

1 ~~payment of interest due on advances from the federal unemployment account~~
2 ~~under title XII of the social security act purposes specified in sub. (2m).~~

3 ••87-0377/2••SECTION 1715. 108.20 (2m) of the statutes is amended to
4 read:

5 108.20 (2m) From the moneys not appropriated under s. 20.445 (1) (ge) and
6 (gf) which are received by the administrative account as interest and pen-
7 alties under this chapter, the department may pay interest due on advances
8 from the federal unemployment account under title XII of the social security
9 act, 42 USC 1321 to 1324, to the ~~unemployment reserve fund~~, may make payments
10 to satisfy a federal audit exception concerning a payment from the fund or any
11 federal aid disallowance involving the unemployment compensation program, or
12 may make payments to the fund if such action is necessary to obtain a lower
13 interest rate or deferral of interest payments on advances from the federal
14 unemployment account under title XII of the social security act, except that
15 any interest earned pending disbursement of federal employment security grants
16 under s. 20.445 (1) (n) shall be credited to the general fund. Any moneys
17 reverting to the administrative account from the ~~appropriation~~ appropriations
18 under s. 20.445 (1) (ge) and (gf) shall be utilized for interest payments or
19 credited as provided in this subsection.

20 ••87-0377/2••SECTION 1716. 108.20 (3) of the statutes is amended to read:

21 108.20 (3) There shall be included in the moneys governed by sub. (2m)
22 any amounts collected by the department under s. 108.04 (11) (c) or 108.19 (1)
23 or (2), or under s. 108.04 (13) (c) or s. 108.22 (1) (a) as tardy filing fees,
24 forfeitures or interest on delinquent payments and any excess moneys collected
25 under s. 108.19 (1m).

26 ••87-2066/6••SECTION 1717. 109.07 (1) of the statutes is amended to read:

27 109.07 (1) Every employer employing 100 or more persons in this state who
28 has decided upon a merger, liquidation, disposition or relocation within or

1 without the state, resulting in a cessation of business operations affecting
2 10 or more employes shall promptly notify the department, any affected
3 employe, any collective bargaining representative of any affected employe, and
4 the clerk of any town, village, city or county in which the affected place of
5 employment is located, in writing of such action no later than 60 days prior
6 to the date that such merger, liquidation, disposition, relocation or cessa-
7 tion takes place. The employer shall provide in writing all information con-
8 cerning its payroll, affected employes and the wages and other remuneration
9 owed to such employes as the department may require. The department may in
10 addition require the employer to submit a plan setting forth the manner in
11 which final payment in full shall be made to affected employes. The depart-
12 ment shall promptly provide a copy of the notice required under this subsec-
13 tion to the department of development and shall cooperate with the ~~council for~~
14 ~~economic adjustment and the~~ department of development in the performance of
15 ~~their~~ its responsibilities under ~~ss. 15.157 (5) and s. 560.15.~~

16 ••87b0808/2 •• 87b1226/2••SECTION 1717g. 109.10 of the statutes is
17 created to read:

18 109.10 PROTECTION OF EMPLOYES. Section 103.89 applies to any proceeding
19 under this chapter.

20 ••87b0863/1 •• 87b1226/2••SECTION 1717m. 110.20 (3) (b) of the statutes
21 is amended to read:

22 110.20 (3) (b) The inspection and maintenance program may be designed to
23 determine compliance with s. 144.42 (6) for any nonexempt vehicle which, upon
24 inspection under sub. (6) or (6m), is determined not to comply with one or
25 more applicable emissions limitations.

26 ••87b0863/1 •• 87b1226/2••SECTION 1717p. 110.20 (6m) and (8) (f) of the
27 statutes are created to read:

1 110.20 (6m) TAMPERING INSPECTIONS. In addition to the other requirements
2 of this section, the inspection and maintenance program shall require random
3 inspections of not less than 5% annually of nonexempt vehicles subject to sub.
4 (6) to determine compliance with s. 144.42 (6). This subsection does not
5 apply until the department renews or renegotiates a contract under sub. (8)
6 (f).

7 (8) (f) When the department renews or renegotiates a contract under par.
8 (a) in effect on the effective date of this paragraph [revisor inserts
9 date], the department shall require in the renewed or renegotiated contract
10 that the contractor perform the inspections under sub. (6m).

11 ••87-2253/1••SECTION 1720m. 110.20 (8) (cm) of the statutes is created to
12 read:

13 110.20 (8) (cm) The department may delegate to the contractor functions
14 associated with the issuance of the temporary waiver certificate under sub.
15 (10) (b) or the waiver of compliance under sub. (13) (a) or both.

16 ••87b0863/1 •• 87b1226/2••SECTION 1720r. 110.21 of the statutes is
17 amended to read:

18 110.21 EDUCATION AND TRAINING RELATED TO MOTOR VEHICLE EMISSIONS. The
19 department shall conduct a program of public education related to the motor
20 vehicle emission inspection and maintenance program established under s.
21 110.20 (6) and the tampering inspection program under s. 110.20 (6m). The
22 program under s. 110.20 (6) may include a pilot project of motor vehicle
23 emissions inspections for those owners who elect to present their motor vehi-
24 cles for inspection.

25 ••87b0681/2 •• 87b1226/2••SECTION 1721a. 111.81 (7) (c) of the statutes
26 is created to read:

1 111.81 (7) (c) Staff attorneys employed by the public defender board,
2 except supervisors, management employes and individuals who are privy to con-
3 fidential matters affecting the employer-employee relationship.

4 ••87b0681/2 •• 87b1226/2••SECTION 1721b. 111.825 (1) (intro.) of the
5 statutes is amended to read:

6 111.825 (1) (intro.) ~~It is the legislative intent that in order to foster~~
7 ~~meaningful collective bargaining, units must be structured in such a way as to~~
8 ~~avoid excessive fragmentation whenever possible. In accordance with this~~
9 ~~policy~~ Except as provided in s. 111.83 (7), collective bargaining units for
10 employes in the classified service of the state are structured on a statewide
11 basis with one collective bargaining unit for each of the following occupa-
12 tional groups:

13 ••87b0681/2 •• 87b1226/2••SECTION 1721c. 111.825 (2) (intro.) of the
14 statutes is amended to read:

15 111.825 (2) (intro.) Collective Except as provided in s. 111.83 (7),
16 collective bargaining units for employes in the unclassified service of the
17 state shall be structured with one collective bargaining unit for each of the
18 following groups:

19 ••87b0681/2 •• 87b1226/2••SECTION 1721d. 111.825 (2) (d) of the statutes
20 is created to read:

21 111.825 (2) (d) Staff attorneys employed by the public defender board.

22 ••87b0681/2 •• 87b1226/2••SECTION 1721e. 111.825 (3) of the statutes is
23 amended to read:

24 111.825 (3) ~~The~~ Except as provided in s. 111.83 (7), the commission shall
25 assign employes to the appropriate collective bargaining units set forth in
26 subs. (1) and (2).

27 ••87b0681/2 •• 87b1226/2••SECTION 1721f. 111.825 (4) of the statutes is
28 amended to read:

1 111.825 (4) ~~Any~~ Except as provided in s. 111.83 (3), any labor organiza-
2 tion may petition for recognition as the exclusive representative of a
3 collective bargaining unit specified in sub. (1) or (2) in accordance with the
4 election procedures set forth in s. 111.83, provided the petition is accompa-
5 nied by a 30% showing of interest in the form of signed authorization cards.
6 Each additional labor organization seeking to appear on the ballot shall file
7 petitions within 60 days of the date of filing of the original petition and
8 prove, through signed authorization cards, that at least 10% of the employes
9 in the collective bargaining unit want it to be their representative.

10 ••87b0681/2 •• 87b1226/2••SECTION 1721g. 111.83 (4) of the statutes is
11 amended to read:

12 111.83 (4) ~~Whenever~~ Except as provided in s. 111.83 (7) (a), whenever an
13 election has been conducted under sub. (3) in which the name of more than one
14 proposed representative appears on the ballot and results in no conclusion,
15 the commission may, if requested by any party to the proceeding within 30 days
16 from the date of the certification of the results of the election, conduct a
17 runoff election. In that runoff election, the commission shall drop from the
18 ballot the name of the representative who received the least number of votes
19 at the original election. The commission shall drop from the ballot the
20 privilege of voting against any representative if the least number of votes
21 cast at the first election was against representation by any named
22 representative.

23 ••87b0681/2 •• 87b1226/2••SECTION 1721h. 111.83 (7) of the statutes is
24 created to read:

25 111.83 (7) (a) Upon petition of at least 30% of the employes in the
26 collective bargaining unit specified in s. 111.825 (2) (d), the commission
27 shall hold an election limited to the employes in that collective bargaining
28 unit concerning whether the employes in that collective bargaining unit desire

1 to merge with the collective bargaining unit specified in s. 111.825 (1) (f)
2 3, to be represented in a separate collective bargaining unit under s. 111.825
3 (2) (d), or to remain unrepresented. Upon petition of at least 30% of the
4 employes in the collective bargaining unit specified in s. 111.825 (2) (d),
5 the name of a proposed representative for the collective bargaining unit
6 specified in s. 111.825 (2) (d) shall appear on the ballot. Upon petition of
7 at least 10% of the employes in the collective bargaining unit specified in s.
8 111.825 (2) (d) filed within 60 days after the filing of the original
9 petition, the name of an additional proposed representative for the collective
10 bargaining unit specified in s. 111.825 (2) (d) shall appear on the ballot.
11 The ballot shall be limited to one question, but if no choice receives a
12 majority of the votes cast, the commission shall hold one or more runoff
13 elections until one choice receives a majority of the votes cast.

14 (b) If a majority of the employes in the collective bargaining unit
15 specified in s. 111.825 (2) (d) vote to merge with the collective bargaining
16 unit specified in s. 111.825 (1) (f) 3, the representative of the collective
17 bargaining unit specified in s. 111.825 (1) (f) 3, if any, shall be the
18 representative of the merged collective bargaining unit until another election
19 is held under this section. In any election subsequent to the creation of a
20 merged collective bargaining unit, all employes in the merged collective bar-
21 gaining unit may vote and the merged collective bargaining unit shall not be
22 permitted to demerge.

23 (c) If the employes in the collective bargaining unit specified in s.
24 111.825 (2) (d) petition for an election under par. (a) prior to November 1,
25 1988, and the employes of the collective bargaining unit specified in s.
26 111.825 (2) (d) vote in that election to merge with the collective bargaining
27 unit specified in s. 111.825 (1) (f) 3, the employer and any existing repre-
28 sentative shall renegotiate any existing collective bargaining agreement to

1 include all newly covered employees. The merger of the collective bargaining
2 units shall take effect upon approval of the renegotiated collective bargain-
3 ing agreement under s. 111.92 (1).

