

Section
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cont.

1 ***-1279/2.2* SECTION 2932.** 560.06 of the statutes is renumbered 560.06 (1) and
2 amended to read:

3 560.06 (1) The department may provide assistance to a nonprofit organization
4 that provides assistance to organizations and individuals in urban areas. No later
5 than December 30, 1997, the department of commerce shall enter into a
6 memorandum of understanding with the department of administration that
7 specifies how the department of commerce may use the moneys allocated under s.
8 20.143 (1) (c) for providing assistance under this ~~section~~ subsection.

9 ***-1279/2.3* SECTION 2933.** 560.06 (2) of the statutes is created to read:

10 560.06 (2) In fiscal year 1999–2000, the department may provide up to
11 \$100,000 from the appropriations under s. 20.143 (1) (c) and (ie) in assistance to a
12 nonprofit organization that provides assistance to organizations and individuals in
13 urban areas. Notwithstanding sub. (1), the department shall use the moneys
14 authorized under this subsection in accordance with the memorandum of
15 understanding under sub. (1).

16 ***-0553/1.1* SECTION 2937.** 560.081 (2) (h) of the statutes is amended to read:

17 560.081 (2) (h) Provide training, technical assistance and information on the
18 revitalization of business areas to municipalities which do not participate in the
19 state main street program. The department may charge reasonable fees for the
20 services and information provided under this paragraph. The department shall
21 deposit all fees collected under this paragraph in the appropriation account under
22 s. 20.143 (1) (g).

✓ 23 ***b0341/1.3* SECTION 2937d.** 560.081 (3) of the statutes is created to read:

24 560.081 (3) (a) From the appropriations under s. 20.143 (1) (c) and (ie), the
25 department may award grants to municipalities participating in the state main

1 street program to fund revitalization and other activities related to participation in
2 the program.

3 (b) The department may not award more than \$250,000 annually in grants
4 under this subsection.

5 (c) The department shall promulgate rules for applying for, awarding and
6 administering the grants under this subsection, including rules related to acceptable
7 uses for the grant proceeds and reporting on the use of the grant proceeds.

✓ 8 ***b0466/1.6* SECTION 2937r.** 560.13 (title) of the statutes is amended to read:
9 **560.13 (title) Brownfields and groundwater contamination grant**
10 **program.**

✓ 11 ***b0466/1.6* SECTION 2938c.** 560.13 (2) (a) 1. of the statutes is amended to read:
12 560.13 (2) (a) 1. The recipient uses the grant proceeds for brownfields
13 redevelopment or associated environmental remediation activities or for a project
14 relating to the remediation of area-wide groundwater contamination.

✓ 15 ***b0466/1.6* SECTION 2938f.** 560.13 (2) (a) 2. (intro.) of the statutes is amended
16 to read:

17 560.13 (2) (a) 2. (intro.) All of the following are unknown, cannot be located or
18 are financially unable to pay the cost of brownfields redevelopment or associated
19 environmental remediation activities or of a groundwater contamination
20 remediation project:

✓ 21 ***b0466/1.6* SECTION 2938m.** 560.13 (2) (a) 4. of the statutes is created to read:
22 560.13 (2) (a) 4. The recipient is unable to obtain from any other source
23 sufficient funding to complete the project and documents this inability to the
24 satisfaction of the department.

✓ 1 ***b0466/1.6* SECTION 2944c.** 560.13 (4) (a) (intro.) of the statutes is amended
2 to read:

3 560.13 (4) (a) (intro.) From the appropriations under s. 20.143 (1) (br) and (qm)
4 in fiscal year ~~1997-98, and from the appropriation under s. 20.143 (1) (qm) in fiscal~~
5 ~~year 1998-99~~ 1999-2000, the department shall award all of the following ~~in each of~~
6 these fiscal years:

✓ 7 ***b0466/1.6* SECTION 2945c.** 560.13 (4) (a) 1. of the statutes is amended to read:
8 560.13 (4) (a) 1. A total of ~~\$750,000~~ \$870,000 in grants that do not exceed
9 \$300,000.

✓ 10 ***b0466/1.6* SECTION 2945d.** 560.13 (4) (a) 2. of the statutes is amended to
11 read:
12 560.13 (4) (a) 2. A total of ~~\$1,750,000~~ \$2,030,000 in grants that are greater than
13 \$300,000 but that do not exceed \$700,000.

✓ 14 ***b0466/1.6* SECTION 2945e.** 560.13 (4) (a) 3. of the statutes is amended to read:
15 560.13 (4) (a) 3. A total of ~~\$2,500,000~~ \$2,900,000 in grants that are greater than
16 \$700,000 but that do not exceed \$1,250,000.

✓ 17 ***b0466/1.6* SECTION 2945m.** 560.13 (4) (am) of the statutes is created to read:
18 560.13 (4) (am) From the appropriations under s. 20.143 (1) (br) and (qm) in
19 fiscal year 2000-01, the department shall award all of the following:

20 1. A total of \$960,000 in grants that do not exceed \$300,000.

21 2. A total of \$2,240,000 in grants that are greater than \$300,000 but that do
22 not exceed \$700,000.

23 3. A total of \$3,200,000 in grants that are greater than \$700,000 but that do
24 not exceed \$1,250,000.

✓ 25 ***b0466/1.6* SECTION 2946m.** 560.13 (4) (d) of the statutes is created to read:

1 560.13 (4) (d) The department shall award 50% of the amount required to be
2 awarded in a fiscal year for projects, such as housing and recreational projects, for
3 which the grant applications are evaluated without consideration of the number of
4 jobs that will be created by the projects.

✓ 5 ***b0466/1.6* SECTION 2948c.** 560.13 (6m) of the statutes is created to read:

6 560.13 (6m) Receipt of a grant under this section shall not render the recipient
7 ineligible for a loan or any other grant awarded by the state, unless under the
8 eligibility criteria of the loan or other grant the recipient is excluded by virtue of
9 having received the grant.

10 ***-0824/9.14* SECTION 2952.** 560.137 of the statutes is created to read:

11 **560.137 Gaming economic development grants and loans. (1)** In this
12 section:

13 (a) “Native American business” means a sole proprietorship, partnership,
14 limited liability company, joint venture or corporation that is at least 51% owned,
15 controlled and actively managed by a member or members of a federally recognized
16 American Indian tribe or band in this state.

17 (b) “Professional services” has the meaning given in s. 560.17 (1) (c).

18 (c) “Qualified business” means an existing business, including a Native
19 American business, that is located in this state.

20 (2) Subject to subs. (3), (4) and (5), from the appropriations under s. 20.143 (1)
21 (ig) and (kj), the department may do all of the following:

22 (a) Make a grant that does not exceed \$15,000 to a qualified business for
23 professional services.

24 (b) Make a grant or loan that does not exceed \$100,000 to a qualified business
25 for fixed asset financing.

1 (3) The department may not make a grant or loan to a qualified business under
2 this section unless the department determines all of the following:

3 (a) That the qualified business has been negatively impacted by the existence
4 of a casino.

5 (b) That the qualified business has a legitimate need for the grant or loan to
6 improve the profitability of the business.

7 (4) As a condition of approval of a grant or loan under this section, the
8 department shall require that the qualified business provide matching funds for at
9 least 25% of the cost of the project. The department may waive the requirement
10 under this subsection if the department determines that the qualified business is
11 subject to extreme financial hardship.

12 (5) The department may not award a grant or loan under this section to a
13 qualified business for any purpose that is related to tourism unless the department
14 of tourism concurs in the award.

15 (6) (a) The department shall deposit into the appropriation account under s.
16 20.143 (1) (ig) all moneys received in repayment of loans made under this section.

17 (b) The department may forgive all or any part of a loan made under this
18 section.

19 ***-0824/9.15*** SECTION 2953. 560.138 of the statutes is created to read:

20 **560.138 Gaming economic diversification grants and loans.** (1) In this
21 section:

22 (a) "Native American business" means a sole proprietorship, partnership,
23 limited liability company, joint venture or corporation that is at least 51% owned,
24 controlled and actively managed by a member or members of a federally recognized
25 American Indian tribe or band in this state.

1 (b) "Qualified business" means an existing business, including a Native
2 American business, that is located in or expanding into this state.

3 (2) (a) Subject to subs. (3) and (4), from the appropriations under s. 20.143 (1)
4 (id) and (km), the department may make a grant or loan to a qualified business for
5 a project for the purpose of diversifying the economy of a community.

6 (b) In determining whether to award a grant or loan under this section, the
7 department shall consider all of the following:

- 8 1. A project's potential to retain or increase the number of jobs.
- 9 2. A project's potential to provide for significant capital investment.
- 10 3. A project's contribution to the economy of the community.

11 (3) As a condition of approval of a grant or loan under this section, the
12 department shall require that a qualified business provide matching funds for at
13 least 25% of the cost of a project.

14 (4) The department may not award a grant or loan under this section to a
15 qualified business for any purpose that is related to tourism unless the department
16 of tourism concurs in the award.

17 (5) The department shall deposit into the appropriation account under s.
18 20.143 (1) (id) all moneys received in repayment of loans made under this section.

19 *b0412/3.20* SECTION 2953g. 560.139 of the statutes is created to read:

20 **560.139 Economic development grants. (1) REMEDIATION AND ECONOMIC**
21 **REDEVELOPMENT.** (a) Subject to par. (b), from the appropriation under s. 20.143 (1)
22 (kj), the department shall make grants annually to the city of Milwaukee to fund a
23 program to be administered by the Milwaukee Economic Development Corporation.
24 Under the program, the Milwaukee Economic Development Corporation shall
25 provide grants to persons for remediation and economic redevelopment projects in

1 the Menomonee valley. A person may not receive a grant unless the person provides
2 matching funds for at least 50% of the cost of the project.

3 (b) The department may not expend more than \$1,000,000 in grants to the city
4 of Milwaukee under this subsection annually.

5 (2) COMMUNITY-BASED VENTURE FUND. (a) From the appropriation under s.
6 20.143 (1) (kj), the department shall make grants to the Northwest Regional
7 Planning Commission to match federal or private funds for the purpose of
8 establishing a community-based venture fund. Subject to par. (b), the department
9 shall provide grants each year in an amount that equals 50% of the total amount that
10 the Northwest Regional Planning Commission receives in the year from federal or
11 private sources for the community-based venture fund.

12 (b) The department may not expend more than \$150,000 in grants under this
13 subsection annually.

✓ 14 *b0412/3.20* SECTION 2953h. 560.139 (1) (a) of the statutes, as created by 1999
15 Wisconsin Act (this act), is amended to read:

16 560.139 (1) (a) Subject to par. (b), from the appropriation under s. 20.143 (1)
17 (kj) or (km) or from both appropriations, the department shall make grants annually
18 to the city of Milwaukee to fund a program to be administered by the Milwaukee
19 Economic Development Corporation. Under the program, the Milwaukee Economic
20 Development Corporation shall provide grants to persons for remediation and
21 economic redevelopment projects in the Menomonee valley. A person may not receive
22 a grant unless the person provides matching funds for at least 50% of the cost of the
23 project.

✓ 24 *b0412/3.20* SECTION 2953i. 560.139 (2) (a) of the statutes, as created by 1999
25 Wisconsin Act (this act), is amended to read:

1 560.139 (2) (a) From the appropriation under s. 20.143 (1) (kj) or (km) or from
2 both appropriations, the department shall make grants to the Northwest Regional
3 Planning Commission to match federal or private funds for the purpose of
4 establishing a community-based venture fund. Subject to par. (b), the department
5 shall provide grants each year in an amount that equals 50% of the total amount that
6 the Northwest Regional Planning Commission receives in the year from federal or
7 private sources for the community-based venture fund.

8 ***-0552/1.1*** SECTION 2954. 560.14 (4) (a) of the statutes is renumbered 560.14
9 (4), and 560.14 (4) (intro.), (f) and (g), as renumbered, are amended to read:

10 560.14 (4) (intro.) ~~Subject to par. (b), the~~ The department may make a grant
11 under this subsection from the appropriation under s. 20.143 (1) (fg) to a
12 community-based organization for regional economic development activity if all of
13 the following apply:

14 (f) The applicants submit a plan that describes the economic development
15 activity, how the economic development activity satisfies the criteria under this
16 ~~paragraph subsection~~ subsection, how the grant will be administered and how the grant
17 proceeds will be used to support the economic development activity; and the
18 secretary approves the plan.

19 (g) The applicants provide documentation of the contributions required under
20 ~~subd. 5 par. (e)~~.

21 ***-0552/1.2*** SECTION 2955. 560.14 (4) (b) of the statutes is repealed.

✓ 22 ***b0334/1.1*** SECTION 2955m. 560.17 (5r) of the statutes is created to read:

23 560.17 (5r) (a) Under this subsection, the board may award to a business a loan
24 that does not exceed \$50,000 if all of the following apply:

1 1. The business, together with any affiliate, subsidiary or parent entity, has
2 fewer than 50 employees.

