

SECTION L

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11 ~~X~~\*b0265/3.2\* 459. Page 1103, line 15: after that line insert:

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

1 job-related development and, upon satisfactory completion of training under this  
2 program, to refund to the employe an amount not to exceed the cost of tuition and  
3 necessary fees.

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

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

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

8 **230.046 (title) Training Agency training programs.**

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

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

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

22 230.046 (2) SUPERVISORY TRAINING. After initial appointment to a supervisory  
23 position, ~~the~~ each appointing authority shall ensure that each classified service  
24 supervisor successfully completes a supervisory development program ~~approved by~~  
25 ~~the secretary.~~ A waiver of any part of the probationary period under s. 230.28 (1) (c)

1 may not be granted before completion of the development program. The program  
2 shall include such subjects as state personnel policies, grievance handling,  
3 discipline, performance evaluation, understanding the concerns of state employes  
4 with children, the supervisor's role in management and the concept of the total  
5 quality leadership process, including quality improvement through participatory  
6 management.

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

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

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

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

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

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

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

21 \*b0265/3.2\* SECTION 2359u. 230.046 (4) to (11) of the statutes are repealed.”.

started here ✓ ✓ ✓  
22 \*b0472/1.1\* 460. Page 1103, line 15: after that line insert:

23 \*b0472/1.1\* “SECTION 2359m. 230.08 (2) (e) 3e. of the statutes is created to  
24 read:

1 230.08 (2) (e) 3e. Corrections — 5.”.

2 ✕\*b0621/1.1\* **461.** Page 1103, line 15: after that line insert:

3 ✕\*b0621/1.1\* “**SECTION 2359s.** 229.42 (7) (b) 1. of the statutes is amended to  
4 read:

5 229.42 (7) (b) 1. Subject to subds. 2. and 3., the terms of office of the members  
6 of the board shall be 3 years, except that for the initial appointments for a newly  
7 created district, as specified in the enabling resolution, 4 of the appointments shall  
8 be for one year, 4 appointments, including the 3 members appointed under sub. (4)  
9 (d), shall be for 2 years and 4 appointments shall be for 3 years. The cochairpersons  
10 of the joint committee on finance or their designees shall serve on the board for a term  
11 that is concurrent with their terms in office and the comptroller’s appointment shall  
12 be for the comptroller’s tenure in his or her position. ~~No member who is an officer  
13 or employe of a private sector entity may serve more than 2 consecutive full terms.”.~~

14 ✕\*b0682/3.29\* **462.** Page 1103, line 16: delete lines 16 to 22 and substitute:

15 ✕\*b0682/3.29\* “**SECTION 2360m.** 230.08 (2) (e) 3m. of the statutes is amended  
16 to read:

17 230.08 (2) (e) 3m. Educational communications board — 4. If the secretary of  
18 administration determines that the federal communications commission has  
19 approved the transfer of all broadcasting licenses held by the educational  
20 communications board to the broadcasting corporation as defined in s. 39.81 (2), this  
21 subdivision does not apply on and after the effective date of the last license  
22 transferred as determined by the secretary of administration under s. 39.88 (2).”.

23 ✕\*b0264/1.1\* **463.** Page 1103, line 22: after that line insert:

1           **\*b0264/1.1\*** “SECTION 2360m. 230.08 (2) (e) 4. of the statutes is amended to  
2 read:

3           230.08 (2) (e) 4. Employment relations — ~~4 3.~~”.

4           ~~X~~**\*b0682/3.30\* 458.** Page 1103, line 25: delete the material beginning with  
5 that line ending with page 1104, line 7, and substitute:

6           **\*b0682/3.30\*** “SECTION 2361m. 230.08 (2) (km) of the statutes is created to  
7 read:

8           230.08 (2) (km) Persons employed by the department of administration who  
9 were transferred to the department of administration under s. 39.87 (4) and who  
10 immediately before their transfer occupied a position described under par. (e) 3m.,  
11 (L) 2. or (we).

12           **\*b0682/3.30\*** SECTION 2362m. 230.08 (2) (L) 2. of the statutes is amended to  
13 read:

14           230.08 (2) (L) 2. Educational communications board, created under s. 15.57 (1).  
15 If the secretary of administration determines that the federal communications  
16 commission has approved the transfer of all broadcasting licenses held by the  
17 educational communications board to the broadcasting corporation, as defined in s.  
18 39.81 (2), this subdivision does not apply on and after the effective date of the last  
19 license transferred as determined by the secretary of administration under s. 39.88  
20 (2).”.

21           ~~X~~**\*b0682/3.31\* 464.** Page 1104, line 9: delete lines 9 to 16 and substitute:

22           **\*b0682/3.31\*** “SECTION 2364m. 230.08 (2) (we) of the statutes is amended to  
23 read:

1           230.08 (2) (we) Professional staff members of the educational communications  
2 board authorized under s. 39.13 (2). If the secretary of administration determines  
3 that the federal communications commission has approved the transfer of all  
4 broadcasting licenses held by the educational communications board to the  
5 broadcasting corporation, as defined in s. 39.81 (2), this paragraph does not apply on  
6 and after the effective date of the last license transferred as determined by the  
7 secretary of administration under s. 39.88 (2)."

8           ~~X~~ \*b0682/3.32\* **465.** Page 1104, line 20: delete the material beginning with  
9 that line and ending with page 1105, line 13, and substitute:

10           **\*b0682/3.32\* "SECTION 2366m.** 230.08 (4) (a) of the statutes is amended to  
11 read:

12           230.08 (4) (a) The number of administrator positions specified in sub. (2) (e)  
13 includes all administrator positions specifically authorized by law to be employed  
14 outside the classified service in each department, board or commission and the  
15 historical society. ~~In~~ Except as provided in par. (am), in this paragraph,  
16 "department" has the meaning given under s. 15.01 (5), "board" means the  
17 educational communications board, investment board, public defender board and  
18 technical college system board and "commission" means the public service  
19 commission. Notwithstanding sub. (2) (z), no division administrator position  
20 exceeding the number authorized in sub. (2) (e) may be created in the unclassified  
21 service.

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

1           230.08 (4) (am) If the secretary of administration determines that the federal  
2           communications commission has approved the transfer of all broadcasting licenses  
3           held by the educational communications board to the broadcasting corporation, as  
4           defined in s. 39.81 (2), on and after the effective date of the last license transferred  
5           as determined by the secretary of administration under s. 39.88 (2), “board” in par.  
6           (a) means the investment board, public defender board and technical college system  
7           board.”.

8           √\*b0265/3.3\* **466.** Page 1105, line 13: after that line insert:

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

11          230.28 (1) (am) All probationary periods for employes in supervisory or  
12          management positions are one year unless waived after 6 months under par. (c). The  
13          waiver under par. (c) may be exercised for an employe in a supervisory position only  
14          if the employe has successfully completed ~~the~~ a supervisory development program  
15          under s. 230.046 (2). However, persons who transfer or are reinstated to supervisory  
16          or management positions consistent with conditions under sub. (4) and who had  
17          previously obtained permanent status in class in a supervisory or management  
18          position prior to the transfer or reinstatement shall serve a probationary period in  
19          accordance with sub. (4).

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

21          233.10 (3) (c) 5. Grant to the carry-over employe the same opportunity for  
22          employe training provided under s. 230.046, 1995 stats., as of the last day of his or  
23          her employment as a state employe if the employe was entitled to those benefits on  
24          that day.”.

1 X \*b0286/8.41\* **467**. Page 1105, line 13: after that line insert:

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

3 233.20 (1) The Subject to s. 233.24, the authority may issue bonds for any  
4 corporate purpose. All bonds are negotiable for all purposes, notwithstanding their  
5 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.

6 X \*b0595/1.1\* **468**. Page 1105, line 13: after that line insert:

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\* 469.** Page 1105, line 14: delete lines 14 to 18 and substitute:

2            **\*b0201/2.1\* "SECTION 2368e.** 233.03 (12) of the statutes is amended to read:

3            233.03 (12) ~~Seek~~ Subject to s. 233.24, seek financing from, and incur  
4 indebtedness to, the Wisconsin Health and Educational Facilities Authority.

5            **\*b0201/2.1\* SECTION 2368m.** 233.20 (1) of the statutes is amended to read:

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

9            **\*b0201/2.1\* SECTION 2368r.** 233.24 of the statutes is created to read:

10           **233.24 Limits on issuing bonds and incurring indebtedness.** Beginning  
11 on the effective date of this section ... [revisor inserts date], the authority may not  
12 issue bonds or incur indebtedness to the Wisconsin Health and Educational  
13 Facilities Authority for the purpose of purchasing a health maintenance  
14 organization, as defined in s. 609.01 (2), or any other insurer, as defined in s. 600.03  
15 (27).".

16        ✓ **\*b0201/2.2\* 470.** Page 1105, line 24: delete "\$90,000,000" and substitute  
17 "\$106,500,000".

18        ✓ **\*b0201/2.3\* 471.** Page 1106, line 2: delete "\$90,000,000" and substitute  
19 "\$106,500,000".

20        ✓ **\*b0426/2.2\* 472.** Page 1106, line 19: after that line insert:

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

22            234.265 (2) Records or portions of records consisting of personal or financial  
23 information provided by a person seeking a grant or loan under s. 234.08, 234.49,  
24 234.59, 234.61, 234.65, 234.67, 234.83, 234.84, 234.88, 234.90, 234.905, 234.907 or

1 234.91, seeking a loan under ss. 234.621 to 234.626, seeking financial assistance  
2 under s. 234.66, seeking investment of funds under s. 234.03 (18m) or in which the  
3 authority has invested funds under s. 234.03 (18m), unless the person consents to  
4 disclosure of the information.”.

5 ✓ **\*b0426/2.3\* 473.** Page 1107, line 6: delete lines 6 to 10 and substitute:

6 **\*b0426/2.3\* SECTION 2372c.** 234.51 (2) (intro.) of the statutes is amended to  
7 read:

8 234.51 (2) (intro.) Subject to agreements with bondholders, the authority shall  
9 use moneys in the fund solely for the following purposes:

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

11 234.51 (2) (a) To pay all administrative costs, expenses and charges, including  
12 origination fees and servicing fees, incurred in conducting the housing rehabilitation  
13 loan program other than those described in ss. 234.53 (4) and 234.55 (2) (b); ~~or,~~

14 **\*b0426/2.3\* SECTION 2372e.** 234.51 (2) (b) of the statutes is repealed and  
15 recreated to read:

16 234.51 (2) (b) To transfer annually to the general fund, beginning no later than  
17 October 1, 2000, all moneys in the housing rehabilitation loan program  
18 administration fund that are no longer required for the housing rehabilitation loan  
19 program.

20 **\*b0426/2.3\* SECTION 2372f.** 234.51 (2) (c) of the statutes is created to read:

21 234.51 (2) (c) To make the transfer under 1999 Wisconsin Act .... (this act),  
22 section 9125 (1), to the Wisconsin development reserve fund under s. 234.93.

23 **\*b0426/2.3\* SECTION 2372g.** 234.51 (2) (c) of the statutes, as created by 1999  
24 Wisconsin Act .... (this act), is repealed.”.