4 (d) If a collective bargaining agreement is in effect in the collective
5 bargaining unit specified in s. 111.825 (1) (f) 3 and the employees in the
6 collective bargaining unit specified in s. 111.825 (2) (d) do not petition for
7 an election under par. (a) prior to November 1, 1988, any subsequent petition
8 for an election under par. (a) may only be filed during October of the calen-
9 dar year preceding expiration of the collective bargaining agreement. If the
10 employees in the collective bargaining unit specified in s. 111.825 (2) (d)
11 vote in that election to merge with the collective bargaining agreement
12 specified in s. 111.825 (1) (f) 3, the merger of the collective bargaining
13 units shall become effective on the day that the succeeding collective bar-
14 gaining agreement between the employer and the representative takes effect.

15 (e) Whenever the employees in the collective bargaining unit specified in
16 s. 111.825 (2) (d) have not voted to merge with the collective bargaining unit
17 under s. 111.825 (1) (f) 3, any election to determine a representative for
18 that collective bargaining unit shall be structured in the manner prescribed
19 in par. (a).

20 ••87b0681/2 •• 87b1226/2••SECTION 1721i. 111.84 (2) (c) of the statutes
21 is amended to read:

22 111.84 (2) (c) To refuse to bargain collectively on matters set forth in
23 s. 111.91 (1) with the duly authorized officer or agent of the employer which
24 is the recognized or certified exclusive collective bargaining representative
25 of employes specified in s. 111.81 (7) (a) in an appropriate collective bar-
26 gaining unit or any collective bargaining unit which is merged with such a
27 unit, or with the certified exclusive collective bargaining representative of
28 representing solely employes specified in s. 111.81 (7) (b) or (c) in an

1 appropriate collective bargaining unit. Such refusal to bargain shall
2 include, but not be limited to, the refusal to execute a collective bargaining
3 agreement previously orally agreed upon.

4 ••87b0681/2 •• 87b1226/2••SECTION 1721j. 111.91 (1) (a) of the statutes
5 is amended to read:

6 111.91 (1) (a) Except as provided in pars. (b) to (e), matters subject to
7 collective bargaining to the point of impasse are wage rates, as related to
8 general salary scheduled adjustments consistent with sub. (2), and salary
9 adjustments upon temporary assignment of classified employes to duties of a
10 higher classification or downward reallocations of ~~an~~ a classified employe's
11 position; fringe benefits; hours and conditions of employment.

12 ••87a0868/1••SECTION 1721m. 111.91 (2) (e) of the statutes is created to
13 read:

14 111.91 (2) (e) Matters related to grants made by the department of
15 transportation under s. 85.107 (3) (b).

16 ••87b0681/2 •• 87b1226/2••SECTION 1721p. 111.91 (4) of the statutes is
17 amended to read:

18 111.91 (4) The secretary of the department, in connection with the
19 development of tentative collective bargaining agreements to be submitted
20 under s. 111.92, shall endeavor to obtain tentative agreements with each
21 recognized or certified labor organization representing employes or super-
22 visors of employes specified in s. 111.81 (7) (a) or employes who have voted
23 to merge a collective bargaining unit with such employes and with each certi-
24 fied labor organization representing solely employes specified in s. 111.81
25 (7) (b) or (c) which do not contain any provision for the payment to any
26 employe of a cumulative or noncumulative amount of compensation in recognition
27 of or based on the period of time an employe has been employed by the state.

1 ••87b0681/2 •• 87b1226/2••SECTION 1721s. 111.92 (3) of the statutes is
2 renumbered 111.92 (3) (a) and amended to read:

3 111.92 (3) (a) Agreements Except as authorized in par. (b), agreements
4 shall coincide with the fiscal year or biennium.

5 ••87b0681/2 •• 87b1226/2••SECTION 1721t. 111.92 (3) (b) of the statutes
6 is created to read:

7 111.92 (3) (b) A collective bargaining agreement covering employes in the
8 collective bargaining unit specified in s. 111.825 (1) (f) 3 which is
9 renegotiated under s. 111.83 (7) (c) need not coincide with the fiscal year or
10 biennium.

11 ••87b0681/2 •• 87b1226/2••SECTION 1721w. 111.93 (2) of the statutes is
12 amended to read:

13 111.93 (2) All civil service and other applicable statutes concerning
14 wages, fringe benefits, hours and conditions of employment apply to employes
15 specified in s. 111.81 (7) (a) who are not included in a collective bargaining
16 unit for which a representative is recognized or certified or a collec-
17 tive bargaining unit which is merged with such a unit and to employes speci-
18 fied in s. 111.81 (7) (b) or (c) who are not included in a separate collective
19 bargaining unit for which a representative is certified.

20 SECTION 1725m. 112.06 (9) of the statutes is amended to read:

21 112.06 (9) TAX OBLIGATIONS. This section does not affect any obligation
22 of a corporation or transfer agent with respect to estate, inheritance death,
23 succession or other taxes imposed by the laws of this state.

24 ••87b2075/1••SECTION 1726m. 114.31 (7) of the statutes is amended to
25 read:

26 114.31 (7) STATE AID. Notwithstanding ss. 20.395 (2) (dg) and (9) (rd)
27 and (td) and 114.33 to 114.35 and 114.37, the secretary may not authorize the
28 payment of state aid to the public airport having, on May 15, 1987, the name

1 "General Mitchell International Airport" unless the name of that airport is
2 changed to "Milwaukee Mitchell International Airport". The secretary shall
3 establish, by rule, such additional conditions as he or she deems necessary to
4 the grant of state aid.

5 ••87b1647/1 •• 87b1922/en••SECTION 1729md. 114.33 (1), (2) and (3) of the
6 statutes are amended to read:

7 114.33 (1) Any county, city, village or town, either singly or jointly
8 with one or more counties, cities, villages or towns, or any owner of a
9 public-use airport desiring to sponsor an airport development project to be
10 constructed with federal aid and state aid or with the state aid alone as
11 provided by this chapter, may initiate such project in the manner provided by
12 this section. The department may initiate and sponsor an airport project in
13 the same manner as a local governing body. If the department initiates and
14 sponsors an airport project, it shall hold a hearing in the area affected by
15 the project. Notice of the hearing shall be given as provided in sub. (2).
16 The department may install, operate and maintain air navigation facilities
17 with or without federal aid and may enter into agreements with sponsors to
18 share the maintenance and operation costs of such facilities.

19 (2) Such initiation shall be by a petition filed with the secretary of
20 ~~transportation~~ by the governing body or bodies of the counties, cities, vil-
21 lages or towns or by the governing body of a public-use airport not owned by a
22 county, city, village or town desiring to sponsor the project, or if the
23 project is initiated and sponsored by the department by a statement by the
24 secretary setting forth among other things that the airport project is neces-
25 sary and the reason therefor; the class of the airport that it is desired to
26 develop, the location of the project in general, and the proposed site tenta-
27 tively selected; the character, extent and kind of improvement desired under
28 the project, evidence, in the form of a transcript, that the project has

1 received a public hearing in the area affected before adoption by the
2 petitioners, and any other statements that the petitioners or the department
3 may desire to make. At least 10 days' notice of the public hearing shall be
4 given by publication of a class 1 notice, under ch. 985, in the area affected.

5 (3) If the project has been sponsored by a local governing body or bodies
6 or by the governing body of a public-use airport not owned by a county, city,
7 village or town, the secretary shall make a finding within a reasonable time
8 after receipt of the petition. If such finding is generally favorable to the
9 development petitioned for, the secretary shall submit the finding to the
10 governor for approval and no finding favoring an airport development project
11 shall be effective unless the governor's approval is endorsed thereon in
12 writing. If the finding is approved by the governor the secretary shall
13 notify the petitioners to that effect by filing a copy of the finding, which
14 shall include among other things the location of the approved site, the char-
15 acter and extent of the improvements deemed necessary, and an approximate
16 estimate of the costs and the amount to be paid by the sponsor. The finding
17 shall constitute approval of the airport site so specified as a portion of the
18 state airport system. On receipt of the finding the sponsors shall take
19 action at their next meeting toward providing their share of the cost and
20 shall promptly notify the secretary. The sponsors may proceed in accordance
21 with the finding to acquire the site and to make master development plans and
22 project plans, and shall be entitled to receive credit therefor as provided by
23 federal law and by this chapter. On completion and approval of the plans a
24 revised estimate of the project costs shall be made for the purposes of the
25 project application.

26 ••87b1647/1 •• 87b1922/en••SECTION 1729mh. 114.33 (5) to (11) of the
27 statutes are amended to read:

1 114.33 (5) In the case of projects to be carried out by contract, force
2 account, or by a county highway committee in a manner similar to the appli-
3 cable provisions of s. 84.06 (3), the sponsor's share of the cost of a project
4 shall be deposited in the state treasury promptly on the request of the
5 secretary ~~of transportation~~, to be held in trust for the purposes of the
6 project. The secretary ~~of transportation~~ need not request the entire share at
7 any one time. The secretary ~~of transportation shall have the right to~~ may
8 suspend or discontinue proceedings or construction relative to any project at
9 any time if any sponsor ~~shall fail~~ fails to pay the amount properly required
10 of it as its contribution to ~~such~~ the project. In the case of projects or
11 parts of projects authorized by the secretary ~~of transportation~~ to be per-
12 formed by force account methods, the secretary ~~of transportation~~ may permit
13 the sponsor to retain the sponsor's share of the cost of ~~such~~ authorized
14 project work provided the sponsor is to do the work. In such case the sponsor
15 will be periodically reimbursed for the state or federal share, or both, on
16 the basis of audited costs incurred by the sponsor.

17 (6) For the purposes of carrying out this section and ss. 114.35 and
18 114.37, the secretary ~~of transportation~~ may acquire by gift, devise, purchase
19 or condemnation any lands for establishing, protecting, laying out, enlarging,
20 extending, constructing, reconstructing, improving and maintaining airports,
21 or interests in lands in and about airports, and after establishment, layout
22 and completion of such improvements, the secretary ~~of transportation~~ may
23 convey as ~~hereinafter~~ provided ~~such~~ in this subsection lands thus acquired and
24 not necessary for ~~such~~ airport improvements, with reservations concerning the
25 future use and occupation of ~~such~~ those lands so as to protect ~~such~~ the air-
26 ports and improvements and their environs and to preserve the view,
27 appearance, light, air and usefulness of ~~such~~ the airports. Whenever the
28 secretary ~~of transportation~~ deems it necessary to acquire any ~~such~~ lands or

1 interests therein, in lands for any of ~~such~~ those purposes, ~~he~~ the secretary
2 shall so order and in ~~such~~ the order, or on a map or plat, show the lands and
3 interests required, ~~and~~. The secretary shall file a copy of the order and map
4 with the county clerk of each county in which ~~such~~ the lands or interests are
5 required. For the purposes of this section the secretary ~~of transportation~~
6 may acquire private or public lands or interests therein. When so provided in
7 the ~~secretary of transportation's~~ secretary's order, ~~such~~ the land shall be
8 acquired in fee simple. Unless ~~he~~ the secretary elects to proceed under sub.
9 (3), the secretary ~~of transportation~~ shall endeavor to obtain easements or
10 title in fee simple by conveyance of the lands or interests required at a
11 price, including any damages, deemed reasonable by the secretary ~~of~~
12 ~~transportation~~. The instrument of conveyance shall name the state as grantee
13 and shall be recorded in the office of the register of deeds. The purchase or
14 acquisition of lands or interests therein under this section is excepted and
15 exempt from s. 20.914 (1). The secretary ~~of transportation~~ may purchase or
16 accept donations of remnants of tracts or parcels of land existing at the time
17 or after ~~he~~ the secretary has acquired portions of ~~such~~ tracts or parcels, by
18 purchase or condemnation for airport purposes, where in the judgment of the
19 secretary ~~of transportation~~ such action would assist in making whole the land
20 owner, a part of whose lands have been taken for airport purposes and would
21 serve to minimize the overall cost of such taking by the public.