3 2. The business is or will be located in a rural municipality.

4 3. The rural municipality in which the business is or will be located satisfies
5 either of the following criteria:

6 a. The rural municipality is located in a county that has a median household
7 income that is lower than the state median household income.

8 b. If the rural municipality is located in a county that has a median household
9 income that is higher than the state median household income, the rural
10 municipality has a median household income that is lower than the county median
11 household income.

12 4. The business is starting or expanding its operations.

13 5. The operations of the business do not involve metallic mining activities.

14 6. The owner of the business attends a class that provides instruction in writing
15 a business plan, making a business loan application and managing a start-up
16 business.

17 (b) A business applying for a loan under this subsection must submit an
18 application package that includes a business plan and such personal and business
19 financial information as the board requires to enable the board to assess sufficiently
20 the potential viability of the business. The department shall assist a business in
21 preparing an application.

22 (c) A business that receives a loan under this subsection may use the loan
23 proceeds for any of the following purposes:

24 1. The purchase or improvement of land.

1 2. The purchase of buildings, furniture, fixtures, machinery, equipment or
2 inventory.

3 3. Job training costs.

4 4. Employee relocation costs.

5 5. Working capital.

6 (d) If a business that receives a loan under this subsection uses the loan
7 proceeds for employee relocation costs under par. (c) 4., the department shall ensure
8 all of the following:

9 1. That an employee of the business has the option of accepting or declining any
10 relocation assistance that is available as a result of the loan.

11 2. That the compensation and benefits terms offered at the new location are at
12 least as favorable as those offered by the business at its previous location.

✓13 ***b0334/1.1* SECTION 2955p.** 560.17 (6m) of the statutes is renumbered 560.17
14 (6m) (a) and amended to read:

15 560.17 (6m) (a) ~~In~~ Except as provided in par. (b), in order to receive a grant or
16 loan under this section a person or business shall contribute cash, from a source other
17 than the state, in an amount that equals at least 25% of the total cost of the project.

✓18 ***b0334/1.1* SECTION 2955q.** 560.17 (6m) (b) of the statutes is created to read:

19 560.17 (6m) (b) The board shall determine whether, and the extent to which,
20 in order to receive a loan under sub. (5r), a business must contribute from a source
21 other than the state a portion of the cost of the project, except that the board may not
22 require a business to contribute more than 20% of the cost of the project. The
23 contribution may be in cash or in kind. The board shall determine what services or
24 materials may be used as in-kind contributions.

✓25 ***b0334/1.1* SECTION 2955r.** 560.17 (7) (a) of the statutes is amended to read:

1 560.17 (7) (a) Except as provided in par. (am), the department shall designate
2 staff to evaluate applications for grants or loans and assist the board under this
3 section. The board shall act on an application for a grant or loan at its next regularly
4 scheduled meeting after the department determines that the application is complete,
5 except that the board shall act on an application for a loan under sub. (5r) and advise
6 the applicant of its decision within 45 days after the department determines that the
7 application is complete.

8 *~~0557/3.1~~* **SECTION 2956.** 560.175 of the statutes is created to read:

9 **560.175 Urban area early planning grants. (1)** In this section:

10 (a) “Early planning project” means the preliminary stages of considering and
11 planning the expansion or start-up of a business that is or will be located in an urban
12 area in this state.

13 (b) “Urban area” means any of the following:

14 1. A city, village or town that is located in a county with a population density
15 of at least 150 persons per square mile.

16 2. A city, village or town with a population of more than 6,000.

17 (2) Subject to subs. (3) and (6), the department may make a grant from the
18 appropriation under s. 20.143 (1) (c) to a person to fund an early planning project.

19 (3) The department may not award a grant to a person under this section unless
20 the person submits an application, in a form required by the department, that
21 contains or describes all of the following:

22 (a) The location of the new or expanding business.

23 (b) The ownership structure of the new or expanding business.

24 (c) The product or service provided by the new or expanding business.

25 (d) The market for the product or service described in par. (c).

- 1 (e) Competition within the market described in par. (d).
- 2 (f) Any competitive advantages of the new or expanding business.
- 3 (g) The person's estimate of the gross revenue of the new or expanding business
4 over a period specified by the department.
- 5 (h) The process for manufacturing the product, or providing the services, of the
6 new or expanding business.
- 7 (i) An estimate of the number of jobs that will be created by the new or
8 expanding business.
- 9 (j) The person's experience and training.
- 10 (k) The person's estimate of the profit that will be generated by the new or
11 expanding business over a period specified by the department.
- 12 (L) The person's estimate of the capital required to complete the early planning
13 project.
- 14 (m) Potential sources of financing for the early planning project.
- 15 (n) Any other information that the department requests.
- 16 **(4)** A person who receives a grant under this section may use the grant proceeds
17 only for any of the following:
- 18 (a) To perform a business feasibility study.
- 19 (b) To prepare a detailed marketing plan.
- 20 (c) To prepare a detailed business plan.
- 21 **(5)** In order to receive a grant under this section a person shall contribute cash,
22 from a source other than the state, in an amount that equals at least 25% of the total
23 cost of the project.
- 24 **(6)** (a) In any fiscal biennium, the department may not award to any one person
25 more than \$15,000 in grants under this section.

1 (b) In any fiscal biennium, the department may not award more than \$250,000
2 in grants under this section.

3 ***-1581/2.3* SECTION 2957.** 560.183 (3) (b) of the statutes is amended to read:
4 560.183 (3) (b) The agreement shall specify that the responsibility of the
5 department to make the payments under the agreement is subject to the availability
6 of funds in the appropriations under s. 20.143 (1) (~~ff~~), (jc) ~~and~~, (jm) and (kr).

7 ***-1581/2.4* SECTION 2958.** 560.183 (5) (a) of the statutes is amended to read:
8 560.183 (5) (a) The obligation of the department to make payments under an
9 agreement entered into under sub. (3) (b) is subject to the availability of funds in the
10 appropriations under s. 20.143 (1) (~~ff~~), (jc) ~~and~~, (jm) and (kr).

11 ***-1581/2.5* SECTION 2959.** 560.183 (5) (b) (intro.) of the statutes is amended
12 to read:

13 560.183 (5) (b) (intro.) If the cost of repaying the loans of all eligible applicants,
14 when added to the cost of loan repayments scheduled under existing agreements,
15 exceeds the total amount in the appropriations under s. 20.143 (1) (~~ff~~), (jc) ~~and~~, (jm)
16 and (kr), the department shall establish priorities among the eligible applicants
17 based upon the following considerations:

18 ***-1581/2.6* SECTION 2960.** 560.183 (8) (intro.) of the statutes is amended to
19 read:

20 560.183 (8) ADMINISTRATIVE CONTRACT. (intro.) From the appropriation under
21 s. 20.143 (1) (~~ff~~) (kr), the department shall contract with the board of regents of the
22 University of Wisconsin System for administrative services from the office of rural
23 health of the department of professional and community development of the
24 University of Wisconsin Medical School. Under the contract, the office of rural health
25 shall do all of the following:

1 ***-1581/2.7* SECTION 2961.** 560.184 (3) (b) of the statutes is amended to read:
2 560.184 (3) (b) The agreement shall specify that the responsibility of the
3 department to make the payments under the agreement is subject to the availability
4 of funds in the appropriations under s. 20.143 (1) (~~fr~~), (jc) ~~and~~, (jL) and (kr).

5 ***-1581/2.8* SECTION 2962.** 560.184 (5) (a) of the statutes is amended to read:
6 560.184 (5) (a) The obligation of the department to make payments under an
7 agreement entered into under sub. (3) is subject to the availability of funds in the
8 appropriations under s. 20.143 (1) (~~fr~~), (jc) ~~and~~, (jL) and (kr).

9 ***-1581/2.9* SECTION 2963.** 560.184 (5) (b) (intro.) of the statutes is amended
10 to read:

11 560.184 (5) (b) (intro.) If the cost of repaying the loans of all eligible applicants,
12 when added to the cost of loan repayments scheduled under existing agreements,
13 exceeds the total amount in the appropriations under s. 20.143 (1) (~~fr~~), (jc) ~~and~~, (jL)
14 and (kr), the department shall establish priorities among the eligible applicants
15 based upon the following considerations:

16 ***-1581/2.10* SECTION 2964.** 560.184 (7) (intro.) of the statutes is amended to
17 read:

18 560.184 (7) ADMINISTRATIVE CONTRACT. (intro.) From the appropriation under
19 s. 20.143 (1) (~~fr~~) (kr), the department shall contract with the board of regents of the
20 University of Wisconsin System for administrative services from the office of rural
21 health of the department of professional and community development of the
22 University of Wisconsin Medical School. Under the contract, the office of rural health
23 shall do all of the following:

24 ***-0240/1.13* SECTION 2965.** 560.19 (title) of the statutes is amended to read:
25 **560.19 (title) Hazardous pollution Pollution prevention.**

1 *~~0240/1.14~~* **SECTION 2966.** 560.19 (1) of the statutes is amended to read:

2 560.19 (1) In this section, “~~hazardous~~ pollution prevention” has the meaning
3 given in s. 299.13 (1) ~~(e)~~ (dm).

4 *~~0240/1.15~~* **SECTION 2967.** 560.19 (2) (a) 1. of the statutes is amended to read:

5 560.19 (2) (a) 1. Determining the full costs of using and producing hazardous
6 substances, toxic pollutants and solid or hazardous waste.

7 *~~0240/1.16~~* **SECTION 2968.** 560.19 (2) (a) 2. of the statutes is amended to read:

8 560.19 (2) (a) 2. Identifying processes that use or produce hazardous
9 substances, toxic pollutants or solid or hazardous waste and the composition of the
10 hazardous substances, toxic pollutants or solid or hazardous waste.

11 *~~0240/1.17~~* **SECTION 2969.** 560.19 (2) (a) 3. of the statutes is amended to read:

12 560.19 (2) (a) 3. Identifying ~~hazardous~~ pollution prevention options.

13 *~~0240/1.18~~* **SECTION 2970.** 560.19 (2) (b) 1. of the statutes is amended to read:

14 560.19 (2) (b) 1. The need for a ~~hazardous~~ pollution prevention assessment and
15 a program participant’s willingness to participate in an assessment.

16 *~~0240/1.19~~* **SECTION 2971.** 560.19 (2) (b) 2. of the statutes is amended to read:

17 560.19 (2) (b) 2. The technical and financial ability of a program participant to
18 implement ~~hazardous~~ pollution prevention.

19 *~~0240/1.20~~* **SECTION 2972.** 560.19 (2) (b) 3. of the statutes is amended to read:

20 560.19 (2) (b) 3. The potential for others to use the information gained from a
21 ~~hazardous~~ pollution prevention assessment.

22 *~~0240/1.21~~* **SECTION 2973.** 560.19 (3) of the statutes is amended to read:

23 560.19 (3) In coordination with the ~~hazardous pollution prevention program~~
24 solid and hazardous waste education center under s. 36.25 (30) and the department
25 of natural resources, the department shall conduct an education, environmental

1 management and technical assistance program to promote hazardous pollution
2 prevention among businesses in the state.

3 ***-0551/1.1* SECTION 2974.** 560.20 (1) (f) of the statutes is amended to read:

4 560.20 (1) (f) "Small business" means a for-profit business having fewer than
5 25 100 full-time employees.

6 ***-0580/1.1* SECTION 2975.** 560.20 (2) (a) of the statutes is amended to read:

7 560.20 (2) (a) The department may provide technical assistance to an
8 individual, small business or nonprofit organization. In addition to or in lieu of the
9 technical assistance provided by the department and subject to par. (e), the
10 department may make a grant to an individual, small business or nonprofit
11 organization from the appropriation under s. 20.143 (1) (en) to partially fund
12 technical assistance provided to the individual, small business or nonprofit
13 organization. Technical assistance or a grant for technical assistance provided under
14 this paragraph shall be for the purpose of developing and planning, at the
15 preliminary stages, the start-up or expansion of a for-profit business that is or will
16 be located in this state.

17 ***-0580/1.2* SECTION 2976.** 560.20 (2) (e) of the statutes is created to read:

18 560.20 (2) (e) If the department makes a grant under par. (a), the department
19 may contract directly with and pay grant proceeds directly to any person providing
20 technical assistance to the individual, small business or nonprofit organization for
21 the purpose specified in par. (a).

22 ***-0580/1.3* SECTION 2977.** 560.20 (3) (a) (intro.) of the statutes is amended to
23 read:

24 560.20 (3) (a) (intro.) The Subject to par. (cm), the department may award funds
25 appropriated under s. 20.143 (1) (en) and (in) to an individual, small business or

1 nonprofit organization for use in connection with the start-up or expansion of a
2 for-profit business if all of the following apply:

3 ***-0580/1.4* SECTION 2978.** 560.20 (3) (cm) of the statutes is created to read:

4 560.20 (3) (cm) If the department awards a grant under this subsection, the
5 department may contract directly with and pay grant proceeds directly to any person
6 providing management assistance to the individual, small business or nonprofit
7 organization.

