until their successors are elected and qualified.

5 **(6)** The articles of incorporation of the corporation shall provide originally or
6 by amendment, in addition to other necessary provisions, and as permitted by this
7 section, for the classification of the members of the corporation, for the election of
8 trustees proportionately from and by those classifications, for the terms of the
9 members of the corporation and for the officers, their duties, and the terms thereof
10 to be elected from the membership.

11 **(7)** The war memorial may be constructed upon any land ceded before July 15,
12 1953 by this state to any municipality in this state notwithstanding any restrictions,
13 limitations or conditions as to the nature of the use of any the land contained in the
14 legislative act, granting the land to the municipality, and notwithstanding the
15 restrictions, limitations or conditions incorporated in any subsequent conveyance of
16 the lands by the municipality.

17 **(8)** The war memorial may be constructed in any public park and the use of
18 those park lands as a location for a war memorial shall not be considered inconsistent
19 with the use of the same for park purposes. No war memorial shall be constructed
20 in a public park until the park commission, general manager appointed under s.
21 27.03 (2) or park board having jurisdiction of the park shall approve the construction.
22 The county board of any county may authorize the construction of a war memorial
23 at different intervals of time if the proposed memorial consists of more than one
24 building or structure and any county board subsequently elected shall carry into
25 effect any contract authorized by s. 45.72 entered into on behalf of the county for the

1 construction or maintenance of the war memorial. The construction, maintenance
2 and operation of a war memorial in a county park shall be subject to the jurisdiction
3 of the county board and no part of those costs shall be charged against the funds of
4 the park commission, park system or park board of the county.

5 SUBCHAPTER VIII

6 LOCAL RESPONSIBILITIES

7 **45.80 County veterans service officer. (1)** ELECTION OR APPOINTMENT. (a)

8 Except as provided under par. (b), the county board shall elect a county veterans
9 service officer who shall be a Wisconsin resident who served on active duty under
10 honorable conditions in the U.S. armed forces or in forces incorporated as part of the
11 U.S. armed forces and who meets at least one of the conditions listed in s. 45.01 (11)
12 (a) to (d) and at least one of the conditions listed in s. 45.02 (2).

13 (b) Except as provided under par. (c), the county board may appoint assistant
14 county veterans service officers who shall be Wisconsin residents who served on
15 active duty under honorable conditions in the U.S. armed forces or in forces
16 incorporated as part of the U.S. armed forces and who meet at least one of the
17 conditions listed in s. 45.01 (11) (a) to (d) and at least one of the conditions listed in
18 s. 45.02 (2)

19 (c) In counties with a county executive or county administrator, the county
20 executive or county administrator shall appoint and supervise a county veterans
21 service officer who shall have the qualifications prescribed under par. (a). The
22 appointment is subject to confirmation by the county board unless the county board,
23 by ordinance, elects to waive confirmation or unless the appointment is made under
24 a civil service system competitive examination procedure established under s. 59.52
25 (8) or ch. 63.

1 **(2) TERM.** A county veterans service officer elected under sub. (1) (a) shall serve
2 until the first Monday in January of the 2nd year subsequent to the year of his or her
3 election, and, if reelected, shall continue to serve unless removed under s. 17.10 (2).

4 **(3) SALARY.** The salary of the county veterans service officer shall be fixed by
5 the county board prior to or at the time of the service officer's election and annually
6 thereafter.

7 **(4) MILWAUKEE COUNTY.** In counties having a population of 500,000 or more
8 such officer shall be appointed subject to ss. 63.01 to 63.17.

9 **(5) DUTIES.** The county veterans service officer shall do all of the following:

10 (a) Advise persons living in the service officer's county who served in the U.S.
11 armed forces regarding any benefits to which they may be entitled or any complaint
12 or problem arising out of such service and render to them and their dependents all
13 possible assistance.

14 (b) Make such reports to the county board as the county board requires.

15 (c) Cooperate with federal and state agencies which serve or grant aids or
16 benefits to former military personnel and their dependents.

17 (d) Furnish information about veterans burial places within the county as
18 required by s. 45.62 (2).

19 (e) Perform the duties prescribed by law, including those duties under pars. (a)
20 to (d), separately and distinctly from any other county department.

21 **(6) PERMITTED ACTIVITIES.** The county veterans service officer may do any of the
22 following:

23 (a) Inform persons living in the service officer's county who are members of the
24 national guard or of a reserve unit of the U.S. armed forces or dependents of those
25 persons regarding potential benefits to which they may be or may become entitled

1 and regarding all necessary military points of contact and general deployment
2 information for activated and deployed members of the national guard or reserve
3 units of the U.S. armed forces.

4 (b) Cooperate with federal and state agencies that serve or grant aids or
5 benefits to members of the national guard or reserve units of the U.S. armed forces
6 and their dependents.

7 **(7) OFFICE SPACE AND ASSISTANTS.** (a) The county board shall provide the county
8 veterans service officer with office space, clerical assistance and any other needs
9 which will enable the officer to perform the duties under sub. (5).

10 (b) Except as provided under par. (c), the county board may appoint assistant
11 county veterans service officers who shall be Wisconsin residents who served on
12 active duty under honorable conditions in the U.S. armed forces or in forces
13 incorporated as part of the U.S. armed forces for 2 consecutive years. An individual
14 who is discharged for reasons of hardship or a service-connected disability or
15 released due to a reduction in the U.S. armed forces or for the good of the service prior
16 to the completion of the required period of service is eligible for appointment to the
17 office, regardless of the actual time served.

18 (c) In any county with a county executive or county administrator, the county
19 veterans service officer may appoint assistant county veterans service officers who
20 shall have the qualifications prescribed under par. (b).

21 **(8) GRANTS TO COUNTIES AND TRIBES FOR IMPROVEMENT OF SERVICES.** (a) Each
22 county may annually apply to the department for a grant for the improvement of
23 service to former military personnel of the county through the county veterans
24 service office. A county may not allocate any portion of a grant for use by another
25 county department nor may the county reduce funding to a county veterans service

1 office based upon receipt of a grant. The county veterans service officer of any county
2 applying for the grant shall enter into an agreement with the department. The
3 agreement shall state the goals and objectives to be attained by the county veterans
4 service office during the remainder of the year covered by the grant application. The
5 department shall prepare the basic form of this agreement in consultation with the
6 county veterans service officers association and provide a copy and an explanation
7 of that agreement to each county veterans service officer. The department shall
8 develop reasonable budget and operating standards to assure improved services, but
9 full operating control of the county office shall be left to each county.

10 (b) The department shall award a grant annually to a county that meets the
11 standards developed under this subsection and employs a county veterans service
12 officer who, if chosen after August 9, 1989, is chosen from a list of candidates who
13 have taken a civil service examination for the position of county veterans service
14 officer developed and administered by the division of merit recruitment and selection
15 in the office of state employment relations, or is appointed under a civil service
16 competitive examination procedure under ch. 63 or s. 59.52 (8). The grant shall be
17 \$8,500 for a county with a population of less than 20,000, \$10,000 for a county with
18 a population of 20,000 to 45,499, \$11,500 for a county with a population of 45,500 to
19 74,999, and \$13,000 for a county with a population of 75,000 or more. The
20 department shall use the most recent Wisconsin official population estimates
21 prepared by the demographic services center when making grants under this
22 paragraph.

23 (c) Notwithstanding par. (b), an eligible county with a part-time county
24 veterans service officer shall be eligible for an annual grant not exceeding \$500.

1 (d) The department shall provide grants to the governing bodies of federally
2 recognized American Indian tribes and bands from the appropriation under s. 20.485
3 (2) (vz) if that governing body enters into an agreement with the department
4 regarding the creation, goals and objectives of a tribal veterans service officer,
5 appoints a veteran to act as a tribal veterans service officer and gives that veteran
6 duties similar to the duties described in s. 45.80 (5), except that the veteran shall
7 report to the governing body of the tribe or band. The department may make annual
8 grants of up to \$2,500 under this paragraph and shall promulgate rules to implement
9 this paragraph.

10 **(9) TRANSPORTATION SERVICES GRANTS TO COUNTIES.** (a) Annually, from the
11 appropriation under s. 20.485 (2) (s), the department shall award grants to counties
12 that are not served by transportation services provided by the Wisconsin department
13 of Disabled American Veterans to develop, maintain, and expand transportation
14 services for veterans. The grants may be used to support multicounty cooperative
15 transportation services.

16 (b) The department shall promulgate rules specifying the application
17 procedures and eligibility criteria for grants under this subsection.

18 (c) A county may not reduce funding to a county veterans service office based
19 upon receipt of a grant.

20 **(10) QUALIFICATIONS APPLICATION.** The qualifications necessary to be a county
21 veterans service officer or assistant county veterans service officer under subs. (1)
22 (a) and (6) (b) apply only to persons elected to serve as county veterans service officers
23 or assistant county veterans service officers on or after June 1, 1996, and who have
24 not served as county veterans service officers or assistant county veterans service
25 officers before June 1, 1996.

1 **45.81 County veterans service commission. (1)** There is created in each
2 county a county veterans service commission consisting of 3 residents of the county
3 who are veterans appointed for staggered 3-year terms by the county executive or
4 county board chairperson in a county that does not have a county executive.

5 **(2)** The commission shall be organized by the election of one of their number
6 as chairperson. The county executive or county board chairperson in a county which
7 does not have a county executive after the expiration of the terms of those first
8 appointed shall annually on or before the 2nd Monday in December appoint one
9 person as a member of the commission for the term of 3 years. The county executive
10 or county board chairperson shall require each member of the commission and the
11 county veterans service officer to execute to the county an individual surety bond,
12 with sufficient sureties to be approved by the county executive or county board
13 chairperson, each bond to be in an amount equal to the tax levied in the current year
14 for expenditure by the commission. Each bond shall be filed with the county clerk.

15 **(3) (a)** Except as provided under sub. (4), the commission may furnish aid to
16 any person described in s. 45.85 if the right of that person to aid is established to the
17 commission's satisfaction.

18 **(b)** The secretary of the commission shall maintain a list containing the name,
19 place of residence, and amount of aid paid to each person under par. (a), which shall
20 be signed by the chairperson and secretary of the commission.

21 **(c)** The total disbursements made by the commission under this subsection may
22 not exceed the amount collected from the tax levied, except when specifically
23 authorized by the county board. The commission shall provide the county treasurer
24 with sufficient information to deliver the specified aid to the person entitled to that
25 aid.

