

ACT. has "K"

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SECTION L
RPN & MGG

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***b0682/3.30* SECTION 2361m.** 230.08 (2) (km) of the statutes is created to

23

read:

24

230.08 (2) (km) Persons employed by the department of administration who

25

were transferred to the department of administration under s. 39.87 (4) and who

1 immediately before their transfer occupied a position described under par. (e) 3m.,
2 (L) 2. or (wc).

✓3 *b0682/3.30* SECTION 2362m. 230.08 (2) (L) 2. of the statutes is amended to
4 read:

5 230.08 (2) (L) 2. Educational communications board, created under s. 15.57 (1).
6 If the secretary of administration determines that the federal communications
7 commission has approved the transfer of all broadcasting licenses held by the
8 educational communications board to the broadcasting corporation, as defined in s.
9 39.81 (2), this subdivision does not apply on and after the effective date of the last
10 license transferred as determined by the secretary of administration under s. 39.88
11 (2).

✓12 *b0265/3.2* SECTION 2359p. 230.04 (16) of the statutes is created to read:

13 230.04 (16) The secretary shall establish in the classified service in-service
14 training internships designed to give rigorous training in public service
15 administration for periods not to exceed 3 years under the direct supervision of
16 experienced administrators.

✓17 *b0265/3.2* SECTION 2359q. 230.04 (17) of the statutes is created to read:

18 230.04 (17) To stimulate the interest of qualified students of exceptional merit
19 in government career service, the secretary shall cooperate with the board of regents
20 of the University of Wisconsin System in providing opportunities for recipients of
21 public service scholarship loans to secure employment under the internship plan.

✓22 *b0265/3.2* SECTION 2359r. 230.04 (18) of the statutes is created to read:

23 230.04 (18) The secretary may establish by rule in the classified service a
24 tuition refund program to supplement agency training, to encourage employe
25 job-related development and, upon satisfactory completion of training under this

1 program, to refund to the employe an amount not to exceed the cost of tuition and
2 necessary fees.

✓3 ***b0265/3.2* SECTION 2359t.** 230.04 (19) of the statutes is created to read:

4 230.04 (19) The secretary may provide training services to persons covered
5 under a plan of action under s. 230.147 (1) or (2).

✓6 ***b0265/3.2* SECTION 2359tc.** 230.046 (title) of the statutes is amended to read:

7 **230.046 (title) Training Agency training programs.**

✓8 ***b0265/3.2* SECTION 2359te.** 230.046 (1) of the statutes is amended to read:

9 230.046 (1) DECLARATION OF POLICY. In order to promote efficiency and economy
10 in the operation of the state government, to provide means for the development of
11 maximum proficiency by employes thereof, to establish and maintain the highest
12 standards of performance in the transaction of the state's business, and to install and
13 utilize effectively the best modern practices and techniques which have been
14 developed, tested and proved, it is necessary and desirable in the public interest that
15 self-improvement be supplemented and extended by ~~state-sponsored~~ agency
16 training programs. The objective of these programs is to develop skills, knowledge,
17 and abilities which will best qualify state employes for effective performance of their
18 official duties, and to retain skilled and efficient state employes in order to
19 continually improve the quality of public service.

✓20 ***b0265/3.2* SECTION 2359ti.** 230.046 (2) of the statutes is amended to read:

21 230.046 (2) SUPERVISORY TRAINING. After initial appointment to a supervisory
22 position, ~~the~~ each appointing authority shall ensure that each classified service
23 supervisor successfully completes a supervisory development program ~~approved by~~
24 ~~the secretary.~~ A waiver of any part of the probationary period under s. 230.28 (1) (c)
25 may not be granted before completion of the development program. The program

1 shall include such subjects as state personnel policies, grievance handling,
2 discipline, performance evaluation, understanding the concerns of state employes
3 with children, the supervisor's role in management and the concept of the total
4 quality leadership process, including quality improvement through participatory
5 management.

✓6 *b0265/3.2* SECTION 2359to. 230.046 (3) (intro.) of the statutes is amended
7 to read:

8 230.046 (3) TRAINING PROGRAMS. (intro.) ~~The secretary, pursuant to sub. (5),~~
9 ~~may authorize~~ Each appointing authorities to authority may do any of the following:

✓10 *b0265/3.2* SECTION 2359tr. 230.046 (3) (b) of the statutes is repealed.

✓11 *b0265/3.2* SECTION 2359tv. 230.046 (3) (c) of the statutes is amended to read:

12 230.046 (3) (c) Provide specialized training to designated employes through
13 assignment to research projects, prescribed courses of study, institutes and short
14 courses which are related to the performance of official duties, and to pay the cost of
15 required tuition and other necessary fees and expense in connection therewith.

✓16 *b0265/3.2* SECTION 2359ty. 230.046 (3) (d) of the statutes is amended to read:

17 230.046 (3) (d) Conduct on-the-job courses of instruction deemed necessary for
18 the efficient performance of agency functions ~~and to pay honorariums to qualified~~
19 ~~experts instructing in such courses.~~

✓20 *b0265/3.2* SECTION 2359u. 230.046 (4) to (11) of the statutes are repealed.

✓21 ✓ *b0472/1.1* SECTION 2359m. 230.08 (2) (e) 3e. of the statutes is created to read:

22 230.08 (2) (e) 3e. Corrections — 5.

✓23 *b0621/1.1* SECTION 2359s. 229.42 (7) (b) 1. of the statutes is amended to read:

24 229.42 (7) (b) 1. Subject to subds. 2. and 3., the terms of office of the members
25 of the board shall be 3 years, except that for the initial appointments for a newly

1 created district, as specified in the enabling resolution, 4 of the appointments shall
2 be for one year, 4 appointments, including the 3 members appointed under sub. (4)
3 (d), shall be for 2 years and 4 appointments shall be for 3 years. The cochairpersons
4 of the joint committee on finance or their designees shall serve on the board for a term
5 that is concurrent with their terms in office and the comptroller's appointment shall
6 be for the comptroller's tenure in his or her position. ~~No member who is an officer
7 or employe of a private sector entity may serve more than 2 consecutive full terms.~~

✓ 8 ***b0682/3.29* SECTION 2360m.** 230.08 (2) (e) 3m. of the statutes is amended to
9 read:

10 230.08 (2) (e) 3m. Educational communications board — 4. If the secretary of
11 administration determines that the federal communications commission has
12 approved the transfer of all broadcasting licenses held by the educational
13 communications board to the broadcasting corporation as defined in s. 39.81 (2), this
14 subdivision does not apply on and after the effective date of the last license
15 transferred as determined by the secretary of administration under s. 39.88 (2).

✓ 16 ***b0264/1.1* SECTION 2360m.** 230.08 (2) (e) 4. of the statutes is amended to
17 read:

18 230.08 (2) (e) 4. Employment relations — 4 3.

✓ 19 ***-1922/5.35* SECTION 2361.** 230.08 (2) (e) 6. of the statutes is amended to read:

20 230.08 (2) (e) 6. Workforce development — 8 7.

21 ***-1696/7.38* SECTION 2362.** 230.08 (2) (L) 2. of the statutes is amended to read:

22 230.08 (2) (L) 2. Educational communications board, created under s. 15.57 (1).

23 If the secretary of administration determines that the federal communications
24 commission has approved the transfer of all broadcasting licenses held by the
25 educational communications board and the board of regents of the University of

1 Wisconsin System to the corporation described under s. 39.81, this subdivision does
2 not apply on and after the effective date of the last license transferred [revisor
3 inserts date].

✓4 ***-0024/1.2* SECTION 2363.** 230.08 (2) (u) of the statutes is repealed.

✓5 ***b0682/3.31* SECTION 2364m.** 230.08 (2) (we) of the statutes is amended to
6 read:

7 230.08 (2) (we) Professional staff members of the educational communications
8 board authorized under s. 39.13 (2). If the secretary of administration determines
9 that the federal communications commission has approved the transfer of all
10 broadcasting licenses held by the educational communications board to the
11 broadcasting corporation, as defined in s. 39.81 (2), this paragraph does not apply on
12 and after the effective date of the last license transferred as determined by the
13 secretary of administration under s. 39.88 (2).

✓14 ***-1922/5.36* SECTION 2365.** 230.08 (2) (yr) of the statutes is created to read:

15 230.08 (2) (yr) The executive director of the governor's work-based learning
16 board.

✓17 ***b0682/3.32* SECTION 2366m.** 230.08 (4) (a) of the statutes is amended to read:

18 230.08 (4) (a) The number of administrator positions specified in sub. (2) (e)
19 includes all administrator positions specifically authorized by law to be employed
20 outside the classified service in each department, board or commission and the
21 historical society. In Except as provided in par. (am), in this paragraph,
22 "department" has the meaning given under s. 15.01 (5), "board" means the
23 educational communications board, investment board, public defender board and
24 technical college system board and "commission" means the public service
25 commission. Notwithstanding sub. (2) (z), no division administrator position

1 exceeding the number authorized in sub. (2) (e) may be created in the unclassified
2 service.

✓ 3 ***b0682/3.32* SECTION 2367m.** 230.08 (4) (am) of the statutes is created to
4 read:

5 230.08 (4) (am) If the secretary of administration determines that the federal
6 communications commission has approved the transfer of all broadcasting licenses
7 held by the educational communications board to the broadcasting corporation, as
8 defined in s. 39.81 (2), on and after the effective date of the last license transferred
9 as determined by the secretary of administration under s. 39.88 (2), “board” in par.
10 (a) means the investment board, public defender board and technical college system
11 board.

✓ 12 ***b0265/3.3* SECTION 2367e.** 230.28 (1) (am) of the statutes is amended to read:

13 230.28 (1) (am) All probationary periods for employes in supervisory or
14 management positions are one year unless waived after 6 months under par. (c). The
15 waiver under par. (c) may be exercised for an employe in a supervisory position only
16 if the employe has successfully completed ~~the~~ a supervisory development program
17 under s. 230.046 (2). However, persons who transfer or are reinstated to supervisory
18 or management positions consistent with conditions under sub. (4) and who had
19 previously obtained permanent status in class in a supervisory or management
20 position prior to the transfer or reinstatement shall serve a probationary period in
21 accordance with sub. (4).

✓ 22 ***b0265/3.3* SECTION 2367r.** 233.10 (3) (c) 5. of the statutes is amended to read:

23 233.10 (3) (c) 5. Grant to the carry-over employe the same opportunity for
24 employe training provided under s. 230.046, 1995 stats., as of the last day of his or

1 her employment as a state employe if the employe was entitled to those benefits on
2 that day.

3 *b0286/8.41* SECTION 2367r. 233.20 (1) of the statutes is amended to read:

4 233.20 (1) The Subject to s. 233.24, the authority may issue bonds for any
5 corporate purpose. All bonds are negotiable for all purposes, notwithstanding their
6 payment from a limited source.

****NOTE: This item is necessary to conform to the drafting instruction that
UWHCA may not issue bonds for the purpose of purchasing a clinic or a hospital.

7 *b0595/1.1* SECTION 2367e. 231.03 (6) (intro.) of the statutes is amended to

8 read:

9 231.03 (6) (intro.) Issue Subject to s. 231.08 (7), issue bonds of the authority,
10 and may refuse to issue bonds of the authority only if it determines that the issuance
11 would not be financially feasible, to do the following:

12 *b0595/1.1* SECTION 2367m. 231.08 (1) of the statutes is amended to read:

13 231.08 (1) The Subject to sub. (7), the authority may from time to time issue
14 bonds for any corporate purpose. All such bonds or other obligations of the authority
15 issued under this chapter are declared to be negotiable for all purposes,
16 notwithstanding their payment from a limited source and without regard to any
17 other law. The authority shall employ the building commission as its financial
18 consultant to assist and coordinate the issuance of bonds and notes of the authority.

19 *b0595/1.1* SECTION 2367r. 231.08 (7) of the statutes is created to read:

20 231.08 (7) Beginning on the effective date of this subsection [revisor inserts
21 date], the authority may not issue bonds for the purpose of purchasing a health
22 maintenance organization, as defined in s. 609.01 (2), or any other insurer, as defined
23 in s. 600.03 (27).

✓ 1 ***b0201/2.1* SECTION 2368e.** 233.03 (12) of the statutes is amended to read:
2 233.03 (12) ~~Seek~~ Subject to s. 233.24, seek financing from, and incur
3 indebtedness to, the Wisconsin Health and Educational Facilities Authority.

✓ 4 ***b0201/2.1* SECTION 2368m.** 233.20 (1) of the statutes is amended to read:
5 233.20 (1) ~~The~~ Subject to s. 233.24, the authority may issue bonds for any
6 corporate purpose. All bonds are negotiable for all purposes, notwithstanding their
7 payment from a limited source.

✓ 8 ***b0201/2.1* SECTION 2368r.** 233.24 of the statutes is created to read:
9 **233.24 Limits on issuing bonds and incurring indebtedness.** Beginning
10 on the effective date of this section [revisor inserts date], the authority may not
11 issue bonds or incur indebtedness to the Wisconsin Health and Educational
12 Facilities Authority for the purpose of purchasing a health maintenance
13 organization, as defined in s. 609.01 (2), or any other insurer, as defined in s. 600.03
14 (27).

✓ 15 ***-1816/2.2* SECTION 2369.** 233.27 of the statutes is amended to read:
16 **233.27 Limit on the amount of outstanding bonds.** The authority may not
17 issue bonds or incur indebtedness described under s. 233.03 (12) if, after the bonds
18 are issued or the indebtedness is incurred, the aggregate principal amount of the
19 authority's outstanding bonds, together with all indebtedness described under s.
✓ 20 233.03 (12) would exceed ~~\$50,000,000~~ \$106,500,000. Bonds issued to fund or refund
21 outstanding bonds, or indebtedness incurred to pay off or purchase outstanding
22 indebtedness, is not included in calculating compliance with the ~~\$50,000,000~~
✓ 23 \$106,500,000 limit.

✓ 24 ***-0589/2.20* SECTION 2370.** 234.04 (2) of the statutes is amended to read:

1 234.04 (2) The authority may make or participate in the making and enter into
2 commitments for the making of long-term mortgage loans to eligible sponsors of
3 housing projects for occupancy by persons and families of low and moderate income,
4 or for the making of homeownership mortgage loans or housing rehabilitation loans
5 to persons and families of low and moderate income, an applicant under s. 234.59 or
6 other eligible beneficiaries as defined in s. 234.49. The loans may be made only upon
7 the determination by the authority that they are not otherwise available from
8 private lenders upon reasonably equivalent terms and conditions. The authority
9 may not make a loan to a person ~~if it receives a certification under s. 49.855 (7) that~~
10 ~~the person is delinquent in child support or maintenance payments or owes past~~
11 ~~support, medical expenses or birth expenses~~ whose name appears on the statewide
12 support lien docket under s. 49.854 (2) (b), unless the person provides to the authority
13 a payment agreement that has been approved by the county child support agency
14 under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2)
15 (a). The authority may employ, for such compensation as it determines, the services
16 of any financial institution in connection with any loan.

17 ***b0426/2.2* SECTION 2370m.** 234.265 (2) of the statutes is amended to read:

18 234.265 (2) Records or portions of records consisting of personal or financial
19 information provided by a person seeking a grant or loan under s. 234.08, 234.49,
20 234.59, 234.61, 234.65, 234.67, 234.83, 234.84, ~~234.88~~, 234.90, 234.905, 234.907 or
21 234.91, seeking a loan under ss. 234.621 to 234.626, seeking financial assistance
22 under s. 234.66, seeking investment of funds under s. 234.03 (18m) or in which the
23 authority has invested funds under s. 234.03 (18m), unless the person consents to
24 disclosure of the information.

✓ 1 ***-0589/2.21* SECTION 2371.** 234.49 (1) (c) of the statutes is renumbered 234.49
2 (1) (c) (intro.) and amended to read:

3 234.49 (1) (c) (intro.) “Eligible beneficiary” means a any of the following:

4 1. A person for whom the authority has not received a certification from the
5 department of workforce development under s. 49.855 (7) or a whose name does not
6 appear on the statewide support lien docket under s. 49.854 (2) (b), except that a
7 person whose name appears on the statewide support lien docket is an “eligible
8 beneficiary” if the person provides to the authority a payment agreement that has
9 been approved by the county child support agency under s. 59.53 (5) and that is
10 consistent with rules promulgated under s. 49.858 (2) (a).

11 2. A family who or which falls within the income limits specified in par. (f).

✓ 12 ***b0426/2.3* SECTION 2372c.** 234.51 (2) (intro.) of the statutes is amended to
13 read:

14 234.51 (2) (intro.) Subject to agreements with bondholders, the authority shall
15 use moneys in the fund solely for the following purposes:

✓ 16 ***b0426/2.3* SECTION 2372d.** 234.51 (2) (a) of the statutes is amended to read:

17 234.51 (2) (a) To pay all administrative costs, expenses and charges, including
18 origination fees and servicing fees, incurred in conducting the housing rehabilitation
19 loan program other than those described in ss. 234.53 (4) and 234.55 (2) (b); ~~or,~~

✓ 20 ***b0426/2.3* SECTION 2372e.** 234.51 (2) (b) of the statutes is repealed and
21 recreated to read:

22 234.51 (2) (b) To transfer annually to the general fund, beginning no later than
23 October 1, 2000, all moneys in the housing rehabilitation loan program
24 administration fund that are no longer required for the housing rehabilitation loan
25 program.

✓ 1 ***b0426/2.3* SECTION 2372f.** 234.51 (2) (c) of the statutes is created to read:
2 234.51 (2) (c) To make the transfer under 1999 Wisconsin Act (this act),
3 section 9125 (1), to the Wisconsin development reserve fund under s. 234.93.

✓ 4 ***b0426/2.3* SECTION 2372g.** 234.51 (2) (c) of the statutes, as created by 1999
5 Wisconsin Act (this act), is repealed.

6 ***-1220/2.4* SECTION 2373.** 234.52 (2) of the statutes is amended to read:
7 234.52 (2) Subject to agreements with bondholders, the authority shall use
8 moneys in the fund solely for transfer to the housing rehabilitation loan program
9 bond redemption fund in amounts equal to losses on housing rehabilitation loans
10 owned by that fund which are not made good by federal insurance or guarantee
11 payments, and solely for the purposes described in s. 234.55 (2) (a). Any balance
12 remaining after payment or due provision for payment of all outstanding bonds
13 issued under the authority of s. 234.50 shall be transferred to the housing
14 rehabilitation loan program administration fund ~~only for the purpose of deposit in~~
15 ~~the state general fund.~~

16 ***-1220/2.5* SECTION 2374.** 234.55 (3) of the statutes is amended to read:
17 234.55 (3) Any balance remaining after satisfaction of all obligations under
18 sub. (2) shall be transferred to the housing rehabilitation loan program
19 administration fund ~~only for the purpose of deposit in the state general fund.~~

20 ***-0589/2.22* SECTION 2375.** 234.59 (3) (c) of the statutes is amended to read:
21 234.59 (3) (c) The authority shall notify an eligible lender if ~~it receives a~~
22 ~~certification under s. 49.855 (7) that a person is delinquent in child support or~~
23 ~~maintenance payments or owes past support, medical expenses or birth expenses a~~
24 person's name appears on the statewide support lien docket under s. 49.854 (2) (b).
25 An eligible lender may not make a loan to an applicant if it receives notification under

1 this paragraph concerning the applicant, unless the applicant provides to the lender
2 a payment agreement that has been approved by the county child support agency
3 under s. 59.53 (5) and that is consistent with rules promulgated under s. 49.858 (2)
4 (a).

5 ***-0589/2.23* SECTION 2377.** 234.65 (3) (f) of the statutes is amended to read:

6 234.65 (3) (f) ~~The authority has not received a certification under s. 49.855 (7)~~
7 ~~that the person receiving the loan is delinquent in child support or maintenance~~
8 ~~payments or owes past support, medical expenses or birth expenses~~ name of the
9 person receiving the loan does not appear on the statewide support lien docket under
10 s. 49.854 (2) (b). The condition under this paragraph is met for a person whose name
11 does appear if the person provides to the authority a payment agreement that has
12 been approved by the county child support agency under s. 59.53 (5) and that is
13 consistent with rules promulgated under s. 49.858 (2) (a).

14 ***-0589/2.24* SECTION 2383.** 234.83 (2) (a) 3. of the statutes is amended to read:

15 234.83 (2) (a) 3. ~~The authority has not received a certification under s. 49.855~~
16 ~~(7) that the owner of the business is delinquent in making child support or~~
17 ~~maintenance payments~~ name of the owner of the business does not appear on the
18 statewide support lien docket under s. 49.854 (2) (b). The condition under this
19 subdivision is met for an owner whose name does appear if the owner of the business
20 provides to the authority a payment agreement that has been approved by the county
21 child support agency under s. 59.53 (5) and that is consistent with rules promulgated
22 under s. 49.858 (2) (a).

23 ***b0426/2.4* SECTION 2388b.** 234.88 of the statutes is repealed.

24 ***-1220/2.6* SECTION 2389.** 234.90 (2) (b) of the statutes is amended to read:

1 234.90 (2) (b) The total outstanding principal amount of all loans to the
2 borrower that are guaranteed under this section will not exceed ~~\$20,000~~ \$30,000.

3 *~~0589/2.25~~* SECTION 2390. 234.90 (3) (d) of the statutes is amended to read:

4 234.90 (3) (d) ~~The authority has not received a certification under s. 49.855 (7)~~
5 ~~that the farmer is delinquent in making child support or maintenance payments or~~
6 ~~owes past support, medical expenses or birth expenses~~ farmer's name does not
7 appear on the statewide support lien docket under s. 49.854 (2) (b). The condition
8 under this paragraph is met for a farmer whose name does appear if the farmer
9 provides to the authority a payment agreement that has been approved by the county
10 child support agency under s. 59.53 (5) and that is consistent with rules promulgated
11 under s. 49.858 (2) (a).

12 *~~0589/2.26~~* SECTION 2391. 234.90 (3g) (c) of the statutes is amended to read:

13 234.90 (3g) (c) ~~The authority has not received a certification under s. 49.855~~
14 ~~(7) that the farmer is delinquent in making child support or maintenance payments~~
15 ~~or owes past support, medical expenses or birth expenses~~ farmer's name does not
16 appear on the statewide support lien docket under s. 49.854 (2) (b). The condition
17 under this paragraph is met for a farmer whose name does appear if the farmer
18 provides to the authority a payment agreement that has been approved by the county
19 child support agency under s. 59.53 (5) and that is consistent with rules promulgated
20 under s. 49.858 (2) (a).

21 *~~0589/2.27~~* SECTION 2392. 234.905 (3) (d) of the statutes is amended to read:

22 234.905 (3) (d) ~~The authority has not received a certification under s. 49.855~~
23 ~~(7) that the farmer is delinquent in making child support or maintenance payments~~
24 ~~or owes past support, medical expenses or birth expenses~~ farmer's name does not
25 appear on the statewide support lien docket under s. 49.854 (2) (b). The condition

1 under this paragraph is met for a farmer whose name does appear if the farmer
2 provides to the authority a payment agreement that has been approved by the county
3 child support agency under s. 59.53 (5) and that is consistent with rules promulgated
4 under s. 49.858 (2) (a).

5 *~~1220/2.7~~* SECTION 2393. 234.91 (2) (c) of the statutes is amended to read:

6 234.91 (2) (c) The total outstanding guaranteed principal amount of all loans
7 made to the borrower that are guaranteed under this section will not exceed \$100,000
8 ~~\$200,000~~, or ~~\$50,000~~ \$100,000 if any of the loans is affected by any other state or
9 federal credit assistance program.

✓ 10 *~~b0426/2.5~~* SECTION 2393c. 234.91 (5) (a) of the statutes is amended to read:

11 234.91 (5) (a) Subject to par. (c), the authority shall guarantee collection of a
12 percentage of the principal of a loan eligible for a guarantee under sub. (2). The
13 principal amount of an eligible loan that the authority may guarantee may not
14 exceed the borrower's net worth calculated at the time the loan is made or 25% of the
15 ~~total loan outstanding principal~~ amount, whichever is less, ~~calculated at the time the~~
16 ~~loan is made.~~

✓ 17 *~~1220/2.8~~* SECTION 2394. 234.93 (1) (cm) of the statutes is created to read:

18 234.93 (1) (cm) Any moneys transferred under 1999 Wisconsin Act (this act),
19 section 9125 (1), from the housing rehabilitation loan program administration fund.

✓ 20 *~~b0426/2.7~~* SECTION 2394r. 234.93 (1) (e) of the statutes is repealed.

21 *~~1220/2.9~~* SECTION 2396. 234.93 (4) (a) 2. of the statutes is amended to read:

22 234.93 (4) (a) 2. To fund guarantees under all of the programs guaranteed by
23 funds from the Wisconsin development reserve fund, except for the program under
24 s. 234.935, 1997 stats., at a ratio of \$1 of reserve funding to \$4.50 of total outstanding

1 principal and outstanding guaranteed principal that the authority may guarantee
2 under all of those programs.

3 ***-1220/2.10* SECTION 2397.** 234.93 (4)(a) 3. of the statutes is amended to read:

4 234.93 (4) (a) 3. To fund guarantees under the program under s. 234.935, 1997
5 stats., at a ratio of \$1 of reserve funding to \$4 of total principal and outstanding
6 guaranteed principal that the authority may guarantee under that program.

✓ 7 ***-1220/2.11* SECTION 2398.** 234.935 of the statutes is repealed.

✓ 8 ***b0319/2.3* SECTION 2398v.** 236.13 (2s) of the statutes is created to read:

9 236.13 (2s) No fee or charge of any kind may be imposed under this chapter,
10 as a condition of plat approval, to fund the acquisition or installation of property
11 unless the fee or charge meets the standards under s. 66.55 (6). The amount of any
12 property, or value of any improvements, that is required to be dedicated, constructed
13 or installed under this chapter as a condition of plat approval may not exceed the
14 proportionate amount of property, or value of improvements, that is reasonably
15 necessary to serve the land which is the subject of the land division.

✓ 16 ***b0519/4.17* SECTION 2398c.** 236.11 (1) (a) of the statutes is amended to read:

17 236.11 (1) (a) Before submitting a final plat for approval, the subdivider may
18 submit, or the approving authority may require that the subdivider submit, a
19 preliminary plat. It shall be clearly marked "preliminary plat" and shall be in
20 sufficient detail to determine whether the final plat will meet layout requirements.
21 Within Subject to s. 236.13(4m), within 90 days the approving authority, or its agent
22 authorized to approve preliminary plats, shall take action to approve, approve
23 conditionally, or reject the preliminary plat and shall state in writing any conditions
24 of approval or reasons for rejection, unless the time is extended by agreement with

1 the subdivider. Failure of the approving authority or its agent to act within the 90
2 days, or extension thereof, constitutes an approval of the preliminary plat.

✓ 3 ***b0519/4.17* SECTION 2398d.** 236.11 (1) (b) of the statutes is amended to read:

4 236.11 (1) (b) If the final plat conforms substantially to the preliminary plat
5 as approved, including any conditions of that approval, and to local plans and
6 ordinances adopted as authorized by law, it is entitled to approval. If
7 Notwithstanding s. 236.13 (4m), if the final plat is not submitted within 24 months
8 after the last required approval of the preliminary plat, any approving authority may
9 refuse to approve the final plat. The final plat may, if permitted by the approving
10 authority, constitute only that portion of the approved preliminary plat which the
11 subdivider proposes to record at that time.

✓ 12 ***b0519/4.17* SECTION 2398g.** 236.13 (1) (c) of the statutes is repealed and
13 recreated to read:

14 236.13 (1) (c) A comprehensive plan under s. 66.0295 or, if the municipality,
15 town or county does not have a comprehensive plan, either of the following:

- 16 1. With respect to a municipality or town, a master plan under s. 62.23.
- 17 2. With respect to a county, a development plan under s. 59.69.

✓ 18 ***b0519/4.17* SECTION 2398j.** 236.13 (3) of the statutes is repealed.

✓ 19 ***b0519/4.17* SECTION 2398m.** 236.13 (4m) of the statutes is created to read:

20 236.13 (4m) If a preliminary or final plat meets the requirements specified in
21 this section and any requirements imposed under this section, an approving
22 authority shall approve the plat, and an agency with the power to approve or object
23 to plats shall approve the plat or certify that it has no objection to the plat, within
24 the time limits specified in ss. 236.11 and 236.12.

✓ 25 ***b0319/2.4* SECTION 2400e.** 236.45 (1) of the statutes is amended to read:

1 236.45 (1) DECLARATION OF LEGISLATIVE INTENT. The purpose of this section is
2 to promote the public health, safety and general welfare of the community and the
3 regulations authorized to be made are designed to lessen congestion in the streets
4 and highways; to further the orderly layout and use of land; to secure safety from fire,
5 panic and other dangers; to provide adequate light and air, including access to
6 sunlight for solar collectors and to wind for wind energy systems; to prevent the
7 overcrowding of land; to avoid undue concentration of population; to facilitate
8 adequate provision for transportation, water, sewerage, schools, parks, playgrounds
9 and other public requirements; to facilitate the further resubdivision of larger tracts
10 into smaller parcels of land. The regulations provided for by this section shall be
11 made with reasonable consideration, among other things, of the character of the
12 municipality, town or county with a view of conserving the value of the buildings
13 placed upon land, providing the best possible environment for human habitation,
14 and for encouraging the most appropriate use of land throughout the municipality,
15 town or county. Any fee or charge of any kind that is imposed under this section may
16 be imposed only if it meets the standards under s. 66.55 (6).

✓ 17 ***b0411/5.13* SECTION 2400m.** 250.15 of the statutes is created to read:

18 **250.15 Grants for community health centers. (1) DEFINITION.** In this
19 section, “community health center” means a health care entity that provides primary
20 health care, health education and social services to low-income individuals.

21 **(2) GRANTS.** (a) From the appropriation under s. 20.435 (5) (fh), the department
22 shall award \$50,000 in each fiscal year as a grant to a community health center in
23 a 1st class city and shall award \$100,000 in each fiscal year as a grant to a
24 nurse-managed community health center in a first class city.

1 (b) From the appropriation under s. 20.435 (5) (fh), the department shall award
2 grants totaling \$3,500,000 in fiscal year 1999–2000 and totaling \$1,000,000 in fiscal
3 year 2000–01 and in each fiscal year thereafter, to community health centers that
4 receive federal grants under 42 USC 254b (e), (g) or (h). Each grant shall equal the
5 amount that results from multiplying the total amount available for grants under
6 this paragraph in the fiscal year in which the grants are to be awarded by the
7 quotient obtained by dividing the amount that the community health center received
8 under 42 USC 254b (e), (g) or (h) in the most recently concluded federal fiscal year
9 in which those grants were made by the total amount of federal grants under 42 USC
10 254b (e), (g) and (h) made in that federal fiscal year to community health centers in
11 this state.