8 ***-1582/3.1* SECTION 2979.** 560.25 of the statutes is created to read:

9 **560.25 Manufacturing extension center grants. (1) DEFINITIONS.** In this
10 section:

11 (a) “Biotechnology” means technology related to life sciences.

12 (b) “Business” means a company located in this state, a company that has made
13 a firm commitment to locate a facility in this state or a group of companies at least
14 80% of which are located in this state.

15 (c) “Technology” includes biotechnology.

16 (d) “Technology-based nonprofit organization” means a nonprofit corporation,
17 as defined in s. 181.0103 (17), or an organization described in section 501 (c) (3) of
18 the Internal Revenue Code that is exempt from federal income tax under section 501
19 (a) of the Internal Revenue Code, and that has as a mission the transfer of technology
20 to businesses in this state.

21 (2) GRANTS. Subject to subs. (4) and (5), the department may make a grant from
22 the appropriation under s. 20.143 (1) (ie) to a technology-based nonprofit
23 organization to provide support for a manufacturing extension center if all of the
24 following apply:

1 (a) The technology-based nonprofit organization submits to the department a
2 plan detailing its proposed expenditures and performance measures related to the
3 project.

4 (b) The secretary approves the plan submitted under par. (a).

5 (3) RESTRICTION ON GRANT RECIPIENTS. A technology-based nonprofit
6 organization that receives a grant under this section is thereafter ineligible to
7 receive a grant or loan under subch. V.

8 (4) LIMIT ON GRANTS. The department may not award more than \$1,000,000 in
9 grants under this section in a fiscal year.

10 (5) PROGRAM SUNSET. The department may not encumber any moneys under
11 this section after June 30, 2001.

✓ 12 *-1582/3.2* SECTION 2984. 560.60 (4) of the statutes is amended to read:

13 560.60 (4) "Eligible recipient" means a governing body or a person who is
14 eligible to receive a grant under s. 560.615, a grant or loan under s. 560.62, a grant
15 or loan under s. 560.63 or a grant or loan under s. 560.65.

16 *-0581/1.1* SECTION 2985. 560.60 (10) of the statutes is amended to read:

17 560.60 (10) "Job" means a ~~regular, nonseasonal full-time position in which an~~
18 ~~individual, as a condition of employment, is required to work at least 2,080 hours per~~
19 ~~year, including paid leave and holidays~~ position providing full-time equivalent
20 employment. "Job" does not include initial training before an employment position
21 begins.

22 *-1582/3.3* SECTION 2986. 560.605 (1) (e) (intro.) and 1. of the statutes are
23 consolidated, renumbered 560.605 (1) (e) and amended to read:

24 560.605 (1) (e) The Except as provided in s. 560.68 (6), the eligible recipient
25 receiving the grant or loan will contribute, from funds not provided by this state,

1 whichever of the following applies: ~~1. Except as provided under subd. 3. and s. 560.68~~
2 ~~(6)~~, not less than 25% of the cost of the project.

3 ***-1582/3.4* SECTION 2987.** 560.605 (1) (e) 3. of the statutes is repealed.

4 ***-1582/3.5* SECTION 2988.** 560.605 (1) (f) of the statutes is amended to read:
5 560.605 (1) (f) The project meets all criteria set forth in s. ~~560.615~~, 560.62,
6 560.63, 560.65 or 560.66, whichever is appropriate.

7 ***-1582/3.6* SECTION 2989.** 560.605 (1) (g) of the statutes is amended to read:
8 560.605 (1) (g) Funds from the grant or loan under s. ~~560.615~~, 560.62, 560.63,
9 560.65 or 560.66 will not be used to pay overhead costs, except as provided in s. 560.65
10 (1m) (b), or to replace funds from any other source.

11 ***-1582/3.7* SECTION 2990.** 560.605 (1) (i) of the statutes is created to read:
12 560.605 (1) (i) The eligible recipient has not received a grant under s. 560.25.

13 ***-1582/3.8* SECTION 2991.** 560.605 (2) (intro.) of the statutes is amended to
14 read:

15 560.605 (2) (intro.) The board shall consider all of the following before
16 awarding a grant or loan to an eligible recipient for a project under s. ~~560.615~~, 560.62,
17 560.63 or 560.66:

18 ***-1582/3.9* SECTION 2992.** 560.605 (2m) (intro.) of the statutes is amended to
19 read:

20 560.605 (2m) (intro.) When considering whether a project under s. ~~560.615~~,
21 560.62, 560.63 or 560.66 will be located in a targeted area, the board shall consider
22 all of the following:

23 ***-0558/2.1* SECTION 2993.** 560.607 (3) of the statutes is created to read:

1 560.607 (3) Evaluation costs, collection costs, foreclosure costs and other costs
2 associated with administering the loan portfolio under this subchapter, excluding
3 staff salaries.

4 *~~2156/1~~* *~~1582/3.10~~* SECTION 2994. 560.61 (1) of the statutes is amended
5 to read:

6 560.61 (1) Make a grant or loan to an eligible recipient for a project that meets
7 the criteria for funding under s. 560.605 (1) and (2) and under s. ~~560.615~~, 560.62,
8 560.63, 560.65 or 560.66, whichever is appropriate, from the appropriations under
9 s. 20.143 (1) (c), (cb), and (ie), ~~(s) and (sm)~~.

10 *~~1582/3.11~~* SECTION 2995. 560.615 of the statutes is repealed.

11 *~~0558/2.2~~* SECTION 2996. 560.62 (4) of the statutes is renumbered 560.607,
12 and 560.607 (intro.) and (1), as renumbered, are amended to read:

13 **560.607 Miscellaneous and administrative expenditures.** (intro.) In each
14 biennium, the ~~board~~ department may expend or encumber up to a total of 1% of the
15 moneys appropriated under s. 20.143 (1)(c) for that biennium for any of the following:

16 (1) Evaluations of proposed technical research projects under s. 560.62.

17 *~~b0569/1.14~~* SECTION 2996g. 560.63 (4) of the statutes is amended to read:

18 560.63 (4) The contribution required under s. 560.605 (1) (e) may consist of
19 funding or of in-kind contributions. Not more than 20% of the contribution of a
20 business may consist of funding which the business receives under the federal job
21 ~~training partnership act, 29 USC 1501 to 1781~~ Workforce Investment Act of 1998.
22 29 USC 2801 to 2945.

23 *~~1582/3.12~~* SECTION 2997. 560.66 (1) (intro.) of the statutes is amended to
24 read:

1 560.66 (1) (intro.) The board may award grants and loans under s. 560.61 to
2 eligible recipients for any project that is not eligible for a grant or loan under s.
3 ~~560.615~~, 560.62 or 560.63, if the board determines that the project is a major
4 economic development project and considers all of the following:

5 *~~0547/1.1~~* SECTION 2998. 560.68 (3) of the statutes is amended to read:

6 560.68 (3) The department may charge a grant or loan recipient an origination
7 fee of up to ~~1.5%~~ 2% of the grant or loan amount if the grant or loan exceeds \$200,000
8 and is awarded under s. 560.63 or 560.66. The department shall deposit all
9 origination fees collected under this subsection in the appropriation account under
10 s. 20.143 (1) (gm).

✓11 *~~b0569/1.15~~* SECTION 2998p. 560.737 (1) (b) of the statutes is amended to
12 read:

13 560.737 (1) (b) A ~~job training partnership program~~ workforce investment
14 activity under ~~29 USC 1502~~ 29 USC 2801 to 2945.

✓15 *~~0843/2.1~~* SECTION 2999. 560.745 (2) (a) of the statutes is amended to read:

16 560.745 (2) (a) When the department designates a development zone under s.
17 560.71, it shall establish a limit for tax benefits for the development zone determined
18 by allocating to the development zone a portion of ~~\$33,155,000~~ \$38,155,000.

19 *~~1186/4.42~~* SECTION 3000. 560.75 (11) of the statutes is repealed.

20 *~~0550/1.4~~* SECTION 3001. 560.785 (1) (b) (intro.) and 1. of the statutes are
21 consolidated, renumbered 560.785 (1) (b) and amended to read:

22 560.785 (1) (b) Allow a person to claim up to ~~\$6,500~~ \$8,000 in tax benefits
23 during the time that an area is designated as a development zone or as an enterprise
24 development zone for ~~any of the following: Creating~~ creating a full-time job that is
25 filled by a member of the target population.

1 ***-0550/1.5*** SECTION 3002. 560.785 (1) (b) 2. of the statutes is repealed.

2 ***-0550/1.6*** SECTION 3003. 560.785 (1) (bm) of the statutes is created to read:

3 560.785 (1) (bm) Allow a person to claim up to \$8,000 in tax benefits during the
4 time that an area is designated as an enterprise development zone for retaining a
5 full-time job if the department determines that the person made a significant capital
6 investment to retain the full-time job.

7 ***-0550/1.7*** SECTION 3004. 560.785 (1) (c) (intro.) of the statutes is amended
8 to read:

9 560.785 (1) (c) (intro.) Allow a person to claim up to ~~\$4,000~~ \$6,000 in tax
10 benefits during the time that an area is designated as a development zone or as an
11 enterprise development zone for any of the following:

✓12 ***b0516/1.1*** SECTION 3004m. 560.785 (1) (d) of the statutes is amended to read:

13 560.785 (1) (d) Require Except for a person claiming tax benefits only for
14 environmental remediation under s. 71.07 (2dx) (b) 1., 71.28 (1dx) (b) 1. or 71.47 (1dx)
15 (b) 1., require at least 25% of the tax benefits claimed by a person to be based on
16 creating or retaining full-time jobs.

✓17 ***-0550/1.8*** SECTION 3005. 560.785 (1) (e) of the statutes is amended to read:

18 560.785 (1) (e) Require at least one-third of the tax benefits claimed by a person
19 that are based on creating ~~or retaining~~ full-time jobs to be based on creating ~~or~~
20 ~~retaining~~ full-time jobs that are filled by members of the target population.

✓21 ***b0516/1.2*** SECTION 3005m. 560.785 (1) (h) of the statutes is created to read:

22 560.785 (1) (h) Provide that a person's eligibility to claim tax benefits for
23 environmental remediation under s. 71.07 (2dx) (b) 1., 71.28 (1dx) (b) 1. or 71.47 (1dx)
24 (b) 1. is not based on creating or retaining jobs.

25 ***-0555/1.1*** SECTION 3006. 560.785 (2) (c) of the statutes is created to read:

1 560.785 (2) (c) The requirement under ss. 560.70 (2m) and 560.797 (1) (am) that
2 an individual's position must be regular, nonseasonal and full-time and that the
3 individual must be required to work at least 2,080 hours per year, including paid
4 leave and holidays.

5 *~~1186/4.43~~* **SECTION 3008.** 560.795 (3) (e) of the statutes is repealed.

6 *~~0843/2.3~~* **SECTION 3009.** 560.797 (1) (aj) of the statutes is created to read:
7 560.797 (1) (aj) "Environmental remediation" has the meaning given in s. 71.07
8 (2dx) (a) 3.

9 *~~0843/2.4~~* **SECTION 3010.** 560.797 (2) (bg) of the statutes is created to read:
10 560.797 (2) (bg) Notwithstanding par. (a) and subject to pars. (c) and (d), the
11 department may designate an area as an enterprise development zone for a project
12 if the department determines all of the following:

- 13 1. That the project serves a public purpose.
- 14 2. That the project is not likely to occur or continue without the department's
15 designation of the area as an enterprise development zone.
- 16 3. That the project will likely provide for significant environmental
17 remediation.

18 *~~0843/2.5~~* **SECTION 3011.** 560.797 (2) (br) of the statutes is created to read:
19 560.797 (2) (br) In making a determination under par. (bg), the department
20 shall consider all of the following:

- 21 1. The factors specified in par. (b) 1. to 8.
- 22 2. The environmental remediation that is likely to result from the project.

23 *~~0843/2.6~~* **SECTION 3012.** 560.797 (2) (d) of the statutes is amended to read:
24 560.797 (2) (d) The department may not designate more than ~~50~~ 79 enterprise
25 development zones unless the department obtains the approval of the joint

1 committee on finance to do so. Of the enterprise development zones that the
2 department designates, at least 10 shall be designated under par. (bg).

3 ***-1186/4.44* SECTION 3013.** 560.797 (4) (e) of the statutes is repealed.

4 ***-0462/1.1* SECTION 3015.** 560.80 (5) of the statutes is amended to read:

5 560.80 (5) "Eligible recipient" means a person who is eligible to receive a grant
6 under s. 560.82 (5) or 560.837 or a grant or loan under s. 560.83 (5) (a) or (b) or
7 560.835.

8 ***-0462/1.2* SECTION 3016.** 560.81 (2) of the statutes is amended to read:

9 560.81 (2) The board awards a grant or loan to the eligible recipient or local
10 development corporation under ss. 560.83 (1) and 560.84 or to the eligible recipient
11 under ss. 560.835 and 560.84.