1 (d) The commission may furnish aid in a different manner than by supplying
2 money. The commission may request the county treasurer to pay a purveyor of
3 services or commodities for the purchase of services or commodities, or the
4 commission may furnish supplies, as it considers appropriate.

5 (e) The commission shall make a detailed report to the county board annually
6 showing the amount expended under this subsection. The report may not include
7 any personal identifying information regarding the persons that received aid under
8 this subsection.

9 **(4)** A county veterans service officer appointed under s. 45.80 (1) (b) or (4) shall
10 have the administrative powers and duties prescribed for the county veterans service
11 commission under sub. (2).

12 **(5)** The county board shall allow the members of the commission a reasonable
13 rate of compensation for services and actual expenses incurred in the performance
14 of their duties to be determined under s. 59.22. The county board may provide for
15 the employment of clerical assistance to the commission.

16 **45.82 Records of meetings and investigations kept by service officer.**

17 The county veterans service officer shall serve as executive secretary of the county
18 veterans service commission and shall make or direct all necessary investigations to
19 determine eligibility for aid under s. 45.85 when so requested by the commission.
20 The county service officer, in making an investigation, may use the facilities for
21 investigating that are made available by the county board.

22 **45.83 Burial allowance. (1)** Each county veterans service officer shall cause
23 to be interred in a decent and respectable manner in any cemetery in this state, other
24 than those used exclusively for the burial of paupers, the body of any veteran, spouse,
25 or surviving spouse who was living in the county at the time of death and who dies

1 not leaving sufficient means to defray the necessary expenses of a decent burial, or
2 under circumstances that would cause financial distress to the person's family . The
3 cost of this internment shall be the responsibility of the county, but may not exceed
4 \$300, and shall be in addition to the burial allowance payable under laws
5 administered by the U.S. department of veterans affairs.

6 (2) Before assuming the burial expense, the county veterans service officer
7 shall exercise due diligence in attempting to determine the financial condition
8 required by sub. (1). The county veterans service officer, in making the inquiry, may
9 use the facilities for investigation that are made available by the county board. The
10 county veterans service officer shall report the results of that determination to the
11 appropriate authorities designated by the county.

12 (3) The chairperson of the county board and the clerk of the county on the
13 receipt of the report under sub. (2) shall draw an order on the county treasurer for
14 the amount of expenses so incurred, payable to the person designated in the report
15 as being entitled to that payment. The county veterans service officer of each county
16 shall, upon the death and burial of a veteran described under sub. (1) who was living
17 in the county at the time of death, make application to the proper authorities for a
18 suitable headstone as provided for by act of congress, and at the expense of the county
19 cause the same to be placed at the head of the deceased's grave.

20 **45.84 Care of graves. (1)** Every town board, village board, or common council
21 of every city shall at all times see that the graves and tombstones of all veterans,
22 including women's auxiliary organizations created by act of congress, who shall at
23 any time have served in any branch of the armed forces of the United States, and of
24 the spouses or surviving spouses of all those veterans, receive proper and decent care,
25 and may employ all necessary assistance to carry out this section. The expense of

1 the care of the graves and tombstones shall be borne by the county where the graves
2 are located, except where suitable care is otherwise provided. The amount of expense
3 charged the county for the care may not exceed the charge made for the care of other
4 graves in the same cemetery.

5 (2) The governing body specified in sub. (1) shall report to the county clerk of
6 its county, on or before September 1 of each year, the locations of the graves cared for
7 by them under sub. (1), together with the names of the deceased and the amount
8 claimed for care of the graves for the fiscal year from the previous July 1 to June 30.

9 (3) The chairperson of the county board and the county clerk, upon receipt of
10 the report under sub. (2), shall draw an order on the county treasurer for the amount
11 of the expenses incurred in caring for the graves, payable to the person or persons
12 designated in the report as being entitled to the payment.

13 **45.85 County tax for needy veterans. (1)** Every county board shall
14 annually levy, in addition to all other taxes, a tax sufficient to carry out the purposes
15 of this section. The tax shall be levied and collected as other county taxes for the
16 purpose of providing aid to needy veterans, the needy spouses, surviving spouses,
17 minor and dependent children of the veterans and the needy parents of veterans
18 entitled to aid under ss. 45.81 to 45.83, and to carry out the purposes of s. 45.84. Aid
19 may not be denied solely on the basis that a person otherwise eligible for aid owns
20 a homestead that the person occupies.

21 (2) The county veterans service commission or county veterans service officer
22 appointed under s. 45.80 (1) (b) shall estimate the probable amount required under
23 this section and shall file that estimate with the county board.

24 **SECTION 93.** 46.27 (1) (b) of the statutes is amended to read:

1 46.27 (1) (b) “Nursing home” means a facility that meets the definition in s.
2 50.01 (3) and that is licensed under s. 50.03 (1) and includes a state center for the
3 developmentally disabled, ~~the Wisconsin Veterans Home at King and the nursing~~
4 ~~care facility~~ and a Wisconsin veterans home operated by the department of veterans
5 affairs under s. ~~45.385~~ 45.50.

History: 1981 c. 20; 1983 a. 27; 1983 a. 189 s. 329 (5); 1983 a. 192, 239; 1985 a. 29 ss. 876s to 896am, 3200 (56); 1985 a. 120, 176; 1987 a. 27, 399; 1989 a. 31, 77, 336, 359; 1991 a. 32, 39, 235, 274; 1993 a. 16, 27, 437; 1995 a. 27; 1997 a. 13, 27, 39, 79, 237; 1999 a. 9, 63; 2001 a. 16, 103; 2003 a. 33.

6 **SECTION 94.** 46.27 (1) (dr) of the statutes is amended to read:

7 46.27 (1) (dr) “State-operated long-term care facility” means a state center for
8 the developmentally disabled, ~~the Wisconsin Veterans Home at King and the nursing~~
9 ~~care facility~~ and a Wisconsin veterans home operated by the department of veterans
10 affairs under s. ~~45.385~~ 45.50.

History: 1981 c. 20; 1983 a. 27; 1983 a. 189 s. 329 (5); 1983 a. 192, 239; 1985 a. 29 ss. 876s to 896am, 3200 (56); 1985 a. 120, 176; 1987 a. 27, 399; 1989 a. 31, 77, 336, 359; 1991 a. 32, 39, 235, 274; 1993 a. 16, 27, 437; 1995 a. 27; 1997 a. 13, 27, 39, 79, 237; 1999 a. 9, 63; 2001 a. 16, 103; 2003 a. 33.

11 **SECTION 95.** 46.27 (6) (a) 2. cm. of the statutes is amended to read:

12 46.27 (6) (a) 2. cm. Persons under subd. 1. seeking admission to or about to be
13 admitted to ~~the Wisconsin Veterans Home at King and the nursing care facility~~ a
14 Wisconsin veterans home operated by the department of veterans affairs under s.
15 ~~45.385~~ 45.50 who are informed about the program but waive the assessment.

History: 1981 c. 20; 1983 a. 27; 1983 a. 189 s. 329 (5); 1983 a. 192, 239; 1985 a. 29 ss. 876s to 896am, 3200 (56); 1985 a. 120, 176; 1987 a. 27, 399; 1989 a. 31, 77, 336, 359; 1991 a. 32, 39, 235, 274; 1993 a. 16, 27, 437; 1995 a. 27; 1997 a. 13, 27, 39, 79, 237; 1999 a. 9, 63; 2001 a. 16, 103; 2003 a. 33.

16 **SECTION 96.** 49.19 (9) of the statutes is amended to read:

17 49.19 (9) If the head of a family is a veteran, as defined in s. ~~45.37 (1a)~~ 45.01
18 (11), or a person under s. 45.51 (2) (a) 2., and is hospitalized or institutionalized
19 because of disabilities in a county other than that of his or her residence or settlement
20 at time of admission, aid shall be granted to the dependent children of the veteran
21 by the county wherein the head of the family had his or her residence or settlement
22 at the time of admission so long as he or she remains hospitalized or
23 institutionalized.

****NOTE: Sections 49.19 (9), 59.535 (1) (a), and 188.26 currently reference the definition of “veteran” in the section of the statutes that relates to the Wisconsin veterans home. Can these be changed to just refer to the general definition of “veteran” in 45.01?

History: 1971 c. 125, 215, 217; 1973 c. 90, 147, 186, 328, 333; 1975 c. 39, 82, 94, 224, 307, 422; 1977 c. 29, 203, 271, 418, 449; 1979 c. 32 s. 92 (4); 1979 c. 34, 206, 221, 352; 1981 c. 1, 20, 93, 314, 317, 391; 1983 a. 27, 161, 192, 245, 310, 430, 447; 1985 a. 29, 120, 176, 281, 332; 1987 a. 27, 307, 399; 1989 a. 31, 107, 122, 359; 1991 a. 39, 178, 269, 313, 315, 316, 322; 1993 a. 16, 99, 326, 395, 437, 446, 481; 1995 a. 12; 1995 a. 27 ss. 2852 to 2871, 9126 (19); 1995 a. 77, 198, 225, 289, 295; 1997 a. 27, 35, 39, 252; 1999 a. 9; 2001 a. 59; 2003 a. 33.

1 **SECTION 97. 49.45 (3) (e) 7m. of the statutes is amended to read:**

2 **49.45 (3) (e) 7m.** Notwithstanding subd. 7., the daily reimbursement or
3 payment rate for services at a hospital established under s. ~~45.375 (1)~~ **45.50 (10)**
4 provided to medical assistance recipients whose continued hospitalization is no
5 longer medically necessary or appropriate during a period where the recipient awaits
6 placement in an alternate custodial living arrangement shall be the skilled nursing
7 facility rate paid to the facility created under s. ~~45.365 (1)~~ **a Wisconsin veterans home**
8 **operated by the department of veterans affairs under s. 45.50.**

History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252, 293; 1999 a. 9, 63, 103, 180, 185; 2001 a. 13, 16, 35, 38, 57, 67, 104, 109; 2003 a. 33, 318, 321.

9 **SECTION 98. 49.45 (6m) (bg) of the statutes is amended to read:**

10 **49.45 (6m) (bg)** The department shall determine payment levels for the
11 provision of skilled, intermediate, limited, personal or residential care or care for the
12 mentally retarded in the state centers for the developmentally disabled, in the
13 ~~Wisconsin Veterans Home at King and the nursing care facility and a Wisconsin~~
14 **veterans home** operated by the department of veterans affairs under s. ~~45.385~~ **45.50**
15 separately from the payment principles, applicable costs and methods established
16 under this subsection.

