



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBs0095/1
ALL:all:all

ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

June 10, 1999 – Offered by JOINT COMMITTEE ON FINANCE.

- 1 AN ACT relating to: state finances and appropriations, constituting the
2 executive budget act of the 1999 legislature.

Analysis by the Legislative Reference Bureau

GUIDE TO NONSTATUTORY MATERIAL

As is the case for all other bills, the sections of the budget bill that affect statutes are organized in ascending numerical order of the statutes affected.

Treatments of prior session laws (styled “laws of [year], chapter” from 1848 to 1981, and “[year] Wisconsin Act” beginning with 1983) are displayed next by year of original enactment and by act number.

The remaining sections of the budget bill are organized by type of provision and, within each type, alphabetically by state agency. The first two digits of the four-digit section number indicate the type of provision:

- 91XX Nonstatutory provisions.**
- 92XX Appropriation changes.**
- 93XX Initial applicability.**
- 94XX Effective dates.**

The remaining two digits indicate the state agency to which the provision relates:

- XX01 Administration.**
- XX02 Adolescent pregnancy prevention and pregnancy services board.**
- XX03 Aging and long-term care board.**
- XX04 Agriculture, trade and consumer protection.**
- XX05 Arts board.**
- XX06 Boundary area commission, Minnesota-Wisconsin.**
- XX07 Building commission.**
- XX08 Child abuse and neglect prevention board.**
- XX09 Circuit courts.**
- XX10 Commerce.**
- XX11 Corrections.**
- XX12 Court of appeals.**
- XX13 Educational communications board.**
- XX14 Elections board.**
- XX15 Employee trust funds.**
- XX16 Employment relations commission.**
- XX17 Employment relations department.**
- XX18 Ethics board.**
- XX19 Financial institutions.**
- XX21 Governor.**
- XX22 Health and Educational Facilities Authority.**
- XX23 Health and family services.**
- XX24 Historical society.**
- XX25 Housing and Economic Development Authority.**
- XX26 Insurance.**
- XX27 Investment board.**
- XX28 Joint committee on finance.**
- XX29 Judicial commission.**
- XX30 Justice.**
- XX31 Legislature.**
- XX32 Lieutenant governor.**
- XX33 Lower Wisconsin state riverway board.**
- XX34 Medical College of Wisconsin.**
- XX35 Military affairs.**
- XX36 Natural resources.**
- XX37 Personnel commission.**
- XX38 Public defender board.**
- XX39 Public instruction.**
- XX40 Public lands, board of commissioners of.**
- XX41 Public service commission.**
- XX42 Regulation and licensing.**
- XX43 Revenue.**
- XX44 Secretary of state.**
- XX45 State fair park board.**

- XX46 Supreme Court.**
- XX47 Technical college system.**
- XX48 Technology for educational achievement in Wisconsin board.**
- XX49 Tourism.**
- XX50 Transportation.**
- XX51 Treasurer.**
- XX52 University of Wisconsin Hospitals and Clinics Authority.**
- XX53 University of Wisconsin Hospitals and Clinics Board.**
- XX54 University of Wisconsin System.**
- XX55 Veterans affairs.**
- XX56 World Dairy Center Authority.**
- XX57 Workforce development.**
- XX58 Other.**

For example, for general nonstatutory provisions relating to the historical society, see SECTION 9124. For any agency that is not assigned a two-digit identification number and that is attached to another agency, see the number of the latter agency. For any other agency not assigned a two-digit identification number or any provision that does not relate to the functions of a particular agency, see number “58” (**other**) within each type of provision.

In order to facilitate amendment drafting and the enrolling process, separate section numbers and headings appear for each type of provision and for each state agency, even if there are no provisions included in that section number and heading. Section numbers and headings for which there are no provisions will be deleted in enrolling and will not appear in the published act.