12 ***-0462/1.3* SECTION 3017.** 560.83 (1) of the statutes is amended to read:

13 560.83 (1) Subject to s. 560.84, the board may award a grant or loan under this
14 ~~section~~ subsection to an eligible recipient or a local development corporation to fund
15 eligible development project costs.

16 ***-0462/1.4* SECTION 3018.** 560.83 (2) (intro.) of the statutes is amended to
17 read:

18 560.83 (2) (intro.) The board may award a grant or loan under this ~~section~~
19 subsection to a local development corporation if all of the following apply:

20 ***-0462/1.5* SECTION 3019.** 560.83 (4) (a) of the statutes is amended to read:

21 560.83 (4) (a) In any fiscal biennium, the board may not award, to any one
22 eligible recipient or local development corporation or for any one development
23 project, grants or loans under sub. (1) that total more than \$100,000 in a fiscal
24 biennium.

1 ***-0462/1.6*** **SECTION 3020.** 560.83 (5) (intro.) of the statutes is amended to
2 read:

3 560.83 (5) (intro.) The In addition to local development corporations, the board
4 may award grants or loans under sub. (1) only to persons who are any of the following:

✓ 5 ***-0824/9.16*** **SECTION 3022.** 560.87 (6) of the statutes is amended to read:

6 560.87 (6) From the appropriation under s. 20.143 (1) (~~dh~~) (kh), make an
7 annual grant to the Great Lakes inter-tribal council in an amount equal to the
8 amount appropriated under s. 20.143 (1) (~~dh~~) (kh), to partially fund in the Great
9 Lakes inter-tribal council a liaison between American Indians, Indian businesses
10 and Indian tribes interested in targeted programs and the state agencies that
11 administer targeted programs.

12 ***-0824/9.17*** **SECTION 3023.** 560.875 (1) of the statutes is amended to read:

13 560.875 (1) Annually, the department shall grant to the Great Lakes
14 inter-tribal council the amount appropriated under s. 20.143 (1) (~~df~~) (kf) to partially
15 fund a program to provide technical assistance for economic development on Indian
16 reservations if the conditions under subs. (2) and (3) are satisfied.

17 ***-0578/2.1*** **SECTION 3024.** 565.02 (4) (g) of the statutes is created to read:

18 565.02 (4) (g) Establishing a program to provide for additional compensation,
19 above the compensation provided under s. 565.10 (14) (b) 1. or 2., to be paid to
20 retailers who meet certain performance goals identified by the department. Under
21 this program, the total compensation provided to retailers may not exceed 1.0% of
22 the gross revenues from the sale of lottery tickets and lottery shares.

23 ***-0578/2.2*** **SECTION 3025.** 565.10 (14) (b) 3m. of the statutes is created to read:

24 565.10 (14) (b) 3m. The department may, in rules promulgated under s. 565.02
25 (4) (g), provide for additional compensation, above the compensation provided under

1 subd. 1. or 2., to be paid to retailers who meet certain performance goals identified
2 by the department.

✓3 *b0649/1.7* SECTION 3025g. 565.28 of the statutes is created to read:

4 **565.28 Lottery prize payment option.** (1) (a) A person who becomes
5 entitled to receive payment of a lottery prize under s. 565.30 (1) on or after the
6 effective date of this paragraph [revisor inserts date], may elect to receive
7 payment of the lottery prize in the form of a lump sum or in instalments over a period
8 of years if the lottery prize is payable over at least 10 years.

9 (b) A person who chooses to make an election under par. (a) shall make the
10 election no later than 60 days after becoming entitled to the lottery prize. An election
11 made under par. (a) is final and may not be revoked.

12 (c) If a person eligible to make an election under par. (a) does not make an
13 election within 60 days after becoming entitled to a lottery prize, the administrator
14 shall make payment in the form of an annuity.

15 (2) (a) A person who became entitled to receive payment of a lottery prize under
16 s. 565.30 (1) on or before October 21, 1998, and who currently receives payment of
17 the lottery prize in the form of an annuity may elect to change the form of payment
18 to a lump sum if the lottery prize is payable over at least 10 years.

19 (b) A person who chooses to make an election under par. (a) shall make the
20 election no earlier than July 1, 1999, and no later than December 31, 2000. An
21 election made under par. (a) is final and may not be revoked.

✓22 *b0649/1.7* SECTION 3025j. 565.30 (1) of the statutes is amended to read:

23 565.30 (1) PAYMENT OF PRIZES. The administrator shall direct the payment of
24 a prize, in the form elected under s. 565.28, if applicable, to the holder of the winning
25 lottery ticket or lottery share or to a person designated under sub. (2), except that a

1 prize may be paid to another person under a court order or to the estate of a deceased
2 prize winner. The department, administrator, state and any contractor for
3 materials, equipment or services of the game in which the prize is won are discharged
4 of all liability upon payment of the prize to the holder of a winning lottery ticket or
5 lottery share.

✓6 ***-0757/1.3* SECTION 3026.** 569.01 (1m) (d) of the statutes is created to read:

7 569.01 (1m) (d) Moneys received by the state from Indian tribes pursuant to
8 an Indian gaming compact, except moneys received as direct reimbursements to the
9 department of justice.

10 ***-0757/1.4* SECTION 3027.** 569.06 of the statutes is amended to read:

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

✓14 ***b0426/2.9* SECTION 3027r.** 600.01 (1) (b) 8. of the statutes is amended to read:

15 600.01 (1) (b) 8. Guarantees of the Wisconsin Housing and Economic
16 Development Authority under s. 234.68, 1995 stats., s. 234.69, 1995 stats., s.
17 234.765, 1995 stats., s. 234.82, 1995 stats., s. 234.87, 1995 stats., and ss. 234.67,
18 234.83, 234.84, 234.88, 234.90, 234.905, 234.907 and 234.91.

19 ***-0030/2.118* SECTION 3028.** 600.01 (1) (b) 10. of the statutes is created to
20 read:

21 600.01 (1) (b) 10. a. Except as provided in subd. 10. b., long-term care services
22 funded by the family care benefit, as defined in s. 46.2805 (4), that are provided by
23 a care management organization that contracts with the department of health and
24 family services under s. 46.284 and enrolls only individuals who are eligible under
25 s. 46.286.

1 b. The exemption under subd. 10. a. does not apply if the services offered by the
2 care management organization include hospital, physician or other acute health care
3 services.

4 *~~-0507/2.1~~* SECTION 3029. 601.31 (1) (k) 6. of the statutes is created to read:
5 601.31 (1) (k) 6. Domestic mutual insurance holding companies, \$100.

6 *~~-0506/2.1~~* SECTION 3030. 601.31 (1) (L) 1. of the statutes is repealed.

7 *~~-0506/2.2~~* SECTION 3031. 601.31 (1) (m) (intro.) of the statutes is renumbered
8 601.31 (1) (m) and amended to read:

9 601.31 (1) (m) For regulating resident intermediaries and nonresident
10 intermediaries, annually after the year in which the initial license is issued, amounts
11 to be set by the commissioner by rule and paid at times and under procedures set by
12 the commissioner, ~~but not to exceed:~~

13 *~~-0506/2.3~~* SECTION 3032. 601.31 (1) (m) 1. of the statutes is repealed.

14 *~~-0506/2.4~~* SECTION 3033. 601.31 (1) (m) 2. of the statutes is repealed.

15 *~~-0506/2.5~~* SECTION 3034. 601.31 (1) (m) 3. of the statutes is renumbered
16 601.31 (1) (mc) and amended to read:

17 601.31 (1) (mc) ~~Holder~~ For regulating a holder of a license to place business
18 under s. 618.41, annually after the year in which the initial license is issued, an
19 amount to be set by the commissioner by rule and paid at times and under procedures
20 set by the commissioner, but not to exceed \$100.

21 *~~-0506/2.6~~* SECTION 3035. 601.31 (1) (o) of the statutes is amended to read:

22 601.31 (1) (o) For examination of an applicant for a license as an insurance
23 intermediary, an amount to be set by the commissioner by rule ~~but not to exceed \$50~~
24 ~~and not to exceed the reasonably estimated average cost of the examination and~~
25 ~~investigation of an intermediary.~~

1 ***-0503/1.1* SECTION 3038.** 631.20 (1) of the statutes is renumbered 631.20 (1)
2 (a) and amended to read:

3 631.20 (1) (a) No form subject to s. 631.01 (1), except as exempted under s.
4 631.01 (2) to (5) or by rule under par. (b), may be used unless it has been filed with
5 and approved by the commissioner and unless the insurer certifies that the form
6 complies with chs. 600 to 655 and rules promulgated under chs. 600 to 655. It is
7 deemed approved if it is not disapproved within 30 days after filing, or within a
8 30-day extension of that period ordered by the commissioner prior to the expiration
9 of the first 30 days.

10 ***-0503/1.2* SECTION 3039.** 631.20 (1) (b) of the statutes is created to read:

11 631.20 (1) (b) Subject to s. 655.24 (1), the commissioner may by rule exempt
12 certain classes of policy forms from prior filing and approval.

13 ***-0503/1.3* SECTION 3040.** 631.20 (3) of the statutes is amended to read:

14 631.20 (3) **SUBSEQUENT DISAPPROVAL.** Whenever the commissioner finds, after
15 a hearing, that a form approved or deemed to be approved under sub. (1) (a) would
16 be disapproved under sub. (2) if newly filed, the commissioner may order that on or
17 before a date not less than 30 nor more than 90 days after the order the use of the
18 form shall be discontinued or appropriate changes shall be made.

19 ***-0503/1.4* SECTION 3041.** 631.20 (6) (a) of the statutes is amended to read:

20 631.20 (6) (a) The penalties under s. 601.64 (3) to (5) may not be imposed
21 against an insurer for using a form that does not comply with a statute or rule if the
22 statute or rule was in effect on the date the form was approved or deemed to be
23 approved under sub. (1) (a).

24 ***-0503/1.5* SECTION 3042.** 631.20 (6) (b) of the statutes is amended to read:

1 631.20 (6) (b) Use of a form that does not comply with a statute or rule which
2 takes effect after the date the form was approved or deemed to be approved under
3 sub. (1) (a) is a violation of the statute or rule, and the penalties under s. 601.64 may
4 be imposed against the insurer using the form.

5 *~~0503/1.6~~* **SECTION 3043.** 631.36 (1) (a) of the statutes is amended to read:

6 631.36 (1) (a) *General.* Except as otherwise provided in this section or in other
7 statutes or by rule under par. (c), this section applies to all contracts of insurance
8 based on forms which are subject to filing and approval under s. 631.20 (1) (a).

9 *~~0030/2.119~~* **SECTION 3044.** 632.745 (6) (a) 2m. of the statutes is created to
10 read:

11 632.745 (6) (a) 2m. A family care district under s. 46.2895.

✓ 12 *~~b0359/1.6~~* **SECTION 3044g.** 632.896 (1) (c) 1. of the statutes is amended to
13 read:

14 632.896 (1) (c) 1. The department, a county department under s. 48.57 (1) (e)
15 or (hm) or a child welfare agency licensed under s. 48.60 places a child in the insured's
16 home for adoption and enters into an agreement under s. 48.833 (4) with the insured.

✓ 17 *~~0503/1.7~~* **SECTION 3045.** 655.24 (1) of the statutes is amended to read:

18 655.24 (1) No insurer may enter into or issue any policy of health care liability
19 insurance until its policy form has been submitted to and approved by the
20 commissioner under s. 631.20 (1) (a). The filing of a policy form by any insurer with
21 the commissioner for approval shall constitute, on the part of the insurer, a
22 conclusive and unqualified acceptance of all provisions of this chapter, and an
23 agreement by it to be bound hereby as to any policy issued by it to any health care
24 provider.

25 *~~0781/1.1~~* **SECTION 3046.** 655.275 (10) of the statutes is amended to read:

1 655.275 (10) MEMBERS' AND CONSULTANTS' EXPENSES. Any Notwithstanding s.
2 15.09 (6), any person serving on the council and any person consulting with the
3 council under sub. (5) (b) shall be paid \$50 ~~for each day's actual attendance at council~~
4 ~~meetings, plus actual and necessary travel expenses~~ at a rate established by the
5 commissioner by rule.

6 ***-0030/2.120*** SECTION 3047. 700.24 of the statutes is amended to read:

7 **700.24 Death of a joint tenant; effect of liens.** A real estate mortgage, a
8 security interest under ch. 409, or a lien under s. 72.86 (2), 1985 stats., or s. 71.91 (5)
9 (b), ch. 49 or 779 or rules promulgated under s. 46.286 (7) on or against the interest
10 of a joint tenant does not defeat the right of survivorship in the event of the death
11 of such joint tenant, but the surviving joint tenant or tenants take the interest such
12 deceased joint tenant could have transferred prior to death subject to such mortgage,
13 security interest or statutory lien.