History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252, 293; 1999 a. 9, 63, 103, 180, 185; 2001 a. 13, 16, 35, 38, 57, 67, 104, 109; 2003 a. 33, 318, 321.

17 **SECTION 99. 49.855 (4m) (b) of the statutes is amended to read:**

1 49.855 (4m) (b) The department of revenue may provide a certification that it
2 receives under sub. (1), (2m), or (2p) to the department of administration. Upon
3 receipt of the certification, the department of administration shall determine
4 whether the obligor is a vendor or is receiving any other payments from this state,
5 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.
6 ~~45.351–(1)~~ 45.40 (1), this chapter, or ch. 46, 108, or 301. If the department of
7 administration determines that the obligor is a vendor or is receiving payments from
8 this state, except for wages, retirement benefits, or assistance under s. 45.352, 1971
9 stats., s. ~~45.351–(1)~~ 45.40 (1), this chapter, or ch. 46, 108, or 301, it shall begin to
10 withhold the amount certified from those payments and shall notify the obligor that
11 the state intends to reduce any payments due the obligor by the amount the obligor
12 is delinquent under the support, maintenance, or receiving and disbursing fee order
13 or obligation, by the outstanding amount for past support, medical expenses, or birth
14 expenses under the court order, or by the amount due under s. 46.10 (4) or 301.12 (4).
15 The notice shall provide that within 20 days after receipt of the notice the obligor may
16 request a hearing before the circuit court rendering the order under which the
17 obligation arose. An obligor may, within 20 days after receiving notice, request a
18 hearing under this paragraph. Within 10 days after receiving a request for hearing
19 under this paragraph, the court shall set the matter for hearing. A circuit court
20 commissioner may conduct the hearing. Pending further order by the court or circuit
21 court commissioner, the department of workforce development or its designee,
22 whichever is appropriate, may not disburse the payments withheld from the obligor.
23 The sole issues at the hearing are whether the obligor owes the amount certified and,

1 if not and it is a support or maintenance order, whether the money withheld shall be
2 paid to the obligor or held for future support or maintenance.

History: 1981 c. 20, 391; 1983 a. 27; 1987 a. 27; 1987 a. 312 s. 17; 1987 a. 421; 1989 a. 31; 1989 a. 56 s. 259; 1991 a. 39; 1993 a. 16, 481; 1995 a. 27 s. 9126 (19); 1995 a. 201, 227, 279; 1995 a. 404 ss. 50 to 59; Stats. 1995 s. 49.855; 1997 a. 3, 27, 35, 237, 252; 1999 a. 9, 32; 2001 a. 16, 61, 105.

3 **SECTION 100. 50.034 (4) of the statutes is amended to read:**

4 50.034 (4) LIMITATION. A nursing home or a community-based residential
5 facility may not convert a separate area of its total area to a residential care
6 apartment complex unless the department first approves the conversion. A nursing
7 home, other than the nursing homes operated at the Wisconsin Veterans Home at
8 ~~King or in southeastern Wisconsin~~ a Wisconsin veterans home operated by the
9 department of veterans affairs under s. ~~45.385~~ 45.50, that intends to convert a
10 separate area of its total area to a residential care apartment complex shall also
11 agree to reduce its licensed nursing home beds by the corresponding number of
12 residential care apartment complex residential units proposed for the conversion.

History: 1995 a. 27; 1997 a. 13, 252; 1999 a. 9, 63, 185; 2001 a. 16; 2003 a. 33.

13 **SECTION 101. 50.135 (3) of the statutes is amended to read:**

14 50.135 (3) EXEMPTION. The inpatient health care facilities under ss. ~~45.365~~
15 45.50, 48.62, 51.05, 51.06, 233.40, 233.41, 233.42 and 252.10 are exempt from this
16 section.

History: 1983 a. 27, 192; 1985 a. 29; 1987 a. 27; 1993 a. 16; 1993 a. 27 s. 257; Stats. 1993 s. 50.135; 1995 a. 27; 1997 a. 27, 35; 1999 a. 9.

17 **SECTION 102. 50.39 (3) of the statutes is amended to read:**

18 50.39 (3) Facilities governed by ss. ~~45.365~~ 45.50, 48.62, 49.70, 49.72, 50.02,
19 51.09 and 252.10, secured correctional facilities as defined in s. 938.02 (15m),
20 correctional institutions governed by the department of corrections under s. 301.02
21 and the offices and clinics of persons licensed to treat the sick under chs. 446, 447 and
22 448 are exempt from ss. 50.32 to 50.39. Sections 50.32 to 50.39 do not abridge the
23 rights of the medical examining board, physical therapists affiliated credentialing

1 board, podiatrists affiliated credentialing board, dentistry examining board,
2 pharmacy examining board, chiropractic examining board, and board of nursing in
3 carrying out their statutory duties and responsibilities.

History: 1971 c. 164; 1975 c. 39; 1975 c. 413 ss. 4, 18; 1975 c. 430 s. 80; Stats. 1975 s. 50.39; 1977 c. 203; 1979 c. 89, 221, 337, 355; 1985 a. 332 s. 251 (1); 1989 a. 31, 37, 107; 1991 a. 39; 1993 a. 27, 30, 107; 1995 a. 27, 77; 1997 a. 175; 1999 a. 9.

4 **SECTION 103. 51.20 (10) (cm) of the statutes is amended to read:**

5 51.20 (10) (cm) Prior to or at the final hearing, for individuals for whom a
6 petition is filed under sub. (1) (a) 2. e., the county department under s. 51.42 or 51.437
7 shall furnish to the court and the subject individual an initial recommended written
8 treatment plan that contains the goals of treatment, the type of treatment to be
9 provided, and the expected providers. If the person is a veteran, as defined in s. 45.01
10 (11), the county department shall contact the U.S. department of veterans affairs to
11 determine if the veteran is eligible for treatment at a U.S. department of veterans
12 affairs facility. If the veteran is eligible for that treatment, the county department
13 shall include that information in the treatment plan. The treatment plan shall
14 address the individual's needs for inpatient care, residential services, community
15 support services, medication and its monitoring, case management, and other
16 services to enable the person to live in the community upon release from an inpatient
17 facility. The treatment plan shall contain information concerning the availability of
18 the needed services and community treatment providers' acceptance of the
19 individual into their programs. The treatment plan is only a recommendation and
20 is not subject to approval or disapproval by the court. Failure to furnish a treatment
21 plan under this paragraph does not constitute grounds for dismissal of the petition
22 unless the failure is made in bad faith.

History: 1975 c. 430; 1977 c. 26, 29; 1977 c. 187 ss. 42, 43, 134, 135; 1977 c. 428 ss. 29 to 65, 115; 1977 c. 447, 449; Sup. Ct. Order, 83 Wis. 2d xiii; 1979 c. 32, 89; Sup. Ct. Order, eff. 1-1-80; 1979 c. 110 s. 60 (1); 1979 c. 175 s. 53; 1979 c. 300, 336, 356; 1981 c. 20, 367; 1981 c. 390 s. 252; 1983 a. 27, 219; 1983 a. 474 ss. 2 to 9m, 14; 1985 a. 29 ss. 1067 to 1071, 3200 (56), 3202 (56); 1985 a. 139, 176, 321, 332; 1987 a. 27; Sup. Ct. Order, 141 Wis. 2d xiii (1987); 1987 a. 366, 394, 403; 1989 a. 31, 334; 1993 a. 98, 196, 227, 316, 451, 474; 1995 a. 77, 201, 268, 292, 440; Sup. Ct. Order No. 96-08, 207 Wis. 2d xv (1997); 1997 a. 35, 130, 237, 283; 1999 a. 83, 89, 162; 2001 a. 16 ss. 1966i to 1966n, 4034ze to 4034zh; 2001 a. 38, 61, 109; 2003 a. 33, 50, 326.

23 **SECTION 104. 51.35 (6) (a) of the statutes is amended to read:**

1 51.35 (6) (a) When the department has notice that any person other than a
2 prisoner is entitled to receive care and treatment in a U.S. department of veterans
3 affairs facility, the person may petition the department of health and family services
4 for a transfer to such facility, and that department may procure admission to such
5 the facility in accordance with s. 45.30.

History: 1975 c. 430 ss. 18, 81; 1977 c. 26, 29, 428; 1979 c. 110 s. 60 (1); 1981 c. 74 s. 2; 1981 c. 314 s. 144; 1983 a. 27, 441, 474; 1985 a. 29, 176, 332; 1987 a. 366, 403;
1989 a. 31, 56, 107; 1991 a. 39; 1993 a. 451; 1995 a. 27 ss. 3258m, 3259m, 9126 (19); 1995 a. 77, 292; 1997 a. 35; 1999 a. 9; 2001 a. 16 ss. 1967f to 1967j, 4034zi; 2003 a. 33.

6 **SECTION 105.** 51.45 (13) (h) of the statutes is amended to read:

7 51.45 (13) (h) A person committed under this subsection shall remain in the
8 custody of the county department for treatment for a period set by the court, but not
9 to exceed 90 days. During this period of commitment the county department may
10 transfer the person from one approved public treatment facility or program to
11 another as provided in par. (k). If the person is a veteran, as defined in s. 45.01 (11),
12 the county department shall contact the U.S. department of veterans affairs to
13 determine if the veteran is eligible for treatment at a U.S. department of veterans
14 affairs facility. If the veteran is eligible for that treatment, the county department
15 may transfer the person to that facility if the U.S. department of veterans affairs
16 approves that transfer. At the end of the period set by the court, the person shall be
17 discharged automatically unless the county department before expiration of the
18 period obtains a court order for recommitment upon the grounds set forth in par. (a)
19 for a further period not to exceed 6 months. If after examination it is determined that
20 the person is likely to inflict physical harm on himself or herself or on another, the
21 county department shall apply for recommitment. Only one recommitment order
22 under this paragraph is permitted.

