



## 2003 ASSEMBLY BILL 289

April 23, 2003 - Introduced by Representatives GUNDRUM, BLACK, STONE, KESTELL, NASS, M. LEHMAN, LEMAHIEU, HINES, OTT, ALBERS, JESKEWITZ, PETTIS and FREESE, cosponsored by Senator WELCH. Referred to Committee on State Affairs.

1     **AN ACT to amend** 13.94 (1) (eg), 14.035 (title), 15.103 (1m), 20.143 (1) (ig) (title),  
2           20.143 (1) (kg), 20.143 (1) (kj) (title), 20.215 (1) (km) (title), 20.380 (1) (kg) (title),  
3           20.445 (1) (kt) (title), 20.445 (7) (kd) (title), 20.455 (2) (g), 20.455 (2) (gc) (title),  
4           20.455 (2) (r), 20.485 (2) (kt) (title), 20.505 (5) (ka), 20.505 (8) (title), 20.505 (8)  
5           (h) (title), 20.505 (8) (hm) (intro.), 20.566 (2) (am), 20.566 (2) (r), 20.835 (2) (ka)  
6           (title), 20.835 (3) (q) (title), 20.835 (3) (r) (title), 20.835 (3) (s), 20.923 (6) (aL),  
7           25.75 (3) (f) (title), 79.10 (1m) (b), 79.10 (2), 79.10 (5) (title), 79.10 (7m) (b) (title),  
8           79.10 (7r) (a) 1., 79.10 (7r) (a) 2., 79.10 (9) (bm), 79.10 (9) (c) 1., 79.10 (10) (title),  
9           79.10 (10) (a), 79.10 (10) (bm) 1., 79.10 (10) (bm) 2., 79.10 (11) (title), 79.10 (11)  
10          (b), 79.10 (11) (c), 79.11 (3) (b), 165.25 (3r), 230.08 (2) (xe), 230.30 (2), 560.137  
11          (title), 560.138 (title), 560.875 (2) (d), 562.01 (1), 562.01 (4m), 562.017 (5),  
12          562.02 (2) (b), 562.025 (1) (intro.), 562.03 (1) (a), 562.045 (intro.), 563.03 (5m),  
13          563.05 (5) (intro.), 563.051 (5), 564.02 (1) (ag), 564.02 (1m) (e), 564.02 (2m)  
14          (intro.), 565.01 (6m) (c), 565.02 (7), 565.02 (8) (a), 565.02 (8) (b), 565.02 (8) (c),

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1           565.02 (8) (e), chapter 569 (title), 569.01 (1g), 569.01 (1j), 569.01 (1m) (intro.),  
2           569.01 (1m) (a), 569.01 (1m) (b), 569.01 (1m) (c), 569.01 (1m) (d), 569.01 (2),  
3           569.01 (4), 569.015 (title), 569.015 (1), 569.015 (2), 569.02 (intro.), 569.02 (1),  
4           569.02 (2), 569.02 (3), 569.02 (4), 569.02 (5) (intro.), 569.02 (5) (a), 569.02 (5) (b),  
5           569.03 (title), 569.03 (1), 569.03 (2), 569.03 (3), 569.03 (5), 569.04 (title), 569.04  
6           (1), 569.04 (3), 569.06, 895.055 (title), 895.055 (3), 895.056 (4), 945.05 (1e) (a)  
7           1., 945.05 (1e) (a) 2. and 945.05 (1e) (b) 2. of the statutes; **relating to:** changing  
8           the word gaming to the word gambling.

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***Analysis by the Legislative Reference Bureau***

This bill changes all references to “gaming” in the statutes to “gambling.” These changes include changing the name of the Division of Gaming in the Department of Administration to the Division of Gambling.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

9           **SECTION 1.** 13.94 (1) (eg) of the statutes is amended to read:

10           13.94 (1) (eg) Annually conduct a financial audit of the division of gaming  
11           gambling in the department of administration and biennially conduct a performance  
12           evaluation audit of the division of gaming gambling in the department of  
13           administration. The legislative audit bureau shall file a copy of each audit report  
14           under this paragraph with the department of justice and with the distributees  
15           specified in par. (b).

16           **SECTION 2.** 14.035 (title) of the statutes is amended to read:

17           **14.035** (title) **Governor may enter into Indian gaming gambling**  
18           **compacts.**

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1           **SECTION 3.** 15.103 (1m) of the statutes is amended to read:

2           15.103 **(1m)** DIVISION OF GAMING GAMBLING. There is created in the department  
3 of administration a division of gaming gambling.