14 ***-0030/2.121*** SECTION 3048. 701.065 (1) (b) 1. of the statutes is amended to
15 read:

16 701.065 (1) (b) 1. The claim is a claim based on tort, on a marital property
17 agreement that is subject to the time limitations under s. 766.58 (13) (b) or (c), on
18 Wisconsin income, franchise, sales, withholding, gift or death taxes, or on
19 unemployment compensation contributions due or benefits overpaid,[;] a claim for
20 funeral or administrative expenses,[;] a claim of this state under s. 46.27 (7g), 49.496
21 or 49.682 or rules promulgated under s. 46.286 (7); or a claim of the United States.

22 ***-0030/2.122*** SECTION 3049. 705.04 (2g) of the statutes is amended to read:

23 705.04 (2g) Notwithstanding subs. (1) and (2), the department of health and
24 family services may collect, from funds of a decedent that are held by the decedent
25 immediately before death in a joint account or a P.O.D. account, an amount equal to

1 the medical assistance that is recoverable under s. 49.496 (3) (a), an amount equal
2 to aid under 49.68, 49.683 or 49.685 that is recoverable under s. 49.682 (2) (a) ~~or~~, an
3 amount equal to long-term community support services under s. 46.27 that is
4 recoverable under s. 46.27 (7g) (c) 1. and that was paid on behalf of the decedent or
5 the decedent's spouse or an amount equal to the family care benefit under s. 46.286
6 that is recoverable under rules promulgated under s. 46.286 (7) and that was paid
7 on behalf of the decedent or the decedent's spouse.

✓ 8 *b0352/2.3* SECTION 3050p. 758.19 (4) of the statutes is amended to read:

9 758.19 (4) The director of state courts may develop, promote, coordinate and
10 implement circuit court automated information systems that are compatible among
11 counties using the moneys appropriated under s. 20.680 (2) (j) and (kp). If the
12 director of state courts provides funding to counties as part of the development and
13 implementation of this system, the director of state courts may provide funding to
14 counties with 1 or 2 circuit court judges for a minicomputer system only up to the
15 level of funding that would have been provided had the county implemented a
16 microcomputer system. In those counties with 1 or 2 circuit court judges, any costs
17 incurred to implement a minicomputer system not funded under this subsection
18 shall be paid by the county. Those counties may use that minicomputer system for
19 county management information needs in addition to the circuit court automated
20 information system use.

✓ 21 *b0352/2.3* SECTION 3050q. 758.19 (4) of the statutes, as affected by 1999
22 Wisconsin Act (this act), is amended to read:

23 758.19 (4) The director of state courts may develop, promote, coordinate and
24 implement circuit court automated information systems that are compatible among
25 counties using the moneys appropriated under s. 20.680 (2) (j) and (kp). If the

1 director of state courts provides funding to counties as part of the development and
2 implementation of this system, the director of state courts may provide funding to
3 counties with 1 or 2 circuit court judges for a minicomputer system only up to the
4 level of funding that would have been provided had the county implemented a
5 microcomputer system. In those counties with 1 or 2 circuit court judges, any costs
6 incurred to implement a minicomputer system not funded under this subsection
7 shall be paid by the county. Those counties may use that minicomputer system for
8 county management information needs in addition to the circuit court automated
9 information system use.

✓ 10 *b0461/4.22* SECTION 3050p. 757.05 (title) of the statutes is created to read:
11 757.05 (title) **Penalty assessment.**

✓ 12 *b0461/4.22* SECTION 3050q. 757.05 (2) (title) of the statutes is created to
13 read:

14 757.05 (2) (title) USE OF PENALTY ASSESSMENT MONEYS.

✓ 15 *b0461/4.22* SECTION 3050r. 757.05 (2) (b) of the statutes is created to read:
16 757.05 (2) (b) *Other purposes.* The moneys collected from penalty assessments
17 under sub. (1) that remain after crediting the appropriation account specified in par.
18 (a) shall be credited to the appropriation account under s. 20.505 (6) (j) and
19 transferred as provided under s. 20.505 (6) (j).

✓ 20 *-1186/4.45* SECTION 3052. 767.078 (1) (b) (intro.) of the statutes is amended
21 to read:

22 767.078 (1) (b) (intro.) Except as provided in par. (c) ~~or (d)~~, in a case involving
23 a dependent child, if the child's parent who is absent from the home is not employed,
24 the court shall order that parent to do one or more of the following:

25 *-1186/4.46* SECTION 3053. 767.078 (1) (c) of the statutes is amended to read:

1 767.078 (1) (c) An order is not required under par. (b) ~~or (d)~~ if the court makes
2 written findings that there is good cause for not issuing the order.

3 ***-1186/4.47*** **SECTION 3054.** 767.078 (1) (d) of the statutes is repealed.

4 ***-0536/1.3*** **SECTION 3055.** 767.265 (1) of the statutes, as affected by 1997
5 Wisconsin Act 191, section 411, is amended to read:

6 767.265 (1) Each order for child support under this chapter, for maintenance
7 payments under s. 767.23 or 767.26, for family support under this chapter, for costs
8 ordered under s. 767.51 (3) or 767.62 (4) (a), for support by a spouse under s. 767.02
9 (1) (f) ~~or~~, for maintenance payments under s. 767.02 (1) (g) or for the annual receiving
10 and disbursing fee under s. 767.29 (1) (d), each order for a revision in a judgment or
11 order with respect to child support, maintenance or family support payments under
12 s. 767.32, each stipulation approved by the court or the family court commissioner
13 for child support under this chapter and each order for child or spousal support
14 entered under s. 948.22 (7) constitutes an assignment of all commissions, earnings,
15 salaries, wages, pension benefits, benefits under ch. 102 or 108, lottery prizes that
16 are payable in instalments and other money due or to be due in the future to the
17 department or its designee. The assignment shall be for an amount sufficient to
18 ensure payment under the order or stipulation and to pay any arrearages due at a
19 periodic rate not to exceed 50% of the amount of support due under the order or
20 stipulation so long as the addition of the amount toward arrearages does not leave
21 the party at an income below the poverty line established under 42 USC 9902 (2).

22 ***-0536/1.4*** **SECTION 3056.** 767.265 (1m) of the statutes is created to read:

23 767.265 (1m) If a party's current obligation to pay maintenance, child support,
24 spousal support or family support terminates but the party has an arrearage in the
25 payment of one or more of those payments, the assignment shall continue in effect,

1 in an amount up to the amount of the assignment before the party's current
2 obligation terminated, until the arrearage is paid in full.

3 ***-0536/1.5* SECTION 3057.** 767.265 (1m) of the statutes, as created by 1999
4 Wisconsin Act (this act), is amended to read:

5 767.265 (1m) If a party's current obligation to pay maintenance, child support,
6 spousal support ~~or~~, family support or the annual receiving and disbursing fee
7 terminates but the party has an arrearage in the payment of one or more of those
8 payments, the assignment shall continue in effect, in an amount up to the amount
9 of the assignment before the party's current obligation terminated, until the
10 arrearage is paid in full.

11 ***-0536/1.6* SECTION 3058.** 767.265 (2h) of the statutes is amended to read:

12 767.265 (2h) If a court-ordered assignment, including the assignment
13 specified under sub. (1) for the payment of any arrearages due, does not require
14 immediately effective withholding and a payer fails to make a required maintenance,
15 child support, spousal support or family support payment within 10 days after its due
16 date, within 20 days after the payment's due date the court ~~or~~, family court
17 commissioner or county child support agency under s. 59.53 (5) shall cause the
18 assignment to go into effect by providing notice of the assignment in the manner
19 provided under sub. (2r) and shall send a notice by regular mail to the last-known
20 address of the payer. The notice sent to the payer shall inform the payer that an
21 assignment is in effect and that the payer may, within a 10-day period, by motion
22 request a hearing on the issue of whether the assignment should remain in effect.
23 The court or family court commissioner shall hold a hearing requested under this
24 subsection within 10 working days after the date of the request. If at the hearing the
25 payer establishes that the assignment is not proper because of a mistake of fact, the

1 court or family court commissioner may direct that the assignment be withdrawn.
2 Either party may, within 15 working days after the date of a decision by a family court
3 commissioner under this subsection, seek review of the decision by the court with
4 jurisdiction over the action.

5 ***-0536/1.7* SECTION 3059.** 767.265 (2h) of the statutes, as affected by 1999
6 Wisconsin Act (this act), is amended to read:

7 767.265 (2h) If a court-ordered assignment, including the assignment
8 specified under sub. (1) for the payment of any arrearages due, does not require
9 immediately effective withholding and a payer fails to make a required maintenance,
10 child support, spousal support ~~or~~, family support or annual receiving and disbursing
11 fee payment within 10 days after its due date, within 20 days after the payment's due
12 date the court, family court commissioner or county child support agency under s.
13 59.53 (5) shall cause the assignment to go into effect by providing notice of the
14 assignment in the manner provided under sub. (2r) and shall send a notice by regular
15 mail to the last-known address of the payer. The notice sent to the payer shall inform
16 the payer that an assignment is in effect and that the payer may, within a 10-day
17 period, by motion request a hearing on the issue of whether the assignment should
18 remain in effect. The court or family court commissioner shall hold a hearing
19 requested under this subsection within 10 working days after the date of the request.
20 If at the hearing the payer establishes that the assignment is not proper because of
21 a mistake of fact, the court or family court commissioner may direct that the
22 assignment be withdrawn. Either party may, within 15 working days after the date
23 of a decision by a family court commissioner under this subsection, seek review of the
24 decision by the court with jurisdiction over the action.

25 ***-0536/1.8* SECTION 3060.** 767.265 (2m) of the statutes is created to read:

1 767.265 (2m) (a) 1. An obligation to pay unpaid fees under s. 767.29 (1) (dm)
2 1m. constitutes an assignment of all commissions, earnings, salaries, wages, pension
3 benefits, benefits under ch. 102 or 108, lottery prizes that are payable in instalments
4 and other money due or to be due in the future to the department or its designee.

5 2. An obligation to pay unpaid fees under s. 767.29 (1) (dm) 2m. constitutes an
6 assignment of all commissions, earnings, salaries, wages, pension benefits, benefits
7 under ch. 102 or 108, lottery prizes that are payable in instalments and other money
8 due or to be due in the future to the clerk of court to whom the fees are owed, or to
9 his or her successor.

10 (b) The county child support agency under s. 59.53 (5) may cause an assignment
11 under par. (a) to go into effect by providing notice of the assignment in the manner
12 provided under sub. (2r) and sending a notice by regular mail to the last-known
13 address of the payer. The notice sent to the payer shall inform the payer that an
14 assignment is in effect and that the payer may, within a 10-day period, by motion
15 request a hearing on the issue of whether the assignment should remain in effect.
16 The court or family court commissioner shall hold a hearing requested under this
17 paragraph within 10 working days after the date of the request. If at the hearing the
18 payer establishes that the assignment is not proper because of a mistake of fact, the
19 court or family court commissioner may direct that the assignment be withdrawn.
20 The payer or the county child support agency may, within 15 working days after the
21 date of a decision by a family court commissioner under this paragraph, seek review
22 of the decision by the court with jurisdiction over the action.

23 *~~0536/1.9~~* **SECTION 3061.** 767.265 (2r) of the statutes, as affected by 1997
24 Wisconsin Act 191, section 414, is amended to read:

1 767.265 (2r) Upon entry of each order for child support, maintenance, family
2 support ~~or~~, support by a spouse or the annual receiving and disbursing fee, and upon
3 approval of each stipulation for child support, unless the court finds that income
4 withholding is likely to cause the payer irreparable harm or unless s. 767.267
5 applies, the court, family court commissioner or county child support agency under
6 s. 59.53 (5) shall provide notice of the assignment by regular mail or by facsimile
7 machine, as defined in s. 134.72 (1) (a), or other electronic means to the last-known
8 address of the person from whom the payer receives or will receive money. The notice
9 shall provide that the amount withheld may not exceed the maximum amount that
10 is subject to garnishment under 15 USC 1673 (b) (2). If the department or its
11 designee, whichever is appropriate, does not receive the money from the person
12 notified, the court, family court commissioner or county child support agency under
13 s. 59.53 (5) shall provide notice of the assignment to any other person from whom the
14 payer receives or will receive money. Notice under this subsection may be a notice
15 of the court, a copy of the executed assignment or a copy of that part of the court order
16 directing payment.