History: 1973 c. 198; 1975 c. 200, 428; 1975 c. 430 s. 80; 1977 c. 29; 1977 c. 187 ss. 44, 134, 135; 1977 c. 203 s. 106; 1977 c. 428; 1977 c. 449 s. 497; Sup. Ct. Order, 83
Wis. 2d xiii (1987); 1979 c. 32 s. 92 (11); Sup. Ct. Order, eff. 1–1–80; 1979 c. 221 ss. 417, 2200 (20); 1979 c. 300, 331, 356; 1981 c. 20; 1981 c. 79 s. 17; 1981 c. 289, 314; 1983
a. 27 ss. 1116 to 1121, 2202 (20); 1985 a. 29 s. 3202 (56); 1985 a. 139; 1985 a. 176 ss. 533 to 556, 615; 1985 a. 265; 1985 a. 332 s. 251 (1); 1987 a. 339, 366; 1989 a. 31, 336,
359; 1991 a. 39; 1993 a. 16, 27, 213, 451, 490; 1995 a. 27 ss. 3268, 3269, 9145 (1); 1995 a. 77, 225; 1997 a. 27, 35, 237; 1999 a. 9; 2001 a. 61.

23 **SECTION 106.** 59.52 (16) (b) (title) of the statutes is amended to read:

1 **59.52 (16) (b) (title)** *County veterans' veterans housing.*

History: 1995 a. 201 ss. 104, 111 to 115, 117 to 122, 124, 127, 134, 139, 140, 157, 174, 181, 185, 186, 190, 238, 242, 252 to 256, 354, 356 to 360, 414 to 419, 432; 1995 a. 225 s. 135; 1997 a. 35, 237; 1999 a. 9, 83; 1999 a. 150 s. 672; 2001 a. 16, 104.

2 **SECTION 107. 59.52 (16) (b) 2.** of the statutes is amended to read:

3 **59.52 (16) (b) 2.** In case of a joint school district, computation shall be made on
4 the basis of the valuation of the several municipalities in which the school district
5 lies. If school buildings are inadequate to accommodate the additional school
6 population resulting from the county veterans' veterans housing program, and the
7 school district cannot legally finance the necessary increased facilities, the board
8 may appropriate money and grant assistance to the school district but the assistance
9 shall be used solely to finance the purchase of land and the erection and equipment
10 of the necessary additional facilities.

History: 1995 a. 201 ss. 104, 111 to 115, 117 to 122, 124, 127, 134, 139, 140, 157, 174, 181, 185, 186, 190, 238, 242, 252 to 256, 354, 356 to 360, 414 to 419, 432; 1995 a. 225 s. 135; 1997 a. 35, 237; 1999 a. 9, 83; 1999 a. 150 s. 672; 2001 a. 16, 104.

11 **SECTION 108. 59.535 (1) (a)** of the statutes is amended to read:

12 **59.535 (1) (a)** In this subsection, “veteran” has the meaning given in s. ~~45.37~~
13 ~~(1a) 45.01 (11), and includes a person under s. 45.51 (2) (a) 2.~~

***NOTE: Sections 49.19 (9), 59.535 (1) (a), and 188.26 currently reference the definition of “veteran” in the section of the statutes that relates to the Wisconsin veterans home. Can these be changed to just refer to the general definition of “veteran” in 45.01?

***NOTE: I changed this slightly. OK?

History: 1995 a. 201 ss. 123, 135, 141, 365, 385.

14 **SECTION 109. 59.535 (4)** of the statutes is amended to read:

15 **59.535 (4) SERVICE OFFICER AND COMMISSION.** The board may appropriate funds
16 for the execution of the duties of the county veterans' veterans service officer and the
17 county veterans' veterans service commission.

History: 1995 a. 201 ss. 123, 135, 141, 365, 385.

18 **SECTION 110. 59.65** of the statutes is amended to read:

19 **59.65 Publication of financial report.** A board shall cause to be made out
20 and published in the county, as a class 1 notice, under ch. 985, immediately after its
21 annual meeting, a report of the receipts and expenditures of the immediately

1 preceding year and the accounts allowed. The board may waive the publication of
2 names of needy soldiers, sailors, marines and United States war veterans and the
3 amount of relief provided under s. ~~45.14 (2)~~ 45.81 (3) and shall publish in lieu thereof
4 the total disbursements thereunder.

History: 1985 a. 29 s. 3202 (56); 1995 a. 201 s. 434; Stats. 1995 s. 59.65.

5 **SECTION 111.** 66.0509 (title) of the statutes is amended to read:

6 **66.0509 (title) Civil service system; veterans' veterans preference.**

History: 1971 c. 152 s. 38; 1971 c. 154, 211; 1977 c. 196; 1983 a. 532; 1985 a. 225; 1991 a. 101; 1993 a. 246; 1999 a. 150 s. 310; Stats. 1999 s. 66.0509.

7 **SECTION 112.** 66.1201 (9) (x) of the statutes is amended to read:

8 **66.1201 (9) (x)** To, within its area of operation, either by itself or with the
9 department of veterans affairs, undertake and carry out studies and analyses of
10 veterans' veterans housing needs and meeting those needs and make the study
11 results available to the public, including the building, housing and supply industries.

History: 1973 c. 172; 1975 c. 94, 221, 350; 1977 c. 418; 1979 c. 89; 1979 c. 110 s. 60 (13); 1979 c. 221; 1981 c. 112, 190, 232; 1983 a. 24; 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 189, 444; 1987 a. 27, 163; 1991 a. 316; 1993 a. 172, 184, 268, 379; 1995 a. 27, 225; 1997 a. 35; 1999 a. 150 ss. 285, 383, 384, 386, 388; Stats. 1999 s. 66.1201; 2001 a. 103, 104.

12 **SECTION 113.** 67.015 of the statutes is amended to read:

13 **67.015 Housing authorities exempted.** This chapter shall not be applicable
14 to borrowing by housing authorities or county ~~veterans'~~ veterans housing authorities
15 under ss. 66.1201 to 66.1213.

History: 1999 a. 150 s. 672.

16 **SECTION 114.** 69.30 (1) (bm) of the statutes is amended to read:

17 **69.30 (1) (bm)** "Service office" has the meaning given in s. ~~45.36 (1) (c)~~ 45.04
18 (1) (b).

History: 1989 a. 313; 1991 a. 221, 269, 315; 1995 a. 27; 1997 a. 27; 1999 a. 9.

19 **SECTION 115.** 69.30 (2) of the statutes is amended to read:

20 **69.30 (2)** A financial institution, state agency, county department, Wisconsin
21 works agency, service office or family care district or an employee of a financial
22 institution, state agency, county department, Wisconsin works agency, service office
23 or family care district is not subject to s. 69.24 (1) (a) for copying a certified copy of

1 a vital record for use by the financial institution, state agency, county department,
2 Wisconsin works agency, service office or family care district, including use under s.
3 ~~45.36 (4m)~~ 45.04 (5), if the copy is marked “FOR ADMINISTRATIVE USE”.

History: 1989 a. 313; 1991 a. 221, 269, 315; 1995 a. 27; 1997 a. 27; 1999 a. 9.

4 **SECTION 116.** 70.11 (1) of the statutes is amended to read:

5 **70.11 (1) PROPERTY OF THE STATE.** Property owned by this state except land
6 contracted to be sold by the state. This exemption shall not apply to land conveyed
7 after September, 1933, to this state or for its benefit while the grantor or others for
8 the grantor’s benefit are permitted to occupy the land or part thereof in consideration
9 for the conveyance; nor shall it apply to land devised to the state or for its benefit
10 while another person is permitted by the will to occupy the land or part thereof. This
11 exemption shall not apply to any property acquired by the department of veterans
12 affairs under s. ~~45.72 (5) and (7)~~ 45.32 (5) and (7) or to the property of insurers
13 undergoing rehabilitation or liquidation under ch. 645. Property exempt under this
14 subsection includes general property owned by the state and leased to a private,
15 nonprofit corporation that operates an Olympic ice training center, regardless of the
16 use of the leasehold income.

History: 1971 c. 152, 154, 312; 1973 c. 90; 1973 c. 333 s. 201m; 1973 c. 335 s. 13; 1975 c. 39; 1975 c. 94 s. 91 (10); 1975 c. 199; 1977 c. 29 ss. 745m, 1646 (3), 1647 (5),
(7); 1977 c. 83 s. 26; 1977 c. 273, 282, 391, 418, 447; 1979 c. 34 s. 2102 (39) (g); 1979 c. 221, 225; 1979 c. 310 s. 12; 1981 c. 20; 1983 a. 27 ss. 1177, 1178, 1179f; 1983 a. 189
s. 329 (16); 1983 a. 201, 327; 1985 a. 26, 29, 316, 332; 1987 a. 10, 27, 395, 399; 1987 a. 403 s. 256; 1989 a. 25, 31, 307; 1991 a. 37, 39, 269; 1993 a. 263, 307, 399, 490; 1995
a. 27 ss. 3344 to 3348m, 9126 (19); 1995 a. 201, 227, 247, 366; 1997 a. 27, 35, 134, 147, 164, 184, 237; 1999 a. 9, 32, 63, 65; 1999 a. 150 ss. 624, 672; 1999 a. 167, 185; 2001
a. 16, 38, 59, 103; 2003 a. 195, 291.

17 **SECTION 117.** 70.11 (3a) of the statutes is amended to read:

18 **70.11 (3a) BUILDINGS AT THE WISCONSIN VETERANS HOME AT KING OR IN**
19 **~~SOUTHEASTERN WISCONSIN HOMES.~~** All buildings, equipment and leasehold interests
20 in lands described in s. ~~45.38~~ 45.03 (5).

History: 1971 c. 152, 154, 312; 1973 c. 90; 1973 c. 333 s. 201m; 1973 c. 335 s. 13; 1975 c. 39; 1975 c. 94 s. 91 (10); 1975 c. 199; 1977 c. 29 ss. 745m, 1646 (3), 1647 (5),
(7); 1977 c. 83 s. 26; 1977 c. 273, 282, 391, 418, 447; 1979 c. 34 s. 2102 (39) (g); 1979 c. 221, 225; 1979 c. 310 s. 12; 1981 c. 20; 1983 a. 27 ss. 1177, 1178, 1179f; 1983 a. 189
s. 329 (16); 1983 a. 201, 327; 1985 a. 26, 29, 316, 332; 1987 a. 10, 27, 395, 399; 1987 a. 403 s. 256; 1989 a. 25, 31, 307; 1991 a. 37, 39, 269; 1993 a. 263, 307, 399, 490; 1995
a. 27 ss. 3344 to 3348m, 9126 (19); 1995 a. 201, 227, 247, 366; 1997 a. 27, 35, 134, 147, 164, 184, 237; 1999 a. 9, 32, 63, 65; 1999 a. 150 ss. 624, 672; 1999 a. 167, 185; 2001
a. 16, 38, 59, 103; 2003 a. 195, 291.