4           **SECTION 4.** 20.143 (1) (ig) (title) of the statutes is amended to read:

5           20.143 **(1)** (ig) (title) *Gaming Gambling economic development and*  
6 *diversification; repayments.*

7           **SECTION 5.** 20.143 (1) (kg) of the statutes is amended to read:

8           20.143 **(1)** (kg) *American Indian economic liaison and gaming gambling grants*  
9 *specialist and program marketing.* The amounts in the schedule for the American  
10 Indian economic liaison program under s. 560.87, other than for grants under s.  
11 560.87 (6), for the salary and fringe benefits of, and related supplies and services for,  
12 the gaming gambling grants specialist for the programs under ss. 560.137 and  
13 560.138, and for marketing the programs under ss. 560.137 and 560.138. From this  
14 appropriation, the department may expend in each fiscal year no more than \$100,000  
15 for marketing the programs under ss. 560.137 and 560.138. All moneys transferred  
16 from the appropriation account under s. 20.505 (8) (hm) 6g. shall be credited to this  
17 appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered  
18 balance on June 30 of each year shall revert to the appropriation account under s.  
19 20.505 (8) (hm).

20           **SECTION 6.** 20.143 (1) (kj) (title) of the statutes is amended to read:

21           20.143 **(1)** (kj) (title) *Gaming Gambling economic development and*  
22 *diversification; grants and loans.*

23           **SECTION 7.** 20.215 (1) (km) (title) of the statutes is amended to read:

24           20.215 **(1)** (km) (title) *State aid for the arts; Indian gaming gambling receipts.*

25           **SECTION 8.** 20.380 (1) (kg) (title) of the statutes is amended to read:

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1           20.380 (1) (kg) (title) *Tourism marketing; ~~gaming~~ gambling revenue.*

2           **SECTION 9.** 20.445 (1) (kt) (title) of the statutes is amended to read:

3           20.445 (1) (kt) (title) *Transfer of Indian ~~gaming~~ gambling receipts; trade*  
4 *masters pilot program.*

5           **SECTION 10.** 20.445 (7) (kd) (title) of the statutes is amended to read:

6           20.445 (7) (kd) (title) *Transfer of Indian ~~gaming~~ gambling receipts; work-based*  
7 *learning programs.*

8           **SECTION 11.** 20.455 (2) (g) of the statutes is amended to read:

9           20.455 (2) (g) *Gaming Gambling law enforcement; racing revenues.* From all  
10 moneys received under ss. 562.02 (2) (f), 562.04 (1) (b) 4. and (2) (d), 562.05 (2),  
11 562.065 (3) (cm) and (d), (3m) (c) 2. and (4), 562.09 (2) (e) and 562.124 (2), the amounts  
12 in the schedule for the performance of the department's ~~gaming~~ gambling law  
13 enforcement responsibilities as specified in s. 165.70 (3m). Notwithstanding s.  
14 20.001 (3) (a), the unencumbered balance of this appropriation account at the end of  
15 each fiscal year shall be transferred to the lottery fund.

16           **SECTION 12.** 20.455 (2) (gc) (title) of the statutes is amended to read:

17           20.455 (2) (gc) (title) *Gaming Gambling law enforcement; Indian ~~gaming~~*  
18 *gambling.*

19           **SECTION 13.** 20.455 (2) (r) of the statutes is amended to read:

20           20.455 (2) (r) *Gaming Gambling law enforcement; lottery revenues.* From the  
21 lottery fund, the amounts in the schedule for the performance of the department's  
22 ~~gaming~~ gambling law enforcement responsibilities as specified in s. 165.70 (3m).

23           **SECTION 14.** 20.485 (2) (kt) (title) of the statutes is amended to read:

24           20.485 (2) (kt) (title) *Operation of Wisconsin veterans museum; Indian ~~gaming~~*  
25 *gambling receipts.*

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1           **SECTION 15.** 20.505 (5) (ka) of the statutes is amended to read:

2           20.505 **(5)** (ka) *Facility operations and maintenance; police and protection*  
3 *functions.* The amounts in the schedule for the purpose of financing the costs of  
4 operation of state-owned or operated facilities that are not funded from other  
5 appropriations, including custodial and maintenance services; minor projects;  
6 utilities, fuel, heat and air conditioning; costs incurred under ss.16.858 and 16.895  
7 by or on behalf of the department; and supplementing the costs of operation of child  
8 care facilities for children of state employees under s. 16.841; and for police and  
9 protection functions under s. 16.84 (2) and (3). All moneys received from state  
10 agencies for the operation of such facilities, parking rental fees established under s.  
11 16.843 (2) (bm) and miscellaneous other sources, all moneys received from  
12 assessments under s. 16.895, all moneys received for the performance of gaming  
13 gambling protection functions under s. 16.84 (3), and all moneys transferred from the  
14 appropriation account under s. 20.865 (2) (e) for this purpose shall be credited to this  
15 appropriation account.

16           **SECTION 16.** 20.505 (8) (title) of the statutes is amended to read:

17           20.505 **(8)** (title) DIVISION OF GAMING GAMBLING.

18           **SECTION 17.** 20.505 (8) (h) (title) of the statutes is amended to read:

19           20.505 **(8)** (h) (title) *General program operations; Indian gaming gambling.*

20           **SECTION 18.** 20.505 (8) (hm) (intro.) of the statutes is amended to read:

21           20.505 **(8)** (hm) *Indian gaming gambling receipts.* (intro.) All moneys received  
22 as Indian gaming gambling receipts, as defined in s. 569.01 (1m), all moneys  
23 transferred under 2001 Wisconsin Act 16, sections 9201 (5mk), 9205 (1mk), 9210  
24 (3mk), 9223 (5mk), 9224 (1mk), 9225 (1mk), 9231 (1mk), 9237 (4mk), 9240 (1mk),  
25 9251 (1mk), 9256 (1mk), 9257 (2mk), and 9258 (2mk), and all moneys that revert to

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1 this appropriation account from the appropriation accounts specified in subds. 1c. to  
2 19., less the amounts appropriated under par. (h) and s. 20.455 (2) (gc), for the  
3 purpose of annually transferring the following amounts:

4 **SECTION 19.** 20.566 (2) (am) of the statutes is amended to read:

5 20.566 (2) (am) *Lottery and gaming gambling credit administration.* The  
6 amounts in the schedule for the administration of the lottery and gaming gambling  
7 credit. No moneys may be encumbered or expended from this appropriation account  
8 after the day of publication of the 2001–03 biennial budget act.

9 **SECTION 20.** 20.566 (2) (r) of the statutes is amended to read:

10 20.566 (2) (r) *Lottery and gaming gambling credit administration.* From the  
11 lottery fund, the amounts in the schedule for the administration of the lottery and  
12 gaming gambling credit.

13 **SECTION 21.** 20.835 (2) (ka) (title) of the statutes is amended to read:

14 20.835 (2) (ka) (title) *Farmland tax relief credit; Indian gaming gambling*  
15 *receipts.*

16 **SECTION 22.** 20.835 (3) (q) (title) of the statutes is amended to read:

17 20.835 (3) (q) (title) *Lottery and gaming gambling credit.*

18 **SECTION 23.** 20.835 (3) (r) (title) of the statutes is amended to read:

19 20.835 (3) (r) (title) *Lottery and gaming gambling credit certification.*

20 **SECTION 24.** 20.835 (3) (s) of the statutes is amended to read:

21 20.835 (3) (s) *Lottery and gaming gambling credit; late applications.* From the  
22 lottery fund, a sum sufficient to make payments for the lottery and gaming gambling  
23 credit under s. 79.10 (10) (bm) and (bn).

24 **SECTION 25.** 20.923 (6) (aL) of the statutes is amended to read:

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1           20.923 (6) (aL) Administration, department of: director of Indian gaming  
2 gambling, and the attorney appointed under s. 569.015 (2).

3           **SECTION 26.** 25.75 (3) (f) (title) of the statutes is amended to read:

4           25.75 (3) (f) (title) *Lottery and gaming gambling credit certification.*

5           **SECTION 27.** 79.10 (1m) (b) of the statutes is amended to read:

6           79.10 (1m) (b) Counties and municipalities shall submit to the department of  
7 revenue all data related to the lottery and gaming gambling credit and requested by  
8 the department of revenue.

9           **SECTION 28.** 79.10 (2) of the statutes is amended to read:

10          79.10 (2) NOTICE TO MUNICIPALITIES. On or before December 1 of the year  
11 preceding the distribution under sub. (7m) (a), the department of revenue shall  
12 notify the clerk of each town, village and city of the estimated fair market value, as  
13 determined under sub. (11), to be used to calculate the lottery and gaming gambling  
14 credit under sub. (5) and of the amount to be distributed to it under sub. (7m) (a) on  
15 the following 4th Monday in July. The anticipated receipt of such distribution shall  
16 not be taken into consideration in determining the tax rate of the municipality but  
17 shall be applied as tax credits.

18          **SECTION 29.** 79.10 (5) (title) of the statutes is amended to read:

19          79.10 (5) (title) LOTTERY AND GAMING GAMBLING CREDIT.

20          **SECTION 30.** 79.10 (7m) (b) (title) of the statutes is amended to read:

21          79.10 (7m) (b) (title) *Lottery and gaming gambling credit.*

22          **SECTION 31.** 79.10 (7r) (a) 1. of the statutes is amended to read:

23          79.10 (7r) (a) 1. A county or city that performs the certification procedure under  
24 sub. (10) (a) shall receive, from the appropriation under s. 20.835 (3) (r), 70 cents for

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1 each lottery and gaming gambling credit certified for a principal dwelling located in  
2 that county or city.

3 **SECTION 32.** 79.10 (7r) (a) 2. of the statutes is amended to read:

4 79.10 (7r) (a) 2. A county or a city that performs a certification procedure that  
5 is approved by the department of revenue under sub. (10) (e) shall receive, from the  
6 appropriation under s. 20.835 (3) (r), the lesser of 70 cents for each lottery and  
7 gaming gambling credit certified for a principal dwelling located in that county or  
8 city or the actual costs of identifying a principal dwelling located in that county or  
9 city.

10 **SECTION 33.** 79.10 (9) (bm) of the statutes is amended to read:

11 79.10 (9) (bm) *Lottery and gaming gambling credit.* Except as provided in ss.  
12 79.175 and 79.18, a lottery and gaming gambling credit shall be allocated to every  
13 principal dwelling for which a credit is claimed under sub. (10) in an amount  
14 determined by multiplying the estimated fair market value of the principal dwelling,  
15 not exceeding the value determined under sub. (11), by the school tax rate.

16 **SECTION 34.** 79.10 (9) (c) 1. of the statutes is amended to read:

17 79.10 (9) (c) 1. The lottery and gaming gambling credit under par. (bm) shall  
18 reduce the property taxes otherwise payable on property that is eligible for that  
19 credit and if the property owner completes the information required under sub. (10)  
20 (a) or (b).

21 **SECTION 35.** 79.10 (10) (title) of the statutes is amended to read:

22 79.10 (10) (title) CLAIMING THE LOTTERY AND GAMING GAMBLING CREDIT.

23 **SECTION 36.** 79.10 (10) (a) of the statutes is amended to read:

24 79.10 (10) (a) Beginning with property taxes levied in 1999, the owner of a  
25 principal dwelling may claim the credit under sub. (9) (bm) by applying for the credit



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1 on a form prescribed by the department of revenue. A claimant shall attest that, as  
2 of the certification date, the claimant is an owner of property and that such property  
3 is used by the owner in the manner specified under sub. (1) (dm). The certification  
4 date is January 1 of the year in which the property taxes are levied. The claimant  
5 shall file the application for the lottery and ~~gaming~~ gambling credit with the  
6 treasurer of the county in which the property is located or, if the property is located  
7 in a city that collects taxes under s. 74.87, with the treasurer of the city in which the  
8 property is located. Subject to review by the department of revenue, a treasurer who  
9 receives a completed application shall direct that the property described in the  
10 application be identified on the next tax roll as property for which the owner is  
11 entitled to receive a lottery and ~~gaming~~ gambling credit. A claim that is made under  
12 this paragraph is valid for 5 years.

13 **SECTION 37.** 79.10 (10) (bm) 1. of the statutes is amended to read:

14 79.10 (10) (bm) 1. A person who is eligible for a credit under sub. (9) (bm) but  
15 whose property tax bill does not reflect the credit may claim the credit by applying  
16 to the treasurer of the taxation district in which the property is located for the credit  
17 under par. (a) by January 31 following the issuance of the person's property tax bill.  
18 The treasurer shall compute the amount of the credit; subtract the amount of the  
19 credit from the person's property tax bill; notify the person of the reduced amount of  
20 the property taxes due; issue a refund to the person if the person has paid the  
21 property taxes in full; and enter the person's property on the next tax roll as property  
22 that qualifies for a lottery and ~~gaming~~ gambling credit. Claims made under this  
23 subdivision become invalid when claims made under par. (a) become invalid.

24 **SECTION 38.** 79.10 (10) (bm) 2. of the statutes is amended to read:

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1           79.10 (10) (bm) 2. A person who may apply for a credit under subd. 1. but who  
2 does not timely apply for the credit under subd. 1. may apply to the department of  
3 revenue no later than October 1 following the issuance of the person's property tax  
4 bill. Subject to review by the department, the department shall compute the amount  
5 of the credit; issue a check to the person in the amount of the credit; and notify the  
6 treasurer of the county in which the person's property is located or the treasurer of  
7 the taxation district in which the person's property is located, if the taxation district  
8 collects taxes under s. 74.87. The treasurer shall enter the person's property on the  
9 next tax roll as property that qualifies for a lottery and ~~gaming~~ gambling credit.  
10 Claims made under this subdivision become invalid when claims made under par.  
11 (a) become invalid.

12           **SECTION 39.** 79.10 (11) (title) of the statutes is amended to read:

13           79.10 (11) (title) LOTTERY AND ~~GAMING~~ GAMBLING CREDIT ESTIMATED FAIR MARKET  
14 VALUE.