17 ***-0536/1.10*** **SECTION 3062.** 767.29 (1) (d) (intro.) and 1. of the statutes, as
18 created by 1997 Wisconsin Act 27, are consolidated, renumbered 767.29 (1) (d) and
19 amended to read:

20 767.29 (1) (d) For receiving and disbursing maintenance, child support or
21 family support payments, and for maintaining the records required under par. (c),
22 the department or its designee shall collect an annual fee of \$25 ~~to be paid by each~~
23 ~~party ordered to make payments~~. The court or family court commissioner shall order
24 each party ordered to make payments to pay the annual fee under this paragraph at
25 ~~the time of, and in addition to, the first payment to the department or its designee~~

1 in each year for which payments are ordered. In directing the manner of payment
2 of the annual fee, the court or family court commissioner shall order that the annual
3 fee be withheld from income and sent to the department or its designee, as provided
4 under s. 767.265. All fees collected under this paragraph shall be deposited in the
5 appropriation account under s. 20.445 (3) (ja). At the time of ordering the payment
6 of an annual fee under this paragraph, the court or family court commissioner shall
7 notify each party ordered to make payments of the requirement to pay the annual
8 fee and of the amount of the annual fee. If the annual fee under this ~~section~~
9 ~~paragraph~~ is not paid when due, the department or its designee may not deduct the
10 annual fee from the maintenance or child or family support payment, but may ~~do any~~
11 ~~of the following:~~ 1. ~~Move~~ move the court for a remedial sanction under ch. 785.

12 *~~-0536/1.11~~* SECTION 3063. 767.29 (1) (d) 2. of the statutes, as created by 1997
13 Wisconsin Act 27, is repealed.

14 *~~-0536/1.12~~* SECTION 3064. 767.29 (1) (dm) of the statutes is created to read:
15 767.29 (1) (dm) 1m. The department or its designee may collect any unpaid fees
16 under s. 814.61 (12) (b), 1997 stats., that are shown on the department's automated
17 payment and collection system on December 31, 1998, and shall deposit all fees
18 collected under this subdivision in the appropriation account under s. 20.445 (3) (ja).
19 The department or its designee may collect unpaid fees under this subdivision
20 through income withholding under s. 767.265 (2m). If the department or its designee
21 determines that income withholding is inapplicable, ineffective or insufficient for the
22 collection of any unpaid fees under this subdivision, the department or its designee
23 may move the court for a remedial sanction under ch. 785. The department or its
24 designee may contract with or employ a collection agency or other person for the
25 collection of any unpaid fees under this subdivision and, notwithstanding s. 20.930,

1 may contract with or employ an attorney to appear in any action in state or federal
2 court to enforce the payment obligation. The department or its designee may not
3 deduct the amount of unpaid fees from any maintenance or child or family support
4 payment.

5 2m. A clerk of court may collect any unpaid fees under s. 814.61 (12) (b), 1997
6 stats., that are owed to the clerk of court, or to his or her predecessor, and that were
7 not shown on the department's automated payment and collection system on
8 December 31, 1998, through income withholding under s. 767.265 (2m). If the clerk
9 of court determines that income withholding is inapplicable, ineffective or
10 insufficient for the collection of any unpaid fees under this subdivision, the clerk of
11 court may move the court for a remedial sanction under ch. 785.

12 ✓ ***-0063/2.13* SECTION 3066.** 778.02 of the statutes is amended to read:

13 **778.02 Action in name of state; complaint; attachment.** Every such
14 forfeiture action shall be in the name of the state of Wisconsin, and it is sufficient to
15 allege in the complaint that the defendant is indebted to the plaintiff in the amount
16 of the forfeiture claimed, according to the provisions of the statute that imposes it,
17 specifying the statute and for the penalty assessment imposed by s. ~~165.87~~ 757.05,
18 the jail assessment imposed by s. 302.46 (1), the crime laboratories and drug law
19 enforcement assessment imposed by s. 165.755, the enforcement assessment
20 imposed under s. 253.06 (4) (c) or (5) (c), any applicable consumer information
21 assessment imposed by s. 100.261 and any applicable domestic abuse assessment
22 imposed by s. 973.055 (1). If the statute imposes a forfeiture for several offenses or
23 delinquencies the complaint shall specify the particular offense or delinquency for
24 which the action is brought, with a demand for judgment for the amount of the
25 forfeiture, penalty assessment, jail assessment, crime laboratories and drug law

1 enforcement assessment, any applicable enforcement assessment, any applicable
2 consumer information assessment and any applicable domestic abuse assessment.

3 If the defendant is a nonresident of the state, an attachment may issue.

4 ***-0063/2.14* SECTION 3067.** 778.03 of the statutes is amended to read:

5 **778.03 Complaint to recover forfeited goods.** In an action to recover
6 property forfeited by any statute it shall be sufficient to allege in the complaint that
7 the property has been forfeited, specifying the statute, with a demand of judgment
8 for the delivery of the property, or the value thereof and for payment of the penalty
9 assessment imposed by s. ~~165.87~~ 757.05, the jail assessment imposed by s. 302.46 (1),
10 the crime laboratories and drug law enforcement assessment imposed by s. 165.755,
11 the enforcement assessment imposed under s. 253.06 (4) (c) or (5) (c), any applicable
12 consumer information assessment imposed by s. 100.261 and any applicable
13 domestic abuse assessment imposed by s. 973.055 (1).

14 ***-0063/2.15* SECTION 3068.** 778.06 of the statutes is amended to read:

15 **778.06 Action for what sum.** When a forfeiture is imposed, not exceeding a
16 specific sum or when it is not less than one sum or more than another, the action may
17 be brought for the highest sum specified and for the penalty assessment imposed by
18 s. ~~165.87~~ 757.05, the jail assessment imposed by s. 302.46 (1), the crime laboratories
19 and drug law enforcement assessment imposed by s. 165.755, the enforcement
20 assessment imposed under s. 253.06 (4) (c) or (5) (c), any applicable consumer
21 information assessment imposed by s. 100.261 and any applicable domestic abuse
22 assessment imposed by s. 973.055 (1); and judgment may be rendered for such sum
23 as the court or jury shall assess or determine to be proportionate to the offense.

24 ***-0063/2.16* SECTION 3069.** 778.10 of the statutes is amended to read:

1 **778.10 Municipal forfeitures, how recovered.** All forfeitures imposed by
2 any ordinance or regulation of any county, town, city or village, or of any other
3 domestic corporation may be sued for and recovered, under this chapter, in the name
4 of the county, town, city, village or corporation. It is sufficient to allege in the
5 complaint that the defendant is indebted to the plaintiff in the amount of the
6 forfeiture claimed, specifying the ordinance or regulation that imposes it and of the
7 penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment imposed by s.
8 302.46 (1), the crime laboratories and drug law enforcement assessment imposed by
9 s. 165.755, any applicable consumer information assessment imposed by s. 100.261
10 and any applicable domestic abuse assessment imposed by s. 973.055 (1). If the
11 ordinance or regulation imposes a penalty or forfeiture for several offenses or
12 delinquencies the complaint shall specify the particular offenses or delinquency for
13 which the action is brought, with a demand for judgment for the amount of the
14 forfeiture, the penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment
15 imposed by s. 302.46 (1), the crime laboratories and drug law enforcement
16 assessment imposed by s. 165.755, any applicable consumer information assessment
17 imposed by s. 100.261 and any applicable domestic abuse assessment imposed by s.
18 973.055 (1). All moneys collected on the judgment shall be paid to the treasurer of
19 the county, town, city, village or corporation, except that all jail assessments shall be
20 paid to the county treasurer.

21 *~~0063/2.17~~* **SECTION 3070.** 778.105 of the statutes is amended to read:

22 **778.105 Disposition of forfeitures.** Revenues from forfeitures imposed by
23 any court or any branch thereof for the violation of any municipal or county
24 ordinance shall be paid to the municipality or county. Penalty assessment payments
25 shall be made as provided in s. ~~165.87~~ 757.05. Jail assessment payments shall be

1 made as provided in s. 302.46 (1). Crime laboratories and drug law enforcement
2 assessment payments shall be paid as provided in s. 165.755. Domestic abuse
3 assessments shall be made as provided in s. 973.055. Consumer information
4 assessment payments shall be made as provided in s. 100.261.

5 ***-0063/2.18* SECTION 3071.** 778.13 of the statutes is amended to read:

6 **778.13 Forfeitures collected, to whom paid.** All moneys collected in favor
7 of the state for forfeiture, except the portion to be paid to any person who sues with
8 the state, shall be paid by the officer who collects the forfeiture to the treasurer of the
9 county within which the forfeiture was incurred within 20 days after its receipt. In
10 case of any failure in the payment the county treasurer may collect the payment of
11 the officer by action, in the name of the office and upon the official bond of the officer,
12 with interest at the rate of 12% per year from the time when it should have been paid.
13 Penalty assessment payments shall be made as provided in s. ~~165.87~~ 757.05. Jail
14 assessment payments shall be made as provided in s. 302.46 (1). Crime laboratories
15 and drug law enforcement assessment payments shall be paid as provided in s.
16 165.755. Domestic abuse assessments shall be made as provided in s. 973.055.
17 Enforcement assessments shall be made as provided in s. 253.06 (4) (c). Consumer
18 information assessment payments shall be made as provided in s. 100.261.

19 ***-0063/2.19* SECTION 3072.** 778.18 of the statutes is amended to read:

20 **778.18 Penalty upon municipal judge.** If any municipal judge, of his or her
21 own will, dismisses any action brought before the judge under this chapter, unless
22 by order of the district attorney or attorney general or the person joined as plaintiff
23 with the state, or renders a less judgment therein than is prescribed by law, or
24 releases or discharges any such judgment or part thereof without payment or
25 collection, the judge and the judge's sureties shall be liable, in an action upon the

1 judge's bond, for the full amount of the forfeitures imposed by law or of the forfeiture
2 imposed by the judge and for the penalty assessment imposed by s. ~~165.87~~ 757.05,
3 the jail assessment imposed by s. 302.46 (1), the crime laboratories and drug law
4 enforcement assessment imposed by s. 165.755, any applicable consumer
5 information assessment imposed by s. 100.261 and any applicable domestic abuse
6 assessment imposed by s. 973.055 (1), or for an amount equal to the amount in which
7 any such judgment or any part thereof is released or discharged. If any municipal
8 judge gives time or delay to any person against whom any such judgment is rendered
9 by the judge, or takes any bond or security for its future payment, the judge and the
10 judge's sureties shall also be liable for the payment of the judgment upon the judge's
11 bond.

✓ 12 ***b0238/4.17*** SECTION 3072m. 779.85 (6) of the statutes is amended to read:

13 779.85 (6) "Prepayment" means any full or partial payment received by a seller
14 or an obligation incurred by a customer to a creditor or to a seller or to a seller's
15 assignee for maintenance to be performed by a seller if payment is made before the
16 maintenance is rendered or received. This term does not include prepayment for
17 maintenance under an insurance policy. Except with regard to a warranty under s.
18 ~~218.14~~ 101.953, this term does not include prepayment for maintenance to be
19 provided under a manufacturer's warranty on goods or maintenance unless there is
20 a prepayment made for maintenance to be rendered under the warranty separate
21 from the payment for the goods themselves.

✓ 22 ***-0063/2.20*** SECTION 3074. 800.02 (2)(a) 8. of the statutes is amended to read:

23 800.02 (2) (a) 8. Notice that if the defendant makes a deposit and fails to appear
24 in court at the time fixed in the citation, the defendant is deemed to have tendered
25 a plea of no contest and submits to a forfeiture, penalty assessment, jail assessment

1 and crime laboratories and drug law enforcement assessment, any applicable
2 consumer information assessment and any applicable domestic abuse assessment
3 plus costs, including the fee prescribed in s. 814.65 (1), not to exceed the amount of
4 the deposit. The notice shall also state that the court may decide to summon the
5 defendant rather than accept the deposit and plea.

6 ***-0063/2.21* SECTION 3075.** 800.02 (3) (a) 5. of the statutes is amended to read:

7 800.02 (3) (a) 5. A plain and concise statement of the violation identifying the
8 event or occurrence from which the violation arose and showing that the plaintiff is
9 entitled to relief, the ordinance, resolution or bylaw upon which the cause of action
10 is based and a demand for a forfeiture, the amount of which shall not exceed the
11 maximum set by the statute involved, the penalty assessment, the jail assessment,
12 the crime laboratories and drug law enforcement assessment, any applicable
13 consumer information assessment, any applicable domestic abuse assessment and
14 such other relief that is sought by the plaintiff.

15 ***-0063/2.22* SECTION 3076.** 800.03 (3) of the statutes is amended to read:

16 800.03 (3) The amount of the deposit shall be set by the municipal judge, but
17 shall not be effective until approved by the governing body of the municipality. The
18 amount shall not exceed the maximum penalty for the offense, including any penalty
19 assessment that would be applicable under s. ~~165.87~~ 757.05, any jail assessment that
20 would be applicable under s. 302.46 (1), any crime laboratories and drug law
21 enforcement assessment that would be applicable under s. 165.755, any consumer
22 information assessment that would be applicable under s. 100.261 and any domestic
23 abuse assessment that would be applicable under s. 973.055 (1), plus court costs,
24 including the fee prescribed in s. 814.65 (1).