21 **SECTION 118.** 70.11 (9) of the statutes is amended to read:

1 70.11 (9) MEMORIALS. All memorial halls and the real estate upon which the
2 same are located, owned and occupied by any organization of United States war
3 veterans organized pursuant to act of congress and domesticated in this state
4 pursuant to the laws of this state, containing permanent memorial tablets with the
5 names of former residents of any given town, village, city or county who lost their
6 lives in the military or naval service of the state or the United States in any war
7 inscribed thereon, and all personal property owned by such organizations, and all
8 buildings erected, purchased or maintained by any county, city, town or village as
9 memorials under s. ~~45.05~~ or ~~45.055~~ 45.72. The renting of such halls or buildings for
10 public purposes shall not render them taxable, provided that all income derived
11 therefrom be used for the upkeep and maintenance thereof. Where such hall or
12 building is used in part for exempt purposes and in part for pecuniary profit, it shall
13 be assessed for taxation to the extent of such use for pecuniary profit as provided in
14 s. 70.1105 (1).

History: 1971 c. 152, 154, 312; 1973 c. 90; 1973 c. 333 s. 201m; 1973 c. 335 s. 13; 1975 c. 39; 1975 c. 94 s. 91 (10); 1975 c. 199; 1977 c. 29 ss. 745m, 1646 (3), 1647 (5), (7); 1977 c. 83 s. 26; 1977 c. 273, 282, 391, 418, 447; 1979 c. 34 s. 2102 (39) (g); 1979 c. 221, 225; 1979 c. 310 s. 12; 1981 c. 20; 1983 a. 27 ss. 1177, 1178, 1179f; 1983 a. 189 s. 329 (16); 1983 a. 201, 327; 1985 a. 26, 29, 316, 332; 1987 a. 10, 27, 395, 399; 1987 a. 403 s. 256; 1989 a. 25, 31, 307; 1991 a. 37, 39, 269; 1993 a. 263, 307, 399, 490; 1995 a. 27 ss. 3344 to 3348m, 9126 (19); 1995 a. 201, 227, 247, 366; 1997 a. 27, 35, 134, 147, 164, 184, 237; 1999 a. 9, 32, 63, 65; 1999 a. 150 ss. 624, 672; 1999 a. 167, 185; 2001 a. 16, 38, 59, 103; 2003 a. 195, 291.

15 **SECTION 119.** 71.05 (6) (b) 28. (intro.) of the statutes is amended to read:

16 71.05 (6) (b) 28. (intro.) An amount paid by a claimant for tuition expenses for
17 a student who is the claimant or who is the claimant's child and the claimant's
18 dependent who is claimed under section 151 (c) of the Internal Revenue Code, to
19 attend any university, college, technical college or a school approved under s. ~~45.54~~
20 39.90, that is located in Wisconsin or to attend a public vocational school or public
21 institution of higher education in Minnesota under the Minnesota–Wisconsin
22 reciprocity agreement under s. 39.47, calculated as follows:

23 **SECTION 120.** 86.03 (4) of the statutes is amended to read:

1 **86.03 (4)** CUTTING OR INJURING TREES ON HIGHWAY. No person shall cut down,
2 break, girdle, bruise the bark, or in any other manner injure, or allow any animal
3 under that person's control to injure, any public or private trees, shrubs, or hedges
4 growing within the highway, except as the owner thereof or the public authority
5 maintaining the highway may cut down, trim and remove trees, shrubs, and hedges
6 for the purpose of and conducing to the benefit and improvement of the owner's land
7 or the highway facility, subject to sub. (7).

History: 1991 a. 316; 1993 a. 490; 2001 a. 107.

8 **SECTION 121.** 86.03 (6) of the statutes is amended to read:

9 **86.03 (6)** FINES. Any Except as provided in sub. (7), any person violating any
10 of the provisions of this section shall be deemed guilty of a misdemeanor and upon
11 conviction thereof shall be punished by a fine not to exceed \$25 for each tree or shrub
12 damaged, felled or destroyed.

History: 1991 a. 316; 1993 a. 490; 2001 a. 107.

13 **SECTION 122.** 86.03 (7) of the statutes is created to read:

14 **86.03 (7)** No person may cut or trim any tree planted along any federal or state
15 trunk highway as a memorial to the men and women who served in the armed forces
16 of the United States in time of war, without the written permission of the
17 department. Violations of this section shall be punishable by a fine of not less than
18 \$10 nor more than \$200 or by imprisonment for not more than 30 days or both.
19 Nothing in this section shall interfere with the rights of abutting property owners
20 in those trees.

21 **SECTION 123.** 120.13 (37) (a) 3. of the statutes is amended to read:

22 **120.13 (37) (a) 3.** Left high school before receiving a high school diploma to join
23 the U.S. armed forces during a war period under s. ~~45.001 (5)~~ 45.01 (13).

History: 1973 c. 94, 290; 1975 c. 115, 321; 1977 c. 206, 211, 418, 429; 1979 c. 20, 202, 221, 301, 355; 1981 c. 96, 314, 335; 1983 a. 27, 193, 207, 339, 370, 518, 538; 1985 a. 29 ss. 1725e to 1726m, 1731; 1985 a. 101, 135, 211; 1985 a. 218 ss. 12, 13, 22; 1985 a. 332; 1987 a. 88, 187; 1989 a. 31, 201, 336, 359; 1991 a. 39, 226, 269; 1993 a. 16, 27,

284, 334, 399, 450, 481, 491; 1995 a. 27 ss. 4024, 9126 (19), 9145 (1); 1995 a. 29, 32, 33, 65, 75, 225, 235, 289, 439; 1997 a. 27, 155, 164, 191, 237, 335; 1999 a. 9, 19, 73, 83, 115, 128; 1999 a. 150 s. 672; 1999 a. 186; 2001 a. 38, 98, 103, 105; 2003 a. 254.

1 **SECTION 124.** 125.14 (2) (e) of the statutes is amended to read:

2 125.14 (2) (e) *Disposal.* The department shall dispose of the alcohol beverages
3 turned over to it by the court by either giving it to law enforcement agencies free of
4 charge for use in criminal investigations, giving it to state–operated veterans’
5 hospitals in amounts needed for medicinal purposes, selling it to the highest bidder
6 if the bidder is a person holding a license or permit issued under this chapter, or
7 destroying it, at the discretion of the department. If the department elects to sell the
8 alcohol beverages, it shall publish a class 2 notice under ch. 985 asking for sealed bids
9 from qualified bidders. Any items or groups of items in the inventory subject to a
10 security interest, the existence of which was established in the proceedings for
11 conviction as being bona fide and as having been created without the secured party
12 having notice that the items were being used or were to be used in connection with
13 the violation, shall be sold separately. The net proceeds from the sale, less all costs
14 of seizure, storage, and sale, shall be turned over to the secretary of administration
15 and credited to the common school fund.

***NOTE: Should the reference to “state–operated veterans hospitals” be changed?

History: 1981 c. 79; 1989 a. 253; 1997 a. 291; 2003 a. 33.

16 **SECTION 125.** 125.26 (6) of the statutes is amended to read:

17 125.26 (6) Temporary Class “B” licenses may be issued to bona fide clubs, to
18 county or local fair associations or agricultural societies, to churches, lodges or
19 societies that have been in existence for at least 6 months before the date of
20 application and to posts of ~~veterans’~~ veterans organizations authorizing the sale of
21 fermented malt beverages at a particular picnic or similar gathering, at a meeting
22 of the post, or during a fair conducted by the fair association or agricultural society.
23 The amount of the fee for the license shall be determined by the municipal governing

1 body issuing the license but may not exceed \$10. An official or body authorized by
2 a municipal governing body to issue temporary Class “B” licenses may, upon
3 issuance of any temporary Class “B” license, authorize the licensee to permit
4 underage persons to be on the premises for which the license is issued. A license
5 issued to a county or district fair licenses the entire fairgrounds where the fair is
6 being conducted and all persons engaging in retail sales of fermented malt beverages
7 from leased stands on the fairgrounds. The county or district fair to which the license
8 is issued may lease stands on the fairgrounds to persons who may engage in retail
9 sales of fermented malt beverages from the stands while the fair is being held. A
10 municipal governing body may issue a temporary Class “B” license for premises that
11 are covered by a “Class B” permit issued under s. 125.51 (5) (b) 2. if the applicant
12 meets the requirements of this subsection.

History: 1981 c. 79; 1985 a. 302; 1987 a. 249, 399; 1989 a. 253; 1991 a. 269; 1993 a. 112, 378; 1995 a. 282; 1999 a. 9; 1999 a. 150 s. 672.

13 **SECTION 126.** 125.51 (10) of the statutes is amended to read:

14 125.51 (10) TEMPORARY LICENSES. Notwithstanding s. 125.68 (3), temporary
15 “Class B” licenses may be issued to bona fide clubs, to county or local fair associations
16 or agricultural societies, to churches, lodges or societies that have been in existence
17 for at least 6 months before the date of application and to posts of veterans’
18 organizations authorizing the sale of wine in an original package, container or bottle
19 or by the glass if the wine is dispensed directly from an original package, container
20 or bottle at a particular picnic or similar gathering, at a meeting of the post, or during
21 a fair conducted by the fair association or agricultural society. The amount of the fee
22 for the license shall be \$10, except that no fee may be charged to a person who at the
23 same time applies for a temporary Class “B” license under s. 125.26 (6) for the same
24 event. A license issued to a county or district fair licenses the entire fairgrounds

1 where the fair is being conducted and all persons engaging in retail sales of wine from
2 leased stands on the fairgrounds. The county or district fair to which the license is
3 issued may lease stands on the fairgrounds to persons who may engage in retail sales
4 of wine from the stands while the fair is being held. Not more than 2 licenses may
5 be issued under this subsection to any club, county or local fair association,
6 agricultural association, church, lodge, society or ~~veterans'~~ veterans post in any
7 12-month period.

History: 1981 c. 79, 202, 220; 1983 a. 27 ss. 1489c, 2202 (38); 1983 a. 250, 516; 1985 a. 74, 239, 302; 1987 a. 27, 91, 103, 249, 354, 399; 1989 a. 16, 30, 31, 252, 253, 359;
1991 a. 39; 1993 a. 112; 1995 a. 27; 1997 a. 27, 41, 248, 259; 1999 a. 9, 185; 2001 a. 16, 49; 2003 a. 124.