1        ✓ **\*b0425/1.2\* 474.** Page 1108, line 10: delete the material beginning with that  
2 line and ending with page 1111, line 21.

3        ✓ **\*b0038/1.6\* 475.** Page 1112, line 6: delete lines 6 to 15.

4        ✓ **\*b0390/1.3\* 476.** Page 1112, line 16: delete the material beginning with that  
5 line and ending with page 1113, line 6.

6        ✓ **\*b0390/1.4\* 477.** Page 1113, line 16: delete the material beginning with that  
7 line and ending with page 1114, line 16.

8        ✓ **\*b0426/2.4\* 478.** Page 1114, line 17: delete lines 17 to 20 and substitute:

9        ✓ **\*b0426/2.4\* "SECTION 2388b.** 234.88 of the statutes is repealed."

10       ✓ **\*b0426/2.5\* 479.** Page 1116, line 7: after that line insert:

11       **\*b0426/2.5\* "SECTION 2393c.** 234.91 (5) (a) of the statutes is amended to read:

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

18       ✓ **\*b0426/2.6\* 480.** Page 1116, line 9: delete "under s. 234.51 (2) (b), or".

19       ✓ **\*b0426/2.7\* 481.** Page 1116, line 11: after that line insert:

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

21       ✓ **\*b0390/1.5\* 482.** Page 1116, line 12: delete lines 12 to 15.

22       ✓ **\*b0319/2.3\* 483.** Page 1117, line 1: after that line insert:

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

1           236.13 (2s) No fee or charge of any kind may be imposed under this chapter,  
2 as a condition of plat approval, to fund the acquisition or installation of property  
3 unless the fee or charge meets the standards under s. 66.55 (6). The amount of any  
4 property, or value of any improvements, that is required to be dedicated, constructed  
5 or installed under this chapter as a condition of plat approval may not exceed the  
6 proportionate amount of property, or value of improvements, that is reasonably  
7 necessary to serve the land which is the subject of the land division.”

8           ✓\*b0519/4.17\* **484.** Page 1117, line 1: after that line insert:

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

10           236.11 (1) (a) Before submitting a final plat for approval, the subdivider may  
11 submit, or the approving authority may require that the subdivider submit, a  
12 preliminary plat. It shall be clearly marked “preliminary plat” and shall be in  
13 sufficient detail to determine whether the final plat will meet layout requirements.  
14 ~~Within~~ Subject to s. 236.13 (4m), within 90 days the approving authority, or its agent  
15 authorized to approve preliminary plats, shall take action to approve, approve  
16 conditionally, or reject the preliminary plat and shall state in writing any conditions  
17 of approval or reasons for rejection, unless the time is extended by agreement with  
18 the subdivider. Failure of the approving authority or its agent to act within the 90  
19 days, or extension thereof, constitutes an approval of the preliminary plat.

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

21           236.11 (1) (b) If the final plat conforms substantially to the preliminary plat  
22 as approved, including any conditions of that approval, and to local plans and  
23 ordinances adopted as authorized by law, it is entitled to approval. ~~If~~  
24 Notwithstanding s. 236.13 (4m), if the final plat is not submitted within 24 months

1 after the last required approval of the preliminary plat, any approving authority may  
2 refuse to approve the final plat. The final plat may, if permitted by the approving  
3 authority, constitute only that portion of the approved preliminary plat which the  
4 subdivider proposes to record at that time.

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

7 236.13 (1) (c) A comprehensive plan under s. 66.0295 or, if the municipality,  
8 town or county does not have a comprehensive plan, either of the following:

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

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

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

13 236.13 (4m) If a preliminary or final plat meets the requirements specified in  
14 this section and any requirements imposed under this section, an approving  
15 authority shall approve the plat, and an agency with the power to approve or object  
16 to plats shall approve the plat or certify that it has no objection to the plat, within  
17 the time limits specified in ss. 236.11 and 236.12.”.

18 ✗ **\*b0095/1.4\* 485.** Page 1117, line 2: delete the material beginning with that  
19 line and ending with 1118, line 13.

20 ✗ **\*b0319/2.4\* 487.** Page 1118, line 13: after that line insert:

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

22 236.45 (1) DECLARATION OF LEGISLATIVE INTENT. The purpose of this section is  
23 to promote the public health, safety and general welfare of the community and the  
24 regulations authorized to be made are designed to lessen congestion in the streets

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

14 ~~X~~\*b0411/5.13\* 488. Page 1118, line 13: after that line insert:

15 \*b0411/5.13\* "SECTION 2400m. 250.15 of the statutes is created to read:

16 **250.15 Grants for community health centers.** (1) DEFINITION. In this  
17 section, "community health center" means a health care entity that provides primary  
18 health care, health education and social services to low-income individuals.

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

23 (b) From the appropriation under s. 20.435 (5) (fh), the department shall award  
24 grants totaling \$3,500,000 in fiscal year 1999-2000 and totaling \$4,000,000 in fiscal

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

10 ~~X~~\*b0581/2.1\* **490**. Page 1118, line 13: after that line insert:

11 \*b0581/2.1\* “SECTION 2400v. 250.10 of the statutes is amended to read:

12 **250.10 Grant for dental services.** From the appropriation under s. 20.435  
13 (5) (de), the department shall provide funding in each fiscal year to the Marquette  
14 University School of Dentistry for clinical education of Marquette University School  
15 of Dentistry students through the provision of dental services by the students and  
16 faculty of the Marquette University School of Dentistry in Waushara County and  
17 Monroe County, in underserved areas and to underserved populations in the state,  
18 as determined by the department in conjunction with the Marquette University  
19 School of Dentistry; to inmates of correctional centers in Milwaukee County; and in  
20 clinics in the city of Milwaukee. The department shall also distribute to qualified  
21 applicants grants totaling \$25,000 for fluoride supplements, \$25,000 for a fluoride  
22 mouth-rinse program and \$60,000 for a school-based dental sealant program.”.

23 ~~X~~\*b0079/2.19\* **486**. Page 1118, line 14: delete the material beginning with  
24 that line and ending with page 1124, line 6.

1        ✕ **\*b0079/2.20\* 491.** Page 1126, line 11: delete lines 11 to 22.

2        ✕ **\*b0400/1.2\* 492.** Page 1127, line 4: after that line insert:

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

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

15       ✓ **\*b0400/1.2\* SECTION 2432h.** 252.12 (2) (c) of the statutes is renumbered  
16       252.12 (2) (c) 1.

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

18                252.12 (2) (c) 2. From the appropriation under s. 20.435 (5) (am), the  
19       department shall award \$75,000 in each fiscal year as grants for services to prevent  
20       HIV. Criteria for award of the grants shall include the criteria specified under subd.  
21       1. The department shall award 60% of the funding to applying organizations that  
22       receive funding under par. (a) 8. and 40% of the funding to applying  
23       community-based organizations that are operated by minority group members, as  
24       defined in s. 560.036 (1) (f).



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

6        ✗ **\*b0079/2.21\* 493.** Page 1127, line 5: delete lines 5 to 11.

7        ✗ **\*b0099/2.31\* 494.** Page 1127, line 12: delete lines 12 to 25.

8        ✗ **\*b0099/2.32\* 495.** Page 1128, line 1: delete lines 1 to 13.

9        ✗ **\*b0229/1.2\* 497.** Page 1128, line 13: after that line insert:

10            **\*b0229/1.2\* “SECTION 2435q.** 253.06 (9) of the statutes is created to read:

11            253.06 (9) COUNCIL. (a) In this subsection, “council” means the supplemental  
12        food program for women, infants and children council under s. 15.197 (26).

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

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

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

18            3. Propose statutory and rule changes necessary to ensure compliance with  
19        federal law.

20            4. Study the feasibility of distributing drafts to participants via the electronic  
21        benefit transfer system established under s. 49.129 and advise the department and  
22        the legislature regarding any policies necessary to ensure that no additional costs be  
23        incurred by vendors under the electronic benefit transfer system.

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

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

5           ~~X~~\*b0588/1.4\* **496**. Page 1128, line 14: delete the material beginning with that  
6 line and ending with page 1129, line 4.

7           ~~X~~\*b0235/2.4\* **499**. Page 1130, line 15: after that line insert:

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

9           **253.115 Newborn hearing screening programs.** (1) In this section:

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

13           (b) “Hertz” means a unit of frequency equal to one cycle per second.

14           (c) “Hospital” has the meaning given in s. 50.33 (2).

15           (d) “Infant” means a child from birth to 3 months of age.

16           (e) “Newborn hearing screening program” means a system of a hospital under  
17 which an infant may be tested, using currently available medical techniques, to  
18 determine if the infant has a hearing loss.

19           (2) Beginning July 1, 2002, the department shall annually collect information  
20 from hospitals for the previous calendar year concerning the numbers of deliveries  
21 in each hospital and the availability in each hospital of a newborn hearing screening  
22 program. From this information, by July 31, 2003, and annually thereafter, the  
23 department shall determine the percentage of deliveries in this state that are  
24 performed in hospitals that have newborn hearing screening programs and shall

1 report this information to the appropriate standing committees of the legislature  
2 under s. 13.172 (3).

3 (3) If, by August 5, 2003, the department determines that fewer than 88% of  
4 all deliveries in this state are performed in hospitals that have a newborn hearing  
5 screening program and so notifies the hospitals, every hospital shall, by January 1,  
6 2004, have a newborn hearing screening program that is available to all infants who  
7 are delivered in the hospital.

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

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

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

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

18 ✗ **\*b0077/1.3\* 498.** Page 1130, line 16: delete the material beginning with that  
19 line and ending with page 1135, line 5.

20 ✗ **\*b0079/2.22\* 500.** Page 1150, line 1: delete lines 1 to 5.

21 ✗ **\*b0411/5.14\* 501.** Page 1150, line 5: after that line insert:

22 **\*b0411/5.14\* “SECTION 2486g.** 255.15 of the statutes is created to read:

23 **255.15 Statewide tobacco control program. (1) DEFINITIONS.** In this  
24 section, “council” means the tobacco control council.

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

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

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

1           1. The board of regents of the University of Wisconsin System for the tobacco  
2 research and intervention center at the University of Wisconsin–Madison,  
3 \$1,000,000 in each fiscal year.

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

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

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

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

19           (b) After consulting with the council regarding the selection of specific  
20 programs or activities to be funded under this paragraph and subject to sub. (2) (b),  
21 from the appropriation under s. 20.435 (5) (tc), the department may distribute grants  
22 for any of the following:

23           1. Community–based programs to reduce tobacco use.

24           2. Community–based programs to reduce the burden of tobacco–related  
25 diseases.