25 ***-0063/2.23* SECTION 3077.** 800.04 (2) (b) of the statutes is amended to read:

1 800.04 (2) (b) If the municipal judge determines that the defendant should not
2 be released under par. (a) and the defendant is charged with a traffic or boating
3 violation, the municipal judge shall release the defendant on a deposit in the amount
4 established by the uniform deposit schedule under s. 345.26 (2) (a) or under s. 23.66.
5 For other violations, the municipal judge shall establish a deposit in an amount not
6 to exceed the maximum penalty for the offense, including any penalty assessment
7 that would be applicable under s. ~~165.87~~ 757.05, any jail assessment that would be
8 applicable under s. 302.46 (1), any crime laboratories and drug law enforcement
9 assessment that would be applicable under s. 165.755, any consumer information
10 assessment that would be applicable under s. 100.261 and any domestic abuse
11 assessment that would be applicable under s. 973.055 (1). If the judge in a 1st class
12 city determines that a defendant appearing before the judge through interactive
13 video and audio transmission should not be released under par. (a), the judge shall
14 inform the defendant that he or she has the right to appear personally before a judge
15 for a determination, not prejudiced by the first appearance, as to whether he or she
16 should be released without a deposit. On failure of the defendant to make a deposit
17 under this paragraph, he or she may be committed to jail pending trial only if the
18 judge finds that there is a reasonable basis to believe the person will not appear in
19 court.

20 *~~0063/2.24~~* **SECTION 3078.** 800.04 (2) (c) of the statutes is amended to read:

21 800.04 (2) (c) If the defendant has made a deposit under par. (b) or s. 800.03
22 and does not appear, he or she is deemed to have tendered a plea of no contest and
23 submits to a forfeiture, a penalty assessment imposed by s. ~~165.87~~ 757.05, a jail
24 assessment imposed by s. 302.46 (1), a crime laboratories and drug law enforcement
25 assessment imposed by s. 165.755, any applicable consumer information assessment

1 imposed by s. 100.261 and any applicable domestic abuse assessment imposed by s.
2 973.055 (1) plus costs, including the fee proscribed in s. 814.65 (1), not exceeding the
3 amount of the deposit. The court may either accept the plea of no contest and enter
4 judgment accordingly, or reject the plea and issue a summons. If the court finds that
5 the violation meets the conditions in s. 800.093 (1), the court may summon the
6 alleged violator into court to determine if restitution shall be ordered under s.
7 800.093. If the defendant fails to appear in response to the summons, the court shall
8 issue a warrant under s. 968.09. If the defendant has made a deposit but does appear,
9 the court shall allow the defendant to withdraw the plea of no contest.

10 ***-0063/2.25* SECTION 3079.** 800.09 (1) (intro.) of the statutes is amended to
11 read:

12 800.09 (1) JUDGMENT. (intro.) If a municipal court finds a defendant guilty it
13 may render judgment by ordering restitution under s. 800.093 and payment of a
14 forfeiture, the penalty assessment imposed by s. ~~165.87~~ 757.05, the jail assessment
15 imposed by s. 302.46 (1), the crime laboratories and drug law enforcement
16 assessment imposed by s. 165.755, any applicable consumer information assessment
17 imposed by s. 100.261 and any applicable domestic abuse assessment imposed by s.
18 973.055 (1) plus costs of prosecution, including the fee proscribed in s. 814.65 (1). The
19 court shall apply any payment received on a judgment that includes restitution to
20 first satisfy any payment of restitution ordered, then to pay the forfeiture,
21 assessments and costs. If the judgment is not paid, the court may proceed under par.
22 (a), (b) or (c) or any combination of those paragraphs, as follows:

23 ***-0063/2.26* SECTION 3080.** 800.09 (1) (a) of the statutes is amended to read:

24 800.09 (1) (a) The court may defer payment of any judgment or provide for
25 instalment payments. At the time the judgment is rendered, the court shall inform

1 the defendant, orally and in writing, of the date by which restitution and the
2 payment of the forfeiture, the penalty assessment, the jail assessment, the crime
3 laboratories and drug law enforcement assessment, any applicable consumer
4 information assessment and any applicable domestic abuse assessment plus costs
5 must be made, and of the possible consequences of failure to do so in timely fashion,
6 including imprisonment, as provided in s. 800.095, or suspension of the defendant's
7 motor vehicle operating privilege, as provided in par. (c), if applicable. If the
8 defendant is not present, the court shall ensure that the information is sent to the
9 defendant by mail. In 1st class cities, all of the written information required by this
10 paragraph shall be printed in English and Spanish and provided to each defendant.

11 ***-0063/2.27* SECTION 3082.** 800.09 (2) (b) of the statutes is amended to read:

12 800.09 (2) (b) If the person charged fails to appear personally or by an attorney
13 at the time fixed for hearing of the case, the defendant may be deemed to have
14 entered a plea of no contest and the money deposited, if any, or such portion thereof
15 as the court determines to be an adequate penalty, plus the penalty assessment, the
16 jail assessment, the crime laboratories and drug law enforcement assessment, any
17 applicable consumer information assessment and any applicable domestic abuse
18 assessment plus costs, including the fee prescribed in s. 814.65 (1), may be declared
19 forfeited by the court or may be ordered applied upon the payment of any penalty
20 which may be imposed, together with the penalty assessment, the jail assessment,
21 the crime laboratories and drug law enforcement assessment, any applicable
22 consumer information assessment and any applicable domestic abuse assessment
23 plus costs. If the court finds that the violation meets the conditions in s. 800.093 (1),
24 the court may summon the alleged violator into court to determine if restitution shall
25 be ordered under s. 800.093. Any money remaining after payment of any penalties,

1 assessments, costs and restitution shall be refunded to the person who made the
2 deposit.

✓ 3 ***-0063/2.28* SECTION 3084.** 800.10 (2) of the statutes is amended to read:

4 800.10 (2) All forfeitures, fees, penalty assessments, crime laboratories and
5 drug law enforcement assessments, consumer information assessments, domestic
6 abuse assessments and costs paid to a municipal court under a judgment before a
7 municipal judge shall be paid to the municipal treasurer within 7 days after receipt
8 of the money by a municipal judge or other court personnel. At the time of the
9 payment, the municipal judge shall report to the municipal treasurer the title of the
10 action, the offense for which a forfeiture was imposed and the total amount of the
11 forfeiture, fees, penalty assessments, crime laboratories and drug law enforcement
12 assessments, consumer information assessments, domestic abuse assessments and
13 costs, if any. The treasurer shall disburse the fees as provided in s. 814.65 (1). All
14 jail assessments paid to a municipal court under a judgment before a municipal judge
15 shall be paid to the county treasurer within 7 days after receipt of the money by a
16 municipal judge or other court personnel.

17 ***-0063/2.29* SECTION 3085.** 800.12 (2) of the statutes is amended to read:

18 800.12 (2) A municipality may by ordinance provide that a municipal judge
19 may impose a forfeiture for contempt under sub. (1) in an amount not to exceed \$50
20 or, upon nonpayment of the forfeiture, penalty assessment under s. ~~165.87~~ 757.05,
21 jail assessment under s. 302.46 ~~and~~, crime laboratories and drug law enforcement
22 assessment under s. 165.755, any applicable consumer information assessment
23 under s. 100.261 and any applicable domestic abuse assessment under s. 973.055 (1),
24 a jail sentence not to exceed 7 days.

25 ***-0265/1.3* SECTION 3086.** 803.03 (2) (b) of the statutes is amended to read:

1 803.03 (2) (b) *Options after joinder.* Any party joined pursuant to par. (a) may
2 1. participate in the prosecution of the action, 2. agree to have his or her interest
3 represented by the party who caused the joinder, or 3. move for dismissal with or
4 without prejudice. If the party joined chooses to participate in the prosecution of the
5 action, the party joined shall have an equal voice with other claimants in such
6 prosecution. If Except as provided in par. (bm), if the party joined chooses to have
7 his or her interest represented by the party who caused the joinder, the party joined
8 shall sign a written waiver of the right to participate which shall express consent to
9 be bound by the judgment in the action. Such waiver shall become binding when filed
10 with the court, but a party may withdraw the waiver upon timely motion to the judge
11 to whom the case has been assigned with notice to the other parties. A party who
12 represents the interest of another party and who obtains a judgment favorable to
13 such other party may be awarded reasonable attorneys fees by the court. If the party
14 joined moves for dismissal without prejudice as to his or her claim, the party shall
15 demonstrate to the court that it would be unjust to require the party to prosecute the
16 claim with the principal claim. In determining whether to grant the motion to
17 dismiss, the court shall weigh the possible prejudice to the movant against the state's
18 interest in economy of judicial effort.

19 ***-0265/1.4*** **SECTION 3087.** 803.03 (2) (bm) of the statutes is created to read:

20 803.03 (2) (bm) *Joinders because of implication of medical assistance.* If the
21 department of health and family services is joined as a party pursuant to par. (a) and
22 s. 49.89 (2) because of the provision of benefits under subch. IV of ch. 49, the
23 department of health and family services need not sign a waiver of the right to
24 participate in order to have its interests represented by the party that caused the
25 joinder. If the department of health and family services makes no selection under

1 par. (b), the party causing the joinder shall represent the interests of the department
2 of health and family services and the department of health and family services shall
3 be bound by the judgment in the action.

✓4 ***-0265/1.5* SECTION 3089.** 814.03 (3) of the statutes is amended to read:

5 814.03 (3) Notwithstanding subs. (1) and (2), where the department of health
6 and family services or a county is joined as a plaintiff pursuant to ss. 49.89 (2) and
7 803.03 (2) (a) because of the provision of benefits under subch. IV of ch. 49, ~~and where~~
8 ~~the interests of the department of health and family services or of the county are~~
9 ~~represented under s. 803.03 (2) (b) by the party who caused the joinder,~~ the
10 department of health and family services or the county shall not be liable for costs
11 to any prevailing defendant.

12 ***-1265/7.39* SECTION 3094.** 814.60 (2) (a) of the statutes is amended to read:
13 814.60 (2) (a) Penalty assessment imposed by s. ~~165.87~~ 757.05;

14 ***-0063/2.30* SECTION 3095.** 814.60 (2) (ai) of the statutes is created to read:
15 814.60 (2) (ai) Consumer information assessment imposed by s. 100.261.

✓16 ***b0247/1.1* SECTION 3095n.** 814.61 (1) (c) 4. of the statutes is created to read:
17 814.61 (1) (c) 4. An action to terminate parental rights under subch. VIII of ch.
18 48.

✓19 ***b0247/1.1* SECTION 3095p.** 814.61 (1) (c) 5. of the statutes is created to read:
20 814.61 (1) (c) 5. An action for adoption under subch. XIX of ch. 48.

✓21 ***b0246/1.1* SECTION 3096m.** 814.615 (1) (a) 3. of the statutes is amended to
22 read:

23 814.615 (1) (a) 3. For a study under s. 767.11 (14), a fee of ~~\$300~~ \$500.

✓24 ***-1265/7.40* SECTION 3097.** 814.63 (3) (a) of the statutes is amended to read:
25 814.63 (3) (a) Penalty assessment imposed by s. ~~165.87~~ 757.05.

1 *~~0063/2.31~~* SECTION 3098. 814.63 (3) (ai) of the statutes is created to read:

2 814.63 (3) (ai) Consumer information assessment imposed by s. 100.261.

3 *~~1037/2.2~~* SECTION 3099. 814.635 (1) of the statutes is amended to read:

4 814.635 (1) Except for an action for a safety belt use violation under s. 347.48
5 (2m), the clerk of circuit court shall charge and collect a \$7 ~~\$9~~ justice information
6 system fee from any person, including any governmental unit as defined in s. 108.02
7 (17), paying a fee under s. 814.61 (1) (a), (3) or (8) (am), 814.62 (1), (2) or (3) (a) or (b)
8 or 814.63 (1). The justice information system fee is in addition to the other fees listed
9 in this section.

10 *~~1806/3.15~~* SECTION 3101. 815.18 (3) (o) of the statutes is amended to read:

11 815.18 (3) (o) *Tuition units*. Tuition units purchased under s. ~~16.24~~ 14.63.

✓12 *~~b0309/3.17~~* SECTION 3101m. 823.08 (3) (c) 2. of the statutes is amended to
13 read:

14 823.08 (3) (c) 2. If the agricultural use or agricultural practice alleged to be a
15 nuisance was begun before October 14, 1997, a department may advise the court
16 under subd. 1. only if the department determines that cost-sharing is available to
17 the defendant under s. 92.14, ~~281.16 (5)~~ or 281.65 or from any other source.