15           **SECTION 40.** 79.10 (11) (b) of the statutes is amended to read:

16           79.10 (11) (b) Before October 16, the department of administration shall  
17 determine the total funds available for distribution under the lottery and ~~gaming~~  
18 gambling credit in the following year and shall inform the joint committee on finance  
19 of that total. Total funds available for distribution shall be all moneys projected to  
20 be transferred to the lottery fund under ss. 20.455 (2) (g) and 20.505 (8) (am), (g) and  
21 (jm) and all existing and projected lottery proceeds and interest for the fiscal year of  
22 the distribution, less the amount estimated to be expended under ss. 20.455 (2) (r),  
23 20.566 (2) (r) and 20.835 (2) (q) and (3) (r) and less the required reserve under s.  
24 20.003 (5). The joint committee on finance may revise the total amount to be  
25 distributed if it does so at a meeting that takes place before November 1. If the joint

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1 committee on finance does not schedule a meeting to take place before November 1,  
2 the total determined by the department of administration shall be the total amount  
3 estimated to be distributed under the lottery and ~~gaming~~ gambling credit in the  
4 following year.

5 **SECTION 41.** 79.10 (11) (c) of the statutes is amended to read:

6 79.10 (11) (c) Before November 1, the department of administration shall  
7 inform the department of revenue of the total amount available for distribution  
8 under the lottery and ~~gaming~~ gambling credit in the following year. Before  
9 December 1, the department of revenue shall calculate, to the nearest \$100, the  
10 estimated fair market value necessary to distribute the total amount available for  
11 distribution under the lottery and ~~gaming~~ gambling credit in the following year.

12 **SECTION 42.** 79.11 (3) (b) of the statutes is amended to read:

13 79.11 (3) (b) Notwithstanding ss. 74.11 (2) (b) and 74.12 (2) (b), the lottery and  
14 ~~gaming~~ gambling credit shall be deducted in its entirety from the first installment.  
15 This paragraph does not apply to the payment of taxes in installments under s. 74.87.

16 **SECTION 43.** 165.25 (3r) of the statutes is amended to read:

17 165.25 (3r) AVOID CONFLICT OF INTEREST. Require that attorneys in different  
18 organizational subunits in the department prosecute violations of chs. 562 to 569 or  
19 Indian ~~gaming~~ gambling compacts entered into under s. 14.035 and defend any  
20 department, agency, official, employee or agent under subs. (1), (4) (a) and (6).

21 **SECTION 44.** 230.08 (2) (xe) of the statutes is amended to read:

22 230.08 (2) (xe) The director of Indian ~~gaming~~ gambling in the department of  
23 administration, and the attorney in the department of administration, appointed  
24 under s. 569.015 (2).

25 **SECTION 45.** 230.30 (2) of the statutes is amended to read:

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1           230.30 (2) The division of gaming gambling in the department of  
2 administration shall constitute a separate employing unit for purposes of personnel  
3 transactions.

4           **SECTION 46.** 560.137 (title) of the statutes is amended to read:

5           **560.137** (title) **Gaming Gambling economic development grants and**  
6 **loans.**

7           **SECTION 47.** 560.138 (title) of the statutes is amended to read:

8           **560.138** (title) **Gaming Gambling economic diversification grants and**  
9 **loans.**

10          **SECTION 48.** 560.875 (2) (d) of the statutes is amended to read:

11          560.875 (2) (d) The program may not provide technical assistance for a  
12 commercial gaming and gambling activity.

13          **SECTION 49.** 562.01 (1) of the statutes is amended to read:

14          562.01 (1) “Administrator” means the administrator of the division of gaming  
15 gambling.

16          **SECTION 50.** 562.01 (4m) of the statutes is amended to read:

17          562.01 (4m) “Division of gaming gambling” means the division of gaming  
18 gambling in the department.

19          **SECTION 51.** 562.017 (5) of the statutes is amended to read:

20          562.017 (5) Report suspected gaming-related gambling-related criminal  
21 activity to the division of criminal investigation in the department of justice for  
22 investigation by that division.

23          **SECTION 52.** 562.02 (2) (b) of the statutes is amended to read:

24          562.02 (2) (b) Require a fidelity bond for the administrator and any other  
25 employee of the division of gaming gambling or may purchase a bond which covers

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1 the administrator and all other employees of the division of gaming gambling or  
2 designated employees of the division of gaming gambling.