8 **SECTION 127.** 132.16 (1) (a) of the statutes is amended to read:

9 132.16 (1) (a) “Organization” means any association, lodge, order, fraternal
10 society, beneficial association, or fraternal and beneficial society or association;
11 historical, military, or ~~veterans'~~ veterans organization; labor union; foundation;
12 federation; or any other society, organization, or association, degree, branch,
13 subordinate lodge, or auxiliary thereof, whether incorporated or unincorporated, the
14 principles and activities of which are not repugnant to the constitution and laws of
15 the United States or of this state.

History: 1985 a. 135 s. 83 (4); 1991 a. 189; 1993 a. 482; 2001 a. 107.

16 **SECTION 128.** 139.31 (3) of the statutes is amended to read:

17 139.31 (3) Cigarettes sold to post exchanges of the armed forces of the United
18 States and to federally or state operated veterans hospitals in this state and
19 cigarettes sold to an interstate carrier of passengers for hire to be resold to bona fide
20 passengers actually being transported and cigarettes sold for shipment outside this
21 state in interstate commerce are not subject to the tax.

****NOTE: Should the reference to “state-operated veterans hospitals” be changed
to a “hospital operated by the state department of veterans affairs under s. 45.50 (10)”?

History: 1971 c. 125; 1981 c. 20, 317, 390; 1983 a. 2, 27; 1985 a. 29; 1987 a. 27; 1991 a. 269; 1995 a. 27; 1997 a. 27; 2001 a. 16.

22 **SECTION 129.** 139.76 (2) of the statutes is amended to read:

1 139.76 (2) Tobacco products sold to or by post exchanges of the U.S. armed
2 forces, to or by federally or state-operated veterans hospitals in this state, and
3 tobacco products sold to an interstate carrier of passengers for hire to be resold to
4 bona fide passengers actually being transported and tobacco products sold for
5 shipment outside this state in interstate commerce are not subject to the tax.

****NOTE: Should the reference to “state-operated veterans hospitals” be changed?

History: 1981 c. 20; 1983 a. 27; 1989 a. 56; 1999 a. 9; 2001 a. 16.

6 **SECTION 130.** 146.997 (1) (c) of the statutes is amended to read:

7 146.997 (1) (c) “Health care facility” means a facility, as defined in s. 647.01 (4),
8 or any hospital, nursing home, community-based residential facility, county home,
9 county infirmary, county hospital, county mental health complex or other place
10 licensed or approved by the department of health and family services under s. 49.70,
11 49.71, 49.72, 50.03, 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05,
12 51.06, 233.40, 233.41, 233.42 or 252.10.

History: 1999 a. 176, 186; 2001 a. 38, 70, 74, 89, 105; 2003 a. 33.

13 **SECTION 131.** 150.31 (5m) of the statutes is amended to read:

14 150.31 (5m) The department shall decrease the statewide bed limit specified
15 in sub. (1) to account for any reduction in the approved bed capacity of ~~the nursing~~
16 ~~home operated at the Wisconsin Veterans Home at King or at the nursing care a~~
17 skilled nursing facility operated by the department of veterans affairs under s.
18 ~~45.385~~ 45.50 (1), as specified in s. ~~45.375 (2)~~ 45.50 (10).

History: 1983 a. 27; 1985 a. 29; 1987 a. 27; 1989 a. 336; 1995 a. 20, 27; 1997 a. 13, 27, 36, 237, 252; 1999 a. 63.

19 **SECTION 132.** 150.46 (1) of the statutes is amended to read:

20 150.46 (1) This subchapter does not apply to ~~the Wisconsin Veterans Home at~~
21 ~~King or to the nursing care facility a Wisconsin veterans home~~ operated by the
22 department of veterans affairs under s. ~~45.385~~ 45.50.

History: 1991 a. 120; 1993 a. 16; 1999 a. 9, 63.

23 **SECTION 133.** 150.46 (3) of the statutes is amended to read:

1 150.46 (3) This subchapter does not apply to the nursing care facility a
2 Wisconsin veterans home operated by the department of veterans affairs under s.
3 ~~45.385~~ 45.50.

***NOTE: This subsection can be repealed since it is now the same as s. 150.46 (1).

History: 1991 a. 120; 1993 a. 16; 1999 a. 9, 63.

4 **SECTION 134.** 150.84 (2) of the statutes is amended to read:

5 150.84 (2) “Health care facility” means a facility, as defined in s. 647.01 (4), or
6 any hospital, nursing home, community-based residential facility, county home,
7 county infirmary, county hospital, county mental health center or other place
8 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,
9 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, 233.40, 233.41,
10 233.42 or 252.10.

History: 1991 a. 250; 1993 a. 27; 1995 a. 27; 1997 a. 35; 1999 a. 9.

11 **SECTION 135.** 150.93 (5) of the statutes is amended to read:

12 150.93 (5) This section does not apply to a hospital established under s. ~~45.375~~
13 ~~(1)~~ 45.50 (10).

History: 1991 a. 250; 1995 a. 20, 27.

14 **SECTION 136.** 150.95 (2) of the statutes is amended to read:

15 150.95 (2) This section does not apply to a hospital established under s. ~~45.375~~
16 ~~(1)~~ 45.50 (10).

History: 1991 a. 250; 1995 a. 20, 27.

17 **SECTION 137.** 155.01 (6) of the statutes is amended to read:

18 155.01 (6) “Health care facility” means a facility, as defined in s. 647.01 (4), or
19 any hospital, nursing home, community-based residential facility, county home,
20 county infirmary, county hospital, county mental health center or other place
21 licensed or approved by the department under s. 49.70, 49.71, 49.72, 50.02, 50.03,

1 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, 233.40, 233.41,
2 233.42 or 252.10.

History: 1989 a. 200; 1991 a. 281; 1993 a. 27, 105, 112, 490; 1995 a. 27 ss. 4395, 9126 (19); 1997 a. 35, 67; 1999 a. 9, 180; 2001 a. 70, 89, 105.

3 **SECTION 138.** 157.637 of the statutes is amended to read:

4 **157.637 Veteran burials.** A cemetery authority of a cemetery, other than a
5 cemetery that is affiliated with a religious society organized under ch. 187, may not
6 prohibit the burial, as defined in s. 157.061 (1), of the human remains of a person
7 specified in s. ~~45.358 (3) (a) to (g)~~ 45.61 (3) at the cemetery if the cemetery authority
8 is paid in its usual and customary manner for the burial.

History: 2003 a. 70.

9 **SECTION 139.** 182.028 of the statutes is amended to read:

10 **182.028 School corporations.** Any corporation formed for the establishment
11 and maintenance of schools, academies, seminaries, colleges, or universities, or for
12 the cultivation and practice of music shall have power to enact bylaws for the
13 protection of its property, and provide fines as liquidated damages upon its members
14 and patrons for violating the bylaws, and may collect the same in tort actions, and
15 to prescribe and regulate the courses of instruction therein, and to confer ~~such~~ the
16 degrees and grant ~~such~~ the diplomas as are usually conferred by similar institutions
17 or as shall be appropriate to the courses of instruction prescribed, except that no
18 corporation shall operate or advertise a school that is subject to s. ~~45.54 (10)~~ 39.90
19 (7) without complying with the requirements of s. ~~45.54~~ 39.90. Any stockholder may
20 transfer his or her stock to the corporation for its use; and if the written transfer so
21 provides the stock shall be perpetually held by the board of directors with all the
22 rights of a stockholder, including the right to vote.

23 **SECTION 140.** 186.113 (14) (a) of the statutes is amended to read:

1 186.113 (14) (a) Process applications, act as closing agent and service loans
2 made under s. ~~45.79~~ 45.37, with the approval of the department of veterans affairs.

History: 1971 c. 193; 1973 c. 12 s. 20; 1973 c. 208; 1973 c. 255 ss. 2, 3, 5; 1973 c. 336 s. 56; 1975 c. 345; 1977 c. 136, 342, 447; 1979 c. 121, 282; 1981 c. 5, 156, 319, 391; 1983 a. 368, 369; 1987 a. 403 s. 256; 1991 a. 221, 269; 1993 a. 112, 482; 1995 a. 27, 55, 151, 336; 1997 a. 35, 152; 2003 a. 63.

3 **SECTION 141.** 188.26 of the statutes is amended to read:

4 **188.26 Veterans; corporations.** Whenever any corporation is formed under
5 ch. 180 or 181 or this chapter for the purpose of assisting any veteran, as defined in
6 s. ~~45.37 (1a)~~ 45.01 (11), or a person under s. 45.51 (2) (a) 2, or operating social clubs
7 in which the name “veteran” appears, the department of financial institutions shall
8 investigate the same to ascertain the character thereof, and whether or not the same
9 has been procured by fraudulent representation or concealment of any material fact
10 relating to such veteran’s name, purpose, membership, organization, management
11 or control or other material fact. If the department of financial institutions so finds,
12 such findings, misrepresentation or concealment shall be reported to the attorney
13 general, and the attorney general shall bring an action to vacate or annul the
14 corporate charter.

****NOTE: Sections 49.19 (9), 59.535 (1) (a), and 188.26 currently reference the definition of “veteran” in the section of the statutes that relates to the Wisconsin veterans home. Can these be changed to just refer to the general definition of “veteran” in 45.01?

History: 1979 c. 32 s. 92 (6); 1983 a. 430; 1995 a. 27, 400.

15 **SECTION 142.** 215.21 (2) of the statutes is amended to read:

16 215.21 (2) LENDING AREA. Except for loans made under s. ~~45.79~~ 45.37, the
17 lending area of an association is limited to that area within a radius of 100 miles of
18 the association’s office.

History: 1971 c. 222; 1973 c. 205, 208; 1975 c. 11, 359; 1975 c. 371 s. 50; 1975 c. 387; 1977 c. 58, 140; 1979 c. 250, 287; 1981 c. 45; 1983 a. 36, 167; 1989 a. 103; 1991 a. 316; 1993 a. 213, 453, 482; 1995 a. 27, 104, 227, 417; 1997 a. 27, 283; 2001 a. 109.

19 **SECTION 143.** 224.71 (3) (b) 7. of the statutes is amended to read:

20 224.71 (3) (b) 7. The department of veterans affairs when administering the
21 veteran’s housing loan program under subch. ~~II~~ III of ch. 45.