✓ 12 *b0581/2.1* SECTION 2400v. 250.10 of the statutes is amended to read:

13 **250.10 Grant for dental services.** From the appropriation under s. 20.435
14 (5) (de), the department shall provide funding in each fiscal year to the Marquette
15 University School of Dentistry for clinical education of Marquette University School
16 of Dentistry students through the provision of dental services by the students and
17 faculty of the Marquette University School of Dentistry in Waushara County and
18 Monroe County, in underserved areas and to underserved populations in the state,
19 as determined by the department in conjunction with the Marquette University
20 School of Dentistry; to inmates of correctional centers in Milwaukee County; and in
21 clinics in the city of Milwaukee. The department shall also distribute to qualified
22 applicants grants totaling \$25,000 for fluoride supplements, \$25,000 for a fluoride
23 mouth-rinse program and \$60,000 for a school-based dental sealant program.

✓ 24 *-0183/2.40* SECTION 2421. 252.10 (1) of the statutes is amended to read:

1 252.10 (1) ~~Counties with populations of more than 25,000 may establish and~~
2 ~~maintain public health dispensaries and, where necessary, branches of the~~
3 ~~dispensaries~~ A local health department may request from the department
4 certification to establish and maintain a public health dispensary for the diagnosis
5 and treatment of persons suffering from or suspected of having mycobacterium
6 tuberculosis or other pulmonary diseases. Two or more counties local health
7 departments may jointly establish, operate and maintain public health dispensaries
8 in order to serve a total population of not less than 25,000. Counties. The department
9 shall certify a local health department to establish and maintain a public health
10 dispensary if the local health department meets the standards established by the
11 department by rule. The department of health and family services may withhold,
12 suspend or revoke a certification if the local health department fails to comply with
13 any rules promulgated by the department. The department shall provide the local
14 health department with reasonable notice of the decision to withhold, suspend or
15 revoke certification. The department shall offer the local health department an
16 opportunity to comply with the rules and an opportunity for a fair hearing. Certified
17 local health departments may contract with each other for public health dispensary
18 services. The department and department of revenue shall be notified of the
19 establishment of public health dispensaries and any contracts pertaining to the
20 dispensaries. If the provider of those services fails to comply, the department may
21 suspend or revoke the local health department's certification. The department may
22 establish, operate and maintain public health dispensaries and branches in areas of
23 the state where local authorities have not provided public health dispensaries.

24 *~~0183/2.41~~* SECTION 2422. 252.10 (3) of the statutes is repealed.

25 *~~0183/2.42~~* SECTION 2423. 252.10 (5) of the statutes is repealed.

1 *~~0183/2.43~~* **SECTION 2424.** 252.10 (6) (a) of the statutes is amended to read:
2 252.10 (6) (a) The state shall credit or reimburse each dispensary on an annual
3 or quarterly basis for the operation of public health dispensaries established and
4 maintained in accordance with this section and rules promulgated by the
5 department.

6 *~~0183/2.44~~* **SECTION 2425.** 252.10 (6) (b) of the statutes is amended to read:
7 252.10 (6) (b) The state department shall determine by rule the reimbursement
8 for each visit rate under par. (a) for services as ordered by a physician shall be \$6 or
9 a greater amount prescribed in rules promulgated by the department. If an X-ray
10 is taken, an additional \$6 or any greater amount prescribed in rules promulgated by
11 the department will be credited. Any X-ray taken outside a facility under this
12 section or outside a facility approved under s. 252.08 on individuals who have a
13 significant reaction to a test for mycobacterium tuberculosis shall qualify for state
14 aid in the same manner as an X-ray taken inside a facility, and the X-ray shall take
15 the place of the first X-ray eligible for reimbursement as part of a case finding and
16 preventive program under par. (e). The administration and reading of the test for
17 mycobacterium tuberculosis for diagnostic purposes shall be considered one visit.
18 Tests for mycobacterium tuberculosis given in school programs, employment health
19 programs, community preventive and case finding programs are not reimbursable
20 as a clinic visit.

21 *~~0183/2.45~~* **SECTION 2426.** 252.10 (6) (c) of the statutes is repealed.

22 *~~0183/2.46~~* **SECTION 2427.** 252.10 (6) (d) of the statutes is repealed.

23 *~~0183/2.47~~* **SECTION 2428.** 252.10 (6) (e) of the statutes is repealed.

24 *~~0183/2.48~~* **SECTION 2429.** 252.10 (6) (f) of the statutes is repealed.

25 *~~0183/2.49~~* **SECTION 2430.** 252.10 (6) (g) of the statutes is amended to read:

1 252.10 (6) (g) The reimbursement by the state under pars. (a) ~~to (f)~~ and (b) shall
2 apply only to funds that the department allocates for the reimbursement under the
3 appropriation under s. 20.435 (5) (e).

✓ 4 ***-0183/2.51*** SECTION 2432. 252.10 (9) of the statutes is amended to read:

5 252.10 (9) Public health dispensaries shall maintain such records as are
6 required by the department to enable them to carry out their responsibilities
7 designated in this section and in rules promulgated by the department. Records
8 shall be submitted annually to the department as soon as possible after the close of
9 each fiscal year and not later than August 15 following may be audited by the
10 department.

✓ 11 ***b0400/1.2*** SECTION 2432g. 252.12 (2) (a) 8. of the statutes is amended to read:

12 252.12 (2) (a) 8. 'Life care and early intervention services.' The department
13 shall award not more than ~~\$1,894,900~~ \$1,994,900 in each year in grants to applying
14 organizations for the provision of needs assessments; assistance in procuring
15 financial, medical, legal, social and pastoral services; counseling and therapy;
16 homecare services and supplies; advocacy; and case management services. These
17 services shall include early intervention services. The department shall also award
18 not more than \$74,000 in each year from the appropriation under s. 20.435 (7) (md)
19 for the services under this subdivision. The state share of payment for case
20 management services that are provided under s. 49.45 (25) (be) to recipients of
21 medical assistance shall be paid from the appropriation under s. 20.435 (5) (am).

✓ 22 ***b0400/1.2*** SECTION 2432h. 252.12 (2) (c) of the statutes is renumbered

23 252.12 (2) (c) 1.

✓ 24 ***b0400/1.2*** SECTION 2432i. 252.12 (2) (c) 2. of the statutes is created to read:

1 252.12 (2) (c) 2. From the appropriation under s. 20.435 (5) (am), the
2 department shall award \$75,000 in each fiscal year as grants for services to prevent
3 HIV. Criteria for award of the grants shall include the criteria specified under subd.
4 1. The department shall award 60% of the funding to applying organizations that
5 receive funding under par. (a) 8. and 40% of the funding to applying
6 community-based organizations that are operated by minority group members, as
7 defined in s. 560.036 (1) (f).

✓ 8 ***b0400/1.2* SECTION 2432j.** 252.12 (2) (c) 3. of the statutes is created to read:
9 252.12 (2) (c) 3. From the appropriation under s. 20.435 (5) (am), the
10 department shall award to the African American AIDS task force of the Black Health
11 Coalition of Wisconsin, Inc., \$25,000 in each fiscal year as grants for services to
12 prevent HIV.

✓ 13 ***b0229/1.2* SECTION 2435q.** 253.06 (9) of the statutes is created to read:
14 253.06 (9) COUNCIL. (a) In this subsection, "council" means the supplemental
15 food program for women, infants and children council under s. 15.197 (26).

16 (b) The council shall do all of the following:

17 1. Review all of the state statutes, administrative rules and department
18 policies regarding the program under this section.

19 2. Propose statutory, rule or policy changes that would limit the occurrences of
20 venter suspensions and terminations under sub. (5) (b) 2.

21 3. Propose statutory and rule changes necessary to ensure compliance with
22 federal law.

23 4. Study the feasibility of distributing drafts to participants via the electronic
24 benefit transfer system established under s. 49.129 and advise the department and

1 the legislature regarding any policies necessary to ensure that no additional costs be
2 incurred by vendors under the electronic benefit transfer system.

3 5. Submit a report to the secretary and to the legislature in the manner
4 described under s. 13.172 (2) that details the council's recommendations for
5 increasing the number of vendors participating in the program under this section.

6 (c) This subsection does not apply beginning on January 1, 2001.

7 ~~*-1186/4.41*~~ SECTION 2439. 253.10 (3)(d) 1. of the statutes is amended to read:

8 253.10 (3) (d) 1. Geographically indexed materials that are designed to inform
9 a woman about public and private agencies, including adoption agencies, and
10 services that are available to provide information on family planning, as defined in
11 s. 253.07 (1) (a), including natural family planning information, to provide
12 ultrasound imaging services, to assist her if she has received a diagnosis that her
13 unborn child has a disability or if her pregnancy is the result of sexual assault or
14 incest and to assist her through pregnancy, upon childbirth and while the child is
15 dependent. The materials shall include a comprehensive list of the agencies
16 available, a description of the services that they offer and a description of the manner
17 in which they may be contacted, including telephone numbers and addresses, or, at
18 the option of the department, the materials shall include a toll-free, 24-hour
19 telephone number that may be called to obtain an oral listing of available agencies
20 and services in the locality of the caller and a description of the services that the
21 agencies offer and the manner in which they may be contacted. The materials shall
22 provide information on the availability of governmentally funded programs that
23 serve pregnant women and children. Services identified for the woman shall include
24 ~~aid to families with dependent children under s. 49.19,~~ medical assistance for
25 pregnant women and children under s. 49.47 (4) (am), ~~the job opportunities and basic~~

1 ~~skills program under s. 49.193~~, the availability of family or medical leave under s.
2 103.10, ~~the Wisconsin works program under ss. 49.141 to 49.161~~, child care services,
3 child support laws and programs and the credit for expenses for household and
4 dependent care and services necessary for gainful employment under section 21 of
5 the internal revenue code. The materials shall state that it is unlawful to perform
6 an abortion for which consent has been coerced, that any physician who performs or
7 induces an abortion without obtaining the woman's voluntary and informed consent
8 is liable to her for damages in a civil action and is subject to a civil penalty, that the
9 father of a child is liable for assistance in the support of the child, even in instances
10 in which the father has offered to pay for an abortion, and that adoptive parents may
11 pay the costs of prenatal care, childbirth and neonatal care. The materials shall
12 include information, for a woman whose pregnancy is the result of sexual assault or
13 incest, on legal protections available to the woman and her child if she wishes to
14 oppose establishment of paternity or to terminate the father's parental rights. The
15 materials shall state that fetal ultrasound imaging and auscultation of fetal heart
16 tone services are obtainable by pregnant women who wish to use them and shall
17 describe the services.

✓ 18 ***b0235/2.4* SECTION 2439r.** 253.115 of the statutes is created to read:

19 **253.115 Newborn hearing screening programs.** (1) In this section:

20 (a) "Hearing loss" means an inability in one or both ears to detect sounds at 30
21 decibels hearing level or greater in the frequency region of 500 to 4,000 hertz, which
22 affects speech recognition and auditory comprehension.

23 (b) "Hertz" means a unit of frequency equal to one cycle per second.

24 (c) "Hospital" has the meaning given in s. 50.33 (2).

25 (d) "Infant" means a child from birth to 3 months of age.

1 (e) "Newborn hearing screening program" means a system of a hospital under
2 which an infant may be tested, using currently available medical techniques, to
3 determine if the infant has a hearing loss.

4 (2) Beginning July 1, 2002, the department shall annually collect information
5 from hospitals for the previous calendar year concerning the numbers of deliveries
6 in each hospital and the availability in each hospital of a newborn hearing screening
7 program. From this information, by July 31, 2003, and annually thereafter, the
8 department shall determine the percentage of deliveries in this state that are
9 performed in hospitals that have newborn hearing screening programs and shall
10 report this information to the appropriate standing committees of the legislature
11 under s. 13.172 (3).

12 (3) If, by August 5, 2003, the department determines that fewer than 88% of
13 all deliveries in this state are performed in hospitals that have a newborn hearing
14 screening program and so notifies the hospitals, every hospital shall, by January 1,
15 2004, have a newborn hearing screening program that is available to all infants who
16 are delivered in the hospital.

17 (4) From the appropriation under section 20.435 (5) (jk), the department shall
18 award up to \$333,000 in each fiscal year as grants to applying hospitals to fund the
19 costs of establishing newborn hearing screening programs, as follows:

20 (a) For the period from January 1, 2000, to June 30, 2001, the department shall
21 award moneys under this subsection only for payment of costs of capital equipment.

22 (b) For the period from July 1, 2001, to December 31, 2002, the department
23 shall award moneys under this subsection for payment of training or any other initial
24 costs of establishing a newborn hearing screening program.

✓ 1 ***b0235/2.4* SECTION 2439s.** 253.115 (4) of the statutes, as created by 1999
2 Wisconsin Act (this act), is repealed.

✓ 3 ***-1164/5.3* SECTION 2441.** 254.31 (1) (b) of the statutes is created to read:
4 254.31 (1) (b) The tailings or waste produced by the extraction or concentration
5 of uranium or thorium from any ore processed primarily for its source material
6 content.

7 ***-1164/5.4* SECTION 2442.** 254.31 (2) of the statutes is created to read:
8 254.31 (2) “Decommissioning” means conducting final operational activities at
9 a nuclear facility to dismantle site structures, to decontaminate site surfaces and
10 remaining structures, to stabilize and contain residual radioactive material and to
11 carry out any other activities necessary to prepare the site for postoperational care.

12 ***-1164/5.5* SECTION 2443.** 254.31 (2m) of the statutes is created to read:
13 254.31 (2m) “General license” means a license, under requirements prescribed
14 by the department by rule, to possess, use, transfer or acquire by-product material
15 or devices or equipment utilizing by-product material without the filing of a license
16 application by a person or issuance of licensing confirmation by the department.

17 ***-1164/5.6* SECTION 2444.** 254.31 (3) of the statutes is renumbered 254.31 (1)
18 (intro.) and amended to read:

19 254.31 (1) (intro.) “By-product material” means any ~~radioactive~~ of the
20 following:

21 (a) Radioactive material (~~except special nuclear material~~), yielded in or made
22 radioactive by exposure to the radiation incident to the process of producing or
23 utilizing special nuclear material.

24 ***-1164/5.7* SECTION 2445.** 254.31 (3g) of the statutes is repealed and recreated
25 to read:

1 254.31 (3g) “Ionizing radiation” means all radiations capable of producing ions
2 directly or indirectly in their passage through matter, including all of the following:

3 (a) Electromagnetic radiations, including X-rays and gamma rays.

4 (b) Particulate radiations, including electrons, beta particles, protons,
5 neutrons, alpha particles and other nuclear particles.

6 *~~-1164/5.8~~* SECTION 2446. 254.31 (5) of the statutes is created to read:

7 254.31 (5) “Radiation generating equipment” means a system, manufactured
8 product or device or component part of such a product or device that, during
9 operation, is capable of generating or emitting ionizing radiation without the use of
10 radioactive material. “Radiation generating equipment” does not include a device
11 that emits nonionizing radiation.

12 *~~-1164/5.9~~* SECTION 2447. 254.31 (6) of the statutes is amended to read:

13 254.31 (6) “Radiation installation” is any location or facility where radiation
14 ~~machines are~~ generating equipment is used or where radioactive material is
15 produced, transported, stored, disposed of or used for any purpose.

16 *~~-1164/5.10~~* SECTION 2448. 254.31 (7) of the statutes is repealed.

17 *~~-1164/5.11~~* SECTION 2449. 254.31 (8) of the statutes is renumbered 254.31
18 (9m) and amended to read:

19 254.31 (9m) “Radioactive material” includes any solid, liquid or gaseous
20 substance which emits ionizing radiation spontaneously, including
21 accelerator-produced material, by-product material, naturally occurring material,
22 source material and special nuclear material.

23 *~~-1164/5.12~~* SECTION 2450. 254.31 (9) of the statutes is amended to read:

24 254.31 (9) “Radiation source” means a radiation ~~machine~~ generating
25 equipment or radioactive material ~~as defined herein.~~

1 ***-1164/5.13* SECTION 2451.** 254.31 (11g) of the statutes is created to read:

2 254.31 (11g) “Specific license” means a license, under requirements prescribed
3 by the department by rule, to possess, use, manufacture, produce, transfer or acquire
4 radioactive material or devices or equipment utilizing radioactive material.

5 ***-1164/5.14* SECTION 2452.** 254.31 (11m) of the statutes is created to read:

6 254.31 (11m) “Transuranic” means a radioactive material having an atomic
7 number that is greater than 92.

8 ***-1164/5.15* SECTION 2453.** 254.31 (12) of the statutes is amended to read:

9 254.31 (12) “X-ray tube” means any electron tube ~~which~~ that is contained in
10 a device and that is specifically designed for the conversion of electrical energy into
11 X-ray energy.

12 ***-1164/5.16* SECTION 2454.** 254.33 of the statutes is amended to read:

13 **254.33 Public policy.** Since radiations and their sources can be instrumental
14 in the improvement of the health and welfare of the public if properly utilized, and
15 may be destructive or detrimental to life or health if carelessly or excessively
16 employed or may detrimentally affect the environment of the state if improperly
17 utilized, it is hereby declared to be the public policy of this state to encourage the
18 constructive uses of radiation and to prohibit and prevent exposure to radiation in
19 amounts which are or may be detrimental to health. It is further the policy for the
20 department to advise, consult and cooperate with ~~the department of commerce and~~
21 other agencies of the state, the federal government, other states and interstate
22 agencies and with affected groups, political subdivisions and industries; and, in
23 general, to conform as nearly as possible to nationally accepted standards in the
24 promulgation and enforcement of rules.

25 ***-1164/5.17* SECTION 2455.** 254.335 of the statutes is created to read:

1 **254.335 Agreements with the U.S. nuclear regulatory commission**
2 **transition.** (1) The governor may, on behalf of the state, enter into agreements with
3 the U.S. nuclear regulatory commission, as provided in 42 USC 2021 (b), to
4 discontinue certain federal licensing and related regulatory authority with respect
5 to by-product material, source material and special nuclear material and to assume
6 state regulatory authority.

7 (2) Any person who, on the effective date of an agreement specified under sub.
8 (1), possesses a license issued by the U.S. nuclear regulatory commission that is
9 subject to the agreement is considered to possess a specific license issued under s.
10 254.365 (1) (a) or to fulfill requirements specified for a general license under s.
11 254.365 (1) (b). The specific license expires 90 days after the date of receipt by the
12 person from the department of a notice of expiration of the license or on the date of
13 expiration that was specified in the license issued by the U.S. nuclear regulatory
14 commission, whichever is earlier.

15 ***-1164/5.18* SECTION 2456.** 254.34 (1) (intro.) of the statutes is amended to
16 read:

17 254.34 (1) (intro.) The department ~~and the department of commerce~~ is the state
18 radiation control agency and shall do all of the following:

19 ***-1164/5.19* SECTION 2457.** 254.34 (1) (a) of the statutes is amended to read:

20 254.34 (1) (a) ~~Formulate, adopt and enforce, amend and repeal~~ Promulgate and
21 enforce rules, including registration and licensing of sources of ionizing radiation, as
22 may be necessary to prohibit and prevent unnecessary radiation. ~~Such exposure.~~
23 The rules may incorporate by reference the recommended standards of nationally
24 recognized bodies in the field of radiation protection and other fields of atomic energy,
25 under the procedure established by s. 227.21 (2). The rules for by-product material,

1 source material and special nuclear material may be no less stringent than the
2 requirements under 42 USC 2011 to 2114 and regulations adopted under 42 USC
3 2011 to 2114.

4 ***-1164/5.20* SECTION 2458.** 254.34 (1)(c) of the statutes is renumbered 254.34
5 (1) (c) (intro.) and amended to read:

6 254.34 (1) (c) (intro.) Develop comprehensive policies and programs for the
7 evaluation ~~and~~, determination and reduction of hazards associated with the use of
8 radiation, ~~and for their amelioration. that are compatible with requirements of the~~
9 U.S. nuclear regulatory commission for the regulation of by-product material,
10 source material and special nuclear material. The department shall maintain all of
11 the following records:

12 ***-1164/5.21* SECTION 2459.** 254.34 (1) (c) 1. of the statutes is created to read:
13 254.34 (1) (c) 1. Files of all license applications, issuances, denials, transfers,
14 renewals, modifications, suspensions and revocations under s. 254.365.

15 ***-1164/5.22* SECTION 2460.** 254.34 (1) (c) 2. of the statutes is created to read:
16 254.34 (1) (c) 2. Files of all registrants under s. 254.35 and any related
17 administrative or judicial action.

18 ***-1164/5.23* SECTION 2461.** 254.34 (2) (intro.) of the statutes is amended to
19 read:

20 254.34 (2) (intro.) The department, ~~-serving as the lead agency, and the~~
21 ~~department of commerce~~ may:

22 ***-1164/5.24* SECTION 2462.** 254.34 (4) of the statutes is renumbered 254.34
23 (1) (h) 5.

24 ***-1164/5.25* SECTION 2463.** 254.345 of the statutes is created to read:

1 **254.345 Assessment of Fee.** (1) The department may annually assess a fee
2 of 36% of the U.S. nuclear regulatory commission license application fee and
3 materials license annual fee, for any licensee of the U.S. nuclear regulatory
4 commission in this state. The fee amounts shall be used by the department for the
5 department's activities under this subchapter. The department may revise the fee
6 amounts by rule.

7 (2) This section does not apply after December 31, 2002.

8 *~~1164/5.26~~* **SECTION 2464.** 254.35 (1) of the statutes is amended to read:

9 254.35 (1) APPLICATION. ~~Every~~ For every site in this state ~~having that has an~~
10 ionizing radiation installation, ~~that is not exempted by this section or the rules of the~~
11 department ~~shall be registered by the department by January 1, 1964, by, the person~~
12 in control of ~~an~~ the installation, including installations in sites that are administered
13 by a state agency or in an institution under the jurisdiction of a state agency, and ~~no~~
14 ~~such~~ shall, prior to operation, register the ionizing radiation installation with the
15 department. No ionizing radiation installation may be operated thereafter unless
16 the site has been duly registered by January 1 of each year and a notice of the
17 registration is possessed by the person in control. ~~Every site having an ionizing~~
18 ~~radiation installation established in this state after July 20, 1985, shall be registered~~
19 ~~prior to its operation.~~ The application for registration shall be made on forms
20 provided by the department which shall be devised to obtain any information that
21 is considered necessary for evaluation of hazards. Multiple radiation sources at a
22 single radiation installation and under the control of one person shall be listed on a
23 single registration form. Registration fees shall be levied in accordance with sub. (3).
24 Registration alone shall does not imply approval of manufacture, storage, use,
25 handling, operation or disposal of the radiation installation or radioactive materials,

1 but ~~shall serve~~ serve merely to inform the department of the location and character
2 of radiation sources. ~~The department shall furnish the department of commerce with~~
3 ~~a copy of each amended and new registration.~~ Persons engaged in manufacturing,
4 demonstration, sale, testing or repair of radiation sources ~~shall not be~~ are not
5 required to list such sources on the registration form.

6 ***-1164/5.27* SECTION 2465.** 254.35 (2) of the statutes is amended to read:

7 254.35 (2) AMENDED REGISTRATION. If the person in control increases the
8 number of sources, source strength, rated output or energy of radiation produced in
9 any installation, he or she shall notify the department of the increase prior to
10 operation on the revised basis. The department shall record the change in the
11 registration. No registration is transferable from one premises to another or from
12 one person to another. If the person in control ~~transfers~~ intends to transfer control
13 of ownership of the radiation installation to another person ~~the registration also~~
14 ~~transfers to the other person, who, at least 15 days before the final transfer the~~
15 registrant shall notify the department of the transfer ~~within 15 days.~~ The
16 ~~department shall record the change in the~~ and the intended transferee shall file
17 under sub. (1) an application for registration. If any installation is discontinued, the
18 person in control shall notify the department within 30 days of the discontinuance.

19 ***-1164/5.28* SECTION 2466.** 254.35 (3) (title) of the statutes is amended to
20 read:

21 254.35 (3) (title) ~~FEES~~ REGISTRATION FEES.

22 ***-1164/5.29* SECTION 2467.** 254.35 (3) (a) of the statutes is amended to read:

23 254.35 (3) (a) An annual registration fee under pars. (b) to (f) (~~fm~~) shall be
24 levied for each site registration under this section. An additional penalty fee of \$10
25 \$25, regardless of the number of X-ray tubes or generally licensed devices, shall be

1 required for each registration whenever the annual fee for renewal is not paid prior
2 to expiration of the registration. No additional fee may be required for recording
3 changes in the registration information.

4 ***-1164/5.30* SECTION 2468.** 254.35 (3) (b) of the statutes is amended to read:

5 254.35 (3) (b) For a ~~medical~~ site having an ionizing radiation installation
6 serving physicians and clinics, osteopaths and clinics, ~~and~~ chiropractors or hospitals
7 that possesses radioactive materials in any quantity, the fee shall be at least ~~\$25~~ \$36
8 for each site and at least ~~\$30~~ \$44 for each X-ray tube.

9 ***-1164/5.31* SECTION 2469.** 254.35 (3) (c) of the statutes is amended to read:

10 254.35 (3) (c) For a ~~chiropractic~~, podiatric or veterinary site having an ionizing
11 radiation installation, the fee shall be at least ~~\$25~~ \$36 for each site and at least ~~\$30~~
12 \$44 for each X-ray tube.

13 ***-1164/5.32* SECTION 2470.** 254.35 (3) (d) of the statutes is amended to read:

14 254.35 (3) (d) For a dental site having an ionizing radiation installation, the
15 fee shall be at least ~~\$25~~ \$36 for each site and at least ~~\$20~~ \$30 for each X-ray tube.

16 ***-1164/5.33* SECTION 2471.** 254.35 (3) (f) of the statutes is amended to read:

17 254.35 (3) (f) For an industrial, school, research project or other site having an
18 ionizing radiation installation ~~and radioactive materials in any quantity~~, the fee
19 shall be at least ~~\$25~~ \$36 for each site and at least ~~\$30~~ \$44 for each X-ray tube.

20 ***-1164/5.34* SECTION 2472.** 254.35 (3) (fm) of the statutes is created to read:

21 254.35 (3) (fm) For any site that has generally licensed devices that are not
22 exempted by the department, the fee shall be at least \$100 for each site and at least
23 \$50 for each device that contains at least 370 MBq or 10 mCi of cesium-137; 37 MBq
24 or 1.0 mCi of cobalt-60; 3.7 MBq or 0.1 mCi of strontium-90; or 37 MBq or 1.0 mCi
25 of a transuranic.

1 ***-1164/5.35*** **SECTION 2473.** 254.35 (3) (g) of the statutes is amended to read:

2 254.35 (3) (g) The fees under this subsection shall be as stated unless the
3 department promulgates rules to increase the annual registration fee ~~after January~~
4 ~~1, 1986,~~ for a site having an ionizing radiation installation ~~or,~~ for an X-ray tube ~~or~~
5 for generally licensed devices that are not exempted by the department.

6 ***-1164/5.36*** **SECTION 2474.** 254.35 (4) of the statutes is amended to read:

7 254.35 (4) EXEMPTIONS. ~~The department shall~~ After initial registration under
8 sub. (1), the department may exempt from annual registration any source licensed
9 by the nuclear regulatory commission and may exempt from registration any source
10 of radiation installation which of radiation that the department finds to be without
11 undue radiation hazard as determined by standards established by the national
12 committee on radiation protection and measurements or any comparable nationally
13 recognized agency established for the purpose of recommending standards for
14 radiation protection, and after the initial registration may exempt from subsequent
15 annual radiation requirements any source of radiation devoted primarily to
16 industrial purposes.

17 ***-1164/5.37*** **SECTION 2475.** 254.36 of the statutes is renumbered 254.34 (1)
18 (am) and amended to read:

19 254.34 (1) (am) ~~*Radiation protection.* The department shall promulgate a~~
20 ~~radiation protection code. Other departments and agencies of state government and~~
21 A rule identical to a rule specified under par. (a) may be promulgated by a state
22 agency other than the department and an ordinance identical to a rule specified
23 under par. (a) may be enacted by a local governmental units may adopt the identical
24 code unit, but no other rule, code or ordinance relating to this subject may be
25 promulgated or enacted may be promulgated or ordinance may be enacted that

1 differs from a rule under par. (a) and relates to the same subject area except as
2 provided under ss. 166.03 (2) (b) 6., 293.15 (8) and 293.25.

3 ***-1164/5.38* SECTION 2476.** 254.365 of the statutes is created to read:

4 **254.365 Licensing of radioactive material. (1) LICENSE REQUIRED.** No
5 person may possess, use, manufacture, transport, store, transfer or dispose of
6 radioactive material or a device or item of equipment that uses radioactive material
7 or may operate a site that uses radioactive material that is not under the authority
8 of the U.S. nuclear regulatory commission unless one of the following applies:

9 (a) The person has a specific license issued by the department.

10 (b) The person meets general license requirements.

11 (c) The person possesses a license issued by another state or by the U.S. nuclear
12 regulatory commission that is reciprocally recognized by the department.

13 (d) The person is exempted from licensure under sub. (7).

14 **(2) APPLICATION.** Application for a license under sub. (1) (a) or for reciprocal
15 recognition under sub. (1) (c) shall be made on forms provided by the department.

16 **(3) MODIFICATION OR TERMINATION OF LICENSE.** Within 30 days after any change
17 to the information on a license issued under this section, the licensee shall inform the
18 department of the change and the department shall record the changed information.
19 Within 30 days after termination of an activity licensed under this section, the person
20 in control of the activity shall notify the department. The department may require
21 that the person in control submit to the department for approval a plan for
22 decommissioning the activity.

23 **(4) RULES.** The department shall promulgate rules for all of the following:

24 (a) The issuance, modification, suspension, termination and revocation of
25 specific licenses under sub. (1) (a) under the standards specified in s. 254.34 (1) (a).

1 (b) The requirements for a general license under sub. (1) (b).

2 (5) FEES AND CHARGES. (a) The department may assess fees, the amounts of
3 which are prescribed by the department by rule, for any of the following:

4 1. Issuance of an initial or renewal specific license under sub. (1) (a).

5 2. Annual license maintenance.

6 3. Issuance of a license amendment.

7 4. Termination of a license.

8 5. Issuance of reciprocal recognition of a license for radioactive materials of
9 another state or the U.S. nuclear regulatory commission.

10 (b) The department may assess a late payment charge of 25% of the specific
11 license renewal fee, in addition to the fee under par. (a) for renewal of a specific
12 license, if payment for renewal of a specific license is not made within 30 days after
13 the license expiration date.

14 (6) DENIAL, SUSPENSION OR REVOCATION OF LICENSURE. The department may, after
15 a hearing under ch. 227, refuse to issue a license or suspend or revoke a license for
16 failure by the licensee to comply with this subchapter, rules promulgated by the
17 department under this subchapter or any condition of the license.

18 (7) EXEMPTION. The department may exempt from licensing requirements of
19 this section radioactive material that the department finds is without undue
20 radiation hazard.

21 ***-1164/5.39* SECTION 2477.** 254.37 (1) of the statutes is renumbered 254.37
22 (1) (intro.) and amended to read:

23 254.37 (1) NOTIFICATION OF VIOLATION AND ORDER OF ABATEMENT. (intro.)
24 Whenever the department or the department of commerce finds, upon inspection and
25 examination, that a source of radiation as constructed, operated or maintained

1 results in a violation of this subchapter or of any rules promulgated under this
2 subchapter, it ~~the department shall notify~~ do all of the following:

3 (a) Notify the person in control that is causing, allowing or permitting the
4 violation as to the nature of the violation ~~and order.~~

5 (b) Order that, prior to a specified time, the person in control shall cease and
6 abate causing, allowing or permitting the violation and take such action as may be
7 necessary to have the source of radiation constructed, operated, or maintained in
8 compliance with this subchapter and rules promulgated under this subchapter.

9 ***-1164/5.40* SECTION 2478.** 254.37 (2) of the statutes is amended to read:

10 254.37 (2) ORDERS. The department ~~or the department of commerce~~ shall issue
11 and enforce such orders or modifications of previously issued orders as may be
12 required in connection with proceedings under this subchapter. The orders shall be
13 subject to review by the department upon petition of the persons affected. Whenever
14 the department ~~or the department of commerce~~ finds that a condition exists ~~which~~
15 that constitutes an immediate threat to health due to violation of this subchapter or
16 any rule or order promulgated under this subchapter, it may issue an order reciting
17 the existence of the threat and the findings pertaining to the threat. The department
18 ~~or the department of commerce~~ may summarily cause the abatement of the violation.

19 ***-1164/5.41* SECTION 2479.** 254.37 (3) of the statutes is amended to read:

20 254.37 (3) RULES. The department shall promulgate and enforce the rules
21 pertaining to ionizing radiation ~~in establishments principally engaged in furnishing~~
22 ~~medical, surgical, chiropractic and other health services to persons and animals.~~ The
23 ~~department of commerce shall enforce the rules pertaining to ionizing radiation in~~
24 ~~industrial establishments.~~ The department shall notify the department of commerce
25 and deliver to it a copy of each new registration and at such time a decision shall be

1 ~~made as to which state agency shall enforce the rules pertaining to ionizing~~
2 ~~radiation.~~

3 *~~1164/5.42~~* **SECTION 2480.** 254.37 (4) of the statutes is amended to read:

4 254.37 (4) ~~ENFORCEMENT JURISDICTION. All orders issued under this subchapter~~
5 ~~shall be enforced by the attorney general.~~ The circuit court of Dane county shall have
6 jurisdiction to enforce the orders by injunctive and other appropriate relief.

7 *~~1164/5.43~~* **SECTION 2481.** 254.38 (title) of the statutes is created to read:

8 **254.38 (title) Emergency authority.**

9 *~~1164/5.44~~* **SECTION 2482.** 254.38 of the statutes is renumbered 254.38 (1)
10 and amended to read:

11 254.38 (1) ~~IMPOUNDING MATERIALS.~~ The department ~~or department of commerce~~
12 may impound or order the sequestration of sources of radiation in the possession of
13 any person who is not equipped to observe or who fails to observe safety standards
14 to protect health that are established in rules promulgated by the department ~~or the~~
15 ~~department of commerce.~~

16 *~~1164/5.45~~* **SECTION 2483.** 254.38 (2) of the statutes is created to read:

17 254.38 (2) **EMERGENCY ORDERS.** If the department finds that an emergency
18 exists concerning a matter subject to regulation under this subchapter that requires
19 immediate action to protect the public health or safety, the department may issue an
20 emergency order without notice or hearing that recites the existence of the
21 emergency and requires such action as is necessary to mitigate the emergency. Any
22 person to whom the order is issued shall immediately comply with the order. A
23 person to whom an emergency order is issued shall be afforded a hearing within 30
24 days after receipt by the department of a written request for the hearing. An
25 emergency order is effective upon issuance and remains in effect for up to 90 days

1 after issuance, except that the order may be revoked or modified based on the results
2 of the hearing.

3 ***-1164/5.46* SECTION 2484.** 254.39 (2) of the statutes is amended to read:

4 254.39 (2) This subchapter does not apply to on-site activities of any nuclear
5 reactor plant licensed by the ~~nuclear regulatory commission~~ U.S. nuclear regulatory
6 commission.

7 ***-1164/5.47* SECTION 2485.** 254.45 of the statutes is repealed and recreated
8 to read:

9 **254.45 Penalties. (1) GENERAL.** (a) Any person who violates this subchapter
10 or a rule promulgated under this subchapter or a condition of a license or registration
11 issued by the department under this subchapter may be required to forfeit not less
12 than \$100 nor more than \$100,000. Each day of continued violation constitutes a
13 separate offense.

14 (b) The amount of the forfeiture assessed under par. (a) shall be determined by
15 considering all of the following:

16 1. The wilfulness of the violation.

17 2. The person's previous violations, if any, of this subchapter, rules
18 promulgated under this subchapter or conditions of a license or registration issued
19 by the department under this subchapter.

20 3. The potential danger or actual or potential injury to the environment or to
21 public health caused by the violation.

22 4. The actual or potential costs of the damage or injury caused by the violation.

23 **(2) ASSESSMENT OF FORFEITURES; NOTICE.** The department may directly assess
24 forfeitures provided for in sub. (1). If the department determines that a forfeiture
25 should be assessed for a particular violation, the department shall send a notice of

1 assessment to the person. The notice shall specify the amount of the forfeiture
2 assessed and the violation and the statute or rule alleged to have been violated and
3 shall inform the person of the right to hearing under sub. (3).

4 (3) HEARING. A person upon whom a forfeiture is imposed may contest the
5 action by sending, within 10 days after receipt of notice of a contested action, a
6 written request for hearing under s. 227.44 to the division of hearings and appeals
7 created under s. 15.103 (1). The administrator of the division may designate a
8 hearing examiner to preside over the case and recommend a decision to the
9 administrator under s. 227.46. The decision of the administrator of the division shall
10 be the final administrative decision. The division shall commence the hearing within
11 30 days of receipt of the request for hearing and shall issue a final decision within
12 15 days after the close of the hearing. Proceedings before the division are governed
13 by ch. 227.

14 (4) FORFEITURE PAYMENT AND DISPOSITION. (a) A person against whom the
15 department has assessed a forfeiture shall pay the forfeiture to the department
16 within 10 days after receipt of the notice under sub. (2) or, if the person contests the
17 assessment, within 10 days after receipt of the final decision after exhaustion of
18 administrative review. If the person petitions for judicial review under ch. 227, the
19 person shall pay the forfeiture within 10 days after receipt of the final judicial
20 decision.

21 (b) The department shall remit all forfeitures paid to the state treasurer for
22 deposit in the school fund.

23 (5) ENFORCEMENT. The attorney general may bring an action in the name of the
24 state to collect any forfeiture imposed under this section if the forfeiture has not been

1 paid as required under sub. (4). The only issue to be contested in an action under this
2 subsection is whether the forfeiture has been paid.

✓ 3 ***b0411/5.14* SECTION 2486g.** 255.15 of the statutes is created to read:

4 **255.15 Statewide tobacco control program.** (1) DEFINITIONS. In this
5 section, “council” means the tobacco control council.

6 (2) PROGRAM DEVELOPMENT. (a) The council shall develop program and budget
7 recommendations annually for a statewide tobacco control program and shall submit
8 its recommendations not later than February 1, 2000, and annually thereafter, to the
9 secretary of health and family services. In developing the recommendations, the
10 council shall consider successful tobacco control programs in other states and shall
11 base its recommendations on recommendations of the U.S. Centers for Disease
12 Control and Prevention regarding the allocation of funding for comprehensive
13 tobacco control programs. The department shall review the council’s
14 recommendations and shall develop, and prepare an annual detailed plan for, a
15 statewide tobacco control program based on the recommendations. The annual plan
16 shall specify how the funds under sub. (3) (b) will be distributed and the projected
17 cost of administering the statewide tobacco control program.

18 (b) Not later than March 1, 2000, and annually thereafter, the department shall
19 submit the plan under par. (a) to the joint committee on finance. If, within 14 days
20 after the submission of the plan, the cochairpersons of the committee do not notify
21 the secretary that a meeting has been scheduled for the purpose of reviewing the
22 plan, the department may expend the funds under sub. (3) (b) and (d) in the manner
23 proposed in the plan. If, within 14 days after the submission of the plan, the
24 cochairpersons notify the secretary that the committee has scheduled a meeting for
25 the purpose of reviewing the plan, the department may expend the funds under sub.

1 (3) (b) and (d) in the manner proposed in the plan only to the extent approved by the
2 committee.

3 (3) USE OF FUNDS. (a) From the appropriation under s. 20.435 (5) (tc), the
4 department shall distribute the following amounts to or for all of the following:

5 1. The board of regents of the University of Wisconsin System for the tobacco
6 research and intervention center at the University of Wisconsin–Madison,
7 \$1,000,000 in each fiscal year.

8 2. The Thomas T. Melvin youth tobacco prevention and education program
9 under s. 255.10, \$1,000,000 in fiscal year 1999–2000 and not less than \$1,000,000 in
10 fiscal year 2000–01 and in each fiscal year thereafter.

11 3. A youth smokeless tobacco cessation and prevention campaign developed by
12 the division within the department that has primary responsibility for
13 administering public health programs, \$92,000 in fiscal year 1999–2000.

14 4. The Medical College of Wisconsin for tobacco use prevention and cessation
15 activities, \$500,000 in fiscal year 2000–01 and in each fiscal year thereafter. Funds
16 distributed under this subdivision may only be used for activities directly related to
17 preventing individuals from smoking and assisting smokers to quit smoking.

18 5. Grants to any applying school in which grade 6, 7 or 8 is taught that
19 purchases in calendar year 1998 or after the module of the Body Awareness Resource
20 Network software produced by Pyramid Media that concerns smoking and tobacco
21 use, \$150,000 in fiscal year 2000–01. The amount of the grant to each school may
22 not exceed the actual cost to the school of the software.

23 (b) After consulting with the council regarding the selection of specific
24 programs or activities to be funded under this paragraph and subject to sub. (2) (b),

1 from the appropriation under s. 20.435 (5) (tc), the department may distribute grants
2 for any of the following:

- 3 1. Community-based programs to reduce tobacco use.
- 4 2. Community-based programs to reduce the burden of tobacco-related
5 diseases.
- 6 3. School-based programs relating to tobacco use cessation and prevention.
- 7 4. Enforcement of local laws aimed at reducing exposure to secondhand smoke
8 and restricting underage access to tobacco.
- 9 5. Grants for partnerships among statewide organizations and businesses that
10 support activities related to tobacco use cessation and prevention.
- 11 6. Marketing activities that promote tobacco use cessation and prevention.
- 12 7. Projects designed to reduce tobacco use among minorities and pregnant
13 women.
- 14 8. Other tobacco use cessation programs.
- 15 9. Surveillance of indicators of tobacco use and evaluation of the activities
16 funded under this section.

17 (c) No recipient of moneys distributed under par. (b) may expend more than
18 10% of those moneys for administrative costs.

19 (d) From the appropriation under s. 20.435 (1) (tc), subject to sub. (2) (b),
20 beginning in fiscal year 2000–01, the department may expend for administration of
21 the program under this section not more than 5% of the total amount deposited in
22 that fiscal year into the tobacco control fund under s. 25.66.

23 (4) REPORTS. Not later than September 1, 2002, and annually thereafter, the
24 department shall submit to the governor and to the chief clerk of each house of the
25 legislature for distribution under s. 13.172 (2) a report that evaluates the success of

1 the program under this section. The report shall specify the number of programs
2 supported under sub. (3) (b) during the immediately preceding fiscal year and the
3 purpose of each program. The report shall also specify any donations, grants or
4 bequests to the department for the tobacco control program under this section.

5 ***-1164/5.48* SECTION 2487.** 281.01 (15) of the statutes is amended to read:

6 281.01 (15) "Solid waste" means any garbage, refuse, sludge from a waste
7 treatment plant, water supply treatment plant or air pollution control facility and
8 other discarded or salvageable materials, including solid, liquid, semisolid, or
9 contained gaseous materials resulting from industrial, commercial, mining and
10 agricultural operations, and from community activities, but does not include solids
11 or dissolved material in domestic sewage, or solid or dissolved materials in irrigation
12 return flows or industrial discharges which are point sources subject to permits
13 under ch. 283, or source material, as defined in s. 254.31 (10), special nuclear
14 material, as defined in s. 254.31 (11), or by-product material, as defined in s. 254.31
15 ~~(3)~~ (1).

16 ***b0309/3.13* SECTION 2487p.** 281.16 (3) (e) of the statutes is amended to read:

17 281.16 (3) (e) An owner or operator of an agricultural facility or practice that
18 is in existence before October 14, 1997, may not be required by this state or a
19 municipality to comply with the performance standards, prohibitions, conservation
20 practices or technical standards under this subsection unless cost-sharing is
21 available, under ~~sub. (5) or~~ s. 92.14 or 281.65 or from any other source, to the owner
22 or operator. For the purposes of this paragraph, sub. (4) and ss. 92.07 (2), 92.105 (1),
23 92.15 (4) and 823.08 (3) (c) 2., the department of natural resources shall promulgate
24 rules that specify criteria for determining whether cost-sharing is available under
25 ~~sub. (5) or~~ s. 281.65 and the department of agriculture, trade and consumer

1 protection shall promulgate rules that specify criteria for determining whether
2 cost-sharing is available under s. 92.14 or from any other source. The rules may not
3 allow a determination that cost-sharing is available to meet local regulations under
4 s. 92.07 (2), 92.105 (1) or 92.15 that are consistent with or that exceed the
5 performance standards, prohibitions, conservation practices or technical standards
6 under this subsection unless the cost-sharing is at least 70% of the cost of compliance
7 or is from 70% to 90% of the cost of compliance in cases of economic hardship, as
8 defined in the rules.

✓ 9 ***b0309/3.13* SECTION 2487r.** 281.16 (4) of the statutes is amended to read:

10 281.16 (4) APPLICATION TO ANIMAL FEEDING OPERATIONS. If the department issues
11 a notice of discharge under ch. 283 for an animal feeding operation, the performance
12 standards, prohibitions, conservation practices and technical standards under sub.
13 (3) apply to the animal feeding operation, except that if the animal feeding operation
14 is in existence before October 14, 1997, the performance standards, prohibitions,
15 conservation practices and technical standards only apply if the department
16 determines that cost-sharing is available to the owner or operator of the animal
17 feeding operation under ~~sub. (5)~~, s. 92.14 or 281.65 or from any other source.

✓ 18 ***b0309/3.13* SECTION 2487t.** 281.16 (5) of the statutes is repealed.

✓ 19 ***b0212/3.3* SECTION 2490x.** 281.57 (10r) of the statutes is created to read:

20 281.57 (10r) LOAN FOR REPLACEMENT OF A FAILED SEQUENTIAL BATCH REACTOR.
21 Notwithstanding subs. (2), (4) to (10) and (12), during the 1999–2001 biennium, the
22 department shall provide a loan of \$770,000 to a municipality for all of the
23 administrative, planning, design and construction costs incurred after January 1,
24 1997, for the replacement of a failed sequential batch reactor point source pollution
25 abatement facility for which the department has issued written concurrence on or

1 before March 26, 1999, that the construction of a new wastewater treatment plant
2 is the most cost-effective option, and for which the municipality has on or before
3 March 26, 1999, committed to work with the department towards securing
4 reimbursement of the loan from the federal environmental protection agency under
5 40 CFR 35.2032. The department may not charge any interest on the loan and may
6 not require the municipality to repay the loan until the municipality receives a grant
7 from the federal environmental protection agency for the replacement of the point
8 source pollution abatement facility. If the federal environmental protection agency
9 denies the grant or a portion of the grant, the department shall forgive the amount
10 of the loan that exceeds the amount of the grant.