22 (7) If any of the needed lands or interests ~~therein~~ in lands cannot be
23 purchased expeditiously for a price deemed reasonable by the secretary ~~of~~
24 ~~transportation~~, the secretary ~~of transportation~~ may acquire ~~the same~~ those
25 lands or interests as provided in s. 32.05.

26 (8) (a) The secretary ~~of transportation~~, upon the petition of ~~the~~ a
27 sponsoring municipality, may provide that all or certain parts of the required
28 land or interests ~~therein~~ in land may be acquired by the municipality named by

1 the secretary of ~~transportation~~. When so provided, the municipality and the
2 secretary of ~~transportation~~ shall appraise and set the maximum price, includ-
3 ing damages, considered reasonable for the lands or interests to be so
4 acquired. The municipality shall endeavor to obtain easements or title in fee
5 simple by conveyance of the lands or interests required, as directed in the
6 ~~secretary of transportation's~~ secretary's order. The instrument of conveyance
7 shall name the municipality or municipalities as grantee and shall be subject
8 to approval by the secretary of ~~transportation~~, and shall be recorded in the
9 office of the register of deeds and filed with the secretary of
10 ~~transportation~~. If the needed lands or interests ~~therein~~ in lands cannot be
11 purchased expeditiously within the appraised price, the municipality may
12 acquire them by condemnation, as provided in s. 32.05.

13 (b) Any property of whatever nature acquired in the name of a city,
14 village or town pursuant to this section or any predecessor shall be conveyed
15 to the state without charge by the city, village or town when so ordered by
16 the secretary of ~~transportation~~.

17 (c) The municipality when so ordered by the secretary of ~~transportation~~
18 ~~is authorized and empowered to sell and~~ shall sell at public or private sale,
19 subject to ~~such~~ the conditions and terms authorized by the secretary of
20 ~~transportation~~, any and all buildings, structures, or parts thereof, and any
21 other fixtures or personalty acquired in the name of the municipality under
22 this section or any predecessor. The proceeds from ~~such~~ the sale shall be
23 deposited with the state in the appropriate airport fund and the expense
24 incurred in connection with ~~such~~ the sale shall be paid from ~~such~~ that fund.

25 (9) The cost of the lands and interests acquired and damages allowed pur-
26 suant to this section, ~~expenses incidental thereto~~ expenses and the customary
27 per diem and expenses of the municipality incurred in performing duties pur-

1 suant to this section, shall be paid out of the available airport improvement
2 funds.

3 (10) Subject to the approval of the governor ~~as herein provided~~ under
4 this subsection, the secretary ~~of transportation~~ may sell at public or private
5 sale property of whatever nature owned by the state and under the jurisdiction
6 of the secretary ~~of transportation~~ when the secretary ~~of transportation~~
7 determines that ~~such~~ the property is no longer necessary for the state's use
8 for airport purposes. The secretary ~~of transportation~~ shall present to the
9 governor a full and complete report of the property to be sold, the reason for
10 the sale, and the minimum price for which the ~~same~~ property should be sold,
11 together with an application for the governor's approval of ~~such~~ the sale.
12 The governor shall ~~thereupon make such investigation~~ investigate the proposed
13 sale as he or she deems necessary and approve or disapprove ~~such~~ the
14 application. Upon ~~such~~ approval and receipt of the full purchase price, the
15 secretary ~~of transportation~~ shall by appropriate deed or other instrument
16 transfer the property to the purchaser. The funds derived from ~~such~~ the sale
17 shall be deposited in the appropriate airport fund, and the expense incurred
18 by the secretary ~~of transportation~~ in connection with the sale shall be paid
19 from ~~such~~ that fund.

20 (11) Subject to the approval of the governor, the secretary ~~of trans-~~
21 ~~portation~~ may convey lands or interests ~~therein~~ in lands acquired pursuant ~~to~~
22 under this section and improvements installed ~~thereon~~ on those lands to
23 municipalities named in the secretary ~~of transportation's~~ secretary's order.
24 The conveyance of the lands or interests ~~therein~~ in lands and improvements
25 shall restrict the use of the premises by the municipality to the uses for
26 which they were acquired, except that the lands or interests ~~therein~~ in lands
27 declared by the secretary ~~of transportation~~ to be excess may be ~~so~~ conveyed
28 without restrictions as to use.

1 ••87b1647/1 •• 87b1922/en••SECTION 1729mp. 114.33 (13) of the statutes is
2 created to read:

3 114.33 (13) Subsections (6) to (12) do not apply to lands or interests in
4 lands associated with projects for public-use airports which are not owned by
5 a county, city, village or town.

6 ••87b1647/1 •• 87b1922/en••SECTION 1729mt. 114.34 (1) and (2) of the
7 statutes are amended to read:

8 114.34 (1) The costs of ~~public-use~~ airport improvement projects involving
9 federal aid, in excess of the federal government's share, shall be borne by
10 the sponsor and the state, except that the state shall pay not more than one-
11 half of such excess costs, nor more than \$100,000 for the cost of a building
12 project or building improvement project and no part of the cost of hangars.
13 The secretary, upon agreement with the sponsor, may advance up to 10% of the
14 amount of any federal aid grant agreement for the payment of project costs of
15 a federal aid project from unallocated state airport funds, subject to reim-
16 bursement upon final liquidation and settlement of the project with the
17 sponsor and federal government.

18 (2) The costs of projects not involving federal aid shall be borne by the
19 sponsor and the state. The state shall pay not more than 80% of such costs,
20 which may include the cost of the land, the cost of lands or interest in lands
21 deemed necessary for the protection of the aerial approaches, the cost of
22 formulating the project application and preparing the plans and
23 specifications, and the cost of construction and of all facilities deemed
24 necessary for the operation of the airport. The state shall not contribute
25 more than \$100,000 for the cost of a building project or building improvement
26 project and no part of the cost of hangars. ~~This subsection does not apply to~~
27 ~~the costs of projects to improve a public-use airport under s. 114.002 (18m)~~
28 ~~(b) or (c).~~

1 ••87b2136/1••SECTION 1730m. 115.28 (7s) of the statutes is created to
2 read:

3 115.28 (7s) CERTIFICATION OF ATHLETIC ASSOCIATIONS. Certify any athletic
4 association to which a public school belongs. No athletic association may be
5 certified unless it allows private schools to join the association as members
6 and allows the private school members to participate as members of a confer-
7 ence during regular season play and in postseason tournaments. Nothing in
8 this subsection prevents an athletic association from adopting uniform rules
9 and regulations governing its affairs, including provision for suspension of
10 schools or their students from the athletic association for violations of
11 those rules or regulations.

12 ••87b0421/1••SECTION 1741m. 115.28 (23) of the statutes is created to
13 read:

14 115.28 (23) WISCONSIN EDUCATIONAL OPPORTUNITY PROGRAM. Administer a
15 Wisconsin educational opportunity program to assist minority and economically
16 disadvantaged youth and adults in pursuing higher education opportunities.
17 The program shall consist of the following separate components:

18 (a) A talent search program which shall provide information to youths and
19 adults about postsecondary education and counseling to aid pupils in defining
20 educational goals, applying and enrolling in postsecondary institutions and
21 obtaining financial aid.

22 (b) A talent incentive program which shall provide supplemental aid to
23 financially needy pupils to promote attendance at postsecondary institutions.

24 (c) An early identification program which shall provide services to
25 pupils under s. 115.44.

26 ••87b1434/4 •• 87b1845/2••SECTION 1741s. 115.343 of the statutes is
27 created to read:

1 115.343 WISCONSIN MORNING MILK PROGRAM. (1) The department shall
2 establish a morning milk program which shall provide for the payment under
3 sub. (3) for beverages for all children who meet the criteria specified in
4 sub. (2) and who are enrolled in a public school in kindergarten to grade 5.
5 The program shall offer each eligible child a pint of Wisconsin produced whole
6 milk, one percent milk, skim milk or chocolate milk on each day in which
7 school is in session. If a child is allergic to milk or has metabolic dis-
8 orders or other conditions which prohibit him or her from drinking milk, the
9 child shall be offered juice as a substitute. Any school district which par-
10 ticipates in the morning milk program under this section is encouraged to
11 consider bids from local milk producers. Any such school district shall keep
12 all information related to the identity of the pupils who receive a beverage
13 under the morning milk program confidential.

14 (2) A child who is enrolled in a public school in kindergarten to grade 5
15 is eligible to receive a beverage specified in sub. (1) if all of the follow-
16 ing apply:

17 (a) The child does not receive the beverage through the federal special
18 milk program under 42 USC 1772 (b).

19 (b) The child meets the income eligibility standard for a free lunch in
20 the federal school lunch program under 42 USC 1758 (b).

21 (3) The department shall make payments to school districts for the full
22 costs of beverages under sub. (1) served to children eligible under sub. (2)
23 in the prior year from the appropriation under s. 20.255 (2) (cp).

24 (4) In addition to the milk served by a school district under this
25 section, a school district may provide subsidies for beverages specified under
26 sub. (1) for children who do not meet the criteria under sub. (2). The
27 department shall promulgate rules establishing procedures for the proration of
28 any amounts remaining in the appropriation under s. 20.255 (2) (cp) in any

1 fiscal year for payments to school districts for beverages specified under
2 sub. (1) served by school districts to children who do not meet the eligibil-
3 ity criteria specified in sub. (2) but who do meet the income eligibility
4 standard for a reduced-price lunch in the federal school lunch program under
5 42 USC 1758 (b).

6 (5) The department shall maintain a separate count of the beverages under
7 sub. (1) served by school districts for children who meet the eligibility
8 criteria under sub. (2) and for any children who receive beverages under sub.
9 (4).

10 ••87-2319/1••SECTION 1742. 115.367 (3) (a) of the statutes is repealed.

11 ••87b0463/2••SECTION 1742m. 115.39 of the statutes is created to read:

12 115.39 ADMINISTRATIVE LEADERSHIP ACADEMY. The department may establish
13 and maintain an administrative leadership academy to enhance the knowledge and
14 skills of mid-career school district administrators and principals. The
15 department shall establish and charge a fee for participation in the adminis-
16 trative leadership academy. The moneys from the fee payments shall be cred-
17 ited to the appropriation under s. 20.255 (1) (hf).

18 ••87b0462/1••SECTION 1742r. 115.405 of the statutes is created to read:

19 115.405 TEACHING INCENTIVES PROGRAM. (1) The state superintendent shall
20 establish a teaching incentives program for the purpose of identifying inno-
21 vations and incentives related to teacher compensation, career opportunities,
22 professional development and performance assessment that may lead to an
23 improvement in the quality of instruction.

24 (2) A school board may apply to the state superintendent for a grant to
25 fund a demonstration project designed to implement innovations related to
26 teacher compensation, career opportunities, professional development or per-
27 formance assessment.

28 (3) The state superintendent shall:

1 (a) Appoint under s. 15.04 (1) (c) a teaching incentives program council
2 to advise the state superintendent on policies relating to the purposes of the
3 program. The council shall consist of teachers, school principals, school
4 district administrators, school board members and a representative of the
5 department.

6 (b) Review an application submitted under sub. (2) on the basis of
7 whether the project will improve the quality of instruction. The state
8 superintendent shall determine the amount of the grant, if any, to be made to
9 the school board and the conditions under which the grant will be made.
10 Amounts awarded under this paragraph shall be paid from the appropriation
11 under s. 20.255 (2) (fp). A school board receiving a grant under this para-
12 graph shall provide funds for the project in an amount equal to the amount of
13 the grant received.

14 (c) Monitor the implementation of demonstration projects funded under
15 par. (b), provide technical assistance and consultation to school boards
16 operating the projects and assist in the evaluation of the projects.

17 (d) Include in the department's biennial report under s. 15.04 (1) (d) a
18 description of the progress of the program and an evaluation of the projects
19 funded under par. (b).

20 (e) Promulgate rules necessary to implement and administer this section.

21 (4) This section does not apply on or after July 1, 1988.

22 ••87-2402/1••SECTION 1743. 115.41 of the statutes is created to read:

23 115.41 TEACHER IMPROVEMENT PROGRAM. The state superintendent shall
24 operate a program to provide prospective teachers with one-semester intern-
25 ships under the supervision of licensed teachers. The program may also fund
26 in-service activities and professional staff development research projects.
27 The state superintendent shall charge school districts fees for participation

1 in the program. Program costs shall be paid from the appropriation under s.
2 20.255 (1) (hg).

3 ••87b0421/1••SECTION 1743m. 115.44 of the statutes is created to read:

4 115.44 EARLY IDENTIFICATION PROGRAM. (1) The state superintendent shall
5 establish an early identification program as part of the Wisconsin educational
6 opportunity program under s. 115.28 (23). Early identification program costs
7 shall be paid from the appropriation under s. 20.255 (1) (fw). The early
8 identification program shall assist minority and economically disadvantaged
9 pupils in grades 8 to 12 in pursuing higher educational opportunities by pro-
10 viding direction toward attainment of career goals.

11 (2) Biennially, the state superintendent shall provide the governor and
12 any appropriate standing committee of the legislature information on the per-
13 formance of the early identification program and the postsecondary educational
14 progress of the pupils who were enrolled in the program. The information
15 shall include the number and ethnic backgrounds of the pupils who were
16 enrolled in the program and college acceptance, retention and graduation rates
17 of the pupils.

18 ••87-2316/1••SECTION 1744. 115.53 (1) of the statutes is repealed.

19 ••87-2327/1••SECTION 1745. 115.53 (6) of the statutes is created to read:

20 115.53 (6) Charge the school district responsible for a pupil's placement
21 in a school under this subchapter for the costs of transporting the pupil to
22 and from the pupil's home on weekends. All fees received under this subsec-
23 tion shall be deposited in the appropriation under s. 20.255 (1) (gt).

24 ••87-2405/1••SECTION 1746. 115.75 (1) (a) of the statutes is amended to
25 read:

26 115.75 (1) (a) Subject to the requirements of par. (b), each alternative
27 school operating an American Indian language and culture education program
28 under this subchapter shall receive state aid, from the appropriation under s.

1 20.255 ~~(2)~~ (1) (cw), in an amount equal to \$110 for each pupil who has com-
2 pleted the fall semester in the program.

3 ••87-2405/1••SECTION 1747. 115.75 (3) of the statutes is amended to read:

4 115.75 (3) If the appropriation under s. 20.255 ~~(2)~~ (1) (cw) in any year
5 is insufficient to pay the full amount of aid under this section, state aid
6 payments shall be prorated among the alternative schools entitled to such aid.

7 ••87b0422/1••SECTION 1747m. 115.77 (3) (b) of the statutes is repealed.

8 ••87b0507/3 •• 87b2108/1••SECTION 1748e. 115.88 (1) (intro.) of the
9 statutes is amended to read:

10 115.88 (1) PROGRAM AID. (intro.) If, upon receipt of the report under
11 s. 115.84, the state superintendent is satisfied that the special education
12 program has been maintained during the preceding school year in accordance
13 with law, the superintendent shall certify to the department of administration
14 in favor of each county, cooperative educational service agency and school
15 district maintaining such special education program ~~a sum equal to 63% of an~~
16 amount equal to the reimbursement percentage determined under sub. (10) (c)
17 multiplied by the amount expended by the county, agency and school district
18 during the preceding year for salaries of personnel enumerated in s. 115.83
19 (1), including the salary portion of any authorized contract for physical or
20 occupational therapy services, except as provided in pars. (a) and (b), and
21 other expenses approved by the state superintendent. The department of
22 administration shall pay such amounts to the county, agency and school dis-
23 trict from the appropriation under s. 20.255 (2) (b).

24 ••87b0507/3 •• 87b2108/1••SECTION 1748m. 115.88 (1) (b) of the statutes
25 is amended to read:

26 115.88 (1) (b) Salaries of senior level school psychologists and senior
27 level school social workers shall be reimbursed at ~~51%~~ the reimbursement per-
28 centage determined under sub. (10) (c) without regard to whether they are

1 employed in a program for handicapped children. The school district, county
2 handicapped children's education board or cooperative educational service
3 agency shall include in the report under s. 115.84 any information required by
4 the state superintendent relating to use of a school psychologist or school
5 social worker.

6 ••87b0507/3 •• 87b2108/1••SECTION 1748s. 115.88 (2) of the statutes is
7 amended to read:

8 115.88 (2) TRANSPORTATION AID. If upon receipt of the report under s.
9 115.84 the state superintendent is satisfied that the transportation of chil-
10 dren with exceptional educational needs has been maintained during the pre-
11 ceding year in accordance with the law, the state superintendent shall certify
12 to the department of administration in favor of each county, cooperative
13 educational service agency or school district transporting such pupils ~~63% of~~
14 an amount equal to the reimbursement percentage determined under sub. (10) (c)
15 multiplied by the amount expended for such transportation. Pupils for whom
16 aid is paid under this subsection shall not be eligible for aid under s.
17 121.58 (2) or (4). The department of administration shall pay such amounts to
18 the county, agency or school district from the appropriation under s. 20.255
19 (2) (b). This subsection applies to any child with exceptional educational
20 needs who requires special assistance in transportation, including any such
21 child attending regular classes who requires special or additional
22 transportation. This subsection does not apply to any child with exceptional
23 educational needs attending regular or special classes who does not require
24 any special or additional transportation.

25 ••87-2326/1••SECTION 1749. 115.88 (7) (b) of the statutes is amended to
26 read:

27 115.88 (7) (b) ~~State~~ That portion of state tuition payments received for
28 ~~services provided to children with exceptional educational needs~~ attributable

1 to the special annual tuition rate under s. 121.83 (1) (c), regardless of the
2 school year in which the services were provided. The tuition receipts shall
3 be allocated to the most appropriate part of a program.

4 ••87b0507/3 •• 87b2108/1••SECTION 1749c. 115.88 (10) of the statutes is
5 created to read:

6 115.88 (10) REIMBURSEMENT PERCENTAGE. (a) Costs under subs. (3) to (6)
7 shall be fully reimbursed.

8 (b) The costs under subs. (1) (intro.) and (b) and (2) and ss. 115.93 (1)
9 and (1m) and 118.255 (4) shall be reimbursed as provided in par. (c).

10 (c) The amounts remaining in the appropriation under s. 20.255 (2) (b)
11 after subtracting the payments reimbursed under par. (a) shall be distributed
12 such that the costs under subs. (1) (intro.) and (2) and ss. 115.93 (1) and
13 (1m) and 118.255 (4) are reimbursed at a percentage rate which is 1.2353 times
14 the percentage rate used to reimburse costs under sub. (1) (b).

15 ••87b0507/3 •• 87b2108/1••SECTION 1749g. 115.881 of the statutes is
16 repealed.

17 ••87b0507/3 •• 87b2108/1••SECTION 1749h. 115.93 (1) of the statutes is
18 amended to read:

19 115.93 (1) ~~Except as provided under sub. (2), if~~ If, upon receipt of the
20 reports under s. 115.92 (2), the state superintendent is satisfied that the
21 school age parents program has been maintained during the preceding school
22 year in accordance with the rules under s. 115.92 (3), he or she shall certify
23 to the department of administration in favor of each school district main-
24 taining the program a sum equal to 63% of an amount equal to the reimbursement
25 percentage determined under s. 115.88 (10) (c) multiplied by the amount
26 expended by the school district during the preceding school year for salaries
27 of teachers and instructional aids, special transportation and other expenses
28 approved by the state superintendent. The department of administration shall

1 pay such amounts to the school district from the appropriation under s. 20.255
2 (2) (b).

3 ••87b0507/3 •• 87b2108/1••SECTION 1749j. 115.93 (1m) of the statutes is
4 amended to read:

5 115.93 (1m) Annually by August 15, the department of health and social
6 services shall submit to the state superintendent a report identifying each
7 school board that has entered into a contract with the department of health
8 and social services for the provision of day care programs under s. 46.99.
9 ~~Except as provided under sub. (2), upon~~ Upon receipt of the report the state
10 superintendent shall certify to the department of administration in favor of
11 each such school district ~~a sum equal to 63% of~~ an amount equal to the reim-
12 bursement percentage determined under s. 115.88 (10) (c) multiplied by the
13 amount expended by the school district during the preceding school year on
14 educational services for student parents enrolled in the program under s.
15 46.99, including salaries of teachers and instructional aids, special trans-
16 portation and other expenses approved by the state superintendent. The
17 department of administration shall pay such amounts to the school district
18 from the appropriation under s. 20.255 (2) (b).