- 1           3. School-based programs relating to tobacco use cessation and prevention.
- 2           4. Enforcement of local laws aimed at reducing exposure to secondhand smoke  
3 and restricting underage access to tobacco.
- 4           5. Grants for partnerships among statewide organizations and businesses that  
5 support activities related to tobacco use cessation and prevention.
- 6           6. Marketing activities that promote tobacco use cessation and prevention.
- 7           7. Projects designed to reduce tobacco use among minorities and pregnant  
8 women.
- 9           8. Other tobacco use cessation programs.
- 10          9. Surveillance of indicators of tobacco use and evaluation of the activities  
11 funded under this section.
- 12           (c) No recipient of moneys distributed under par. (b) may expend more than  
13 10% of those moneys for administrative costs.
- 14           (d) From the appropriation under s. 20.435 (1) (tc), subject to sub. (2) (b),  
15 beginning in fiscal year 2000–01, the department may expend for administration of  
16 the program under this section not more than 5% of the total amount deposited in  
17 that fiscal year into the tobacco control fund under s. 25.66.
- 18          (4) REPORTS. Not later than September 1, 2002, and annually thereafter, the  
19 department shall submit to the governor and to the chief clerk of each house of the  
20 legislature for distribution under s. 13.172 (2) a report that evaluates the success of  
21 the program under this section. The report shall specify the number of programs  
22 supported under sub. (3) (b) during the immediately preceding fiscal year and the  
23 purpose of each program. The report shall also specify any donations, grants or  
24 bequests to the department for the tobacco control program under this section.”

1        ✕ **\*b0309/3.13\* 503.** Page 1150, line 16: after that line insert:

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

3            281.16 (3) (e) An owner or operator of an agricultural facility or practice that  
4 is in existence before October 14, 1997, may not be required by this state or a  
5 municipality to comply with the performance standards, prohibitions, conservation  
6 practices or technical standards under this subsection unless cost-sharing is  
7 available, under ~~sub. (5) or~~ s. 92.14 or 281.65 or from any other source, to the owner  
8 or operator. For the purposes of this paragraph, sub. (4) and ss. 92.07 (2), 92.105 (1),  
9 92.15 (4) and 823.08 (3) (c) 2., the department of natural resources shall promulgate  
10 rules that specify criteria for determining whether cost-sharing is available under  
11 ~~sub. (5) or~~ s. 281.65 and the department of agriculture, trade and consumer  
12 protection shall promulgate rules that specify criteria for determining whether  
13 cost-sharing is available under s. 92.14 or from any other source. The rules may not  
14 allow a determination that cost-sharing is available to meet local regulations under  
15 s. 92.07 (2), 92.105 (1) or 92.15 that are consistent with or that exceed the  
16 performance standards, prohibitions, conservation practices or technical standards  
17 under this subsection unless the cost-sharing is at least 70% of the cost of compliance  
18 or is from 70% to 90% of the cost of compliance in cases of economic hardship, as  
19 defined in the rules.

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

21            281.16 (4) APPLICATION TO ANIMAL FEEDING OPERATIONS. If the department issues  
22 a notice of discharge under ch. 283 for an animal feeding operation, the performance  
23 standards, prohibitions, conservation practices and technical standards under sub.  
24 (3) apply to the animal feeding operation, except that if the animal feeding operation

1 is in existence before October 14, 1997, the performance standards, prohibitions,  
2 conservation practices and technical standards only apply if the department  
3 determines that cost-sharing is available to the owner or operator of the animal  
4 feeding operation under sub. (5), s. 92.14 or 281.65 or from any other source.

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

6 ✗\*b0096/1.4\* 502. Page 1150, line 17: delete the material beginning with that  
7 line and ending with page 1151, line 10.

8 ✗\*b0071/2.15\* 504. Page 1151, line 11: delete the material beginning with  
9 that line and ending with page 1152, line 9.

10 ✗\*b0212/3.3\* 505. Page 1152, line 9: after that line insert:

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

12 281.57 (10r) LOAN FOR REPLACEMENT OF A FAILED SEQUENTIAL BATCH REACTOR.

13 Notwithstanding subs. (2), (4) to (10) and (12), during the 1999–2001 biennium, the  
14 department shall provide a loan of \$770,000 to a municipality for all of the  
15 administrative, planning, design and construction costs incurred after January 1,  
16 1997, for the replacement of a failed sequential batch reactor point source pollution  
17 abatement facility for which the department has issued written concurrence on or  
18 before March 26, 1999, that the construction of a new wastewater treatment plant  
19 is the most cost-effective option, and for which the municipality has on or before  
20 March 26, 1999, committed to work with the department towards securing  
21 reimbursement of the loan from the federal environmental protection agency under  
22 40 CFR 35.2032. The department may not charge any interest on the loan and may  
23 not require the municipality to repay the loan until the municipality receives a grant  
24 from the federal environmental protection agency for the replacement of the point



1 source pollution abatement facility. If the federal environmental protection agency  
2 denies the grant or a portion of the grant, the department shall forgive the amount  
3 of the loan that exceeds the amount of the grant.”

4 ~~X~~\*b0310/1.13\* **506**. Page 1152, line 18: after that line insert:

5 \*b0310/1.13\* “SECTION 2495p. 281.58 (7) (b) 5. of the statutes is repealed.”

6 ~~X~~\*b0310/1.14\* **507**. Page 1152, line 19: after that line insert:

7 \*b0310/1.14\* “SECTION 2496m. 281.58 (8) (a) 1. of the statutes is amended to  
8 read:

9 281.58 (8) (a) 1. A person or municipality that has failed to substantially  
10 comply, as specified by the rules promulgated under sub. (2), with the terms of a  
11 federal or state grant or loan used to pay the costs of studies, investigations, plans,  
12 designs or construction associated with wastewater collection, transportation,  
13 treatment or disposal ~~or used to pay the cost of studies, investigations, plans, designs~~  
14 ~~or construction associated with implementing a nonpoint source control~~  
15 ~~management program.”.~~

16 ~~X~~\*b0310/1.15\* **508**. Page 1153, line 21: after that line insert:

17 \*b0310/1.15\* “SECTION 2502v. 281.58 (12) (a) 2. of the statutes is repealed.”

18 ~~X~~\*b0310/1.16\* **509**. Page 1154, line 1: after that line insert:

19 \*b0310/1.16\* “SECTION 2504e. 281.58 (12) (f) of the statutes is amended to  
20 read:

21 281.58 (12) (f) The department and the department of administration jointly  
22 may request the joint committee on finance to take action under s. 13.101 (11) to  
23 modify the percentage of market interest rates established in par. (a) 1. ~~to~~ or 3.

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

3 281.59 (1) (d) (intro.) “Subsidy” means the amounts provided from the  
4 environmental improvement fund to clean water fund program, safe drinking water  
5 loan program, urban storm water loan program and land recycling loan program  
6 projects for the following purposes:

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

9 281.59 (1) (d) 1. To reduce the interest rate of clean water fund program, safe  
10 drinking water loan program, urban storm water loan program and land recycling  
11 loan program loans from market rate to a subsidized rate.

12 ✓ **\*b0310/1.16\* SECTION 2504r.** 281.59 (1) (em) of the statutes is created to read:  
13 281.59 (1) (em) “Urban storm water loan program” means the program  
14 administered under s. 281.595, with financial management provided under this  
15 section.”.

16 ✗ **\*b0071/2.16\* 510.** Page 1154, line 5: delete lines 5 to 8.

17 ✗ **\*b0310/1.17\* 511.** Page 1154, line 8: after that line insert:

18 ✓ **\*b0310/1.17\* SECTION 2506f.** 281.59 (1m) (d) of the statutes is created to read:  
19 281.59 (1m) (d) There is established an urban storm water loan program,  
20 administered under s. 281.595, with financial management provided under this  
21 section.

22 ✓ **\*b0310/1.17\* SECTION 2506g.** 281.59 (2) (a) of the statutes is amended to read:  
23 281.59 (2) (a) Administer its responsibilities under this section and ss. 281.58,  
24 281.595, 281.60 and 281.61.

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

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

7 281.59 (3) (a) 1. An estimate of the wastewater treatment, safe drinking water,  
8 urban storm water and land recycling project needs of the state for the 4 fiscal years  
9 of the next 2 biennia.

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

12 281.59 (3) (a) 4. The extent to which the funding for the clean water fund  
13 program, the urban storm water loan program and the safe drinking water loan  
14 program, in the environmental improvement fund, will be maintained in perpetuity.

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

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

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

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

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

9 281.59 (3) (a) 7. A discussion of the assumptions made in calculating the  
10 amounts under subs. 6., 6e. ~~and 6m.~~ and 6s.

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

12 281.59 (3) (j) No later than November 1 of each odd-numbered year, the  
13 department of administration and the department jointly shall submit a report, to  
14 the building commission and committees as required under par. (bm), on the  
15 implementation of the amount established under sub. (3e) (b) as required under s.  
16 281.58 (9m) (e), and on the operations and activities of the clean water fund program,  
17 the safe drinking water loan program, the urban storm water loan program and the  
18 land recycling loan program for the previous biennium.”.

19 ✗ **\*b0310/1.18\* 512.** Page 1154, line 10: delete “\$87,400,000” and substitute  
20 “\$85,200,000”.

21 ✗ **\*b0310/1.19\* 513.** Page 1154, line 20: after that line insert:

22 **\*b0310/1.19\* “SECTION 2509m.** 281.59 (3v) of the statutes is created to read:  
23 281.59 (3v) URBAN STORM WATER LOAN PROGRAM EXPENDITURES. (a) No moneys  
24 may be expended for the urban storm water loan program in a biennium until the

1 legislature reviews and approves all of the following as part of the biennial budget  
2 act for the biennium:

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

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

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

10 1. Equal to \$4,500,000 during the 1999–01 biennium.

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

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

15 (d) Using the amount approved under par. (b) as a base, the department of  
16 administration shall calculate the present value of the actual subsidy of each urban  
17 storm water loan made for those projects in each biennium that are approved for  
18 financial assistance. The present value shall be discounted as provided under sub.  
19 (3) (a) 6s.

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

21 281.59 (4) (a) The clean water fund program is a and the urban storm water  
22 loan program revenue-producing enterprise or program enterprises or  
23 programs, as defined in s. 18.52 (6).

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

1           281.59 (4) (am) Deposits, appropriations or transfers to the environmental  
2 improvement fund for the purposes of the clean water fund program or the urban  
3 storm water loan program may be funded with the proceeds of revenue obligations  
4 issued subject to and in accordance with subch. II of ch. 18 or in accordance with  
5 subch. IV of ch. 18 if designated a higher education bond.”.

6           ~~X~~\*b0559/1.40\* **514.** Page 1154, line 22: delete lines 22 and 23 and substitute  
7 “281.59 (4) (b) The department of administration may, under s. ~~18.56 (5) and (9) (j)~~  
8 18.561 or 18.562, deposit in a separate and distinct fund in the state”.

9           ~~X~~\*b0310/1.20\* **515.** Page 1155, line 4: after that line insert:

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

11           281.59 (4) (c) The building commission may pledge any portion of revenues  
12 received or to be received in the fund established in par. (b) or the environmental  
13 improvement fund to secure revenue obligations issued under this subsection. The  
14 pledge shall provide for the transfer to the environmental improvement fund of all  
15 pledged revenues, including any interest earned on the revenues, which are in excess  
16 of the amounts required to be paid under s. 20.320 (1) (c) and (u) for the purposes of  
17 the clean water fund program or the urban storm water loan program. The pledge  
18 shall provide that the transfers be made at least twice yearly, that the transferred  
19 amounts be deposited in the environmental improvement fund and that the  
20 transferred amounts are free of any prior pledge.”.