11 ***-0282/3.3* SECTION 2491.** 281.58 (1) (ae) of the statutes is repealed.

12 ***-0282/3.4* SECTION 2492.** 281.58 (6) (a) 4. of the statutes is repealed.

13 ***-0282/3.5* SECTION 2493.** 281.58 (6) (b) 1. of the statutes is amended to read:

14 281.58 (6) (b) 1. Purchasing or refinancing the obligation of a municipality if
15 the obligation was incurred to finance the cost of constructing a water pollution
16 control project located in this state ~~and the obligation was initially incurred on or~~
17 ~~after May 17, 1988.~~

18 ***-0282/3.6* SECTION 2494.** 281.58 (6) (b) 2. of the statutes is repealed.

✓19 ***-0282/3.7* SECTION 2495.** 281.58 (7) (b) 3. of the statutes is repealed.

✓20 ***b0310/1.13* SECTION 2495p.** 281.58 (7) (b) 5. of the statutes is repealed.

✓21 ***-0282/3.8* SECTION 2496.** 281.58 (7) (b) 7. of the statutes is repealed.

✓22 ***b0310/1.14* SECTION 2496m.** 281.58 (8) (a) 1. of the statutes is amended to
23 read:

24 281.58 (8) (a) 1. A person or municipality that has failed to substantially
25 comply, as specified by the rules promulgated under sub. (2), with the terms of a

1 federal or state grant or loan used to pay the costs of studies, investigations, plans,
2 designs or construction associated with wastewater collection, transportation,
3 treatment or disposal ~~or used to pay the cost of studies, investigations, plans, designs~~
4 ~~or construction associated with implementing a nonpoint source control~~
5 ~~management program.~~

6 ***-0282/3.9* SECTION 2497.** 281.58 (8) (h) of the statutes is amended to read:

7 281.58 (8) (h) Except as provided in par. (k), a municipality that is a violator
8 of an effluent limitation at the time that the application for a treatment work project
9 is approved under sub. (9m) may not receive financial assistance of a method
10 specified under sub. (6) (b) 1., ~~2.,~~ 3., 4. or 5. for that part of the treatment work project
11 that is needed to correct the violation. This paragraph does not apply to a
12 municipality that after May 17, 1988, is in compliance with a court or department
13 order to correct a violation of the enforceable requirements of its ch. 283 permit, and
14 that is applying for financial assistance under s. 281.59 (13) to correct that violation.

15 ***-1740/3.1* SECTION 2498.** 281.58 (8) (j) of the statutes is created to read:

16 281.58 (8) (j) The amount of a payment under sub. (6) (b) 8. may not exceed the
17 amount of subsidy necessary to reduce the interest rate on the loan from market rate
18 to the interest rate that would have been charged on a loan to the municipality under
19 sub. (6) (b) 4.

20 ***-0282/3.10* SECTION 2499.** 281.58 (8) (L) of the statutes is repealed.

21 ***-0282/3.11* SECTION 2500.** 281.58 (8e) (a) of the statutes is amended to read:

22 281.58 (8e) (a) The type of project and the order in which it is listed under sub.
23 (7) (b) 1. to ~~7.~~ 6.

24 ***-0282/3.12* SECTION 2501.** 281.58 (8s) of the statutes is amended to read:

1 281.58 (8s) FACILITY PLAN. A municipality seeking financial assistance for a
2 project under this section, ~~except for a municipality seeking a capital cost loan~~, shall
3 complete a facility plan as required by the department by rule.

4 *~~0282/3.13~~* SECTION 2502. 281.58 (9) (b) of the statutes is amended to read:

5 281.58 (9) (b) A municipality seeking financial assistance, ~~except for a~~
6 ~~municipality seeking a capital cost loan~~, for a project under the clean water fund
7 program shall complete an environmental analysis sequence as required by the
8 department by rule.

9 *~~b0310/1.15~~* SECTION 2502v. 281.58 (12) (a) 2. of the statutes is repealed.

10 *~~0282/3.14~~* SECTION 2503. 281.58 (12) (a) 4. of the statutes is amended to
11 read:

12 281.58 (12) (a) 4. The interest rate for projects specified in sub. (7) (b) 6. and
13 ~~7.~~ and for those portions of projects under subd. 1. that are restricted by sub. (8) (b),
14 (c), (f) or (h) is market interest rate.

15 *~~0282/3.15~~* SECTION 2504. 281.58 (12) (a) 5. of the statutes is repealed.

16 *~~b0310/1.16~~* SECTION 2504e. 281.58 (12) (f) of the statutes is amended to read:

17 281.58 (12) (f) The department and the department of administration jointly
18 may request the joint committee on finance to take action under s. 13.101 (11) to
19 modify the percentage of market interest rates established in par. (a) 1. ~~to~~ or 3.

20 *~~b0310/1.16~~* SECTION 2504p. 281.59 (1) (d) (intro.) of the statutes is amended
21 to read:

22 281.59 (1) (d) (intro.) “Subsidy” means the amounts provided from the
23 environmental improvement fund to clean water fund program, safe drinking water
24 loan program, urban storm water loan program and land recycling loan program
25 projects for the following purposes:

✓ 1 ***b0310/1.16* SECTION 2504q.** 281.59 (1) (d) 1. of the statutes is amended to
2 read:

3 281.59 (1) (d) 1. To reduce the interest rate of clean water fund program, safe
4 drinking water loan program, urban storm water loan program and land recycling
5 loan program loans from market rate to a subsidized rate.

✓ 6 ***b0310/1.16* SECTION 2504r.** 281.59 (1) (em) of the statutes is created to read:
7 281.59 (1) (em) “Urban storm water loan program” means the program
8 administered under s. 281.595, with financial management provided under this
9 section.

10 ***-1856/2.4* SECTION 2505.** 281.59 (1m) (c) of the statutes is created to read:
11 281.59 (1m) (c) There is established a private sewage system replacement and
12 rehabilitation loan program, administered under s. 145.245 (12m).

✓ 13 ***b0310/1.17* SECTION 2506f.** 281.59 (1m) (d) of the statutes is created to read:
14 281.59 (1m) (d) There is established an urban storm water loan program,
15 administered under s. 281.595, with financial management provided under this
16 section.

✓ 17 ***b0310/1.17* SECTION 2506g.** 281.59 (2) (a) of the statutes is amended to read:
18 281.59 (2) (a) Administer its responsibilities under this section and ss. 281.58,
19 281.595, 281.60 and 281.61.

✓ 20 ***b0310/1.17* SECTION 2506h.** 281.59 (2) (b) of the statutes is amended to read:
21 281.59 (2) (b) Cooperate with the department in administering the clean water
22 fund program, the safe drinking water loan program, the urban storm water loan
23 program and the land recycling loan program.

✓ 24 ***b0310/1.17* SECTION 2506i.** 281.59 (3) (a) 1. of the statutes is amended to
25 read:

1 281.59 (3) (a) 1. An estimate of the wastewater treatment, safe drinking water,
2 urban storm water and land recycling project needs of the state for the 4 fiscal years
3 of the next 2 biennia.

✓ 4 ***b0310/1.17* SECTION 2506j.** 281.59 (3) (a) 4. of the statutes is amended to
5 read:

6 281.59 (3) (a) 4. The extent to which the funding for the clean water fund
7 program, the urban storm water loan program and the safe drinking water loan
8 program, in the environmental improvement fund, will be maintained in perpetuity.

✓ 9 ***b0310/1.17* SECTION 2506k.** 281.59 (3) (a) 5. of the statutes is amended to
10 read:

11 281.59 (3) (a) 5. The most recent available audited financial statements of the
12 past operations and activities of the clean water fund program, the safe drinking
13 water loan program, the urban storm water loan program and the land recycling loan
14 program, the estimated environmental improvement fund capital available in each
15 of the next 4 fiscal years for the clean water fund program, the urban storm water
16 loan program and the safe drinking water loan program, and the projected
17 environmental improvement fund balance for the clean water fund program, the
18 urban storm water loan program and the safe drinking water loan program for each
19 of the next 20 years given existing obligations and financial conditions.

✓ 20 ***b0310/1.17* SECTION 2506L.** 281.59 (3) (a) 6s. of the statutes is created to
21 read:

22 281.59 (3) (a) 6s. An amount equal to the estimated present value of subsidies
23 for all loans under the urban storm water loan program to be made during the
24 biennium for which the biennial finance plan is prepared, discounted at a rate of 7%
25 per year to the first day of that biennium.

1 ***b0310/1.17* SECTION 2506m.** 281.59 (3) (a) 7. of the statutes is amended to
2 read:

3 281.59 (3) (a) 7. A discussion of the assumptions made in calculating the
4 amounts under subds. 6., 6e. ~~and, 6m. and 6s.~~

5 ***b0310/1.17* SECTION 2506q.** 281.59 (3) (j) of the statutes is amended to read:

6 281.59 (3) (j) No later than November 1 of each odd-numbered year, the
7 department of administration and the department jointly shall submit a report, to
8 the building commission and committees as required under par. (bm), on the
9 implementation of the amount established under sub. (3e) (b) as required under s.
10 281.58 (9m) (e), and on the operations and activities of the clean water fund program,
11 the safe drinking water loan program, the urban storm water loan program and the
12 land recycling loan program for the previous biennium.

13 ***-0975/1.1* SECTION 2507.** 281.59 (3e) (b) 1. and 3. of the statutes are amended
14 to read:

15 281.59 (3e) (b) 1. Equal to \$90,200,000 \$85,200,000 *plain text* during the ~~1997-99~~
16 1999-01 biennium.

17 3. Equal to \$1,000 for any biennium after the ~~1997-99~~ 1999-01 biennium.

18 ***-0936/2.1* SECTION 2508.** 281.59 (3m) (b) 1. and 2. of the statutes are
19 amended to read:

20 281.59 (3m) (b) 1. Equal to \$4,500,000 \$9,400,000 during the ~~1997-99~~ 1999-01
21 biennium.

22 2. Equal to \$1,000 for any biennium after the ~~1997-99~~ 1999-01 biennium.

23 ***-0974/1.1* SECTION 2509.** 281.59 (3s) (b) 1. and 2. of the statutes are amended
24 to read:

1 281.59 (3s) (b) 1. Equal to ~~\$21,000,000~~ \$5,200,000 during the ~~1997-99~~ 1999-01
2 biennium.

3 2. Equal to \$1,000 for any biennium after the ~~1997-99~~ 1999-01 biennium.

✓ 4 ***b0310/1.19* SECTION 2509m.** 281.59 (3v) of the statutes is created to read:

5 281.59 (3v) URBAN STORM WATER LOAN PROGRAM EXPENDITURES. (a) No moneys
6 may be expended for the urban storm water loan program in a biennium until the
7 legislature reviews and approves all of the following as part of the biennial budget
8 act for the biennium:

9 1. An amount of present value of the subsidy for the urban storm water loan
10 program that is specified for that biennium under par. (b) and is based on the amount
11 included in the biennial finance plan under sub. (3) (a) 6s.

12 2. The amount of public debt, authorized under s. 20.866 (2) (tc), that the state
13 may contract for the purposes of the urban storm water loan program.

14 (b) The amount of present value of the subsidy for the urban storm water loan
15 program that is approved by the legislature under this paragraph is as follows:

16 1. Equal to \$4,500,000 during the 1999-01 biennium.

17 2. Equal to \$1,000 for any biennium after the 1999-01 biennium.

18 (c) The department of administration may allocate amounts approved under
19 par. (b) as the present value of subsidies for financial assistance under the urban
20 storm water loan program.

21 (d) Using the amount approved under par. (b) as a base, the department of
22 administration shall calculate the present value of the actual subsidy of each urban
23 storm water loan made for those projects in each biennium that are approved for
24 financial assistance. The present value shall be discounted as provided under sub.

25 (3) (a) 6s.

✓ 1 ***b0310/1.19* SECTION 2509p.** 281.59 (4) (a) of the statutes is amended to read:

2 281.59 (4) (a) The clean water fund program ~~is a~~ and the urban storm water
3 loan program are revenue-producing ~~enterprise or program~~ enterprises or
4 programs, as defined in s. 18.52 (6).

✓ 5 ***b0310/1.19* SECTION 2509q.** 281.59 (4) (am) of the statutes is amended to
6 read:

7 281.59 (4) (am) Deposits, appropriations or transfers to the environmental
8 improvement fund for the purposes of the clean water fund program or the urban
9 storm water loan program may be funded with the proceeds of revenue obligations
10 issued subject to and in accordance with subch. II of ch. 18 or in accordance with
11 subch. IV of ch. 18 if designated a higher education bond.

✓ 12 ***-1432/7.50* SECTION 2510.** 281.59 (4) (b) of the statutes is amended to read:

13 281.59 (4) (b) The department of administration may, under s. ~~18.56 (5) and (9)~~
14 ~~(j) 18.561 or 18.562~~, deposit in a separate and distinct fund in the state treasury or
15 in an account maintained by a trustee outside the state treasury, any portion of the
16 revenues derived under s. 25.43 (1). The revenues deposited with a trustee outside
17 the state treasury are the trustee's revenues in accordance with the agreement
18 between this state and the trustee or in accordance with the resolution pledging the
19 revenues to the repayment of revenue obligations issued under this subsection.

✓ 20 ***b0310/1.20* SECTION 2510d.** 281.59 (4) (c) of the statutes is amended to read:

21 281.59 (4) (c) The building commission may pledge any portion of revenues
22 received or to be received in the fund established in par. (b) or the environmental
23 improvement fund to secure revenue obligations issued under this subsection. The
24 pledge shall provide for the transfer to the environmental improvement fund of all
25 pledged revenues, including any interest earned on the revenues, which are in excess

1 of the amounts required to be paid under s. 20.320 (1) (c) and (u) for the purposes of
2 the clean water fund program or the urban storm water loan program. The pledge
3 shall provide that the transfers be made at least twice yearly, that the transferred
4 amounts be deposited in the environmental improvement fund and that the
5 transferred amounts are free of any prior pledge.

6 ***-0282/3.16* SECTION 2511.** 281.59 (9) (a) of the statutes is amended to read:

7 281.59 (9) (a) A loan approved under the clean water fund program, the safe
8 drinking water loan program ^{delete space.} the urban storm water loan program or the land
9 recycling loan program shall be for no longer than 20 years, as determined by the
10 department of administration, be fully amortized not later than 20 years after the
11 original date of the ~~note~~ financial assistance agreement, and require the repayment
12 of principal and interest, if any, to begin not later than 12 months after the expected
13 date of completion of the project that it funds, as determined by the department of
14 administration.

✓ 15 ***b0310/1.22* SECTION 2511c.** 281.59 (9) (am) of the statutes is amended to
16 read:

17 281.59 (9) (am) The department of administration, in consultation with the
18 department, may establish those terms and conditions of a financial assistance
19 agreement that relate to its financial management, including what type of municipal
20 obligation, as set forth under s. 66.36, is required for the repayment of the financial
21 assistance. Any terms and conditions established under this paragraph by the
22 department of administration shall comply with the requirements of this section and
23 s. 281.58, 281.595, 281.60 or 281.61. In setting the terms and conditions, the
24 department of administration may consider factors that the department of

1 administration finds are relevant, including the type of obligation evidencing the
2 loan, the pledge of security for the obligation and the applicant's creditworthiness.

✓ 3 *b0310/1.22* SECTION 2511e. 281.59 (9) (b) (intro.) of the statutes is amended
4 to read:

5 281.59 (9) (b) (intro.) As a condition of receiving financial assistance under the
6 clean water fund program, the safe drinking water loan program, the urban storm
7 water loan program or the land recycling loan program, an applicant shall do all of
8 the following:

✓ 9 *b0310/1.22* SECTION 2511f. 281.59 (9) (b) 1. of the statutes is amended to
10 read:

11 281.59 (9) (b) 1. Pledge the security, if any, required by the rules promulgated
12 by the department of administration under this section and s. 281.58, 281.595,
13 281.60 or 281.61.