19 ••87b0507/3 •• 87b2108/1••SECTION 1749L. 115.93 (2) of the statutes is
20 repealed.

21 ••87b0422/1••SECTION 1749m. Subchapter VIII of chapter 115 of the stat-
22 utes is created to read:

23 CHAPTER 115

24 SUBCHAPTER VIII

25 CHILDREN WITH SPECIAL

26 HEALTH CARE NEEDS

27 115.998 CHILDREN WITH SPECIAL HEALTH CARE NEEDS. (1) DEFINITIONS. In
28 this subchapter:

1 (a) "Child with special health care needs" means an individual under the
2 age of 21 years who has a chronic condition.

3 (b) "Chronic condition" means a physical disability that restricts a
4 child's physical development or ability to engage in regular childhood
5 activities, and that may create psychological or emotional problems for the
6 child. "Chronic condition" includes spina bifida, cleft lip or palate,
7 diabetes, kidney disease, leukemia, asthma, sickle cell anemia, cystic
8 fibrosis, cerebral palsy and heart disease.

9 (c) "Division" means the division for handicapped children and pupil
10 services in the department.

11 (2) DIVISION DUTIES. The division shall:

12 (am) Upon the request of federal or state authorities, submit a plan for
13 a state program for children with special health care needs and such reports
14 on the programs as the authorities require.

15 (b) Recommend to the state superintendent standards for health care for
16 children with special health care needs and minimum qualifications for per-
17 sonnel engaged in providing such care.

18 (c) Coordinate the delivery of health care services for children with
19 special health care needs with school districts, cooperative educational ser-
20 vice agencies, county handicapped children's education boards, private
21 schools, state operated programs, social service agencies and health care
22 providers.

23 (d) Train personnel engaged in providing health care services to children
24 with special health care needs.

25 (3) RECEIPT OF FEDERAL AID. Any federal aid made available to the
26 department for children with special health care needs shall be granted to the
27 division for carrying out plans approved by the federal agency having super-
28 vision of the aid program.

1 ••87b2175/1••SECTION 1750m. 116.08 (1) of the statutes is amended to
2 read:

3 116.08 (1) An amount not to exceed ~~\$25,000~~ \$12,500 annually shall be paid
4 to each agency for the maintenance and operation of the office of the board of
5 control and agency administrator and to match any federal funds received by
6 the agency for vocational education administration. No state aid may be paid
7 unless the agency submits by August 1 an annual report which includes a
8 detailed certified statement of its expenses for the prior year to the state
9 superintendent, and such statement reveals that the state aid was expended as
10 provided by this section. In no case may the state aid exceed the actual
11 expenditures for the prior year as certified in such statement.

12 ••87-2318/1••SECTION 1751. 118.07 (3) of the statutes is repealed.

13 ••87-2091/2••SECTION 1752. 118.125 (2) (i) of the statutes is amended to
14 read:

15 118.125 (2) (i) The district board of the vocational, technical and adult
16 education district in which the public school is located, or the department of
17 health and social services or a county department under s. 46.215, 46.22 or
18 46.23 for verification of eligibility for public assistance under ch. 49,
19 shall, upon request, be provided by the school district clerk with the names
20 of pupils who have withdrawn from the public school prior to graduation under
21 s. 118.15 (1) (c).

22 ••87b1438/1 •• 87b1845/2••SECTION 1752m. 118.153 (1) (a) of the statutes
23 is amended to read:

24 118.153 (1) (a) "Children at risk" means dropouts, pupils who have been
25 absent from school without acceptable excuses under s. 118.15 (1) (b) ~~to~~ or
26 (d) or (3), pupils who are parents and pupils who have been adjudicated
27 delinquent, who are also one or more years behind their age group in the
28 number of credits attained or in basic skill levels.

1 ••87b1438/1 •• 87b1845/2••SECTION 1752p. 118.153 (1) (b) of the statutes
2 is renumbered 118.153 (1) (b) (intro.) and amended to read:

3 118.153 (1) (b) (intro.) "Dropout" means a child who ceased to attend
4 school, ~~continues to reside in the school district for at least 20 consecutive~~
5 school days, does not attend a public, ~~or private or vocational, technical and~~
6 ~~adult education district~~ school or home-based private educational program on a
7 full-time basis, and has not graduated from high school ~~and does not have an~~
8 ~~acceptable excuse under s. 118.15 (1) (b) to (d) or (3).~~ "Dropout" does not
9 include any pupil:

10 ••87b1438/1 •• 87b1845/2••SECTION 1752q. 118.153 (1) (b) 1 to 3 of the
11 statutes are created to read:

12 118.153 (1) (b) 1. Attending a vocational, technical and adult education
13 school under s. 118.15 (1) (b).

14 2. Provided with program or curriculum modifications under s. 118.15 (1)
15 (d).

16 3. Excused by the school board under s. 118.15 (3).

17 ••87b0507/3 •• 87b2108/1••SECTION 1754qm. 118.255 (4) of the statutes is
18 amended to read:

19 118.255 (4) If the state superintendent is satisfied that the health
20 treatment services program has been maintained during the preceding school
21 year in accordance with law he or she shall certify to the department of
22 administration in favor of each school board, cooperative educational service
23 agency and county handicapped children's education board maintaining such
24 health treatment services, an amount equal to ~~63% of the reimbursement per-~~
25 centage determined under s. 115.88 (10) (c) multiplied by the amount expended
26 for items listed in s. 115.88 (1) by the school board, cooperative educational
27 service agency and county handicapped children's education board during the
28 preceding year for these health treatment services. The department of

1 administration, upon such certification shall distribute the amounts to the
2 appropriate school board, cooperative educational service agency and county
3 handicapped children's education board.

4 ••87b0322/2••SECTION 1754r. 119.04 (1) of the statutes is amended to
5 read:

6 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03
7 (3) (c), 115.01 (1) and (2), 115.28 (15), 115.34, 115.343, 115.345, 118.01 to
8 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14, 118.15, 118.153,
9 118.16, 118.18, 118.19 (3) (b) and (7), 118.20, 118.24 (2) (c) to (f),
10 118.255, 118.30 to 118.35, 120.12 (15) ~~and~~, (17) and (18) and 120.13 (1), (2)
11 (b) to (f), (14), (17) to (19) and (26) are applicable to a 1st class city
12 school district and board.

13 ••87b1778/3 •• 87b1845/2••SECTION 1754u. 119.48 (3) (a) of the statutes
14 is amended to read:

15 119.48 (3) (a) The school construction fund taxes in any one year shall
16 not exceed the levy rate specified in s. 65.07 (1) (f), unless the decision to
17 exceed the levy rate specified in s. 65.07 (1) (f) is approved through the
18 voter referendum procedure specified in sub. (4). Any such approval is
19 applicable only for one year.

20 ••87b1778/3 •• 87b1845/2••SECTION 1754v. 119.48 (4) of the statutes is
21 created to read:

22 119.48 (4) (a) If the board deems it necessary to exceed the levy rate
23 specified under s. 65.07 (1) (f), it may by a two-thirds vote of the members-
24 elect include a communication to the common council as part of the budget
25 transmitted to the common council under s. 119.16 (8) (b).

26 (b) The communication shall state the purposes for which the funds from
27 the increase in the levy rate will be used and shall request the common coun-
28 cil to submit to the voters of the city the question of exceeding the levy

1 rate specified in s. 65.07 (1) (f) at the September election or a special
2 election.

3 (c) Upon receipt of the communication, the common council shall cause the
4 question of exceeding the levy rate specified under s. 65.07 (1) (f) to be
5 submitted to the voters of the city at the September election or at a special
6 election. The question of exceeding the levy rate specified under s. 65.07
7 (1) (f) shall be submitted upon a separate ballot or in some other manner so
8 that the vote upon exceeding the levy rate specified in s. 65.07 (1) (f) is
9 taken separately from any other question submitted to the voters. If a
10 majority of the electors voting on the question favors exceeding the levy rate
11 specified under s. 65.07 (1) (f), the common council shall approve the
12 increase in the levy rate and shall levy and collect a tax equal to the amount
13 of money approved by the electors.

14 ••87b0467/1••SECTION 1755b. 119.49 (title) of the statutes is amended to
15 read:

16 119.49 (title) BOND ISSUES AND BORROWING ON PROMISSORY NOTES.

17 ••87b0467/1••SECTION 1755c. 119.49 (6) of the statutes is created to
18 read:

19 119.49 (6) In addition to the authority granted to the board under sub.
20 (1) (a), the board may adopt a resolution by a two-thirds vote of the
21 members-elect to issue promissory notes as provided under s. 67.12 (12). The
22 board shall send a communication to the common council, as part of the budget
23 transmitted to the common council under s. 119.16 (8) (b), specifying the
24 purposes and the amount of the promissory note, the instalments and rate of
25 interest, and the direct annual irrepealable tax sufficient to pay each
26 instalment, and the interest, as it becomes due and payable. Upon receipt of
27 the communication, the common council shall levy and collect a tax upon all
28 taxable property in the city, in the same manner and at the same time as other

1 taxes are levied and collected, which shall be equal to the amounts required
2 by the board to repay the note as it becomes due.

3 ••87b1438/1 •• 87b1845/2••SECTION 1755cm. 119.51 of the statutes is
4 created to read:

5 119.51 DISBURSEMENT OF CHILDREN-AT-RISK MONEY'S. Of the amounts received
6 by the board for the children-at-risk program under s. 118.153 (4) (b),
7 \$60,000 in each fiscal year shall be used to fund coordinator positions to do
8 all of the following:

9 (1) Provide support services to schools within the school district which
10 have the highest dropout rates in the school district.

11 (2) Provide support services to single-parent pupils within the school
12 district.

13 (3) Provide services to children who meet the requirements under s. 49.50
14 (7) (g) if a federal waiver is in effect under s. 49.50 (7) (i).

15 ••87b1441/3 •• 87b1845/2••SECTION 1755cp. 119.75 of the statutes is
16 created to read:

17 119.75 SITE-BASED MANAGEMENT PROGRAM. (1) In this section, "school"
18 means a public school within a 1st class city which provides an educational
19 program for one or more grades between grades 1 and 12 and which is commonly
20 known as an elementary school, middle school, junior high school, senior high
21 school or high school.

22 (2) (a) The board may establish a site-based management program within a
23 1st class city school district. The purpose of the program is to decentralize
24 decision-making authority from the central administrative office to the school
25 building level.

26 (b) In administering the site-based management program, the board shall
27 do all of the following:

28 1. Set educational standards, goals and performance outcomes.

- 1 2. Set curriculum and staffing standards.
- 2 3. Set general fiscal standards for budget allocations.
- 3 4. Review and approve site-based management plans submitted by the school
- 4 site-based management councils established under sub. (5) (b). If the board
- 5 determines that a plan cannot be approved as submitted, the board shall
- 6 describe to the school, in writing, the necessary modifications needed for
- 7 board approval and the school shall be permitted to resubmit a modified plan.
- 8 5. As specified under pars. (c) and (d), allocate funding to schools
- 9 which participate in the site-based management program.
- 10 (c) If the board establishes a program under par. (a), the board shall
- 11 allocate all moneys received by the board from the appropriation under s.
- 12 20.255 (2) (fc) to the schools which participate in the site-based management
- 13 program, as specified in sub. (6).
- 14 (d) If the board establishes a program under par. (a), the board shall do
- 15 all of the following:
- 16 1. Establish categories of pupils which shall include, but not be limited
- 17 to, all of the following:
- 18 a. At risk.
- 19 b. Bilingual.
- 20 c. Visually handicapped.
- 21 d. Physically handicapped.
- 22 e. Deaf and hard of hearing.
- 23 f. Learning disabilities.
- 24 g. Emotionally disturbed.
- 25 h. Mentally retarded.
- 26 i. Free or reduced-price lunch eligibility.
- 27 j. Other pupils.

1 2. Determine how much it costs to educate each pupil in the categories
2 established under subd. 1.

3 3. Beginning in the 1988-89 school year, allocate all moneys other than
4 those specified in par. (c) to schools which participate in the site-based
5 management program based on the cost per pupil determinations made under subd.
6 2.

7 (3) The board may designate up to 15 schools to participate in the
8 site-based management program during the 1987-88 and 1988-89 school years.

9 (4) The board shall submit a report on the progress of the site-based
10 management program to the department of public instruction and to the chair-
11 person of the appropriate standing committee in each house of the legislature
12 by October 1, 1988.

13 (5) (a) Each school which is designated to participate in a site-based
14 management program shall form a council which shall consist of all of the
15 following:

- 16 1. The school principal.
- 17 2. Representatives of the school's faculty.
- 18 3. Parents of pupils who are enrolled in the school.
- 19 4. Pupils who are enrolled in the school, if appropriate.
- 20 5. Community representatives.

21 (b) The council shall prepare a site-based management plan for the school
22 which determines the school's curriculum, staffing and budget allocation based
23 on guidelines and general fiscal standards established by the board under sub.

24 (2) (b). The plan shall be submitted to the board for approval under sub. (2)

25 (b) 4. The school shall provide site-based management training for the school
26 principal, faculty, parents and community representatives and conduct evalu-
27 ations of the program with funds received from the board under s. 20.255 (2)

1 (fc). The school may contract with consultants for the provision of any
2 training or evaluation under this paragraph.

3 (6) If the board establishes a site-based management program under sub.
4 (2), it shall receive the amount appropriated under s. 20.255 (2) fc). Of the
5 total amount received, the board shall allocate to each school participating
6 in the site-based management program, an amount which is based on the school's
7 proportionate share of the total pupil enrollment of the schools participating
8 in the site-based management program during the 1987-88 and 1988-89 school
9 years. The funds shall be used for the purposes specified under sub. (5) (b)
10 and for instructional materials, substitute teachers' salaries and teacher
11 overtime which are related to the program.

12 ••87b0545/1 •• 87b1226/2••SECTION 1755Lm. 120.12 (18) of the statutes is
13 created to read:

14 120.12 (18) BEFORE AND AFTER SCHOOL DAY CARE. Provide the use of school
15 rooms to day care providers, at a reasonable charge to cover maintenance
16 costs, before and after school hours for before and after school day care
17 programs.

18 ••87b0503/1••SECTION 1755m. 121.004 (2) of the statutes is amended to
19 read:

20 121.004 (2) EQUALIZED VALUATION. The "equalized valuation" of a school
21 district is the full value of the taxable property of the territory in the
22 school district as certified for the ~~current~~ prior year under s. 121.06 (2),
23 excluding value adjustments made under s. 70.57 (1) resulting from appeals
24 made under s. 70.995.

XXXXNOTE: This draft (LRB-2314/4) does not include the treat-
ment of s. 121.008 (1). This section is affected in LRB-2305/3.

25 ••87-2305/4••SECTION 1757. 121.008 of the statutes, as created by 1985
26 Wisconsin Act 29, is repealed.

*****NOTE: This is reconciled s. 121.008. This section has been affected by drafts with the following LRB #'s: LRB-2305/2 and LRB-2314/3.

1 ••87-2320/1••SECTION 1759. 121.02 (1) (f) 2 of the statutes is amended to
2 read:

3 121.02 (1) (f) 2. Annually, schedule at least ~~525~~ 437 hours of direct
4 pupil instruction in kindergarten, at least 1,050 hours of direct pupil
5 instruction in grades 1 to 6 and at least 1,137 hours of direct pupil
6 instruction in grades 7 to 12. Scheduled hours under this subdivision include
7 recess and time for pupils to transfer between classes but do not include the
8 lunch period.

9 ••87-2321/3••SECTION 1760. 121.02 (1) (k) of the statutes is renumbered
10 121.02 (1) (k) 1 and amended to read:

11 121.02 (1) (k) 1. Develop By September 1, 1988, develop a written, se-
12 quential curriculum plan that includes in at least 3 of the following subject
13 areas: reading, language arts, mathematics, social studies, science, health,
14 computer literacy, environmental education, vocational education, physical
15 education, art and music. The plan shall specify objectives, course content
16 and resources and shall include a program evaluation method.

17 ••87-2321/3••SECTION 1761. 121.02 (1) (k) 2 and 3 of the statutes are
18 created to read:

19 121.02 (1) (k) 2. By September 1, 1989, develop a written, sequential
20 curriculum plan in at least 3 additional subject areas specified in subd. 1.

21 3. By September 1, 1990, develop a written, sequential curriculum plan in
22 all of the remaining subject areas specified in subd. 1.

23 ••87b0288/1••SECTION 1762m. 121.03 of the statutes is renumbered 115.45,
24 and 115.45 (6) (b), (7) and (8), as renumbered, are amended to read:

25 115.45 (6) (b) By March 1, 1986, and annually thereafter, submit to the
26 joint committee on finance and the appropriate standing committees of each

1 house of the legislature a budget report detailing the grants he or she
2 intends to award under this section in the next fiscal year. The report shall
3 provide summary data on the results of the annual testing required under sub.
4 (4) (b) and include a description of the guidelines used to determine the
5 individual schools and private service providers that will receive funds under
6 this section and the types of expenditures eligible for such funds.

7 ~~(7) The amount in the appropriation under s. 20.255 (2) (do) for any~~
8 ~~fiscal year may not be encumbered or expended until~~ If within 14 working days
9 after the date of receiving the report under sub. (6) (b) the cochairpersons
10 of the joint committee on finance approves the budget report under sub. (6)
11 ~~(b)~~ do not notify the state superintendent that the committee has scheduled a
12 meeting for the purpose of reviewing the budget report, the grants may be
13 awarded from the appropriation under s. 20.255 (2) (do) as proposed by the
14 state superintendent under sub. (3). If within 14 working days after the date
15 of receiving the report under sub. (6) (b) the cochairpersons of the joint
16 committee on finance notify the state superintendent that the committee has
17 scheduled a meeting for the purpose of reviewing the budget report, the grant
18 amounts under sub. (3) may be awarded only upon approval of the joint commit-
19 tee on finance.

20 (8) Notwithstanding sub. (1), beginning in the 1986-87 school year, the
21 city of Kenosha school district is eligible to receive grants under this
22 section in an amount not to exceed \$250,000 each school year and, beginning in
23 the 1987-88 school year, the city of Beloit school district is eligible to
24 receive grants under this section in an amount not to exceed \$30,000 each
25 school year.

26 ••87b0289/1••SECTION 1762o. 121.05 (1) (a) (intro.) of the statutes is
27 amended to read:

1 121.05 (1) (a) (intro.) The average of the number of pupils enrolled on
2 the 3rd Friday of September ~~and~~ the 2nd Friday of January and the first
3 Friday in May of the previous school year, including:

4 ••87b1440/1 •• 87b1845/2••SECTION 1762p. 121.05 (1) (a) 7 of the statutes
5 is created to read:

6 121.05 (1) (a) 7. Pupils enrolled in a nonsectarian private school or
7 program which is located within a 1st class city school system under s. 118.15
8 (1) (d) 4.

9 ••87b0289/1••SECTION 1762r. 121.05 (3) of the statutes is amended to
10 read:

11 121.05 (3) If a school district is unable to hold school on ~~either~~ any of
12 the ~~2~~ 3 dates specified in sub. (1) (a), the state superintendent shall
13 designate alternative membership counting dates.

14 ••87-2305/4••SECTION 1764. 121.07 (1) (d) of the statutes is created to
15 read:

16 121.07 (1) (d) At the end of the school year, the department shall adjust
17 state aid payments according to the actual shared cost of the school district
18 for that school year.

19 ••87b0506/2••SECTION 1765m. 121.07 (6) (b) of the statutes is amended to
20 read:

21 121.07 (6) (b) The "primary ceiling cost per member" ~~is 110% of the state~~
22 ~~shared cost divided by the membership for the school year previous to the~~
23 ~~school year used for aid computation, as determined by the state superintend-~~
24 ~~ent shall be \$3,860 in the 1987-88 school year and \$4,090 in each school year~~
25 thereafter, except as provided in s. 121.23.

26 ••87b0291/2••SECTION 1766c. 121.07 (7) (a) of the statutes is repealed
27 and recreated to read:

1 121.07 (7) (a) The "primary guaranteed valuation per member" is an
2 amount, rounded to the next lowest dollar, that, after subtraction of payments
3 under ss. 118.153 (4) (b), 121.09 and 121.85 (6) (b) 2 and 3 and (c), fully
4 distributes the amount remaining in the appropriation under s. 20.255 (2) (ac)
5 for payments under ss. 121.08, 121.10, 121.105, 121.135, 121.85 (6) (a) and
6 (g) and 121.86 (2).

7 ••87b0291/2••SECTION 1766g. 121.07 (7) (b) of the statutes is amended to
8 read:

9 121.07 (7) (b) The "secondary guaranteed valuation per member" shall be
10 an amount rounded to the ~~nearest \$100~~ next lowest dollar determined by multi-
11 plying the equalized valuation of the state by 1.06 and dividing the result
12 obtained by the state total membership.

13 ••87b0291/2••SECTION 1766j. 121.07 (7) (c) of the statutes is amended to
14 read:

15 121.07 (7) (c) For districts operating only high school grades, the
16 amounts in pars. (a) and (b) shall be multiplied by 3 and rounded to the
17 ~~nearest \$100~~ next lowest dollar.