18 *~~0030/2.123~~* SECTION 3102. 859.02 (2) (a) of the statutes is amended to read:

19 859.02 (2) (a) It is a claim based on tort, on a marital property agreement that
20 is subject to the time limitations under s. 766.58 (13) (b) or (c), on Wisconsin income,
21 franchise, sales, withholding, gift or death taxes, or on unemployment insurance
22 contributions due or benefits overpaid; a claim for funeral or administrative
23 expenses; a claim of this state under s. 46.27 (7g), 49.496 or 49.682 or rules
24 promulgated under s. 46.286 (7); or a claim of the United States; or

25 *~~0030/2.124~~* SECTION 3103. 859.07 (2) of the statutes is amended to read:

1 859.07 (2) If the decedent was at the time of death or at any time prior thereto
2 a patient or inmate of any state or county hospital or institution or any person
3 responsible for any obligation owing to the state or county under s. 46.03 (18), 46.10,
4 48.36, 301.03 (18), 301.12 or 938.36 or if the decedent or the spouse of the decedent
5 ever received the family care benefit under s. 46.286, medical assistance under
6 subch. IV of ch. 49, long-term community support services funded under s. 46.27 (7)
7 or aid under s. 49.68, 49.683 or 49.685, the personal representative shall send notice
8 in writing of the date set under s. 859.01 by registered or certified mail to the
9 department of health and family services or the department of corrections, as
10 applicable, and the county clerk of the applicable county not less than 30 days before
11 the date set under s. 859.01, upon such blanks and containing such information as
12 the applicable department or county clerk may provide. The applicable county is the
13 county of residence, as defined in s. 49.001 (6).

14 *~~0030/2.125~~* **SECTION 3104.** 867.01 (3) (a) 4. of the statutes is amended to
15 read:

16 867.01 (3) (a) 4. Whether the decedent or the decedent's spouse received the
17 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
18 long-term community support services funded under s. 46.27 (7) or aid under s.
19 49.68, 49.683 or 49.685.

20 *~~0030/2.126~~* **SECTION 3105.** 867.01 (3) (d) of the statutes is amended to read:

21 867.01 (3) (d) *Notice.* The court may hear the matter without notice or order
22 notice to be given under s. 879.03. If the decedent or the decedent's spouse received
23 the family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
24 long-term community support services funded under s. 46.27 (7) or aid under s.
25 49.68, 49.683 or 49.685, the petitioner shall give notice by certified mail to the

1 department of health and family services as soon as practicable after filing the
2 petition with the court.

3 ***-0030/2.127* SECTION 3106.** 867.02 (2) (a) 6. of the statutes is amended to
4 read:

5 867.02 (2) (a) 6. Whether the decedent or the decedent's spouse received the
6 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
7 long-term community support services funded under s. 46.27 (7) or aid under s.
8 49.68, 49.683 or 49.685.

9 ***-0030/2.128* SECTION 3107.** 867.03 (1g) (c) of the statutes is amended to read:

10 867.03 (1g) (c) Whether the decedent or the decedent's spouse ever received the
11 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
12 long-term community support services funded under s. 46.27 (7) or aid under s.
13 49.68, 49.683 or 49.685.

14 ***-0030/2.129* SECTION 3108.** 867.03 (1m) (a) of the statutes is amended to
15 read:

16 867.03 (1m) (a) Whenever an heir or person who was guardian of the decedent
17 at the time of the decedent's death intends to transfer a decedent's property by
18 affidavit under sub. (1g) and the decedent or the decedent's spouse ever received the
19 family care benefit under s. 46.286, medical assistance under subch. IV of ch. 49,
20 long-term community support services funded under s. 46.27 (7) or aid under s.
21 49.68, 49.683 or 49.685, the heir or person who was guardian of the decedent at the
22 time of the decedent's death shall give notice to the department of health and family
23 services of his or her intent. The notice shall include the information in the affidavit
24 under sub. (1g) and the heir or person who was guardian of the decedent at the time

1 of the decedent's death shall give the notice by certified mail, return receipt
2 requested.

3 ***-0030/2.130* SECTION 3109.** 867.03 (1m) (b) of the statutes is amended to
4 read:

5 867.03 (1m) (b) An heir or person who was guardian of the decedent at the time
6 of the decedent's death who files an affidavit under sub. (1g) that states that the
7 decedent or the decedent's spouse received the family care benefit under s. 46.286,
8 medical assistance under subch. IV of ch. 49, long-term community support services
9 funded under s. 46.27 (7) or aid under s. 49.68, 49.683 or 49.685 shall attach to the
10 affidavit the proof of mail delivery of the notice required under par. (a) showing a
11 delivery date that is not less than 10 days before the day on which the heir or person
12 who was guardian of the decedent at the time of the decedent's death files the
13 affidavit.

14 ***-0030/2.131* SECTION 3110.** 867.035 (1) (a) (intro.) of the statutes is amended
15 to read:

16 867.035 (1) (a) (intro.) Except as provided in par. (bm), the department of
17 health and family services may collect from the property of a decedent, including
18 funds of a decedent that are held by the decedent immediately before death in a joint
19 account or a P.O.D. account, by affidavit under this section an amount equal to the
20 medical assistance that is recoverable under s. 49.496 (3) (a), the long-term
21 community support services under s. 46.27 that is recoverable under s. 46.27 (7g) (c)
22 1., the family care benefit that is recoverable under rules promulgated under s.
23 46.286 (7) or the aid under s. 49.68, 49.683 or 49.685 that is recoverable under s.
24 49.682 (2) (a) and that was paid on behalf of the decedent or the decedent's spouse,
25 if all of the following conditions are satisfied:

1 *~~0028/7.81~~* **SECTION 3111.** 867.035 (4) of the statutes is amended to read:

2 867.035 (4) From the appropriation under s. 20.435 ~~(5)~~ (4) (im), with respect
3 to funds collected by the department under sub. (1) related to medical assistance paid
4 on behalf of the decedent or the decedent's spouse, the department of health and
5 family services shall pay claims under sub. (3), shall pay to the federal government
6 from the amount recovered under this section and not paid out as claims under sub.
7 (3) an amount equal to the amount of federal funds used to pay the benefits recovered
8 under this section and shall spend the remainder of the amount recovered under this
9 section for medical assistance benefits under subch. IV of ch. 49.

10 *~~0085/4.3~~* **SECTION 3115.** 938.02 (6) of the statutes is amended to read:

11 938.02 (6) "Foster home" means any facility that is operated by a person
12 required to be licensed by s. 48.62 (1) (a) and that provides care and maintenance for
13 no more than 4 juveniles ~~unless all of the juveniles are siblings or, if necessary to~~
14 enable a sibling group to remain together, for no more than 6 juveniles or, if the
15 department of health and family services promulgates rules permitting a different
16 number of juveniles, for the number of juveniles permitted under those rules.

17 *~~0674/1.7~~* **SECTION 3116.** 938.02 (14m) of the statutes is amended to read:

18 938.02 (14m) "Pupil assistance program" means a program provided by a
19 school board under s. ~~115.362 (4) (b) 2.~~ 115.361 to intervene in the abuse of alcohol
20 and other drugs by pupils.

21 *~~1732/1.5~~* **SECTION 3143.** 938.24 (5) of the statutes is amended to read:

22 938.24 (5) The intake worker shall request that a petition be filed, enter into
23 a deferred prosecution agreement or close the case within 40 days or sooner of receipt
24 of referral information. Before entering into a deferred prosecution agreement, the
25 intake worker shall comply with s. 938.245 (1m), if applicable. If the case is closed

1 or a deferred prosecution agreement is entered into, the district attorney, corporation
2 counsel or other official under s. 938.09 shall receive written notice of such action.
3 If the case is closed, the known victims of the juvenile's alleged act shall receive notice
4 as provided under sub. (5m), if applicable. ~~In addition, if a deferred prosecution~~
5 ~~agreement is entered into placing a juvenile in a youth village program as described~~
6 ~~in s. 118.42, the judge or juvenile court commissioner shall receive written notice of~~
7 ~~such action and, on receipt of that notice, shall enter an order requiring compliance~~
8 ~~with that agreement.~~ A notice of deferred prosecution of an alleged delinquency case
9 shall include a summary of the facts surrounding the allegation and a list of prior
10 intake referrals and dispositions. If a law enforcement officer has made a
11 recommendation concerning the juvenile, the intake worker shall forward this
12 recommendation to the district attorney under s. 938.09. Notwithstanding the
13 requirements of this section, the district attorney may initiate a delinquency petition
14 under s. 938.25 within 20 days after notice that the case has been closed or that a
15 deferred prosecution agreement has been entered into. The judge shall grant
16 appropriate relief as provided in s. 938.315 (3) with respect to any such petition
17 which is not referred or filed within the time limits specified within this subsection.
18 Failure to object if a petition is not referred or filed within a time limit specified in
19 this subsection waives that time limit.

20 ***-1732/1.6* SECTION 3144.** 938.245 (2) (a) 9. of the statutes is repealed.

21 ***-1732/1.7* SECTION 3145.** 938.245 (2) (b) of the statutes is amended to read:

22 938.245 (2) (b) A deferred prosecution agreement, ~~other than an agreement~~
23 ~~under par. (a) 9.~~, may not include any form of out-of-home placement and may not
24 exceed one year.

25 ***-1732/1.8* SECTION 3146.** 938.245 (3) of the statutes is amended to read:

1 938.245 (3) The obligations imposed under a deferred prosecution agreement
2 and its effective date shall be set forth in writing. ~~If the deferred prosecution~~
3 ~~agreement places the juvenile in a youth village program under sub. (2) (a) 9., the~~
4 ~~judge or juvenile court commissioner shall receive written notice that a deferred~~
5 ~~prosecution agreement has been entered into and, on receipt of that notice, shall~~
6 ~~enter an order requiring compliance with that agreement.~~ The juvenile and a parent,
7 guardian and legal custodian shall receive a copy of the agreement and order, as shall
8 any agency providing services under the agreement.

9 *~~1732/1.9~~* **SECTION 3147.** 938.245 (4) of the statutes is amended to read:

10 938.245 (4) The intake worker shall inform the juvenile and the juvenile's
11 parent, guardian and legal custodian in writing of their right to terminate ~~or, if the~~
12 ~~juvenile is subject to a deferred prosecution agreement under sub. (2) (a) 9., to~~
13 ~~request the court to terminate~~ the deferred prosecution agreement at any time or to
14 object at any time to the fact or terms of the deferred prosecution agreement. If an
15 objection arises the intake worker may alter the terms of the agreement or request
16 the district attorney or corporation counsel to file a petition. If the deferred
17 prosecution agreement is terminated the intake worker may request the district
18 attorney or corporation counsel to file a petition.

19 *~~1732/1.10~~* **SECTION 3148.** 938.245 (5) of the statutes is amended to read:

20 938.245 (5) A deferred prosecution agreement under sub. (2) (a) 1. to 8., (2g)
21 or (2v). may be terminated upon the request of the juvenile, parent, guardian or legal
22 custodian. ~~A deferred prosecution agreement under sub. (2) (a) 9. may be terminated~~
23 ~~by the court upon the request of the juvenile, parent, guardian or legal custodian.~~

24 *~~1732/1.11~~* **SECTION 3149.** 938.32 (1) (a) of the statutes is amended to read:

1 938.32 (1) (a) At any time after the filing of a petition for a proceeding relating
2 to s. 938.12 or 938.13 and before the entry of judgment, the judge or juvenile court
3 commissioner may suspend the proceedings and place the juvenile under
4 supervision in the juvenile's own home or present placement ~~or in a youth village~~
5 ~~program as described in s. 118.42.~~ The court may establish terms and conditions
6 applicable to the parent, guardian or legal custodian, and to the juvenile, including
7 any of the conditions specified in subs. (1d), (1g), (1m), (1t), (1v) and (1x). The order
8 under this section shall be known as a consent decree and must be agreed to by the
9 juvenile; the parent, guardian or legal custodian; and the person filing the petition
10 under s. 938.25. If the consent decree includes any conditions specified in sub. (1g),
11 the consent decree shall include provisions for payment of the services as specified
12 in s. 938.361. The consent decree shall be reduced to writing and given to the parties.

13 *~~1732/1.12~~* **SECTION 3150.** 938.32 (2) (c) of the statutes is amended to read:

14 938.32 (2) (c) Upon the motion of the court or the application of the juvenile,
15 parent, guardian, legal custodian, intake worker or any agency supervising the
16 juvenile under the consent decree, the court may, after giving notice to the parties
17 to the consent decree and their counsel, if any, extend the decree for up to an
18 additional 6 months ~~or, if the consent decree places the juvenile in a youth village~~
19 ~~program as described in s. 118.42, for up to an additional one year~~ in the absence of
20 objection to extension by the parties to the initial consent decree. If the parent,
21 guardian or legal custodian objects to the extension, the court shall schedule a
22 hearing and make a determination on the issue of extension. ~~A consent decree~~
23 ~~placing a juvenile in a youth village program as described in s. 118.42 may be~~
24 ~~extended no more than twice.~~

25 *~~1732/1.13~~* **SECTION 3154.** 938.34 (3) (dm) of the statutes is repealed.

1 *~~0400~~/7.19* SECTION 3158. 938.34 (5m) of the statutes is amended to read:
2 938.34 (5m) COMMUNITY SERVICE WORK PROGRAM. Order the juvenile to
3 participate in a youth corps program, as defined in s. ~~16.22~~ 46.78 (1) (dm) or another
4 community service work program, if the sponsor of the program approves the
5 juvenile's participation in the program.

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