21           ~~X~~\*b0310/1.21\* **516.** Page 1155, line 7: before “or” insert “, the urban storm  
22 water loan program”.

23           ~~X~~\*b0310/1.22\* **517.** Page 1155, line 12: after that line insert:

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

3            281.59 (9) (am) The department of administration, in consultation with the  
4 department, may establish those terms and conditions of a financial assistance  
5 agreement that relate to its financial management, including what type of municipal  
6 obligation, as set forth under s. 66.36, is required for the repayment of the financial  
7 assistance. Any terms and conditions established under this paragraph by the  
8 department of administration shall comply with the requirements of this section and  
9 s. 281.58, 281.595, 281.60 or 281.61. In setting the terms and conditions, the  
10 department of administration may consider factors that the department of  
11 administration finds are relevant, including the type of obligation evidencing the  
12 loan, the pledge of security for the obligation and the applicant's creditworthiness.

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

15            281.59 (9) (b) (intro.) As a condition of receiving financial assistance under the  
16 clean water fund program, the safe drinking water loan program, the urban storm  
17 water loan program or the land recycling loan program, an applicant shall do all of  
18 the following:

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

21            281.59 (9) (b) 1. Pledge the security, if any, required by the rules promulgated  
22 by the department of administration under this section and s. 281.58, 281.595,  
23 281.60 or 281.61.

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

1           281.59 (11) (a) The department of natural resources and the department of  
2 administration may enter into a financial assistance agreement with an applicant  
3 for which the department of administration has allocated subsidy under s. 281.58  
4 (9m), 281.595 (8), 281.60 (8) or 281.61 (8) if the applicant meets the conditions under  
5 sub. (9) and the other requirements under this section and s. 281.58, 281.595, 281.60  
6 or 281.61.

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

8           281.59 (11) (b) If a municipality fails to make a principal repayment or interest  
9 payment after its due date, the department of administration shall place on file a  
10 certified statement of all amounts due under this section and s. 281.58, 281.595,  
11 281.60 or 281.61. After consulting the department, the department of  
12 administration may collect all amounts due by deducting those amounts from any  
13 state payments due the municipality or may add a special charge to the amount of  
14 taxes apportioned to and levied upon the county under s. 70.60. If the department  
15 of administration collects amounts due, it shall remit those amounts to the fund to  
16 which they are due and notify the department of that action.

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

18           281.59 (11) (c) The department of administration may retain the last payment  
19 under a financial assistance agreement until the department of natural resources  
20 and the department of administration determine that the project is completed and  
21 meets the applicable requirements of this section and s. 281.58, 281.595, 281.60 or  
22 281.61 and that the conditions of the financial assistance agreement are met.”.

23           ✓ **\*b0310/1.23\* 518.** Page 1155, line 18: after that line insert:

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



1           281.59 (13s) POWERS. The department of administration may audit, or contract  
2 for audits of, projects receiving financial assistance under the clean water fund  
3 program, the safe drinking water loan program, the urban storm water loan program  
4 and the land recycling loan program.

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

6           281.59 (14) RULES. The department of administration shall promulgate rules  
7 that are necessary for the proper execution of this section and of its responsibilities  
8 under ss. 281.58, 281.595, 281.60 and 281.61.

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

10           **281.595 Urban storm water loan program. (1) DEFINITIONS.** In this section:

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

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

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

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

- 20           1. An area with a population of 1,000 or more per square mile.
- 21           2. An area in which the land is used for industrial or commercial land uses.
- 22           3. An area that is surrounded by an area described in subd. 1. or 2.

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

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

5           **(2g) INELIGIBLE USES.** A local governmental unit may not use financial  
6 assistance under this section to pay any portion of the cost of a project for which  
7 financial assistance is provided under s. 281.65.

8           **(2r) METHODS OF PROVIDING FINANCIAL ASSISTANCE.** The following methods of  
9 providing financial assistance may be used under the urban storm water loan  
10 program:

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

12           (2).

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

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

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

22           **(3) NOTICE OF INTENT TO APPLY.** (a) A local governmental unit shall submit notice  
23 of its intent to apply for financial assistance under the urban storm water loan  
24 program at least 6 months before the beginning of the fiscal year in which it intends

1 to receive the financial assistance. The notice shall be in a form prescribed by the  
2 department and the department of administration.

3 (b) If a local governmental unit does not apply for financial assistance by April  
4 30 of the 2nd year following the year in which it submitted notice under par. (a), the  
5 local governmental unit shall submit a new notice under par. (a).

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

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

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

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

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

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

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

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

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

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

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

18 **(8m) CONDITIONS OF FINANCIAL ASSISTANCE.** As a condition of receiving financial  
19 assistance under the urban storm water loan program, a local governmental unit  
20 shall do all of the following:

21 (a) Establish a dedicated source of revenue for the repayment of the financial  
22 assistance.

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

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

4 **(8s) INELIGIBILITY FOR AND LIMITATION ON FINANCIAL ASSISTANCE.** (a) A person or  
5 municipality that has failed to substantially comply, as specified by the rules  
6 promulgated under sub. (12), with the terms of a federal or state grant or loan used  
7 to pay the cost of studies, investigations, plans, designs or construction associated  
8 with implementing a nonpoint source control management program is not eligible  
9 for financial assistance from the urban storm water loan program.

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

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

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

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

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

6           **(11m) SERVICE FEE.** The department and the department of administration  
7 may jointly charge and collect an annual service fee for reviewing and acting upon  
8 urban storm water loan program applications and servicing financial assistance  
9 agreements. The fee shall be in addition to interest payments at the rate under sub.

10 (11). The department and the department of administration shall specify any fee in  
11 the biennial finance plan and shall design the fee to cover the costs of reviewing and  
12 acting upon urban storm water loan program applications and servicing financial  
13 assistance agreements.

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

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

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

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

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

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

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

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

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

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

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

14           (h) Inspect periodically urban storm water loan program project construction  
15 to determine project compliance with construction plans and specifications approved  
16 by the department and the requirements of the urban storm water loan program.”.

17           ~~X~~ \*b0309/3.14\* **519**. Page 1157, line 16: after that line insert:

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

19           281.65 (1) (d) Focus limited technical and financial resources in critical  
20 geographic locations ~~through the selection of priority lakes and priority watersheds~~  
21 where nonpoint source related water quality problems and threats are the most  
22 severe and control is most feasible.

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

1           281.65 (4) (f) Administer the distribution of grants and aids to governmental  
2 units for local administration and implementation of the program under this section.  
3 A grant awarded under this section may be used for ~~technical assistance, educational~~  
4 ~~and training assistance, ordinance development and administration, cost-sharing~~  
5 for management practices and capital improvements, ~~plan preparation under par-~~  
6 ~~(g)~~, easements or other activities determined by the department to satisfy the  
7 requirements of this section. A grant may not be used for promotional items, except  
8 for promotional items that are used for informational purposes, such as brochures  
9 or videos.

10       ✓ **\*b0309/3.14\* SECTION 2521g.** 281.65 (4) (g) (intro.) of the statutes is amended  
11 to read:

12           281.65 (4) (g) (intro.) In cooperation with the department of agriculture, trade  
13 and consumer protection and the appropriate governmental unit, prepare priority  
14 watershed and priority lakes plans to implement nonpoint source water pollution  
15 abatement projects ~~and storm water control activities described in sub. (8e)~~ in  
16 priority watersheds and priority lake areas. In preparing the plans, the department  
17 shall:

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

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

21           281.65 (4) (pm) Jointly with the department of agriculture, trade and consumer  
22 protection, develop the forms required and implement the process under s. 92.14  
23 (14).

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



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

3 281.65 (4c) (a) ~~Beginning on July 1, 1998, a~~ A governmental unit may request  
4 funding under this subsection for a project that is in a priority watershed project, a  
5 or priority lake project area or a ~~nonpoint source water pollution abatement~~ project  
6 that is not in a priority watershed or a priority lake area by submitting an application  
7 to the ~~board~~ department. An application shall be submitted before July 15 to be  
8 considered for initial funding in the following year.

9 ✓ **\*b0309/3.14\* SECTION 2521ne.** 281.65 (4c) (ae) of the statutes is created to  
10 read:

11 281.65 (4c) (ae) The department shall administer this subsection in a manner  
12 that promotes the accelerated implementation of nonpoint source water pollution  
13 control that cannot be conducted with funding under s. 92.14 in target areas  
14 described in par. (am) 1. that are of the highest priority.

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

17 281.65 (4c) (am) The department may select a project for funding under this  
18 subsection only if all of the following apply:

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

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

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

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

3 d. The existence of threats to public health.

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

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

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

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

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

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

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

16 281.65 (4c) (b) The department, ~~in consultation with the department of~~  
17 ~~agriculture, trade and consumer protection,~~ shall use the system approved under  
18 par. (e) (d) to determine the score of each project for which the board it receives an  
19 application under par. (a) and shall inform the land and water conservation board  
20 of the scores no later than September 1 of each year.

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

23 281.65 (4c) (c) After ~~receiving~~ determining project scores under par. (b) and  
24 before, the department shall notify the land and water conservation board of the  
25 projects that the department proposes to select for funding in the following year. The

1 board shall review the proposal and make recommendations to the department.  
2 Before November 1 of each year, the board department shall select projects for  
3 funding under this ~~section~~ subsection in the following year. To the extent practicable,  
4 within the requirements of this section, the board department shall select projects  
5 so that projects are distributed evenly around this state.

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

8 281.65 (4c) (d) (intro.) ~~No later than April 1, 1998, the~~ The department, ~~in~~  
9 ~~consultation with the department of agriculture, trade and consumer protection,~~  
10 shall ~~propose to the board~~ adopt a scoring system for ranking nonpoint source water  
11 pollution abatement projects for which applications are submitted under par. (a).  
12 The criteria on which the scoring system is based shall include all of the following:

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

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

15 281.65 (4c) (f) A project funded under this subsection may be conducted over  
16 a period of one to 3 years, except that the department may approve an extension for  
17 one year.

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

19 ✗ **\*b0336/2.33\* 520.** Page 1157, line 17: delete lines 17 to 25.

20 ✗ **\*b0336/2.34\* 521.** Page 1158, line 1: delete lines 1 to 10.

21 ✓ **\*b0309/3.15\* 522.** Page 1158, line 10: after that line insert:

22 ✗ **\*b0309/3.15\* \*SECTION 2524m.** 281.65 (8) (e) of the statutes is amended to  
23 read:

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

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

10 ✓ \*b0309/3.16\* 523. Page 1158, line 18: after that line insert:

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

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

14           281.66 (6) GRANTS FOR CAMPUSES. The Notwithstanding subs. (3) and (4), the  
15 department may distribute a grant to the board of regents of the University of  
16 Wisconsin System for practices, techniques or measures to control storm water  
17 discharges on a University of Wisconsin System campus that is located in a  
18 municipality that is required to obtain a permit under s. 283.33 and that is located  
19 in a priority watershed ~~area, as defined in s. 281.65 (2) (c), a priority lake area, as~~  
20 defined in s. 281.65 (2) (bs), or an area that is identified as an area of concern by the  
21 International Joint Commission, as defined in s. 281.35 (1) (h), under the Great  
22 Lakes Water Quality Agreement.

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

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

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

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

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

7           (d) “Structural urban best management practices” has the meaning given in s.  
8 281.65 (2) (d).

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

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

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

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

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

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

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

20           (c) Implementation of nonpoint source performance standards under s. 281.16  
21 (2).

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

24           1. The project is in an urban area.

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

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

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

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

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

14           **(4) FINANCIAL ASSISTANCE.** (a) The department may provide local assistance  
15 grants and cost-sharing grants under this section. A local assistance grant may not  
16 exceed 70% of eligible costs. A cost-sharing grant may not exceed 50% of eligible  
17 costs.

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

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

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

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

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

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

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

6           1. Structural urban best management practices, including necessary land  
7 acquisition, storm sewer rerouting and removal of structures, and associated flood  
8 management, except that the department may not award a grant for structural  
9 urban best management practices associated with new construction or new  
10 development.

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

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

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

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

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

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

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

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

4 (f). The extent to which the application proposes to use available federal  
5 funding.

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

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

9 **281.665 Municipal flood control and riparian restoration program. (1)**

10 DEFINITIONS. In this section:

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

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

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

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

22 1. One of the affected local governmental units upon application by all of the  
23 affected local governmental units.

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



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

3 (4) FINANCIAL ASSISTANCE. (a) The department may provide local assistance  
4 grants and cost-sharing grants under this section. A local assistance grant may not  
5 exceed 70% of eligible costs, including planning and design costs. A cost-sharing  
6 grant may not exceed 70% of eligible costs for construction and real estate  
7 acquisition.

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

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

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

- 15 1. The project would transfer flooding downstream.
- 16 2. The project provides for the channelization of a stream or for lining a natural  
17 stream bed with concrete.
- 18 3. The project would accelerate upstream runoff.

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

- 22 1. The extent to which a project minimizes harm to existing beneficial functions  
23 of water bodies and wetlands.
- 24 2. The extent to which a project maintains aquatic and riparian environments.

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

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

5           ~~X~~\*b0286/8.42\* **524.** Page 1161, line 5: delete “a mill pond or”.

          \*\*\*\*NOTE: This item conforms a definition to the drafting instructions for the  
definition.

6           ~~X~~\*b0302/4.2\* **525.** Page 1165, line 8: after that line insert:

7           **\*b0302/4.2\* “SECTION 2551m.** 281.72 of the statutes is created to read:

8           **281.72 River protection; contracts with nonprofit organizations. (1)**

9           DEFINITION. In this section, “nonprofit conservation organization” means a river  
10 management organization that meets the qualifications under s. 281.70 (4) (b) or a  
11 nonprofit corporation, a charitable trust or other nonprofit association whose  
12 purposes include the protection of rivers and that is described in section 501 (c) (3)  
13 of the Internal Revenue Code and is exempt from federal income tax under section  
14 501 (a) of the Internal Revenue Code.

15           **(2) REQUIREMENTS TO RECEIVE CONTRACTS.** The department shall provide  
16 contracts to nonstock, nonprofit corporations that are described under section 501  
17 (c) (3) or (4) of the Internal Revenue Code and that are organized in this state. For  
18 a nonstock, profit corporation to qualify for a contract, the corporation shall meet all  
19 of the following requirements:

20           (a) The corporation is exempt from taxation under section 501 (a) of the  
21 Internal Revenue Code.

22           (b) The corporation provides support to nonprofit conservation organizations.

1 (c) The corporation has a board of directors that has a majority of members who  
2 are representatives of nonprofit conservation organizations.

3 (d) The corporation contributes, to be used with the contract, \$1 for every \$3  
4 it receives under the contract.

5 (3) REQUIREMENTS UNDER CONTRACTS. A corporation receiving a contract under  
6 this subsection shall do all of the following:

7 (a) Assist in the establishment of nonprofit conservation organizations.

8 (b). Provide technical assistance to nonprofit conservation organizations.

9 (c) Conduct conferences on topics for which technical assistance is provided  
10 under par. (b).”.

11 ✕ \*b0072/1.3\* **526**. Page 1165, line 9: delete lines 9 to 14.

12 ✕ \*b0071/2.17\* **527**. Page 1165, line 15: delete lines 15 to 23.

13 ✕ \*b0439/1.1\* **528**. Page 1166, line 10: after that line insert:

14 \*b0439/1.1\* “SECTION 2554f. 285.17 (3) of the statutes is created to read:

15 285.17 (3) The department may not post on the Internet any information that  
16 is required to be reported to the department under this chapter and that relates to  
17 a facility’s air emissions, including the nature and duration of specific emissions of  
18 an air contaminant source and any results of monitoring the emissions of a  
19 contaminant source or the ambient air in the vicinity of a contaminant source, unless  
20 the department certifies that the information is accurate on the date on which the  
21 information is posted.”.

22 ✕ \*b0441/2.5\* **529**. Page 1166, line 10: after that line insert:

23 \*b0441/2.5\* “SECTION 2554e. 285.11 (18) of the statutes is created to read:

1           285.11 (18) Adopt and apply objective performance measurements, for the  
2 subunit of the department that administers this chapter, relating to the issuance of  
3 permits under subch. VII and to overall performance of the subunit.”.

4 ✕ **\*b0073/1.1\* 530.** Page 1166, line 11: delete lines 11 to 18.

5 ✓ **\*b0441/2.6\* 531.** Page 1166, line 19: delete the material beginning with that  
6 line and ending with page 1167, line 12, and substitute:

7 ✕ **\*b0441/2.6\* SECTION 2555n.** 285.69 (2) (a) 1. of the statutes is amended to  
8 read:

9           285.69 (2) (a) 1. That fees collected in a year before 2002 are based on actual  
10 emissions of all regulated pollutants and any other air contaminant specified by the  
11 department in the rules in the preceding year.

12 ◡ **\*b0441/2.6\* SECTION 2555q.** 285.69 (2) (a) 4. of the statutes is amended to  
13 read:

14           285.69 (2) (a) 4. That the fees collected in each year after 1994 and before 2002  
15 are calculated by increasing the fees collected in the preceding year by the percentage  
16 by which the consumer price index, as defined in 42 USC 7661a (b) (3) (B) (v),  
17 increased in the preceding year.

18 **\*b0441/2.6\* SECTION 2555s.** 285.69 (2) (a) 5. of the statutes is amended to read:

19           285.69 (2) (a) 5. That fees are not based on emissions by an air contaminant  
20 source in excess of 4,000 5,000 tons per year of each regulated pollutant, except that,  
21 subject to par. (b), this limitation does not apply to a major utility, as defined in s.  
22 285.41 (1) (f), that owns or operates a phase I affected unit as listed in Table A of 42  
23 USC 7651c.

1       ✓ **\*b0441/2.6\* SECTION 2555u.** 285.69 (2) (a) 7. to 11. of the statutes are created  
2 to read:

3           285.69 (2) (a) 7. That the fees billed for a stationary source in each year after  
4 2001 are based on the fees billed for the stationary source in 2001.

5           8. That the fee billed for each stationary source in each year after 2001 is based  
6 on the actual emissions of all regulated pollutants, and any other air contaminant  
7 specified by the department in the rules, in the preceding 5 years, using a 5-year  
8 rolling average.

9           9. That fees billed in years after 2001 are determined using a  
10 performance-based approach that increases a stationary source's fees in proportion  
11 to increases in the amount of pollutants emitted by the stationary source, as  
12 determined under subd. 8., and decreases a stationary source's fees in proportion to  
13 decreases in the amount of pollutants emitted by the stationary source, as  
14 determined under subd. 8.

15          10. That no multiplier or similar mechanism is used that would increase a  
16 stationary source's fees to compensate for decreases in overall amounts of emissions.

17          11. That no provision is used that would increase the fee per unit of pollutant  
18 emitted in order to compensate for decreases in overall amounts of emissions.

19       ✓ **\*b0441/2.6\* SECTION 2555w.** 285.69 (2) (b) of the statutes is amended to read:

20           285.69 (2) (b) The department may not charge a major utility fees on emissions  
21 in excess of ~~4,000~~ 5,000 tons per year of each regulated pollutant beyond the amount  
22 necessary to recover the fees that would have been charged for any phase I affected  
23 unit listed in Table A of 42 USC 7651c owned by that major utility if the prohibition  
24 in par. (a) 6. did not exist.”

1        ✓~~X~~\*b0594/1.3\* **532.** Page 1169, line 6: delete lines 6 to 19.

2        ✓~~X~~\*b0075/1.1\* **534.** Page 1170, line 6: delete lines 6 to 10.

3        ✓~~X~~\*b0435/1.2\* **535.** Page 1170, line 10: after that line insert:

4                \*b0435/1.2\* “SECTION 2569r. 291.09 (3) of the statutes is created to read:

5                291.09 (3) The department shall study whether the list of hazardous wastes  
6 under s. 291.05 (2) should be revised as it relates to commercial chemical products.”.

7        ✓~~X~~\*b0437/2.2\* **536.** Page 1170, line 10: after that line insert:

8                ✓~~X~~\*b0437/2.2\* “SECTION 2569g. 289.67 (2) (b) 1. and 2. of the statutes are  
9 amended to read:

10                289.67 (2) (b) 1. A generator of hazardous waste shall pay a base fee of \$125  
11 \$210 if the generator has generated more than zero pounds in that particular year,  
12 plus ~~\$12~~ \$20 per ton of hazardous waste generated during the reporting year.

13                2. No generator may pay a fee that is greater than ~~\$10,000~~ \$17,000.”.

14        ✓~~X~~\*b0443/3.1\* **537.** Page 1170, line 10: after that line insert:

15                ✓~~X~~\*b0443/3.1\* “SECTION 2569h. 289.54 of the statutes is created to read:

16                **289.54 Disposal of certain dredged materials. (1)** In this section, “PCBs”  
17 has the meaning given in s. 299.45 (1) (a).

18                (2) The department may not approve a request by the operator of a solid waste  
19 disposal facility to accept dredged materials that contain PCBs or heavy metals in  
20 a concentration of less than 50 parts per million for disposal in the solid waste  
21 disposal facility until after the department holds a public meeting in the city, village  
22 or town in which the solid waste disposal facility is located. At the public meeting,  
23 the department shall describe the nature of the requested disposal and shall solicit  
24 public comment.”.

1 ~~X~~\*b0426/2.8\* **538.** Page 1170, line 19: delete “234.88 (1) (a)” and substitute  
2 “560.60 (1v)”.

3 ~~X~~\*b0437/2.3\* **539.** Page 1174, line 6: delete lines 6 to 14.

4 ~~X~~\*b0437/2.4\* **540.** Page 1174, line 17: after “on” insert “or originating from”.