History: 1987 a. 359; 1987 a. 403 s. 182; Stats. 1987 s. 440.71; 1989 a. 45; 1995 a. 27 s. 6590; Stats. 1995 s. 224.71; 1997 a. 27, 145; 2001 a. 16; 2003 a. 33, 260.

1 **SECTION 144.** 230.03 (14) (b) of the statutes is amended to read:

2 230.03 (14) (b) A person who served on active duty under honorable conditions
3 in the U.S. armed forces in Bosnia, Grenada, Lebanon, Panama, Somalia or a Middle
4 East crisis ~~under s. 45.34~~ as defined in s. 45.01 (10).

History: 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 24, 100; 1977 c. 418; 1981 c. 20, 26; 1983 a. 27 ss. 1604, 2200 (15); 1983 a. 409, 453, 538; 1987 a. 32; 1989 a. 31; 1991 a. 101, 147; 1993 a. 16, 254; 1995 a. 27, 255; 1997 a. 27; 1999 a. 65, 87; 2001 a. 16, 103; 2003 a. 33 ss. 2385 to 2387s, 9160.

5 **SECTION 145.** 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 in the U.S. armed forces for at least one day during a war period, as defined in s.
8 ~~45.001 (5)~~ 45.01 (13) or under section 1 of executive order 10957 dated
9 August 10, 1961.

History: 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 24, 100; 1977 c. 418; 1981 c. 20, 26; 1983 a. 27 ss. 1604, 2200 (15); 1983 a. 409, 453, 538; 1987 a. 32; 1989 a. 31; 1991 a. 101, 147; 1993 a. 16, 254; 1995 a. 27, 255; 1997 a. 27; 1999 a. 65, 87; 2001 a. 16, 103; 2003 a. 33 ss. 2385 to 2387s, 9160.

10 **SECTION 146.** 230.04 (17) of the statutes is created to read:

11 230.04 (17) The director shall resolve any dispute raised by a complaint filed
12 under s. 21.79 (1) (c).

13 **SECTION 147.** 230.08 (2) (xm) of the statutes is amended to read:

14 230.08 (2) (xm) The commandants of ~~the Wisconsin Veterans Home at King and~~
15 ~~the Southern Wisconsin Veterans Retirement Center~~ veterans homes in the
16 department of veterans affairs.

History: 1971 c. 40, 270; 1973 c. 333, 335; 1977 c. 29, 187; 1977 c. 196 ss. 34, 108, 130 (5); 1977 c. 272, 418, 449; Stats. 1977 s. 230.08; 1979 c. 34, 189, 221, 356, 361; 1981 c. 20, 347, 374; 1983 a. 27 ss. 1605o to 1609am, 2200 (15); 1983 a. 189 s. 329 (27); 1983 a. 371, 378; 1985 a. 29; 1987 a. 27, 119, 204, 354, 399, 403; 1989 a. 31, 107, 119, 122, 169, 208, 219, 336; 1991 a. 39, 250, 269; 1993 a. 16, 349, 399; 1995 a. 27 ss. 6245 to 6277m, 9126 (19), 9130 (4); 1995 a. 216; 1997 a. 3, 27, 179, 194, 237; 1999 a. 9, 42, 87, 186; 2001 a. 16, 19, 109; 2003 a. 33 ss. 2392 to 2407b, 9160; 2003 a. 91, 326.

17 **SECTION 148.** 230.315 (1) (c) of the statutes is amended to read:

18 230.315 (1) (c) The employee has received a military leave of absence under s.
19 230.32 (3) (a) or 230.35 (3), under a collective bargaining agreement under subch. V
20 of ch. 111, or under rules promulgated by the office of employment relations or is
21 eligible for reemployment with the state under s. ~~45.50~~ 21.79 after completion of his
22 or her service in the U.S. armed forces.

History: 2003 a. 162.

1 **SECTION 149.** 230.36 (1m) (b) 1. (intro.) of the statutes is amended to read:

2 230.36 **(1m)** (b) 1. (intro.) A forest ranger or field employee of the department
3 of natural resources who is subject to call for forest fire control duty or fire watcher
4 employed at ~~the Wisconsin Veterans Home at King or at the facilities a Wisconsin~~
5 veterans home operated by the department of veterans affairs under s. ~~45.385~~ 45.50,
6 and lifeguard, at all times while:

***NOTE: Can the “fire watcher” language be eliminated?

History: 1971 c. 164, 270; 1973 c. 333 s. 201m; 1975 c. 39, 189, 199, 224, 422; 1977 c. 26; 1977 c. 196 ss. 57, 119, 130 (4); 1977 c. 418 ss. 728, 729, 924 (50); 1977 c. 447 ss. 146, 206; Stats. 1977 s. 230.36; 1979 c. 32; 1979 c. 221 ss. 745, 746, 2202 (15); 1985 a. 29, 135; 1987 a. 27, 83; 1989 a. 31; 1993 a. 98, 215, 491; 1995 a. 27, 77; 1997 a. 283; 1999 a. 63, 85, 186; 2001 a. 16, 103, 104; 2003 a. 83.

7 **SECTION 150.** 234.03 (13m) of the statutes is amended to read:

8 234.03 **(13m)** To purchase and enter into commitments for the purchase of
9 veterans housing loans made pursuant to s. ~~45.79~~ 45.37.

History: 1971 c. 287; 1973 c. 208, 333; 1975 c. 221; 1977 c. 418; 1981 c. 349 ss. 12, 32; 1983 a. 27 ss. 1622e to 1622m, 2202 (20); 1983 a. 81; 1983 a. 83 ss. 7, 8, 22; 1983 a. 192; 1985 a. 29 ss. 2242, 3200 (28); 1985 a. 334; 1987 a. 27, 399; 1993 a. 16, 112, 437; 1997 a. 27.

10 **SECTION 151.** 234.40 (1) of the statutes is amended to read:

11 234.40 **(1)** The authority shall issue its negotiable bonds in such principal
12 amount and length of maturity as to provide sufficient funds for veterans housing
13 loans to be made pursuant to s. ~~45.79~~ 45.37.

History: 1973 c. 208, 333; 1975 c. 26; 1977 c. 418; 1979 c. 102; 1981 c. 349 s. 32; 1983 a. 27 s. 2202 (20); 1983 a. 81 s. 13; 1983 a. 83 s. 22; 1983 a. 192; 1985 a. 29 s. 3202 (28); 1985 a. 334; 1993 a. 437; 1997 a. 27.

14 **SECTION 152.** 234.40 (3) of the statutes is amended to read:

15 234.40 **(3)** It is the intent of the legislature that the authority be used to finance
16 the veterans housing program. Nothing in this chapter shall be construed to
17 supersede the powers vested by subch. ~~II~~ III of ch. 45 in the department of veterans
18 affairs for carrying out program responsibilities for which debt has been incurred by
19 the authority.

History: 1973 c. 208, 333; 1975 c. 26; 1977 c. 418; 1979 c. 102; 1981 c. 349 s. 32; 1983 a. 27 s. 2202 (20); 1983 a. 81 s. 13; 1983 a. 83 s. 22; 1983 a. 192; 1985 a. 29 s. 3202 (28); 1985 a. 334; 1993 a. 437; 1997 a. 27.

20 **SECTION 153.** 234.41 (1) of the statutes is amended to read:

1 234.41 (1) There is established under the jurisdiction of the authority a
2 veterans housing loan fund. All moneys resulting from the sale of bonds for the
3 purpose of veterans housing pursuant to s. 45.79 45.37, unless credited to the
4 veterans capital reserve fund, shall be credited to the fund.

History: 1973 c. 208, 333, 336; 1991 a. 39.

5 **SECTION 154.** 234.41 (2) of the statutes is amended to read:

6 234.41 (2) The authority shall use moneys in the fund for the purpose of
7 purchasing loans representing veterans housing loans pursuant to s. 45.79 45.37.
8 All disbursements of funds under this section for purchasing mortgage loans shall
9 be made payable to authorized lenders as defined in s. 45.71 (2) 45.31 (3) and eligible
10 persons as defined in s. 45.71 (6) 45.31 (7).

History: 1973 c. 208, 333, 336; 1991 a. 39.

11 **SECTION 155.** 234.60 (3) (a) of the statutes is amended to read:

12 234.60 (3) (a) The authority may not have outstanding at any time in aggregate
13 principal amount of bonds or notes issued under this section before January 1, 1983
14 more than \$150,000,000 less not more than \$50,000,000 in aggregate principal
15 amount of revenue obligations issued subject to s. 45.79 (6) (c) 45.37 (6) (c) on or after
16 May 8, 1982 and before November 1, 1982.

History: 1981 c. 349; 1983 a. 27 s. 2202 (20); 1983 a. 36 s. 96 (4); 1983 a. 81 s. 13; 1983 a. 82; 1983 a. 83 s. 22; 1983 a. 192; 1985 a. 29 ss. 2128 to 2131, 3202 (28); 1985 a. 78, 334; 1987 a. 27, 69; 1989 a. 31; 1993 a. 437; 1997 a. 27.

17 **SECTION 156.** 234.60 (3) (b) of the statutes is amended to read:

18 234.60 (3) (b) The authority may not have outstanding at any time in aggregate
19 principal amount of bonds or notes issued under this section from January 1, 1983,
20 to December 31, 1983, more than \$185,000,000 less not more than \$50,000,000 in
21 aggregate principal amount of revenue obligations issued subject to s. 45.79 (6) (c)
22 45.37 (6) (c) from January 1, 1983, to October 31, 1983.

History: 1981 c. 349; 1983 a. 27 s. 2202 (20); 1983 a. 36 s. 96 (4); 1983 a. 81 s. 13; 1983 a. 82; 1983 a. 83 s. 22; 1983 a. 192; 1985 a. 29 ss. 2128 to 2131, 3202 (28); 1985 a. 78, 334; 1987 a. 27, 69; 1989 a. 31; 1993 a. 437; 1997 a. 27.

23 **SECTION 157.** 252.14 (1) (d) of the statutes is amended to read:

1 252.14 (1) (d) “Inpatient health care facility” means a hospital, nursing home,
2 community–based residential facility, county home, county mental health complex
3 or other place licensed or approved by the department under s. 49.70, 49.71, 49.72,
4 50.02, 50.03, 50.35, 51.08 or 51.09 or a facility under s. ~~45.365~~ 45.50, 48.62, 51.05,
5 51.06, 233.40, 233.41, 233.42 or 252.10.