3 **SECTION 53.** 562.025 (1) (intro.) of the statutes is amended to read:

4 562.025 (1) (intro.) No employee in the division of gaming gambling who  
5 performs any duty related to racing or the executive assistant or the secretary or  
6 deputy secretary of administration and no member of such a person's immediate  
7 family, as defined in s. 19.42 (7), may, while that person is employed or serves in such  
8 a capacity or for 2 years following the termination of his or her employment with the  
9 department after having served in such a capacity, do any of the following:

10 **SECTION 54.** 562.03 (1) (a) of the statutes is amended to read:

11 562.03 (1) (a) The department shall appoint the administrator after a  
12 nationwide search for persons with experience in public gaming gambling  
13 management and regulation and with knowledge of animal racing and pari-mutuel  
14 wagering.

15 **SECTION 55.** 562.045 (intro.) of the statutes is amended to read:

16 **562.045 Qualifications of administrator, other employees and**  
17 **stewards.** (intro.) Notwithstanding s. 111.321, no person may serve as an  
18 administrator or other employee of the division of gaming gambling or as a steward  
19 employed by the department or under contract with the department if any of the  
20 following apply:

21 **SECTION 56.** 563.03 (5m) of the statutes is amended to read:

22 563.03 (5m) "Division of gaming gambling" means the division of gaming  
23 gambling in the department.

24 **SECTION 57.** 563.05 (5) (intro.) of the statutes is amended to read:

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1           563.05 (5) (intro.) No employee in the division of ~~gaming~~ gambling who  
2 performs any duty related to bingo or raffles or the executive assistant or the  
3 secretary or deputy secretary of administration and no member of such a person's  
4 immediate family, as defined in s. 19.42 (7), may, while that person is employed or  
5 serves in such a capacity or for 2 years following the termination of his or her  
6 employment with the department after having served in such a capacity, do any of  
7 the following:

8           **SECTION 58.** 563.051 (5) of the statutes is amended to read:

9           563.051 (5) Report suspected ~~gaming-related~~ gambling-related criminal  
10 activity to the division of criminal investigation in the department of justice for  
11 investigation by that division.

12           **SECTION 59.** 564.02 (1) (ag) of the statutes is amended to read:

13           564.02 (1) (ag) "Division of ~~gaming~~ gambling" means the division of ~~gaming~~  
14 gambling in the department.

15           **SECTION 60.** 564.02 (1m) (e) of the statutes is amended to read:

16           564.02 (1m) (e) Report suspected ~~gaming-related~~ gambling-related criminal  
17 activity to the division of criminal investigation in the department of justice for  
18 investigation by that division.

19           **SECTION 61.** 564.02 (2m) (intro.) of the statutes is amended to read:

20           564.02 (2m) CONFLICTS OF INTEREST. (intro.) No employee in the division of  
21 ~~gaming~~ gambling who performs any duty related to crane games or the executive  
22 assistant or the secretary or deputy secretary of administration and no member of  
23 such a person's immediate family, as defined in s. 19.42 (7), may, while that person  
24 is employed in such a capacity or for 2 years following the termination of his or her  
25 employment with the department, do any of the following:

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1           **SECTION 62.** 565.01 (6m) (c) of the statutes is amended to read:

2           565.01 **(6m)** (c) This subsection shall not affect the provisions of any Indian  
3 ~~gaming~~ gambling compact entered into before January 1, 1993, under s. 14.035.

4           **SECTION 63.** 565.02 (7) of the statutes is amended to read:

5           565.02 **(7)** Not later than March 1 of each year, the department shall submit  
6 to the joint committee on finance a report that includes an estimate for that fiscal  
7 year and for the subsequent fiscal year of the gross revenues from the sale of lottery  
8 tickets and lottery shares, the total amount paid as prizes and the prize payout ratio  
9 for each type of lottery game offered, and an evaluation of the effect of prize payout  
10 ratios of lottery games on lottery sales, lottery operating costs and on maximizing the  
11 revenue available for the lottery and ~~gaming~~ gambling property tax credit. If, within  
12 14 working days after the date on which the committee receives the report, the  
13 cochairpersons of the committee notify the department that the committee has  
14 scheduled a meeting for the purpose of reviewing the department's proposed prize  
15 payouts, the department may proceed with its plans for the prize payouts for the  
16 subsequent fiscal year only upon approval of the plans by the committee. If the  
17 cochairpersons of the committee do not notify the department within 14 working  
18 days after the date on which the committee receives the report that the committee  
19 has scheduled a meeting for the purpose of reviewing the department's proposed  
20 prize payouts, the department's plans for the prize payouts for the subsequent fiscal  
21 year are considered approved by the committee.

22           **SECTION 64.** 565.02 (8) (a) of the statutes is amended to read:

23           565.02 **(8)** (a) Subject to s. 565.25, provide all of the security services for the  
24 ~~gaming~~ gambling operations under this chapter.