5 ~~X~~\*b0437/2.5\* **541.** Page 1175, line 22: delete that line and substitute “by the  
6 department and names this state as the insured.”.

7 ~~X~~\*b0437/2.6\* **542.** Page 1178, line 5: delete the material beginning with “and”  
8 and ending with “approved” on line 6.

9 ~~X~~\*b0437/2.7\* **543.** Page 1178, line 7: delete that line and substitute:

10 “1. An environmental investigation of the property and of any discharges of  
11 hazardous substances originating from the property is conducted and is”.

12 ~~X~~\*b0437/2.8\* **544.** Page 1178, line 17: after that line insert:

13 “3m. If the department requires the voluntary party to enter into an agreement  
14 under subd. 2., the voluntary party conducts the agreed upon cleanup.”.

15 ~~X~~\*b0437/2.9\* **545.** Page 1178, line 21: delete lines 21 and 22.

16 ~~X~~\*b0437/2.10\* **546.** Page 1178, line 24: delete “or 5.”.

17 ~~X~~\*b0437/2.11\* **547.** Page 1179, line 2: delete “or 5.”.

18 ~~X~~\*b0437/2.12\* **548.** Page 1180, line 4: delete “(a) 7. or (ae) 3m.” and substitute  
19 “(ae) 3m. or (at) 3.”.

20 ~~X~~\*b0437/2.13\* **549.** Page 1180, line 5: delete “(a) 7. or (ae) 3m.” and substitute  
21 “(ae) 3m. or (at) 3.”.

22 ~~X~~\*b0437/2.14\* **550.** Page 1182, line 7: after “waste” insert “discharge”.

1        ✓ ~~\*b0437/2.15\*~~ **551.** Page 1182, line 17: delete “a certificate of completion” and  
2 substitute “an approval”.

3        ✓ ~~\*b0437/2.16\*~~ **552.** Page 1184, line 13: after that line insert:

4                \*b0437/2.16\* “SECTION 2611d. 292.255 of the statutes is created to read:

5                **292.255 Report on brownfield efforts.** On or before June 30 annually, the  
6 department of natural resources, the department of administration, the department  
7 of commerce, the department of revenue and the department of transportation shall  
8 submit a report to the appropriate standing committees of the legislature under s.  
9 13.172 (3) and to the joint committee on finance evaluating the effectiveness of this  
10 state’s efforts to remedy the contamination of, and to redevelop, brownfields, as  
11 defined in s. 560.60 (1v).”.

12        ✓ ~~\*b0437/2.17\*~~ **553.** Page 1185, line 18: delete lines 18 and 19 and substitute  
13 “under this section, including costs, disbursements and engineering fees but  
14 excluding attorney fees.”.

15        ✓ ~~\*b0437/2.18\*~~ **554.** Page 1185, line 24: after that line insert:

16                “(d) 1. In an action under this section, the liability of a responsible person  
17 described in sub. (3) (a) 2. is limited to the amount that bears the same proportion  
18 to the total costs under par. (a), adjusted as provided in par. (b), as the amount of the  
19 environmental pollution on the property from the discharge caused by the  
20 responsible person bears to all of the environmental pollution on the property from  
21 discharges of hazardous substances.

22                2. In an action under this section, the liability of a responsible person described  
23 in sub. (3) (a) 1. is limited to the amount of the total costs under par. (a), adjusted as



1 provided in par. (b), that the local governmental unit is unable to recover from  
2 responsible parties described in sub. (3) (a) 2.”.

3 ✕ **\*b0456/1.2\* 555.** Page 1187, line 4: after that line insert:

4 \*b0456/1.2\* **SECTION 2614e.** 292.65 (1) (ek) of the statutes is created to read:

5 292.65 (1) (ek) “Formal wear” includes tuxedos, suits and dresses, but does not  
6 include costumes, table linens and household fabrics.

7 ✓ **\*b0456/1.2\* SECTION 2614g.** 292.65 (1) (em) of the statutes is created to read:

8 292.65 (1) (em) “Formal wear rental firm” means a facility that rents formal  
9 wear to the general public and dry cleans only the formal wear that it rents to the  
10 general public.”.

11 ✕ **\*b0454/1.1\* 556.** Page 1187, line 11: delete “or who” and substitute “~~or~~ and  
12 who”.

13 ✕ **\*b0047/P1.1\* 557.** Page 1189, line 1: delete the material beginning with that  
14 line and ending with page 1190, line 2.

15 ✕ **\*b0047/P1.2\* 559.** Page 1190, line 14: delete lines 14 and 15.

16 ✕ **\*b0047/P1.3\* 560.** Page 1190, line 18: delete lines 18 to 21.

17 ✕ **\*b0047/P1.4\* 558.** Page 1190, line 24: delete the material beginning with  
18 that line and ending with page 1191, line 13.

19 ✕ **\*b0435/1.3\* 561.** Page 1191, line 16: after that line insert:

20 \*b0435/1.3\* **SECTION 2636g.** 292.65 (8) (d) 8. of the statutes is amended to  
21 read:

22 292.65 (8) (d) 8. The dry cleaning solvent discharge was caused by a person who  
23 provided services or products to the owner or operator or to a prior owner or operator  
24 of the dry cleaning facility, including a person who provided perchloroethylene to the

1 owner or operator or prior owner or operator of a dry cleaning facility using a system  
2 other than a closed, direct-coupled delivery system.”.

3 ✕ **\*b0455/1.1\* 562.** Page 1192, line 11: after that line insert:

4 **\*b0455/1.1\*** “SECTION 2641g. 292.65 (8) (j) 4. of the statutes is created to read:

5 292.65 (8) (j) 4. If, prior to receiving an award under this section, an owner or  
6 operator receives payment from an insurance company arising out of a claim for  
7 payment of any eligible costs, the department may not reimburse the owner or  
8 operator any amount that exceeds the difference between the amount of the award  
9 calculated under subd. 1. or 2. and pars. (e) and (f) and the amount by which the  
10 insurance payment exceeds the sum of the deductible and the amount by which the  
11 amount calculated under par. (e) exceeds the maximum award under par. (f).

12 **\*b0455/1.1\* SECTION 2641m.** 292.65 (8m) of the statutes is created to read:

13 292.65 (8m) REIMBURSEMENT OF INSURANCE PROCEEDS. If, after the owner or  
14 operator receives an award under this section, the owner or operator receives  
15 payment from an insurance company arising out of a claim for payment of any  
16 eligible costs, the owner or operator shall pay to the department the amount by which  
17 the insurance payment exceeds the sum of the deductible and the amount by which  
18 the amount calculated under par. (e) exceeds the maximum award under par. (f), but  
19 not more than the amount of the award received.”.

20 ✕ **\*b0047/P1.5\* 563.** Page 1193, line 8: delete lines 8 to 15.

21 ✕ **\*b0435/1.4\* 564.** Page 1193, line 15: after that line insert:

22 **\*b0435/1.4\*** “SECTION 2645m. 292.66 (2) (e) of the statutes is repealed.

23 **\*b0435/1.4\* SECTION 2645p.** 292.66 (2) (g) of the statutes is created to read:

1           292.66 (2) (g) The owner or operator of a dry cleaning facility that is operating  
2 at the time that the owner or operator applies for assistance under this section  
3 certifies that any perchloroethylene delivered to the dry cleaning facility is delivered  
4 using a closed, direct-coupled delivery system.”.

5           ~~Λ~~\*b0074/1.2\* **565**. Page 1194, line 4: delete lines 4 to 22.

6           ~~Λ~~\*b0436/2.3\* **566**. Page 1195, line 6: after that line insert:

7           “(c) “Petroleum product” has the meaning given in s. 101.143 (1) (f).

8           (d) “Underground hazardous substance storage tank system” means an  
9 underground storage tank used for storing a hazardous substance other than a  
10 petroleum product together with any on-site integral piping or dispensing system  
11 with at least 10% of its total volume below the surface of the ground.

12           (e) “Underground petroleum product storage tank” has the meaning given in  
13 s. 101.143 (1) (i).”.

14           ~~Λ~~\*b0436/2.4\* **567**. Page 1195, line 19: after “program.” insert “Rules  
15 promulgated by the department under this paragraph may limit the total amount of  
16 funds that may be used to cover the costs of each category of eligible activity  
17 described in sub. (3).”.

18           ~~Λ~~\*b0436/2.5\* **569**. Page 1196, line 4: after that line insert:

19           “(e) The removal of underground hazardous substance storage tank systems.

20           (f) The removal of underground petroleum product storage tank systems.”.

21           ~~Λ~~\*b0436/2.6\* **568**. Page 1196, line 24: delete the material beginning with that  
22 line and ending with page 1197, line 2.

23           ~~Λ~~\*b0438/2.15\* **570**. Page 1197, line 2: after that line insert:

24           **\*b0438/2.15\* “SECTION 2649h.** 292.77 of the statutes is created to read:

1           **292.77 Sustainable urban development zone program.** (1) In this  
2 section, “brownfields” has the meaning given in s. 560.13 (1) (a).

3           (2) The department shall develop and, beginning no later than January 1,  
4 2001, administer a pilot program in the city of Green Bay, the city of La Crosse, the  
5 city of Milwaukee and the city of Oshkosh that promotes the use of financial  
6 incentives to clean up and redevelop brownfields. Funds provided under the  
7 program may be used to investigate environmental contamination and to conduct  
8 cleanups of brownfields in those cities.

9           (3) In developing and administering the pilot program under sub. (2), the  
10 department shall consult and coordinate with the department of administration, the  
11 department of commerce, the department of health and family services, the  
12 department of revenue, the department of transportation and the cities specified in  
13 sub. (2).

14           (4) During the 1999–2001 fiscal biennium, the department shall make the  
15 following amounts available through the pilot program under sub. (2):

16           (a) To the city of Green Bay, \$500,000.

17           (b) To the city of La Crosse, \$500,000.

18           (c) To the city of Milwaukee, \$1,000,000.

19           (d) To the city of Oshkosh, \$250,000.

20           (5) (a) The department of commerce shall certify a person conducting a project  
21 under the pilot program as eligible to claim a tax credit under s. 71.07 (2dy), 71.28  
22 (1dy) or 71.47 (1dy) while the person is conducting the project.

23           (b) Within 3 months after a person is certified under par. (a), the department  
24 of commerce shall estimate the amount of tax benefits that the person will claim  
25 while conducting the project.

1 (c) The department of commerce shall provide a person certified under par. (a)  
2 and the department of revenue with a copy of the certification. The certification shall  
3 include all of the following:

- 4 1. The name and address of the person's business.
- 5 2. The location and description of the project.
- 6 3. The appropriate Wisconsin tax identification number of the person.
- 7 4. The names and addresses of other locations where the person conducts  
8 business and a description of the business activities conducted at those locations.
- 9 5. Other information required by the department of natural resources or the  
10 department of revenue.

11 (d) The department of commerce shall promulgate rules that further define a  
12 person's eligibility to claim the tax credit.”

13 ~~Λ~~\*b0445/1.1\* **571**. Page 1197, line 21: after that line insert:

14 \*b0445/1.1\* “SECTION 2652j. 293.41 (2) (g) of the statutes is amended to read:  
15 293.41 (2) (g) A provision for the amendment of the agreement. The agreement  
16 shall provide that the agreement is subject to amendment at the request of either  
17 party if additional information relevant to the issues addressed in the agreement is  
18 obtained after the agreement takes effect but before the hearing under s. 293.43.

19 \*b0445/1.1\* SECTION 2652k. 293.41 (6) of the statutes is created to read:  
20 293.41 (6) If an agreement takes effect before the effective date of this  
21 subsection .... [revisor inserts date], with respect to a mining permit application for  
22 which the department has not issued or denied a mining permit on the effective date  
23 of this subsection .... [revisor inserts date], the county, town, village, city or tribal  
24 government that entered into the agreement may request the operator to engage in

1 negotiations regarding an amendment to the agreement based on additional  
2 information that is relevant to the issues addressed in the agreement and that is first  
3 obtained after the agreement takes effect but before the hearing under s. 293.43.

4 **\*b0445/1.1\* SECTION 2652L.** 293.49 (2) (g) of the statutes is created to read:

5 293.49 (2) (g) That the applicant failed to negotiate with a county, town, village,  
6 city or tribal government under s. 293.41 (6).”.

7 **\*b0444/1.1\* 572.** Page 1198, line 7: after that line insert:

8 **\*b0444/1.1\* “SECTION 2653d.** 295.16 (1) (c) of the statutes is created to read:

9 295.16 (1) (c) The requirements for a nonmetallic mining reclamation plan  
10 under s. 295.12 (3) (c), for public notice and an opportunity for a public informational  
11 hearing under s. 295.12 (3) (d) and for proof of financial responsibility under s. 295.12  
12 (3) (ds) do not apply to nonmetallic mining to obtain stone, soil, sand or gravel for the  
13 construction, maintenance or repair of a highway, railroad, airport facility, or any  
14 other transportation facility, conducted under contract with a municipality, as  
15 defined in s. 299.01 (8), if the contract requires the nonmetallic mining site to be  
16 reclaimed in accordance with the requirements of the department of transportation  
17 concerning the restoration of nonmetallic mining sites.”.

18 **\*b0072/1.4\* 573.** Page 1198, line 8: delete the material beginning with that  
19 line and ending with page 1201, line 18.

20 **\*b0301/1.1\* 574.** Page 1203, line 16: after that line insert:

21 **\*b0301/1.1\* “SECTION 2680v.** 299.15 (3) (cm) 1. of the statutes is created to  
22 read:

23 299.15 (3) (cm) 1. In fiscal year 1999–2000, the department may not charge  
24 total fees under par. (am) that exceed \$7,450,000.”.

1       ~~1~~\*b0301/1.2\* **575.** Page 1203, line 18: after “year” insert “after fiscal year  
2       1999–2000”.

3       ~~1~~\*b0301/1.3\* **576.** Page 1203, line 19: after that line insert:

4               **\*b0301/1.3\* “SECTION 2681e.** 299.15 (3) (e) of the statutes is created to read:

5               299.15 (3) (e) In the rules under par. (am) 3. for fees required to be paid in fiscal  
6       years beginning with fiscal year 2000–01, the department shall do all of the  
7       following:

8               1. Use the fees paid by a person in fiscal year 1999–2000 as the basis for the  
9       person’s fees.

10              2. Determine the fee for each person based on the number of units of pollutants  
11       discharged by the person, using a 5–year rolling average.

12              3. Use a performance–based approach that increases a person’s fees in  
13       proportion to increases in the number of units of pollutants discharged by the person,  
14       as determined under subd. 2., and decreases a person’s fees in proportion to  
15       decreases in the number of units of pollutants discharged by the person, as  
16       determined under subd. 2.

17              4. Omit any multiplier or similar mechanism that would increase a person’s  
18       fees in order to compensate for decreases in overall amounts of discharges.

19              5. Omit any provision that would increase the fee per unit of pollutant  
20       discharged in order to compensate for decreases in overall amounts of discharges.”.

21       ~~1~~\*b0435/1.5\* **577.** Page 1203, line 19: after that line insert:

22               **\*b0435/1.5\* “SECTION 2681k.** 299.47 of the statutes is created to read:

23               **299.47 Sale and delivery of dry cleaning solvent. (1)** In this section:

24               (a) “Dry cleaning facility” has the meaning given in s. 292.65 (1) (d).

1 (b) "Dry cleaning solvent" has the meaning given in s. 292.65 (1) (e).

2 (c) "Owner" means a person who owns, or has possession or control of, a dry  
3 cleaning facility, or who receives direct or indirect consideration from the operation  
4 of a dry cleaning facility.

5 (2) A supplier of dry cleaning solvent may not sell or deliver to the owner or  
6 operator of a dry cleaning facility any dry cleaning solvent unless the dry cleaning  
7 facility is licensed under s. 77.9961 (2).

8 (3) Any person who violates sub. (2) may be required to forfeit not more than  
9 \$500 for each violation."

10 ✕ **\*b0435/1.6\* 578.** Page 1204, line 10: after that line insert:

11 **\*b0435/1.6\* "SECTION 2682m.** 299.97 (1) of the statutes is amended to read:

12 299.97 (1) Any person who violates this chapter, except s. 299.15 (1), 299.47  
13 (2), 299.51 (4) (b), 299.53 (2) (a) or (3), 299.62 (2) or 299.64 (2), or any rule  
14 promulgated or any plan approval, license or special order issued under this chapter,  
15 except under those sections, shall forfeit not less than \$10 nor more than \$5,000, for  
16 each violation. Each day of continued violation is a separate offense. While the order  
17 is suspended, stayed or enjoined, this penalty does not accrue."

18 ✕ **\*b0099/2.33\* 579.** Page 1204, line 11: delete lines 11 to 23.

19 ✕ **\*b0099/2.34\* 580.** Page 1205, line 1: delete lines 1 to 8.

20 ✕ **\*b0587/2.5\* 581.** Page 1205, line 20: after that line insert:

21 **\*b0587/2.5\* "SECTION 2689m.** 301.03 (3c) of the statutes is amended to read:

22 301.03 (3c) If requested by the department of health and family services,  
23 contract with that department to supervise and provide services to persons who are  
24 conditionally transferred or discharged under s. 51.37 (9), conditionally released



1 under s. 971.17 (3) or placed on supervised release under s. 980.06 (2), 1997 stats.  
2 or s. 980.08.”.

3 ✕ \*b0099/2.35\* **582.** Page 1205, line 21: delete lines 21 to 25.

4 ✕ \*b0099/2.36\* **583.** Page 1206, line 1: delete lines 1 to 25.

5 ✕ \*b0099/2.37\* **585.** Page 1207, line 1: delete lines 1 to 4.

6 ✕ \*b0136/1.1\* **586.** Page 1207, line 5: delete lines 5 to 9.

7 ✕ \*b0137/1.1\* **587.** Page 1207, line 10: delete lines 10 to 19.

8 ✕ \*b0136/1.2\* **588.** Page 1207, line 20: delete lines 20 to 25.

9 ✕ \*b0136/1.3\* **589.** Page 1208, line 1: delete lines 1 to 4.

10 ✕ \*b0468/1.1\* **584.** Page 1208, line 4: after that line insert:

11 ✓ \*b0468/1.1\* “SECTION 2692e. 301.048 (2) of the statutes is renumbered  
12 301.048 (2) (am), and 301.048 (2) (am) (intro.) and 2., as renumbered, are amended  
13 to read:

14 301.048 (2) (am) (intro.) ~~A~~ Except as provided in par. (bm), a person enters the  
15 intensive sanctions program only if he or she has been convicted of a felony and only  
16 under one of the following circumstances:

17 2. He or she is a prisoner serving a felony sentence not punishable by life  
18 imprisonment and the department directs him or her to participate in the program.  
19 This ~~paragraph~~ subdivision does not apply to a prisoner serving a bifurcated  
20 sentence imposed under s. 973.01.

21 ✓ \*b0468/1.1\* SECTION 2692m. 301.048 (2) (bm) of the statutes is created to read:

22 301.048 (2) (bm) 1. In this paragraph, “violent offense” means:

1 a. A crime specified in s. 940.01, 940.02, 940.03, 940.05, 940.06, 940.08, 940.09,  
2 940.10, 940.19 (3), (4) or (5), 940.195 (3), (4) or (5), 940.20, 940.201, 940.203, 940.21,  
3 940.225 (1) to (3), 940.23, 940.285 (2) (a) 1. or 2., 940.29, 940.295 (3) (b) 1g., 1m., 1r.,  
4 2. or 3., 940.31, 940.43 (1) to (3), 940.45 (1) to (3), 941.20 (2) or (3), 941.26, 941.30,  
5 941.327, 943.01 (2) (c), 943.011, 943.013, 943.02, 943.04, 943.06, 943.10 (2), 943.23  
6 (1g), (1m) or (1r), 943.30, 943.32, 946.43, 947.015, 948.02 (1) or (2), 948.025, 948.03,  
7 948.04, 948.05, 948.06, 948.07, 948.08 or 948.30.

8 b. A crime under federal law, the law of any other state or, prior to the effective  
9 date of this subdivision 1. b. .... [revisor inserts date], the law of this state that is  
10 comparable to a crime specified in subd. 1. a.

11 2. A person who has at any time been convicted, adjudicated delinquent or  
12 found not guilty or not responsible by reason of insanity or mental disease, defect or  
13 illness of or for a violent offense is not eligible for the intensive sanctions program.

14 ✓\*b0468/1.1\* SECTION 2692s. 301.048 (4) (a) of the statutes is amended to read:

15 301.048 (4) (a) A participant is in the custody and under the control of the  
16 department, subject to its rules and discipline. A participant entering the program  
17 under sub. (2) ~~(a) or (b)~~ (am) 1. or 2. is a prisoner. A participant entering the program  
18 under sub. (2) ~~(c)~~ (am) 3. is a prisoner, except that he or she is a parolee for purposes  
19 of revocation. A participant entering the program under sub. (2) ~~(em)~~ (am) 3m. is a  
20 prisoner, except that he or she remains a person on extended supervision for  
21 purposes of revocation. A participant entering the program under sub. (2) ~~(d)~~ (am)  
22 4. is a prisoner, except that he or she remains a probationer, parolee or person on  
23 extended supervision, whichever is applicable, for purposes of revocation.”.

24 ✗b0523/3.6\* 590. Page 1208, line 4: after that line insert:

1 ✓\*b0523/3.6\* "SECTION 2698g. 301.18 (1g) of the statutes is created to read:

2 301.18 (1g) The department of administration may acquire or lease  
3 correctional facilities under 1999 Wisconsin Act ... (this act), section 9111(4xt) (b).

4 ✓\*b0523/3.6\* SECTION 2698L. 301.19 of the statutes is created to read:

5 **301.19 Construction of correctional facilities by private persons. (1)**

6 In this section:

7 (a) "Authorized jurisdiction" means a county, a group of counties acting under  
8 s. 302.44, the United States or a federally recognized American Indian tribe or band  
9 in this state.

10 (b) "Correctional facility" means a prison, jail, house of correction or lockup  
11 facility but does not include an institution or facility or a portion of an institution or  
12 facility that is used solely to confine juveniles alleged or found to be delinquent under  
13 ch. 48, 1993 stats., or ch. 938.

14 (2) No private person may commence construction of a correctional facility or  
15 commence conversion of an existing building, structure or facility into a correctional  
16 facility unless all of the following requirements are met:

17 (a) The building commission has authorized the lease or acquisition of the  
18 building, structure or facility by the state upon the completion of the construction or  
19 conversion.

20 (b) The building, structure or facility is enumerated in the authorized state  
21 building program.

22 (c) The private person agrees to comply with s. 20.924 (1) (i) 1., 2. and 3.

23 (3) Subsection (2) does not apply to buildings, structures or facilities that are  
24 constructed or converted under a contract with and for use by an authorized  
25 jurisdiction."

1 ✓ \*b0099/2.38\* **591**. Page 1208, line 5: delete lines 5 to 10.

2 ✓ \*b0523/3.7\* **592**. Page 1208, line 10: after that line insert:

3 \*b0523/3.7\* "SECTION 2699m. 301.235 (2) (e) of the statutes is amended to  
4 read:

5 301.235 (2) (e) All laws, except s. 20.924 (1) (i) and ch. 150, conflicting with this  
6 section are, insofar as they conflict with this section and no further, superseded by  
7 this section."

8 ✗ \*b0099/2.39\* **593**. Page 1208, line 18: delete lines 18 to 25.

9 ✗ \*b0099/2.40\* **594**. Page 1209, line 1: delete lines 1 to 17.

10 ✗ \*b0590/3.3\* **595**. Page 1209, line 18: delete lines 18 to 25.

11 ✗ \*b0590/3.4\* **596**. Page 1210, line 1: delete lines 1 to 22 and substitute:

12 ✓ \*b0590/3.4\* "SECTION 2703d. 301.26 (4) (d) 2. of the statutes is amended to  
13 read:

14 301.26 (4) (d) 2. Beginning on July 1, ~~1997~~ 1999, and ending on  
15 December 31, ~~1997~~ 1999, the per person daily cost assessment to counties shall be  
16 ~~\$150.44~~ \$153.01 for care in a Type 1 secured correctional facility, as defined in s.  
17 938.02 (19), ~~\$150.44~~ \$153.01 for care for juveniles transferred from a juvenile  
18 correctional institution under s. 51.35 (3), ~~\$160.22~~ \$183.72 for care in a child caring  
19 institution, including a secured child caring institution, ~~\$111.16~~ \$118.93 for care in  
20 a group home for children, ~~\$24.78~~ \$26.17 for care in a foster home, ~~\$71.35~~ \$75.37 for  
21 care in a treatment foster home, ~~\$88.19~~ \$72.66 for departmental corrective sanctions  
22 services and ~~\$16.98~~ \$19.76 for departmental aftercare services.

23 ✓ \*b0590/3.4\* SECTION 2703e. 301.26 (4) (d) 3. of the statutes is amended to read:

1           301.26 (4) (d) 3. In calendar year ~~1998~~ 2000, the per person daily cost  
 2 assessment to counties shall be ~~\$154.94~~ \$153.55 for care in a Type 1 secured  
 3 correctional facility, as defined in s. 938.02 (19), ~~\$154.94~~ \$153.55 for care for juveniles  
 4 transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$161.79~~  
 5 \$187.21 for care in a child caring institution, including a secured child caring  
 6 institution, ~~\$112.25~~ \$121.19 for care in a group home for children, ~~\$25.02~~ \$26.67 for  
 7 care in a foster home, ~~\$72.05~~ \$76.80 for care in a treatment foster home, ~~\$80.41~~  
 8 \$74.68 for departmental corrective sanctions services and ~~\$17.18~~ \$19.15 for  
 9 departmental aftercare services.

10       ✓ **\*b0590/3.4\* SECTION 2703f.** 301.26 (4) (d) 4. of the statutes is amended to read:

11           301.26 (4) (d) 4. Beginning on January 1, ~~1999~~ 2001, and ending on June 30,  
 12 ~~1999~~ 2001, the per person daily cost assessment to counties shall be ~~\$159.46~~ \$154.08  
 13 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$159.46~~  
 14 \$154.08 for care for juveniles transferred from a juvenile correctional institution  
 15 under s. 51.35 (3), ~~\$163.36~~ \$190.70 for care in a child caring institution, including  
 16 a secured child caring institution, ~~\$113.34~~ \$123.45 for care in a group home for  
 17 children, ~~\$25.26~~ \$27.16 for care in a foster home, ~~\$72.75~~ \$78.23 for care in a  
 18 treatment foster home, ~~\$74.35~~ \$76.71 for departmental corrective sanctions services  
 19 and ~~\$17.39~~ \$18.62 for departmental aftercare services.”.

*Note  
autonumbering?*

20       ✓ **\*b0099/2.41\* 597.** Page 1210, line 23: delete that line.

21       ✓ **\*b0099/2.42\* 1.** Page 1211, line 1: delete lines 1 to 15.

22       ✓ **\*b0590/3.5\* 2.** Page 1211, line 21: after that line insert:

23           **\*b0590/3.5\* “SECTION 2709g.** 301.26 (7) (intro.) of the statutes is amended to  
 24 read:

1           301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
2 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the  
3 department shall allocate funds for community youth and family aids for the period  
4 beginning on July 1, ~~1997~~ 1999, and ending on June 30, ~~1999~~ 2001, as provided in  
5 this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

6           ✓ **\*b0590/3.5\* SECTION 2709h.** 301.26 (7) (a) of the statutes is renumbered  
7 301.26 (7) (a) (intro.) and amended to read:

8           301.26 (7) (a) (intro.) For community youth and family aids under this section,  
9 amounts not to exceed ~~\$41,649,700~~ \$42,091,800 for the last 6 months of ~~1997~~,  
10 ~~\$82,741,700~~ 1999, ~~\$85,183,700~~ for ~~1998~~ 2000 and ~~\$41,091,900~~ \$43,091,900 for the  
11 first 6 months of ~~1999~~. 2001. Of those amounts, the department shall allocate  
12 \$1,000,000 for the last 6 months of 1999, \$3,000,000 for 2000 and \$2,000,000 for the  
13 first 6 months of 2001 to counties based on each of the following factors weighted  
14 equally:

15           **\*b0590/3.5\* SECTION 2709i.** 301.26 (7) (a) 1. of the statutes is created to read:

16           ✓ 301.26 (7) (a) 1. Each county's proportion of the total statewide juvenile  
17 population for the most recent year for which that information is available.

18           **\*b0590/3.5\* SECTION 2709j.** 301.26 (7) (a) 2. of the statutes is created to read:

19           ✓ 301.26 (7) (a) 2. Each county's proportion of the total Part I juvenile arrests  
20 reported statewide under the uniform crime reporting system of the office of justice  
21 assistance during the most recent 3-year period for which that information is  
22 available.

23           ✓ **\*b0590/3.5\* SECTION 2709k.** 301.26 (7) (a) 3. of the statutes is created to read:

24           301.26 (7) (a) 3. Each county's proportion of the number of juveniles statewide  
25 who are placed in a juvenile correctional institution or a secured child caring

1 institution, as defined in s. 938.02 (15g), during the most recent 3-year period for  
2 which that information is available.

3 ✓ **\*b0590/3.5\* SECTION 2709m.** 301.26 (7) (e) of the statutes is amended to read:

4 301.26 (7) (e) For emergencies related to community youth and family aids  
5 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~1997~~  
6 1999, \$250,000 for ~~1998~~ 2000 and \$125,000 for the first 6 months of ~~1999~~ 2001. A  
7 county is eligible for payments under this paragraph only if it has a population of not  
8 more than 45,000.

9 ✓ **\*b0590/3.5\* SECTION 2709n.** 301.26 (7) (h) of the statutes is amended to read:

10 301.26 (7) (h) For counties that are participating in the corrective sanctions  
11 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~1997~~ 1999,  
12 \$2,124,800 in ~~1998~~ 2000 and \$1,062,400 in the first 6 months of ~~1999~~ 2001 for the  
13 provision of corrective sanctions services for juveniles from that county. In  
14 distributing funds to counties under this paragraph, the department shall determine  
15 a county's distribution by dividing the amount allocated under this paragraph by the  
16 number of slots authorized for the program under s. 938.533 (2) and multiplying the  
17 quotient by the number of slots allocated to that county by agreement between the  
18 department and the county. The department may transfer funds among counties as  
19 necessary to distribute funds based on the number of slots allocated to each county.

20 ✓ **\*b0590/3.5\* SECTION 2709p.** 301.26 (8) of the statutes is amended to read:

21 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
22 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
23 6 months of ~~1997~~ 1999, \$1,333,400 in ~~1998~~ 2000 and \$666,700 in the first 6 months  
24 of ~~1999~~ 2001 for alcohol and other drug abuse treatment programs.

25 ✓ **\*b0590/3.5\* SECTION 2709r.** 301.263 (1) of the statutes is amended to read:

1           301.263 (1) From the appropriation under s. 20.410 (3) (f), the department shall  
2 distribute ~~\$3,750,000~~ \$5,000,000 in each year to counties for early intervention  
3 services for first offenders and for intensive community-based intervention services  
4 for seriously chronic offenders.”.

5           ~~4~~\*b0099/2.43\* **3.** Page 1211, line 22: delete lines 22 to 25.

6           ~~4~~\*b0099/2.44\* **4.** Page 1212, line 1: delete lines 1 to 11.

7           ~~X~~\*b0461/4.21\* **5.** Page 1212, line 11: after that line insert:

8           **\*b0461/4.21\* “SECTION 2710m.** 301.265 (3) of the statutes is amended to read:

9           301.265 (3) From the appropriations under s. 20.410 (3) (d) and (kj), the  
10 department shall allocate \$150,000 in each fiscal year to enter into a contract with  
11 an organization to provide services in Racine County, \$150,000 in each fiscal year to  
12 enter into a contract with an organization to provide services in Kenosha County,  
13 \$150,000 in each fiscal year to enter into a contract with an organization that is  
14 located in ward 1 in the city of Racine to provide services in Racine County and  
15 ~~\$75,000~~ \$150,000 in each fiscal year to enter into a contract with an organization to  
16 provide services in Brown County, for the diversion of youths from gang activities  
17 into productive activities, including placement in appropriate educational,  
18 recreational and employment programs, and for alcohol or other drug abuse  
19 education and treatment services for participants in that organization’s youth  
20 diversion program. The organization that is located in ward 1 in the city of Racine  
21 shall have a recreational facility, shall offer programs to divert youths from gang  
22 activities, may not be affiliated with any national or state association and may not  
23 have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s.  
24 16.75, the department may enter into a contract under this subsection without



1 soliciting bids or proposals and without accepting the lowest responsible bid or  
2 offer.”.

3 ~~1-1~~ \*b0099/2.45\* 6. Page 1212, line 20: delete lines 20 to 25.

sec.  
2715  
301.45(1)(b)(m)