History: 1989 a. 201; 1991 a. 32, 39, 160, 189, 269, 315; 1993 a. 27 ss. 326 to 331; Stats. 1993 s. 252.14; 1993 a. 105, 190, 252, 443; 1993 a. 490 s. 143; 1993 a. 491, 495; 1995 a. 27 ss. 6322, 9145 (1); 1997 a. 27, 35, 67, 75, 175; 1999 a. 9, 32, 180; 2001 a. 70, 80, 89.

6 **SECTION 158.** 341.14 (6) (a) of the statutes is amended to read:

7 341.14 (6) (a) Upon application to register an automobile or a motor truck or
8 dual purpose farm truck that has a gross weight of not more than 8,000 pounds by
9 any person who was a member of any of the U.S. armed services and who was held
10 as a prisoner of war during ~~any of the conflicts described in s. 45.001 (5) a war period,~~
11 as defined in s. 45.01 (13), or while in service in Bosnia, Grenada, Lebanon, Panama,
12 Somalia, or a Middle East crisis under s. 45.34, as defined in s. 45.01 (10), and upon
13 submission of a statement from the U.S. department of veterans affairs certifying
14 that the person was a prisoner of war during ~~one of the conflicts described in s. 45.001~~
15 ~~(5) a war period, as defined in s. 45.01 (13), or while in service in Bosnia, Grenada,~~
16 Lebanon, Panama, Somalia, or a Middle East crisis under s. 45.34, as defined in s.
17 45.01 (10), the department shall issue to the person a special plate that is colored red,
18 white, and blue and that has the words “ex–prisoner of war” placed on the plate in
19 the manner designated by the department.

History: 1971 c. 164 s. 83; 1971 c. 299; 1975 c. 384, 417; 1977 c. 16; 1977 c. 29 ss. 1417, 1418, 1654 (7) (a), (e); 1977 c. 43, 183, 292, 418, 447; 1979 c. 236; 1981 c. 255; 1983 a. 227, 430, 511; 1985 a. 29, 55; 1985 a. 87 ss. 1, 5; 1985 a. 124, 202; 1985 a. 332 ss. 191, 251 (4); 1987 a. 19, 64, 112, 145, 315, 399, 403; 1989 a. 31, 54, 56, 137, 302, 304, 312, 359; 1991 a. 2, 39, 100, 240; 1993 a. 16, 291, 303, 415, 491; 1995 a. 147, 253, 255, 445; 1997 a. 27, 67, 252, 255; 1999 a. 9, 32, 80, 92, 167, 186; 2001 a. 16, 38, 103, 109; 2003 a. 83, 184.

20 **SECTION 159.** 341.26 (2) (g) of the statutes is amended to read:

1 341.26 (2) (g) A motor vehicle operated exclusively by a nationally chartered
2 war veterans' veterans organization and used only for the purpose of advertising the
3 organization.

History: 1971 c. 164 s. 83; 1971 c. 250; 1973 c. 200, 325, 333; 1975 c. 429; 1977 c. 23; 1977 c. 29 ss. 1431 to 1434, 1654 (7) (a); 1977 c. 145, 292, 418, 447; 1979 c. 32 ss. 69, 92 (1); 1979 c. 221; 1981 c. 20; 1983 a. 152, 175, 180, 192, 227, 270, 538; 1985 a. 120, 187; 1987 a. 106, 154, 216; 1987 a. 312 s. 17; 1987 a. 399, 403; 1989 a. 31; 1991 a. 39, 316; 1993 a. 64, 350; 1995 a. 338; 1997 a. 27, 237; 1999 a. 9, 80, 85, 142, 159; 2003 a. 321.

4 **SECTION 160.** 421.301 (6) of the statutes is amended to read:

5 421.301 (6) “Business day” means any calendar day except Saturday and
6 Sunday, and except the following business holidays: New Year’s Day, Martin Luther
7 King Jr.’s Birthday, Washington’s Birthday, Memorial Day, Independence Day, Labor
8 Day, Columbus Day, Veterans’ Veterans Day, Thanksgiving and Christmas.

History: 1971 c. 239; 1973 c. 3; 1975 c. 407; 1979 c. 10, 89; 1983 a. 7; 1991 a. 148, 316; 1993 a. 111, 112; 1995 a. 329; 1997 a. 302; 1999 a. 162; 2001 a. 10.

9 **SECTION 161.** 460.05 (1) (e) 1. of the statutes is amended to read:

10 460.05 (1) (e) 1. Graduated from a school of massage therapy or bodywork
11 approved by the educational approval board under s. 45.54 39.90 or completed
12 training program approved by the department under the rules promulgated under
13 s. 460.04 (2) (b).

14 **SECTION 162.** 563.11 (1) (intro.) of the statutes is amended to read:

15 563.11 (1) Any bona fide religious, charitable, service, fraternal or ~~veterans’~~
16 veterans organization or any organization, other than the state or any political
17 subdivision of the state, to which contributions are deductible for federal income tax
18 purposes or state income or franchise tax purposes, may apply to the department for
19 a license to conduct bingo. In this subsection, “service organization” includes all of
20 the following:

History: 1973 c. 156; 1989 a. 147; 1991 a. 39; 1991 a. 269 ss. 782bd, 782bh; Stats. 1991 s. 563.11.

21 **SECTION 163.** 565.10 (14) (a) (intro.) of the statutes is amended to read:

22 565.10 (14) (a) (intro.) In this subsection, “nonprofit organization” means a
23 religious, charitable, service, fraternal or ~~veterans’~~ veterans organization or any

1 organization, other than the state or a political subdivision of the state, to which
2 contributions are deductible for federal income tax purposes or state income or
3 franchise tax purposes, which meets all of the following criteria:

4 **History:** 1987 a. 119, 399; 1989 a. 172; 1991 a. 39, 269; 1993 a. 112; 1995 a. 27; 1997 a. 27; 1999 a. 9.

SECTION 164. 610.70 (1) (e) of the statutes is amended to read:

5 610.70 (1) (e) “Medical care institution” means a facility, as defined in s. 647.01
6 (4), or any hospital, nursing home, community–based residential facility, county
7 home, county infirmary, county hospital, county mental health center, adult family
8 home, assisted living facility, rural medical center, hospice or other place licensed,
9 certified or approved by the department of health and family services under s. 49.70,
10 49.71, 49.72, 50.02, 50.03, 50.032, 50.033, 50.034, 50.35, 50.52, 50.90, 51.04, 51.08,
11 or 51.09 or a facility under s. ~~45.365~~ 45.50, 51.05, 51.06, or 252.10 or under ch. 233,
12 or licensed or certified by a county department under s. 50.032 or 50.033.

13 **History:** 1997 a. 231; 1999 a. 9, 79.

SECTION 165. 812.30 (9) of the statutes is amended to read:

14 812.30 (9) “Need–based public assistance” means aid to families with
15 dependent children, relief funded by a relief block grant under ch. 49, relief provided
16 by counties under s. 59.53 (21), medical assistance, supplemental security income,
17 food stamps, or benefits received by veterans under s. ~~45.351 (1)~~ 45.40 (1) or under
18 38 USC 501 to 562.

19 **History:** 1993 a. 80; 1995 a. 27, 201; 2001 a. 61.

SECTION 166. 814.29 (1) (d) 1. of the statutes is amended to read:

20 814.29 (1) (d) 1. That the person is a recipient of means–tested public
21 assistance, including aid to families with dependent children, relief funded by a relief
22 block grant under ch. 49, relief provided by counties under s. 59.53 (21), medical

1 assistance, supplemental security income, food stamps or benefits received by
2 veterans under s. ~~45.351 (1)~~ 45.40 (1) or under 38 USC 501 to 562.

History: Sup. Ct. Order, 67 Wis. 2d 585, 761 (1975); Stats. 1975 s. 814.29; 1981 c. 317; 1983 a. 538; 1989 a. 31; Sup. Ct. Order No. 93-15, 179 Wis. 2d xxxi; 1993 a. 490; 1995 a. 27, 201; 1997 a. 133.

3 **SECTION 167.** 815.18 (13) (k) of the statutes is amended to read:

4 **815.18 (13) (k)** Veterans benefits exempt under s. ~~45.35 (8) (b)~~ 45.03 (8) (b).

History: 1971 c. 154, 172; 1971 c. 211 s. 126; 1971 c. 229 s. 14; Sup. Ct. Order, 67 Wis. 2d 585, 761 (1975); 1975 c. 94 s. 91 (3), (5); 1975 c. 199; 1975 c. 359 s. 51; Stats. 1975 s. 815.18; 1979 c. 110 s. 60 (4); 1979 c. 191, 265, 355; 1985 a. 37; 1989 a. 56, 278, 359; 1991 a. 39, 221; 1993 a. 112, 399, 491; 1995 a. 27, 403; 1997 a. 39; 1999 a. 9, 44; 1999 a. 150 s. 672; 1999 a. 162; 2001 a. 10; 2003 a. 138, 304.

5 **SECTION 168.** 851.09 of the statutes is amended to read:

6 **851.09 Heir.** “Heir” means any person, including the surviving spouse, who
7 is entitled under the statutes of intestate succession to an interest in property of a
8 decedent. The state is an heir of the decedent and a person interested under s. ~~45.37~~
9 ~~(10) and (11)~~ 45.51 (10) and (11) when the decedent was a member of the ~~Wisconsin~~
10 ~~Veterans Home at King or at the facilities~~ a Wisconsin veterans home operated by
11 the department of veterans affairs under s. ~~45.385~~ 45.50 at the time of the decedent’s
12 death.

History: 1973 c. 333 s. 201m; 1993 a. 486; 1999 a. 63.

13 **SECTION 169.** Subchapter II (title) of chapter 880 [precedes 880.60] of the
14 statutes is amended to read:

15 **CHAPTER 880**

16 **SUBCHAPTER II**

17 **UNIFORM VETERANS’ VETERANS GUARDIANSHIP ACT**

18 **SECTION 170.** 880.60 (title) of the statutes is amended to read:

19 **880.60 (title)** **United States uniform veterans’ veterans guardianship**
20 **act.**

History: 1971 c. 41 ss. 8, 12; Stats. 1971 s. 880.60; 1973 c. 284; 1973 c. 333 s. 201m; 1979 c. 89; 1983 a. 189; 1989 a. 56; 1993 a. 486; 1999 a. 63, 85.

21 **SECTION 171.** 880.60 (1) (a) of the statutes is amended to read:

