

CERTIFICATE

STATE OF WISCONSIN

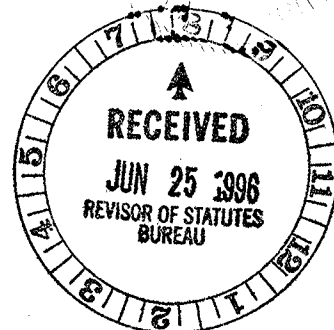
DEPARTMENT OF VETERANS AFFAIRS

I, Raymond G. Boland, Secretary of the Department of Veterans Affairs and custodian of the official records of said department do hereby certify that the annexed rules, relating to the establishment of fees for burial at state veterans cemeteries were duly approved and adopted by the Board of Veterans Affairs of the Department of Veterans Affairs.

I further certify that said copy has been compared by me with the original on file in this department and that the same is a true copy thereof, and of the whole of such original.

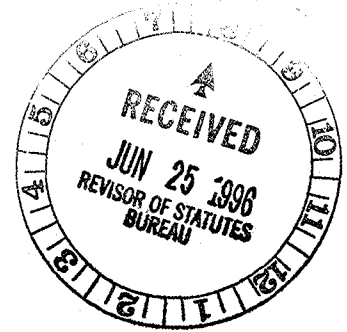
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Veterans Affairs at 30 W. Mifflin Street, in the city of Madison, Wisconsin this 20th day of June, 1996.

BY: Raymond G. Boland
Raymond G. Boland, Secretary



9-1-96

**ORDER OF THE
DEPARTMENT OF VETERANS AFFAIRS
CREATING RULES**



The Wisconsin Department of Veterans Affairs proposes an order to create Chapter VA 14, relating to the establishment of fees for burial at state veterans cemeteries.

Analysis Prepared by the Department of Veterans Affairs

Statutory Authority: ss. 45.35(3) and 45.358(3m), Stats.

Statutes Interpreted: ss. 45.358 and 45.37(15), Stats.

By creating Chapter VA 14 of the Wisconsin Administrative Code the department establishes fees for burial at veterans cemeteries in the state of Wisconsin. The rules establish a \$250 fee for the burial of a dependent child, a spouse or an unremarried surviving spouse who does not reside at the Wisconsin Veterans Home at the time of death. No burial fee will be charged to a veteran, a guard or reserve member who qualifies for burial in the cemetery under s.45.358, Stats. or a spouse or unremarried surviving spouse who dies while residing at the Wisconsin Veterans Home. In addition, if a funeral director does not provide and install an outer burial container, a charge will be assessed for a preset outer burial container for each burial. A lesser assessment would be made for the interment of cremains. The assessments would be based upon the department's costs for the service.

TEXT OF RULE

SECTION 1. Chapter VA 14 is created to read:

**CHAPTER VA 14
STATE VETERANS CEMETERIES**

VA 14.01 DEFINITIONS. In this chapter, the following terms shall have the designated meanings:

- (1) "Department" means the department of veterans affairs.
- (2) "Dependent child" has the meaning given in s.45.358(1)(a), Stats.
- (3) "Funeral director" has the meaning given in s.445.01(5), Stats.

- (4) "Guard or reserve member" has the meaning given in s.45.358(3)(f), Stats.
- (5) "Outer burial container" has the meaning given in s.157.061(11g), Stats.
- (6) "Veteran" has the meaning given in s.45.358(1)(b), Stats.
- (7) "Veterans cemetery" means a cemetery operated by the department under the authority of ss. 45.358 or 45.37, Stats.

VA 14.02 INTERMENT FEES AND ASSESSMENTS. (1) INTERMENT FEES. The department may assess the following fee for each interment at a veterans cemetery:


(a) No fee may be assessed for the interment of a veteran, guard or reserve member or a veteran's spouse or unremarried surviving spouse who resides at the Wisconsin veterans home at the time of death.

(b) A fee of \$250 may be assessed for the interment of a dependent child or a veteran's spouse or unremarried surviving spouse who does not reside at the Wisconsin veterans home at the time of death.

(2) ASSESSMENTS. The department may assess the funeral director involved in an interment the amount necessary to reimburse the department for the average cost of providing a columbarium niche, an in-ground container for the interment of cremains or of providing and installing an outer burial container, whichever is applicable. A funeral director may provide and install an outer burial container in lieu of paying that assessment.

The creation of the rules contained in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register as provided in s.227.22(2) (intro.), Stats.

Dated at Madison, Wisconsin May 9, 1996.


RAYMOND G. BOLAND, SECRETARY
STATE OF WISCONSIN
DEPARTMENT OF VETERANS AFFAIRS



VETERANS AFFAIRS

STATE OF WISCONSIN, DEPARTMENT OF VETERANS AFFAIRS

30 West Mifflin Street, P. O. Box 7843, Madison, WI 53707-7843
Tommy G. Thompson, Governor
Raymond G. Boland, Secretary

June 24, 1996

Revisor of Statutes Bureau
Gary L. Poulson, Deputy Revisor
131 W. Wilson Street, Suite 800
Madison WI 53703-3233

Re: Publication of Clearinghouse Rule 96-046

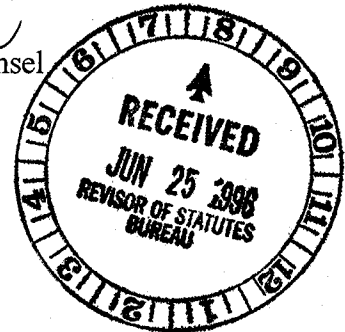
Dear Mr. Poulson:

I have enclosed for filing certified and uncertified copies of the rule identified above for publication in the administrative register. I would appreciate publication of the rule in the end of the month register for August 1996.

I have filed a certified copy of the rule with the secretary of state on this date.

Sincerely,

John Rosinski, Chief Legal Counsel
Department of Veterans Affairs



Enclosure