25           **SECTION 65.** 565.02 (8) (b) of the statutes is amended to read:





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1           **SECTION 73.** 569.01 (1m) (b) of the statutes is amended to read:

2           569.01 **(1m)** (b) Moneys received by the state from Indian ~~gaming~~ gambling  
3 vendors and from persons proposing to be Indian ~~gaming~~ gambling vendors as  
4 reimbursement for state costs of certification and background investigations under  
5 s. 569.04, except moneys received as direct reimbursements to the department of  
6 justice.

7           **SECTION 74.** 569.01 (1m) (c) of the statutes is amended to read:

8           569.01 **(1m)** (c) Moneys received by the state from Indian tribes as  
9 reimbursement for state costs of ~~gaming~~ gambling services and assistance provided  
10 by the state that are requested by an Indian tribe.

11           **SECTION 75.** 569.01 (1m) (d) of the statutes is amended to read:

12           569.01 **(1m)** (d) Moneys received by the state from Indian tribes pursuant to  
13 an Indian ~~gaming~~ gambling compact, except moneys received as direct  
14 reimbursements to the department of justice.

15           **SECTION 76.** 569.01 (2) of the statutes is amended to read:

16           569.01 **(2)** “Indian ~~gaming~~ gambling vendor” means a person who enters into  
17 a contract with an Indian tribe for materials, supplies, equipment or services which  
18 are unique to the ~~gaming~~ gambling operations of the Indian tribe and not common  
19 to the other operations of the Indian tribe, including security services, management  
20 contractors, management consulting services regarding the administration,  
21 supervision or training of one or more functions relating to ~~gaming~~ gambling  
22 management or operations, financing of facilities in which ~~gaming~~ gambling is  
23 conducted except for financing by a state or federally chartered financial institution,  
24 prize payout agreements or annuity contracts and materials, supplies, equipment or  
25 services involving marketing, the printing of ~~gaming~~ gambling tickets or receipts,

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1 the receiving or recording of a player's selection in any game conducted by the Indian  
2 tribe and the determination of winners of a game conducted by the Indian tribe.

3 **SECTION 77.** 569.01 (4) of the statutes is amended to read:

4 569.01 (4) "Net win" means the amount wagered at an Indian gaming gambling  
5 facility, less the amount paid out in winnings at the Indian gaming gambling facility.

6 **SECTION 78.** 569.015 (title) of the statutes is amended to read:

7 **569.015 (title) Indian gaming gambling.**

8 **SECTION 79.** 569.015 (1) of the statutes is amended to read:

9 569.015 (1) The secretary of administration shall appoint a director of Indian  
10 gaming gambling, who shall advise the secretary on matters relating to Indian  
11 gaming gambling and who shall assist the department in performing the functions  
12 of the department under this chapter. The director of Indian gaming gambling shall  
13 serve at the pleasure of the secretary of administration.

14 **SECTION 80.** 569.015 (2) of the statutes is amended to read:

15 569.015 (2) The secretary of administration shall appoint an attorney, whose  
16 duties shall include advising the secretary of administration and the governor on any  
17 Indian gaming gambling compacts that may be entered into under s. 14.035. The  
18 attorney shall serve at the pleasure of the secretary of administration.

19 **SECTION 81.** 569.02 (intro.) of the statutes is amended to read:

20 **569.02 Indian gaming gambling; general duties.** (intro.) Under the  
21 direction of the secretary of administration, the director of Indian gaming gambling  
22 shall do all of the following:

23 **SECTION 82.** 569.02 (1) of the statutes is amended to read:

24 569.02 (1) Coordinate all of the state's regulatory activities regarding Indian  
25 gaming gambling.

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1           **SECTION 83.** 569.02 (2) of the statutes is amended to read:

2           569.02 (2) Function as an Indian gaming gambling liaison between Indians,  
3 the general public and the state.

4           **SECTION 84.** 569.02 (3) of the statutes is amended to read:

5           569.02 (3) Function as a clearinghouse for information on Indian gaming  
6 gambling.

7           **SECTION 85.** 569.02 (4) of the statutes is amended to read:

8           569.02 (4) Assist the governor in determining the types of gaming gambling  
9 that may be conducted on Indian lands and in entering into Indian gaming gambling  
10 compacts.

11           **SECTION 86.** 569.02 (5) (intro.) of the statutes is amended to read:

12           569.02 (5) (intro.) On March 1 annually, for each payment of Indian gaming  
13 gambling receipts, as described under s. 569.01 (1m) (d), received by the state from  
14 an Indian tribe in the prior calendar year, determine the amount to be transferred  
15 under s. 20.505 (8) (hm) to the appropriation account under s. 20.835 (2) (ka) by doing  
16 all of the following:

17           **SECTION 87.** 569.02 (5) (a) of the statutes is amended to read:

18           569.02 (5) (a) Dividing the net win in the prior calendar year at all of the Indian  
19 tribe's Indian gaming gambling facilities at which pari-mutuel racing is conducted  
20 and at which pari-mutuel racing under ch. 562 was conducted on October 29, 1999,  
21 by the net win in the prior calendar year at all of the Indian tribe's Indian gaming  
22 gambling facilities.