✓ 14 *b0310/1.22* SECTION 2511g. 281.59 (11) (a) of the statutes is amended to
15 read:

16 281.59 (11) (a) The department of natural resources and the department of
17 administration may enter into a financial assistance agreement with an applicant
18 for which the department of administration has allocated subsidy under s. 281.58
19 (9m), 281.595 (8), 281.60 (8) or 281.61 (8) if the applicant meets the conditions under
20 sub. (9) and the other requirements under this section and s. 281.58, 281.595, 281.60
21 or 281.61.

✓ 22 *b0310/1.22* SECTION 2511i. 281.59 (11) (b) of the statutes is amended to read:

23 281.59 (11) (b) If a municipality fails to make a principal repayment or interest
24 payment after its due date, the department of administration shall place on file a
25 certified statement of all amounts due under this section and s. 281.58, 281.595.

1 281.60 or 281.61. After consulting the department, the department of
2 administration may collect all amounts due by deducting those amounts from any
3 state payments due the municipality or may add a special charge to the amount of
4 taxes apportioned to and levied upon the county under s. 70.60. If the department
5 of administration collects amounts due, it shall remit those amounts to the fund to
6 which they are due and notify the department of that action.

✓ 7 ***b0310/1.22* SECTION 2511k.** 281.59 (11)(c) of the statutes is amended to read:

8 281.59 (11) (c) The department of administration may retain the last payment
9 under a financial assistance agreement until the department of natural resources
10 and the department of administration determine that the project is completed and
11 meets the applicable requirements of this section and s. 281.58, 281.595, 281.60 or
12 281.61 and that the conditions of the financial assistance agreement are met.

13 ***-0282/3.17* SECTION 2512.** 281.59 (12) of the statutes is amended to read:

14 281.59 (12) MUNICIPAL OBLIGATIONS. The department of administration may
15 purchase or refinance obligations specified in s. 281.58 (6) (b) 1. ~~or 2.~~ and guarantee
16 or purchase insurance for municipal obligations specified in s. 281.58 (6) (b) 3. if the
17 department of administration and the department of natural resources approve the
18 financial assistance under this section and s. 281.58.

✓ 19 ***b0310/1.23* SECTION 2512e.** 281.59 (13s) of the statutes is amended to read:

20 281.59 (13s) POWERS. The department of administration may audit, or contract
21 for audits of, projects receiving financial assistance under the clean water fund
22 program, the safe drinking water loan program, the urban storm water loan program
23 and the land recycling loan program.

✓ 24 ***b0310/1.23* SECTION 2512g.** 281.59 (14) of the statutes is amended to read:

1 281.59 (14) RULES. The department of administration shall promulgate rules
2 that are necessary for the proper execution of this section and of its responsibilities
3 under ss. 281.58, 281.595, 281.60 and 281.61.

✓4 ***b0310/1.23* SECTION 2512j.** 281.595 of the statutes is created to read:

5 **281.595 Urban storm water loan program. (1) DEFINITIONS.** In this section:

6 (a) “Local governmental unit” means a city, village, town, county, town sanitary
7 district, public inland lake protection and rehabilitation district or metropolitan
8 sewerage district.

9 (b) “Market interest rate” means the interest at the effective rate of a revenue
10 obligation issued by this state to fund a loan or portion of a loan for a clean water fund
11 program project under s. 281.58.

12 (c) “Population” means population shown by the last federal census or by any
13 subsequent population estimate under s. 16.96.

14 (d) “Urban area” means any of the following:

15 1. An area with a population of 1,000 or more per square mile.

16 2. An area in which the land is used for industrial or commercial land uses.

17 3. An area that is surrounded by an area described in subd. 1. or 2.

18 (e) “Urban storm water loan program” means the program administered under
19 this section, with financial management provided under s. 281.59.

20 **(2) GENERAL.** The department and the department of administration shall
21 administer a program to provide financial assistance to local governmental units for
22 the planning, designing, construction or modification of nonpoint source pollution
23 and urban storm water runoff projects in urban areas.

1 **(2g) INELIGIBLE USES.** A local governmental unit may not use financial
2 assistance under this section to pay any portion of the cost of a project for which
3 financial assistance is provided under s. 281.65.

4 **(2r) METHODS OF PROVIDING FINANCIAL ASSISTANCE.** The following methods of
5 providing financial assistance may be used under the urban storm water loan
6 program:

7 (a) Making loans below the market interest rate for projects described in sub.
8 (2).

9 (b) Purchasing or refinancing the obligation of a local governmental unit that
10 was incurred to finance the cost of a project described in sub. (2).

11 (c) Guaranteeing, or purchasing insurance for, obligations incurred to finance
12 the cost of projects described in sub. (2) if the guarantee or insurance will provide
13 credit market access or reduce interest rates.

14 (d) Providing payments to the board of commissioners of public lands to reduce
15 principal or interest payments, or both, on loans made to local governmental units
16 under subch. II of ch. 24 by the board of commissioners of public lands for projects
17 that are eligible for financial assistance under the urban storm water loan program.

18 **(3) NOTICE OF INTENT TO APPLY.** (a) A local governmental unit shall submit notice
19 of its intent to apply for financial assistance under the urban storm water loan
20 program at least 6 months before the beginning of the fiscal year in which it intends
21 to receive the financial assistance. The notice shall be in a form prescribed by the
22 department and the department of administration.

23 (b) If a local governmental unit does not apply for financial assistance by April
24 30 of the 2nd year following the year in which it submitted notice under par. (a), the
25 local governmental unit shall submit a new notice under par. (a).

1 (c) The department may waive par. (a) or (b) upon the written request of a local
2 governmental unit.

3 (4) ENGINEERING REPORT. A local governmental unit seeking financial
4 assistance for a project under this section shall submit an engineering report, as
5 required by the department by rule.

6 (5) APPLICATION. After the department approves a local governmental unit's
7 engineering report submitted under sub. (4), the local governmental unit shall
8 submit an application for urban storm water financial assistance to the department.
9 The applicant shall submit the application before the April 30 preceding the
10 beginning of the fiscal year in which the applicant wishes to receive the financial
11 assistance. The application shall be in the form and include the information required
12 by the department and the department of administration and shall include plans and
13 specifications that are approvable by the department under this section. An
14 applicant may not submit more than one application per project per year.

15 (6) PRIORITY LIST. The department shall establish a priority list that ranks each
16 urban storm water loan program project. The department shall promulgate rules for
17 determining project rankings that base project priority on the impact of a project on
18 groundwater and surface water quality and on public health.

19 (7) APPROVAL OF APPLICATION. The department shall approve an application
20 received under sub. (5) after all of the following occur:

21 (a) The project is ranked on the priority list under sub. (6).

22 (b) The department determines that the project meets the eligibility
23 requirements under this section.

24 (c) The department of administration determines that the local governmental
25 unit will meet the requirements of s. 281.59 (9) (b).

1 (d) The legislature has approved an amount under s. 281.59 (3v) (b) 1. for the
2 biennium.

3 **(8)** FUNDING LIST; ALLOCATION OF FUNDING. (a) The department shall establish
4 a funding list for each fiscal year that ranks projects of local governmental units that
5 submit approvable applications under sub. (5) in the same order that they appear on
6 the priority list under sub. (6). If sufficient funds are not available to fund all
7 approved applications for financial assistance, the department of administration
8 shall allocate funding to projects that are approved under sub. (7) in the order that
9 they appear on the funding list.

10 (b) In allocating subsidy under this subsection, the department of
11 administration shall adhere to the amount approved by the legislature for each
12 biennium under s. 281.59 (3v) (b).

13 **(8m)** CONDITIONS OF FINANCIAL ASSISTANCE. As a condition of receiving financial
14 assistance under the urban storm water loan program, a local governmental unit
15 shall do all of the following:

16 (a) Establish a dedicated source of revenue for the repayment of the financial
17 assistance.

18 (b) Comply with those provisions of 33 USC 1381 to 1387 and this chapter and
19 ch. 283 and the regulations and rules promulgated under those provisions that the
20 department specifies.

21 (c) Develop and adopt a program for the operation and maintenance of the
22 nonpoint source pollution or storm water project, including the training of personnel,
23 as required by the department.

24 **(8s)** INELIGIBILITY FOR AND LIMITATION ON FINANCIAL ASSISTANCE. (a) A person or
25 municipality that has failed to substantially comply, as specified by the rules

1 promulgated under sub. (12), with the terms of a federal or state grant or loan used
2 to pay the cost of studies, investigations, plans, designs or construction associated
3 with implementing a nonpoint source control management program is not eligible
4 for financial assistance from the urban storm water loan program.

5 (b) The amount of a payment under sub. (2r) (d) may not exceed the amount of
6 subsidy necessary to reduce the interest rate on the loan from market rate to the
7 interest rate that would have been charged on a loan to the local governmental unit
8 under sub. (2r) (a).

9 (9) FINANCIAL ASSISTANCE COMMITMENTS. The department and the department
10 of administration may, at the request of a local governmental unit, issue a notice of
11 financial assistance commitment after the local governmental unit's application for
12 urban storm water financial assistance has been approved under sub. (7) and
13 funding has been allocated under sub. (8) for the local governmental unit's project.
14 The notice of financial assistance commitment shall specify the conditions that the
15 local governmental unit must meet to secure financial assistance and shall include
16 the estimated repayment schedules and other terms of the financial assistance.

17 (10) DEADLINE FOR CLOSING. If funding is allocated to a project under sub. (8)
18 for a loan and the loan is not closed before April 30 of the year following the year in
19 which funding is allocated, the department of administration shall release the
20 funding allocated to the project.

21 (11) LOAN INTEREST RATES. (a) Except as provided under par. (b), the interest
22 rate on an urban storm water loan program loan shall be 55% of market interest rate.

23 (b) The department and the department of administration jointly may request
24 the joint committee on finance to take action under s. 13.101 (11) to modify the
25 percentage of market interest under par. (a).

1 **(11m) SERVICE FEE.** The department and the department of administration
2 may jointly charge and collect an annual service fee for reviewing and acting upon
3 urban storm water loan program applications and servicing financial assistance
4 agreements. The fee shall be in addition to interest payments at the rate under sub.
5 (11). The department and the department of administration shall specify any fee in
6 the biennial finance plan and shall design the fee to cover the costs of reviewing and
7 acting upon urban storm water loan program applications and servicing financial
8 assistance agreements.

9 **(12) DUTIES OF THE DEPARTMENT.** The department shall do all of the following:

10 (a) Promulgate rules establishing eligibility criteria for applicants and projects
11 under this section.

12 (b) Promulgate rules that are necessary for the execution of its responsibilities
13 under the urban storm water loan program.

14 (c) Cooperate with the department of administration in administering the
15 urban storm water loan program.

16 (d) By May 1 of each even-numbered year, prepare and submit to the
17 department of administration a biennial needs list that includes all of the following
18 information:

19 1. A list of urban storm water projects that the department estimates will apply
20 for financial assistance under the urban storm water loan program during the next
21 biennium.

22 2. The estimated cost and estimated construction schedule of each project on
23 the list, and the total of the estimated costs of all projects on the list.

24 3. The estimated rank of each project on the priority list under sub. (6).

1 (e) Submit a biennial budget request under s. 16.42 for the urban storm water
2 loan program.

3 (f) Have the lead state role with the federal environmental protection agency
4 concerning the urban storm water loan program.

5 (g) Have the lead state role with local governmental units in providing urban
6 storm water loan program information, and cooperate with the department of
7 administration in providing that information to local governmental units.

8 (h) Inspect periodically urban storm water loan program project construction
9 to determine project compliance with construction plans and specifications approved
10 by the department and the requirements of the urban storm water loan program.

11 ***-0936/2.2* SECTION 2513.** 281.60 (1) (a) of the statutes is amended to read:

12 281.60 (1) (a) "Eligible applicant" means a political subdivision, a
13 redevelopment authority created under s. 66.431 or a housing authority.

14 ***-0936/2.3* SECTION 2514.** 281.60 (1) (c) of the statutes is repealed.

15 ***-0936/2.4* SECTION 2515.** 281.60 (2) of the statutes is amended to read:

16 281.60 (2) GENERAL. The department and the department of administration
17 may administer a program to provide financial assistance to eligible applicants for
18 projects to remedy environmental contamination of sites or facilities at which
19 environmental contamination has affected groundwater or surface water or
20 threatens to affect groundwater or surface water. The department and the
21 department of administration may provide financial assistance under this section to
22 an eligible applicant only if the eligible applicant owns the contaminated site or
23 facility or, if the applicant is a political subdivision, if a redevelopment authority or
24 a housing authority owns the contaminated site or facility. The department and the
25 department of administration may not provide financial assistance under this

1 section to remedy environmental contamination at a site or facility that is not a
2 landfill if the eligible applicant caused the environmental contamination.

3 ***-0936/2.5* SECTION 2516.** 281.60 (2r) (a) of the statutes is amended to read:
4 281.60 (2r) (a) Making loans ~~below the market interest rate~~ for projects
5 described in sub. (2).

6 ***-0936/2.6* SECTION 2517.** 281.60 (7) (c) of the statutes is amended to read:
7 281.60 (7) (c) The department of administration determines that the eligible
8 applicant will meet the requirements of s. 281.59 (9) ~~(b)~~.

9 ***-1740/3.2* SECTION 2518.** 281.60 (8s) of the statutes is created to read:
10 281.60 (8s) LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment
11 under sub. (2r) (d) may not exceed the amount of subsidy necessary to reduce the
12 interest rate on the loan from market rate to the interest rate that would have been
13 charged on a loan to the political subdivision under sub. (2r) (a).

14 ***-0936/2.7* SECTION 2519.** 281.60 (11) of the statutes is amended to read:
15 281.60 (11) LOAN INTEREST RATES. The department and the department of
16 administration may not charge interest rate on a land recycling loan program loan
17 shall be 55% of market interest rate.

18 ***-0936/2.8* SECTION 2520.** 281.60 (11m) of the statutes is amended to read:
19 281.60 (11m) SERVICE FEE. The department and the department of
20 administration shall jointly charge and collect an annual service fee for reviewing
21 and acting upon land recycling loan program applications and servicing financial
22 assistance agreements. ~~The fee shall be in addition to interest payments at the rate~~
23 ~~under sub. (11).~~ For the 1997–99 fiscal biennium, the service fee shall be 0.5% of the
24 loan balance. Fee amounts for later biennia shall be established in the biennial
25 finance plan under s. 281.59 (3) (a) 8. The department and the department of

1 administration shall specify in the biennial finance plan a fee designed to cover the
2 costs of reviewing and acting upon land recycling loan program applications and
3 servicing financial assistance agreements.

✓ 4 ***-1740/3.3* SECTION 2521.** 281.61 (8s) of the statutes is created to read:

5 281.61 (8s) LIMITATION ON FINANCIAL ASSISTANCE. The amount of a payment
6 under sub. (2r) (d) may not exceed the amount of subsidy necessary to reduce the
7 interest rate on the loan from market rate to the interest rate that would have been
8 charged on a loan to the local governmental unit under sub. (2r) (a).

✓ 9 ***b0309/3.14* SECTION 2521e.** 281.65 (1) (d) of the statutes is amended to read:

10 281.65 (1) (d) Focus limited technical and financial resources in critical
11 geographic locations ~~through the selection of priority lakes and priority watersheds~~
12 where nonpoint source related water quality problems and threats are the most
13 severe and control is most feasible.