18 ••87b0291/2••SECTION 1766L. 121.07 (7) (d) of the statutes is amended to
19 read:

20 121.07 (7) (d) For districts operating only elementary grades, the
21 amounts in pars. (a) and (b) shall be multiplied by 1.5 and rounded to the
22 ~~nearest \$100~~ next lowest dollar.

23 ••87b1440/1 •• 87b1845/2••SECTION 1766Lm. 121.08 (3) of the statutes is
24 created to read:

25 121.08 (3) (a) In this subsection, "school district" means a 1st class
26 city school system.

27 (b) The aid computed under sub. (1) shall be reduced by the amount by
28 which the aid that the school district is receiving under sub. (1) as a result

1 of the number of pupils reported as enrolled in the school district under s.
2 121.05 (1) (a) 7 exceeds the amount paid by the school district for tuition
3 for those pupils.

4 ••87b0291/2••SECTION 1766m. 121.10 (1) (b) of the statutes is amended to
5 read:

6 121.10 (1) (b) "State aid" means the sum of payments provided to a school
7 district under ss. ~~20.255 (2) (ae) and (an) and 20.835 (3) (c), excluding any~~
8 ~~amount provided under subch. VI 121.08 and 121.085.~~

9 ••87b0504/1••SECTION 1766n. 121.10 (2) (a) of the statutes is amended to
10 read:

11 121.10 (2) (a) To each school district in which the median household
12 income is less than \$15,000, an amount which, when added to the amount of
13 state aid the school district will receive in the current school year, is
14 equal to an amount determined by multiplying \$225 ~~in the 1986-87 school year~~
15 ~~and \$250 in each school year thereafter~~ by the membership.

16 ••87b0504/1••SECTION 1766o. 121.10 (2) (b) of the statutes is amended to
17 read:

18 121.10 (2) (b) To each school district in which the median household
19 income is at least \$15,000 but less than \$20,000 and the property tax levy
20 determined under s. 120.12 (3) in the previous year was not above the average
21 property tax levy determined under s. 120.12 (3) in the previous year by all
22 school districts, an amount which, when added to the amount of state aid the
23 school district will receive in the current school year, is equal to an amount
24 determined by multiplying \$135 ~~in the 1986-87 school year~~ and ~~\$150 in each~~
25 ~~school year thereafter~~ by the membership.

26 ••87b0504/1••SECTION 1766p. 121.10 (2) (c) of the statutes is amended to
27 read:

1 121.10 (2) (c) To each school district in which the median household
2 income is at least \$15,000 but not more than \$25,000 and the property tax levy
3 determined under s. 120.12 (3) in the previous year was above the average
4 property tax levy determined under s. 120.12 (3) in the previous year by all
5 school districts, an amount which, when added to the amount of state aid the
6 school district will receive in the current school year, is equal to an amount
7 determined by multiplying \$225 ~~in the 1986-87 school year and \$250 in each~~
8 ~~school year thereafter~~ by the membership.

9 ••87b2176/1••SECTION 1766s. 121.10 (3) of the statutes is created to
10 read:

11 121.10 (3) Notwithstanding sub. (2), a school district may not receive
12 minimum aid under this section beginning in the 1988-89 school year if that
13 school district was not eligible to receive minimum aid under this section in
14 the 1987-88 school year. If any school district which is eligible to receive
15 minimum aid under this section in the 1987-88 school year does not receive
16 this aid in the 1988-89 school year or a subsequent school year, that school
17 district shall no longer be eligible to receive minimum aid under this
18 section.

19 ••87b0291/2••SECTION 1766x. 121.105 (1) of the statutes is amended to
20 read:

21 121.105 (1) In this section "state aid" means the sum of the payments
22 provided to a school district under this section and ss. 20.255 (2) (ae) and
23 ~~(an) and 20.835 (3) (e)~~ 121.08, 121.085, 121.10, 121.85 and 121.86.

24 ••87b0504/1••SECTION 1766xm. 121.105 (2) (b) 1 of the statutes is amended
25 to read:

26 121.105 (2) (b) 1. The school district's equalized valuation divided by
27 its membership does not exceed an amount determined by multiplying the equal-
28 ized valuation of the state by ~~1.25~~ 1.35 and dividing the product by the state

1 total membership. The calculation under this subdivision shall be based upon
2 the equalized valuations and memberships used to compute general aid in the
3 current school year.

4 ••87b0653/3 •• 87b1226/2••SECTION 1766xp. 121.135 (1) of the statutes is
5 amended to read:

6 121.135 (1) If, upon receipt of the report under s. 115.84, the state
7 superintendent is satisfied that any children enrolled and participating in a
8 special education program provided by a county handicapped children's edu-
9 cation board under this subchapter and not counted as pupils enrolled under s.
10 121.05 are receiving the substantial equivalent of an elementary or high
11 school education from those services, the superintendent shall certify to the
12 department of administration from the appropriation under s. 20.255 (2) (ac)
13 in favor of the county handicapped children's education board providing those
14 services the amount specified determined under sub. (2) for each pupil
15 enrolled, except as provided under sub. (3). Enrollment for aid purposes
16 shall be determined in accordance with s. 121.05.

17 ••87b0653/3 •• 87b1226/2••SECTION 1766xs. 121.135 (2) of the statutes is
18 repealed and recreated to read:

19 121.135 (2) (a) In this subsection:

20 1. "Average general aid per member" means the amount of aid per member
21 that a school district would receive under ss. 121.08 and 121.085 if its
22 membership included each pupil who is a resident of the district and solely
23 enrolled in a special education program provided by a county handicapped
24 children's education board and the district's shared costs were increased by
25 the average per pupil costs of the county handicapped children's education
26 board program for each pupil who is solely enrolled in the county handicapped
27 children's education board program.

1 2. "Average per pupil costs of the county handicapped children's edu-
2 cation board program" means the gross cost of the county handicapped chil-
3 dren's education board program minus all nonduplicative receipts except prop-
4 erty taxes and state aid paid under this section in the previous school year,
5 divided by the number of pupils enrolled in the county handicapped children's
6 education board program.

7 3. "Pupils enrolled in the county handicapped children's education board
8 program" means the sum of the pupils counted under s. 121.05 (1) (a) 1 and
9 pupils who are receiving services from the county handicapped children's edu-
10 cation board under sub. (1).

11 (b) For each pupil who is solely enrolled in a special education program
12 provided by a county handicapped children's education board, the county
13 handicapped children's education board is entitled annually to an amount equal
14 to the average general aid per member of the school district in which the
15 pupil resides.

16 (c) If a school district is eligible for minimum aid under s. 121.10, the
17 county handicapped children's education board shall be eligible to receive a
18 minimum aid amount calculated as follows: the applicable dollar amount under
19 s. 121.10 is multiplied by each pupil who is solely enrolled in the county
20 handicapped children's education board program and who is a resident of the
21 school district which is eligible for minimum aid.

22 ••87b0291/2••SECTION 1766y. 121.15 (1) (a) of the statutes is amended to
23 read:

24 121.15 (1) (a) Each school district shall receive ~~one-sixth~~ 15% of its
25 total aid entitlement in September, ~~one-third~~ 25% of its total aid entitlement
26 in December, ~~one-sixth~~ 25% of its total aid entitlement in March and ~~one-third~~
27 35% of its total aid entitlement in June.

1 ••87-2305/4••SECTION 1773. 121.15 (1) (d) of the statutes is created to
2 read:

3 121.15 (1) (d) Any aid adjustment for the previous year required under s.
4 121.07 (1) (d) shall be made by increasing or decreasing the payment made in
5 June.

6 ••87b0291/2••SECTION 1774m. 121.15 (1) (e) of the statutes is amended to
7 read:

8 121.15 (1) (e) Payments under this subsection shall be made on the first
9 Monday of the month for the December payment, on the 3rd Monday of the month
10 for the September payment and June payments and on the 4th Monday of the month
11 for the ~~other payments~~ March payment.

 ***NOTE: This draft (LRB-2305/3) does not include the treat-
ment of s. 121.15 (4). This section is affected in LRB-2314/4.

12 ••87-2314/5••SECTION 1775. 121.15 (4) of the statutes is amended to read:
13 121.15 (4) On July 1 and October 1 ~~of 1985 and 1986~~, using the most
14 accurate data available, the state superintendent shall provide each school
15 district with an estimate of the total amount of state aid the school district
16 will receive under s. 121.08 in the current school year.

 ***NOTE: This is reconciled s. 121.15 (4). This section has
been affected by drafts with the following LRB #'s: LRB-2305/2 and
LRB-2314/3.

17 ••87b1477/1 •• 87b1922/en••SECTION 1780o. 125.07 (3) (a) 10 of the stat-
18 utes is amended to read:

19 125.07 (3) (a) 10. ~~An~~ Except as provided in par. (am) 2, an underage
20 person who enters or remains on Class "B" or "Class B" licensed premises on a
21 date specified by the licensee or permittee during times when no alcohol
22 beverages are consumed, sold or given away. During those times, the licensee,
23 the agent named in the license if the licensee is a corporation or a person
24 who has an operator's license shall be on the premises unless all alcohol
25 beverages are stored in a locked portion of the premises. The licensee shall

1 notify the local law enforcement agency, in advance, of the times underage
2 persons will be allowed on the premises under this subdivision.

3 ••87b1477/1 •• 87b1922/en••SECTION 1780r. 125.07 (3) (am) of the statutes
4 is created to read:

5 125.07 (3) (am) Local option. 1. A municipality may, by ordinance,
6 provide that par. (a) 10 does not apply in that municipality.

7 2. An underage person may not enter or remain on Class "B" or "Class B"
8 premises under the circumstances described in par. (a) 10 if the premises are
9 in a municipality which has enacted an ordinance under subd. 1.

10 ••87b1477/1 •• 87b1922/en••SECTION 1780u. 125.07 (3) (b) of the statutes
11 is amended to read:

12 125.07 (3) (b) Penalties. A licensee or permittee who directly or indi-
13 rectly permits an underage person to enter or be on a licensed premises in
14 violation of par. (a) or (am) is subject to a forfeiture of not more than
15 \$500.

16 ••87b1477/1 •• 87b1922/en••SECTION 1780y. 125.07 (4) (a) 3 of the stat-
17 utes is amended to read:

18 125.07 (4) (a) 3. Enters, knowingly attempts to enter or is on licensed
19 premises in violation of sub. (3) (a) or (am).

20 ••87-1351/1••SECTION 1781. 125.08 (2) (d) of the statutes is amended to
21 read:

22 125.08 (2) (d) Fees. The fee for an identification card is ~~\$3~~ \$4. The
23 fee for a duplicate card is \$5. The issuing officer shall deposit the fees in
24 the treasury of the county or municipality.

25 ••87b0526/1 •• 87b1226/2••SECTION 1781d. 125.26 (4m) of the statutes is
26 created to read:

1 125.26 (4m) If a municipality renews a Class "B" license, it may not
2 impose a charge for the late payment of the fee under sub. (4) if the fee is
3 paid before the license being renewed expires.