23           **SECTION 88.** 569.02 (5) (b) of the statutes is amended to read:

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1           569.02 (5) (b) Multiplying the number calculated under par. (a) by the amount  
2 of Indian gaming gambling receipts, as described under s. 569.01 (1m) (d), received  
3 by the state from the Indian tribe in the prior calendar year.

4           **SECTION 89.** 569.03 (title) of the statutes is amended to read:

5           **569.03** (title) **Indian gaming gambling security.**

6           **SECTION 90.** 569.03 (1) of the statutes is amended to read:

7           569.03 (1) Provide all of the security services for the Indian gaming gambling  
8 operations under this chapter.

9           **SECTION 91.** 569.03 (2) of the statutes is amended to read:

10          569.03 (2) Monitor the regulatory compliance of Indian gaming gambling  
11 operations under this chapter and under any Indian gaming gambling compact  
12 entered into under s. 14.035.

13          **SECTION 92.** 569.03 (3) of the statutes is amended to read:

14          569.03 (3) Audit the Indian gaming gambling operations under this chapter.

15          **SECTION 93.** 569.03 (5) of the statutes is amended to read:

16          569.03 (5) Report suspected ~~gaming-related~~ gambling-related criminal  
17 activity to the division of criminal investigation in the department of justice for  
18 investigation by that division.

19          **SECTION 94.** 569.04 (title) of the statutes is amended to read:

20          **569.04** (title) **Certification and background investigation of Indian**  
21 **gaming gambling employees and vendors.**

22          **SECTION 95.** 569.04 (1) of the statutes is amended to read:

23          569.04 (1) In accordance with an Indian gaming gambling compact or with the  
24 regulations of or an agreement with the national Indian gaming commission, the  
25 department shall certify and conduct background investigations of a person

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1 proposing to be an Indian ~~gaming~~ gambling vendor and of employees of Indian tribes  
2 who are engaged in the conduct of ~~gaming~~ gambling.

3 **SECTION 96.** 569.04 (3) of the statutes is amended to read:

4 569.04 (3) If the results of a background investigation under this section  
5 disclose information that, under the Indian ~~gaming~~ gambling compact, disqualifies  
6 the person from becoming an Indian ~~gaming~~ gambling vendor, any certificate  
7 authorizing the person to be an Indian ~~gaming~~ gambling vendor that was issued  
8 before that disclosure is void.

9 **SECTION 97.** 569.06 of the statutes is amended to read:

10 **569.06 Indian ~~gaming~~ gambling receipts.** Indian ~~gaming~~ gambling  
11 receipts shall be credited to the appropriation accounts under ss. 20.455 (2) (gc) and  
12 20.505 (8) (h) and (hm) as specified under ss. 20.455 (2) (gc) and 20.505 (8) (h) and  
13 (hm).

14 **SECTION 98.** 895.055 (title) of the statutes is amended to read:

15 **895.055 (title) ~~Gaming~~ Gambling contracts void.**

16 **SECTION 99.** 895.055 (3) of the statutes is amended to read:

17 895.055 (3) This section does not apply to any promise, agreement, note, bill,  
18 bond, mortgage, conveyance or other security that is permitted under chs. 562 to 569  
19 or under state or federal laws relating to the conduct of ~~gaming~~ gambling on Indian  
20 lands.

21 **SECTION 100.** 895.056 (4) of the statutes is amended to read:

22 895.056 (4) This section does not apply to any property that is permitted to be  
23 played, bet or wagered under chs. 562 to 569 or under state or federal laws relating  
24 to the conduct of ~~gaming~~ gambling on Indian lands.

25 **SECTION 101.** 945.05 (1e) (a) 1. of the statutes is amended to read:

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**SECTION 101**

1           945.05 (1e) (a) 1. An Indian ~~gaming~~ gambling facility, as defined in s. 569.01  
2 (1j).

3           **SECTION 102.** 945.05 (1e) (a) 2. of the statutes is amended to read:

4           945.05 (1e) (a) 2. A ~~gaming~~ gambling establishment located on lands acquired  
5 after October 17, 1998, by the U.S. secretary of the interior in trust for the benefit  
6 of an Indian tribe.

7           **SECTION 103.** 945.05 (1e) (b) 2. of the statutes is amended to read:

8           945.05 (1e) (b) 2. A nonprofit or public educational institution that provides an  
9 educational program for which it awards a bachelor's or higher degree for the use in  
10 a casino ~~gaming~~ gambling management class.

11   **(END)**