✓ 14 ***b0309/3.14* SECTION 2521f.** 281.65 (4) (f) of the statutes is amended to read:

15 281.65 (4) (f) Administer the distribution of grants and aids to governmental
16 units for local administration and implementation of the program under this section.
17 A grant awarded under this section may be used for ~~technical assistance, educational~~
18 ~~and training assistance, ordinance development and administration,~~ cost-sharing
19 for management practices and capital improvements, ~~plan preparation under par-~~
20 (g), easements or other activities determined by the department to satisfy the
21 requirements of this section. A grant may not be used for promotional items, except
22 for promotional items that are used for informational purposes, such as brochures
23 or videos.

✓ 24 ***b0309/3.14* SECTION 2521g.** 281.65 (4) (g) (intro.) of the statutes is amended

25 to read:

1 281.65 (4) (g) (intro.) In cooperation with the department of agriculture, trade
2 and consumer protection and the appropriate governmental unit, prepare priority
3 watershed and priority lakes plans to implement nonpoint source water pollution
4 abatement projects ~~and storm water control activities described in sub. (8c)~~ in
5 priority watersheds and priority lake areas. In preparing the plans, the department
6 shall:

✓ 7 ***b0309/3.14* SECTION 2521i.** 281.65 (4) (j) of the statutes is repealed.

✓ 8 ***b0309/3.14* SECTION 2521k.** 281.65 (4) (pm) of the statutes is amended to
9 read:

10 281.65 (4) (pm) Jointly with the department of agriculture, trade and consumer
11 protection, develop the forms required and implement the process under s. 92.14
12 (14).

✓ 13 ***b0309/3.14* SECTION 2521m.** 281.65 (4) (t) of the statutes is repealed.

✓ 14 ***b0309/3.14* SECTION 2521n.** 281.65 (4c) (a) of the statutes is amended to
15 read:

16 281.65 (4c) (a) ~~Beginning on July 1, 1998, a~~ A governmental unit may request
17 funding under this subsection for a project that is in a priority watershed ~~project, a~~
18 or priority lake ~~project area~~ area or a nonpoint source water pollution abatement project
19 that is not in a priority watershed or a priority lake area by submitting an application
20 to the ~~board~~ department. An application shall be submitted before July 15 to be
21 considered for initial funding in the following year.

✓ 22 ***b0309/3.14* SECTION 2521ne.** 281.65 (4c) (ae) of the statutes is created to

23 read:

24 281.65 (4c) (ae) The department shall administer this subsection in a manner
25 that promotes the accelerated implementation of nonpoint source water pollution

1 control that cannot be conducted with funding under s. 92.14 in target areas
2 described in par. (am) 1. that are of the highest priority.

3 ***b0309/3.14* SECTION 2521nm.** 281.65 (4c) (am) of the statutes is created to
4 read:

5 281.65 (4c) (am) The department may select a project for funding under this
6 subsection only if all of the following apply:

7 1. The project will implement nonpoint source pollution control in an area that
8 is a target area based on any of the following:

9 a. The need for compliance with performance standards established by the
10 department under s. 281.16 (2).

11 b. The existence of impaired water bodies that the department has identified
12 to the federal environmental protection agency under 33 USC 1313 (d) (1) (A).

13 c. The existence of outstanding or exceptional resource waters, as designated
14 by the department under s. 281.15.

15 d. The existence of threats to public health.

16 e. The existence of an animal feeding operation that has received a notice of
17 discharge under ch. 283 or a notice of intent to issue a notice of discharge.

18 f. Other water quality concerns of national or statewide importance.

19 2. The project cannot be conducted with funding provided under s. 92.14.

20 3. The project is consistent with priorities identified by the department on a
21 watershed or other geographic basis.

22 4. The project is consistent with approved land and water resource
23 management plans under s. 92.10.

24 5. The application for the project specifies the watershed, subwatershed or
25 specific site that will be served by the project.

✓ 1 ***b0309/3.14* SECTION 2521np.** 281.65 (4c) (b) of the statutes is amended to
2 read:

3 281.65 (4c) (b) The department, ~~in consultation with the department of~~
4 ~~agriculture, trade and consumer protection,~~ shall use the system approved under
5 par. (e) (d) to determine the score of each project for which ~~the board~~ it receives an
6 application under par. (a) and shall inform the land and water conservation board
7 of the scores no later than September 1 of each year.

✓ 8 ***b0309/3.14* SECTION 2521nr.** 281.65 (4c) (c) of the statutes is amended to
9 read:

10 281.65 (4c) (c) After ~~receiving~~ determining project scores under par. (b) ~~and~~
11 ~~before,~~ the department shall notify the land and water conservation board of the
12 projects that the department proposes to select for funding in the following year. The
13 board shall review the proposal and make recommendations to the department.
14 Before November 1 of each year, the ~~board~~ department shall select projects for
15 funding under this section subsection in the following year. To the extent practicable,
16 within the requirements of this section, the ~~board~~ department shall select projects
17 so that projects are distributed evenly around this state.

✓ 18 ***b0309/3.14* SECTION 2521nt.** 281.65 (4c) (d) (intro.) of the statutes is
19 amended to read:

20 281.65 (4c) (d) (intro.) ~~No later than April 1, 1998, the~~ The department, ~~in~~
21 ~~consultation with the department of agriculture, trade and consumer protection,~~
22 ~~shall propose to the board~~ adopt a scoring system for ranking nonpoint source water
23 pollution abatement projects for which applications are submitted under par. (a).
24 The criteria on which the scoring system is based shall include all of the following:

✓ 25 ***b0309/3.14* SECTION 2521nv.** 281.65 (4c) (e) of the statutes is repealed.

✓ 1 ***b0309/3.14* SECTION 2521p.** 281.65 (4c) (f) of the statutes is created to read:

2 281.65 (4c) (f) A project funded under this subsection may be conducted over
3 a period of one to 3 years, except that the department may approve an extension for
4 one year.

✓ 5 ***b0309/3.14* SECTION 2521q.** 281.65 (4e) of the statutes is repealed.

✓ 6 ***b0309/3.15* SECTION 2524m.** 281.65 (8) (e) of the statutes is amended to read:

7 281.65 (8) (e) ~~Except as provided in sub. (8e), grants~~ Grants may only be used
8 for implementing best management practices. Grants for implementing best
9 management practices may only be used for implementing cost-effective best
10 management practices specified under sub. (4) (e) unless an applicant demonstrates
11 that the use of a cost-effective best management practice will not contribute to water
12 quality improvement or will cause a water body to continue to be impaired as
13 identified to the federal environmental protection agency under 33 USC 1313 (d) (1)
14 (A).

✓ 15 ***b0309/3.15* SECTION 2524s.** 281.65 (8) (k) of the statutes is repealed.

✓ 16 ***-0589/2.28* SECTION 2525.** 281.65 (8) (L) of the statutes is amended to read:

17 281.65 (8) (L) A grant may not be made to an individual if ~~the department~~
18 ~~receives a certification under s. 49.855 (7) that the individual is delinquent in child~~
19 ~~support or maintenance payments or owes past support, medical expenses or birth~~
20 ~~expenses~~ whose name appears on the statewide support lien docket under s. 49.854
21 (2) (b), unless the individual provides to the department a payment agreement that
22 has been approved by the county child support agency under s. 59.53 (5) and that is
23 consistent with rules promulgated under s. 49.858 (2) (a).

✓ 24 ***b0309/3.16* SECTION 2525e.** 281.65 (8c) of the statutes is repealed.

✓ 1 ***b0309/3.16* SECTION 2525f.** 281.65 (8d) of the statutes is renumbered 281.66
2 (6) and amended to read:

3 281.66 (6) GRANTS FOR CAMPUSES. The Notwithstanding subs. (3) and (4), the
4 department may distribute a grant to the board of regents of the University of
5 Wisconsin System for practices, techniques or measures to control storm water
6 discharges on a University of Wisconsin System campus that is located in a
7 municipality that is required to obtain a permit under s. 283.33 and that is located
8 in a priority watershed area, as defined in s. 281.65 (2) (c), a priority lake area, as
9 defined in s. 281.65 (2) (bs), or an area that is identified as an area of concern by the
10 International Joint Commission, as defined in s. 281.35 (1) (h), under the Great
11 Lakes Water Quality Agreement.

✓ 12 ***b0309/3.16* SECTION 2525g.** 281.66 of the statutes is created to read:

13 **281.66 Urban nonpoint source water pollution abatement and storm**
14 **water management program. (1) DEFINITIONS.** In this section:

15 (a) “Governmental unit” has the meaning given in s. 281.65 (2) (am).

16 (b) “Nonpoint source” has the meaning given in s. 281.65 (2) (b).

17 (c) “Population” means population shown by the last federal census or by any
18 subsequent population estimate under s. 16.96.

19 (d) “Structural urban best management practices” has the meaning given in s.
20 281.65 (2) (d).

21 (e) “Urban area” means any of the following:

22 1. An area with a population of 1,000 or more per square mile.

23 2. An area in which the land is used for industrial or commercial land uses.

24 3. An area that is surrounded by an area described in subd. 1. or 2.

1 **(2) ADMINISTRATION.** The department shall administer the program under this
2 section in a manner that promotes all of the following:

3 (a) Management of urban storm water and runoff from existing and developing
4 urban areas to achieve water quality standards, to minimize flooding and to protect
5 groundwater.

6 (b) Coordination of urban nonpoint source management activities and the
7 municipal storm sewer discharge permit program under s. 283.33.

8 (c) Implementation of nonpoint source performance standards under s. 281.16
9 (2).

10 **(3) ELIGIBILITY.** (a) The department may provide a cost-sharing grant for a
11 project under this section only if all of the following apply:

12 1. The project is in an urban area.

13 2. The governmental unit with jurisdiction over the project area ensures
14 adequate implementation of construction site pollution control, and of storm water
15 management after development, for development and redevelopment of sites of one
16 or more acres.

17 3. The project is consistent with nonpoint source performance standards under
18 s. 281.16 (2).

19 4. The project is consistent with priorities identified by the department on a
20 watershed or other geographic basis.

21 5. The application for the project specifies the watershed, subwatershed or
22 specific site that will be served by the project.

23 (b) The department may provide financial assistance under this section for a
24 project in a governmental unit either to that governmental unit or to another
25 governmental unit that is required to control storm water discharges under s. 283.33.

1 (4) FINANCIAL ASSISTANCE. (a) The department may provide local assistance
2 grants and cost-sharing grants under this section. A local assistance grant may not
3 exceed 70% of eligible costs. A cost-sharing grant may not exceed 50% of eligible
4 costs.

5 (b) The department may award a local assistance grant for any of the following:

6 1. Storm water management for urban areas and for areas that are expected
7 to become urban areas within 20 years.

8 2. Informational and educational activities related to nonpoint source water
9 pollution control, construction site erosion control or storm water management.

10 3. Development, administration and enforcement of a construction site erosion
11 control or storm water management ordinance.

12 4. Training of staff concerning nonpoint source water pollution control,
13 construction site erosion control or storm water management.

14 5. Other activities identified by the department by rule.

15 (c) The department may award a cost-sharing grant for any of the following
16 types of projects:

17 1. Structural urban best management practices, including necessary land
18 acquisition, storm sewer rerouting and removal of structures, and associated flood
19 management, except that the department may not award a grant for structural
20 urban best management practices associated with new construction or new
21 development.

22 2. Stream bank or shoreland stabilization necessary to control pollution.

23 3. Other nonpoint source water pollution abatement or storm water
24 management practices identified by the department by rule.

1 (5) SCORING SYSTEM. The department shall use a scoring system for ranking
2 nonpoint source water pollution abatement and storm water management projects
3 for which applications are submitted under this section. The criteria on which the
4 scoring system is based shall include all of the following:

5 (a) The extent to which the application proposes to use the cost-effective and
6 appropriate practices to achieve water quality goals.

7 (b) The existence in the project area of an impaired water body that the
8 department has identified to the federal environmental protection agency under 33
9 USC 1313 (d) (1) (A).

10 (c) The extent to which the project will result in the attainment of established
11 water quality objectives.

12 (d) The local interest in and commitment to the project.

13 (e) The inclusion of a strategy to evaluate the progress toward reaching project
14 goals, including the monitoring of water quality improvements resulting from
15 project activities.

16 (f). The extent to which the application proposes to use available federal
17 funding.

18 (g). The extent to which the project is necessary to enable the city of Racine to
19 control storm water discharges as required under 33 USC 1342 (p).

✓ 20 *b0309/3.16* SECTION 2525r. 281.665 of the statutes is created to read:

21 **281.665 Municipal flood control and riparian restoration program. (1)**

22 DEFINITIONS. In this section:

23 (a) "Conservation easement" has the meaning given in s. 700.40 (1) (a).

24 (b) "Local governmental unit" means a city, village, town or metropolitan
25 sewerage district.

1 **(2) ADMINISTRATION.** The department shall administer the program under this
2 section to provide financial assistance to local governmental units for facilities and
3 structures for the collection and transmission of storm water and groundwater,
4 including the purchase of perpetual flowage and conservation easement rights on
5 land within floodways, and for the floodproofing of public and private structures that
6 remain in the 100-year floodplain.

7 **(3) ELIGIBLE APPLICANTS.** (a) The department may provide a cost-sharing grant
8 for a project that affects 2 or more local governmental units to one of the following:

9 1. One of the affected local governmental units upon application by all of the
10 affected local governmental units.

11 2. A local governmental unit that has jurisdiction over the provision of storm
12 water collection facilities for all of the affected local governmental units.

13 (c) The department may provide a cost-sharing grant for a project that affects
14 one local governmental unit to that local governmental unit.

15 **(4) FINANCIAL ASSISTANCE.** (a) The department may provide local assistance
16 grants and cost-sharing grants under this section. A local assistance grant may not
17 exceed 70% of eligible costs, including planning and design costs. A cost-sharing
18 grant may not exceed 70% of eligible costs for construction and real estate
19 acquisition.

20 (b) In any fiscal year, the department may not provide to any applicant more
21 than 20% of the funding available under this section in the fiscal year.

22 **(5) ELIGIBILITY AND SCORING CRITERIA.** (a) The department shall promulgate
23 rules specifying eligibility criteria for projects under this section and for determining
24 which eligible projects will receive financial assistance under this section.

1 (b) The department may not provide a cost-sharing grant for a project under
2 this section if any of the following applies:

3 1. The project would transfer flooding downstream.

4 2. The project provides for the channelization of a stream or for lining a natural
5 stream bed with concrete.

6 3. The project would accelerate upstream runoff.

7 (c) The department shall include all of the following in the criteria for
8 determining which eligible projects will receive cost-sharing grants under this
9 section:

10 1. The extent to which a project minimizes harm to existing beneficial functions
11 of water bodies and wetlands.

12 2. The extent to which a project maintains aquatic and riparian environments.

13 3. The extent to which a project uses storm water retention and detention
14 structures and natural storage.

15 4. The extent to which a project provides opportunity for public access to water
16 bodies and to the floodway.

✓ 17 ***-0198/3.4* SECTION 2526.** 281.68 (1) (intro.) of the statutes is amended to
18 read:

19 281.68 (1) DEFINITIONS. (intro.) In this section, ~~“qualified;~~

20 (b) “Qualified lake association” means a group incorporated under ch. 181 that
21 meets all of the following conditions:

22 ***-0198/3.5* SECTION 2527.** 281.68 (1) (a) to (h) of the statutes are renumbered
23 281.68 (1) (b) 1. to 8.

24 ***-0198/3.6* SECTION 2528.** 281.68 (1) (ag) of the statutes is created to read:

25 281.68 (1) (ag) “Lake” includes a flowage.