4 ••87b0761/1 •• 87b1226/2••SECTION 1782. 125.32 (3) (c) of the statutes is
5 amended to read:

6 125.32 (3) (c) Hotels and restaurants whose principal business is the
7 furnishing of food and lodging to patrons, bowling alleys, indoor
8 horseshoe-pitching facilities, curling clubs and golf courses may remain open
9 for the conduct of their regular business but may not sell fermented malt
10 beverages during the hours specified in par. (a).

11 ••87b0526/1 •• 87b1226/2••SECTION 1782g. 125.51 (3) (em) of the statutes
12 is created to read:

13 125.51 (3) (em) If a municipality renews a "Class B" license, it may not
14 impose a charge for the late payment of the fee under par. (e) if the fee is
15 paid before the license being renewed expires.

16 ••87b0522/1 •• 87b1226/2••SECTION 1782r. 125.51 (4) (n) of the statutes
17 is created to read:

18 125.51 (4) (n) Notwithstanding its quota, a village may issue a license
19 for a hotel owned by an American Indian tribe.

20 ••87b1738/1 •• 87b1922/en••SECTION 1782t. 125.51 (4) (o) of the statutes
21 is created to read:

22 125.51 (4) (o) Notwithstanding its quota, a village may issue a license
23 for a motel located on a lake which is the headwaters of a river which is part
24 of the border between this state and Minnesota.

25 ••87b1746/1 •• 87b1922/en••SECTION 1782v. 125.51 (4) (p) of the statutes
26 is created to read:

27 125.51 (4) (p) Notwithstanding its quota, a town which borders on a
28 lake, is adjacent to a 2nd class city and is located in a county with a popu-

1 lation of 300,000 or more may issue a license for a tavern which is covered by
2 a Class "B" license on the effective date of this paragraph [revisor
3 inserts date], if the tavern is not located within 500 feet of a lake.

4 ••87b0761/1 •• 87b1226/2••SECTION 1784. 125.68 (4) (c) 4 of the statutes
5 is amended to read:

6 125.68 (4) (c) 4. Hotels and restaurants whose principal business is the
7 furnishing of food, drinks or lodging to patrons, bowling alleys, indoor
8 horseshoe-pitching facilities, curling clubs and golf courses may remain open
9 for the conduct of their regular business but may not sell intoxicating liquor
10 during the closing hours mentioned in this paragraph.

11 ••87b0635/1 •• 87b1226/2••SECTION 1784a. 130.06 of the statutes is
12 amended to read:

13 130.06 REGULATION BY CITIES, VILLAGES AND TOWNS. The common council of
14 any city and the board of trustees of any village or town board of any town
15 may regulate by ordinances the sale by auction, within the meaning of this
16 chapter, of goods, wares and merchandise, except household furniture which has
17 been used as such, or other property within their respective cities, villages
18 or towns; and thereby may prohibit, under proper penalties, any sales at auc-
19 tion therein by any person without license; require daily reports of any sales
20 made, verified by affidavits, to be made by every auctioneer to the clerk of
21 such city, village or town, require sufficient bonds from the licensee for
22 compliance with any such ordinance, and the payment of a license fee of not
23 less than \$10 nor more than \$25 per day, or when fixed by the year not less
24 than \$10 nor more than \$300 per year, ~~in addition to any percentage they may~~
25 ~~fix, which shall not be less than 10 nor more than 20% upon the gross amount~~
26 ~~of sales made.~~ This section shall not apply when sale is made by virtue of a
27 chattel mortgage or conditional sales contract or of a rule, order or judgment
28 of a court, or of some law of the state or the United States respecting the

1 collection of some tax or duty; or in consequence of a general assignment of
2 property or effects for the benefit of creditors; or when made of property
3 belonging to the state or of the United States; or when made by or on behalf
4 of any executor or administrator; or when made of his farm property by or on
5 behalf of a resident farmer who has paid the taxes lawfully levied on his
6 property; or when made of farm personal property at a market licensed under s.
7 95.70.

8 ••87b0631/2 •• 87b1226/2••SECTION 1784b. 138.09 (3) (e) of the statutes
9 is amended to read:

10 138.09 (3) (e) A licensee may conduct, and permit others to conduct, at
11 the location specified in its license, any one or more of the following busi-
12 nesses not subject to this section: A business engaged in making loans for
13 business or agricultural purposes or exceeding \$25,000 in principal amount
14 except that all such loans having terms of 49 months or more are subject to
15 sub. (7) (gm) 2 or 4, a business engaged in making first lien real estate
16 mortgage loans under ss. 138.051 to 138.06, a loan, finance or discount busi-
17 ness under s. 218.01, or an insurance business, or a currency exchange under
18 s. 218.05, or a seller of checks business under ch. 217; but merchandise shall
19 not be sold at such location; and no other business shall be conducted at such
20 location unless written authorization is granted the licensee by the
21 commissioner.

22 ••87b0457/1••SECTION 1784c. 138.09 (7) (bn) 1. (intro.) of the statutes
23 is amended to read:

24 138.09 (7) (bn) 1. (intro.) A licensee may charge, contract for or
25 receive a rate of interest, calculated according to the actuarial method,
26 which may not exceed the greater of the following for a loan or forbearance of
27 less than \$3,000 entered into on or after November 1, 1981 and before November
28 1, 1984, ~~or after October 31, 1987:~~

1 ••87b0457/1••SECTION 1784g. 138.09 (7) (bn) 2. (intro.) of the statutes
2 is amended to read:

3 138.09 (7) (bn) 2. (intro.) A licensee may charge, contract for or
4 receive a rate of interest, calculated according to the actuarial method,
5 which may not exceed the greater of the following for a loan or forbearance of
6 \$3,000 or more entered into on or after November 1, 1981 and before November
7 1, 1984, ~~or after October 31, 1987:~~

8 ••87b0631/2 •• 87b1226/2••SECTION 1784gg. 138.09 (7) (bn) 2m of the
9 statutes is created to read:

10 138.09 (7) (bn) 2m. A licensee may charge, contract for or receive a rate
11 of interest, calculated according to the actuarial method, which may not
12 exceed the greater of the following for a loan or forbearance of less than
13 \$5,000 entered into after October 31, 1990:

14 a. Twenty-three percent per year.

15 b. A rate of 6% in excess of the interest rate applicable to 2-year U.S.
16 treasury notes as determined under subd. 3. a.

17 c. A rate of 6% in excess of the interest rate applicable to 6-month U.S.
18 treasury bills as determined under subd. 3. b.

19 ••87b0631/2 •• 87b1226/2••SECTION 1784gr. 138.09 (7) (bn) 3 and 4 of the
20 statutes are amended to read:

21 138.09 (7) (bn) 3. a. For purposes of subs. 1. b ~~and~~, 2. b and 2m. b,
22 the interest rate applicable to 2-year U.S. treasury notes for any calendar
23 year quarter is the average annual interest rate determined by the last auc-
24 tion of the notes in the preceding calendar year quarter, increased to the
25 next multiple of 0.5% if the average annual interest rate includes a frac-
26 tional amount.

27 b. For purposes of subs. 1. c ~~and~~, 2. c and 2m. c, the interest rate
28 applicable to 6-month U.S. treasury bills for any month is the average annual

1 discount interest rate determined by the last auction of the bills in the
2 preceding month, increased to the next multiple of 0.5% if the average annual
3 discount interest rate includes a fractional amount.

4 4. Information regarding the amount of the maximum finance charge under
5 subs. 1 ~~and 2~~ to 2m for any month or calendar year quarter shall be available
6 at the office of the commissioner.

7 ••87b0631/2 •• 87b1226/2••SECTION 1784nn. 138.09 (7) (bp) of the statutes
8 is amended to read:

9 138.09 (7) (bp) A precomputed loan, whether precomputed or based upon the
10 actuarial method, made after October 31, 1984 and before November 1, 1987
11 1990, is not subject to any maximum interest rate limit. A loan, whether
12 precomputed or based upon the actuarial method, made on or after November 1,
13 1990, is not subject to any maximum interest rate limit if the amount of the
14 loan is \$5,000 or more.

15 ••87b0457/1••SECTION 1784r. 138.09 (7) (gm) 1. (intro.) of the statutes
16 is amended to read:

17 138.09 (7) (gm) 1. (intro.) Upon prepayment in full of a loan entered
18 into on or after November 1, 1981 and before November 1, 1984, ~~or after Octo-~~
19 ~~ber 31, 1987,~~ and which has a term of less than 49 months, by cash, renewal,
20 refinancing or otherwise, the borrower shall be entitled to a rebate of the
21 unearned interest as provided in this paragraph. If the combined rebate of
22 interest and credit insurance premiums otherwise required is less than \$1, no
23 rebate need be made. The refunds shall be determined as follows:

24 ••87b0631/2 •• 87b1226/2••SECTION 1784s. 138.09 (7) (gm) 2 of the stat-
25 utes is amended to read:

26 138.09 (7) (gm) 2. Upon prepayment in full of a loan for personal,
27 family, household or agricultural purposes, of \$25,000 or less, entered into
28 on or after November 1, 1981 and before the effective date of this subdivision

1 [revisor inserts date], and which has a term of 49 months or more and
2 upon prepayment in full of any loan entered into on or after May 10, 1984 and
3 before the effective date of this subdivision [revisor inserts date], and
4 which has a term of more than 49 months, by cash, renewal, refinancing or
5 otherwise, the borrower shall be entitled to a rebate of the unearned interest
6 under s. 422.209 (2) (b). If the combined rebate of interest and credit
7 insurance premiums otherwise required is less than \$1, no rebate need be made.
8 If the first payment period is greater than one month and additional interest
9 is charged under par. (c) 2, the additional interest is earned on the first
10 instalment date and may not be considered in computing rebates.

11 ••87b0631/2 •• 87b1226/2••SECTION 1784t. 138.09 (7) (gm) 3 of the stat-
12 utes is created to read:

13 138.09 (7) (gm) 3. Upon prepayment in full of a loan of less than \$5,000
14 which is entered into on or after the effective date of this subdivision
15 [revisor inserts date], and which has a term of less than 37 months, by cash,
16 renewal, refinancing or otherwise, the borrower shall be entitled to a rebate
17 of the unearned interest as provided in this subdivision. If the combined
18 rebate of interest and credit insurance premiums otherwise required is less
19 than \$1, no rebate need be made. The refunds shall be determined as follows:

20 a. On a loan where the interest is precomputed and which is repayable in
21 substantially equal successive instalments at approximately equal intervals,
22 the amount of rebate shall be computed under s. 422.209 (2) (a) except for any
23 additional interest charge under par. (c) 2.

24 b. For any other loan, the amount of the rebate of interest may not be
25 less than the difference between the interest charged and the interest earned
26 at the agreed rate, computed upon the unpaid principal balance.