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

- 1 ***b0519/4.1* SECTION 1b.** 1.13 of the statutes is created to read:
- 2 **1.13 Land use planning activities.** (1) In this section:
- 3 (a) “Local governmental unit” has the meaning given in s. 1.12 (1) (a).
- 4 (b) “State agency” has the meaning given in s. 1.12 (1) (b).
- 5 (2) Each state agency shall ensure that, consistently with other laws, the
- 6 actions of the agency are designed to further the following goals:

1 (a) Promotion of the redevelopment of lands with existing infrastructure and
2 public services and the maintenance and rehabilitation of existing residential,
3 commercial and industrial structures.

4 (b) Encouragement of neighborhood designs that support a range of
5 transportation choices.

6 (c) Protection of natural areas, including wetlands, wildlife habitats, lakes,
7 woodlands, open spaces and groundwater resources.

8 (d) Protection of economically productive areas, including farmland and
9 forests.

10 (e) Encouragement of land uses, densities and regulations that promote
11 efficient development patterns and relatively low municipal, state governmental
12 and utility costs.

13 (f) Preservation of cultural, historic and archaeological sites.

14 (g) Encouragement of coordination and cooperation among nearby units of
15 government.

16 (h) Building of community identity by maintaining physical separation
17 between urban areas, revitalizing main streets and enforcing design standards.

18 (i) Providing an adequate supply of affordable housing for individuals of all
19 income levels throughout each community.

20 (j) Providing adequate infrastructure and public services and an adequate
21 supply of developable land to meet existing and future market demand for
22 residential, commercial and industrial uses.

23 (k) Promoting the expansion or stabilization of the current economic base and
24 the creation of a range of employment opportunities.

25 (L) Balancing individual property rights with community interests and goals.

1 (m) Planning and development of land uses that create or preserve varied and
2 unique urban and rural communities.

3 (3) Each state agency shall ensure that, consistently with other laws, whenever
4 it administers a law under which a local governmental unit prepares a plan, the
5 actions of the local governmental unit under the plan are designed to further the
6 goals specified in sub. (2), to the extent applicable.

7 *b0223/2.1* SECTION 1c. 6.92 (intro.) of the statutes is renumbered 6.92 and
8 amended to read:

9 **6.92 Inspector making challenge.** Each inspector shall challenge for
10 cause any person offering to vote whom the inspector knows or suspects is not a
11 qualified elector. If a person is challenged as unqualified by an inspector, one of the
12 inspectors shall administer the following oath or affirmation to the person: "You do
13 solemnly swear (or affirm) that you will fully and truly answer all questions put to
14 you regarding your place of residence and qualifications as an elector of this
15 election"; and shall then ask ~~those of the following~~ questions which are appropriate
16 as determined by the board, by rule, to test the person's qualifications.

17 *b0223/2.1* SECTION 1g. 6.92 (1) to (6) of the statutes are repealed.

18 *b0223/2.1* SECTION 1h. 6.925 (intro.) of the statutes is renumbered 6.925 and
19 amended to read:

20 **6.925 Elector making challenge in person.** Any elector may challenge for
21 cause any person offering to vote whom the elector knows or suspects is not a
22 qualified elector. If a person is challenged as unqualified by an elector, one of the
23 inspectors may administer the oath or affirmation to the challenged elector under s.
24 6.92 and ask the challenged elector the questions under that section which are
25 appropriate to test the elector's qualifications. In addition, one of the inspectors shall

1 administer the following oath or affirmation to the challenging elector: “You do
2 solemnly swear (or affirm) that you will fully and truly answer all questions put to
3 you regarding the challenged person’s place of residence and qualifications as an
4 elector of this election”; and shall then ask ~~these of the following~~ questions which are
5 appropriate as determined by the board, by rule, to test the qualifications of the
6 challenged elector.

7 *b0223/2.1* SECTION 1j. 6.925 (1) to (6) of the statutes are repealed.

8 *b0365/2.1* SECTION 1k. 13.101 (4a) of the statutes is repealed.

9 *b0365/2.1* SECTION 1m. 13.101 (4b) of the statutes is repealed.

10 *b0309/3.1* SECTION 1p. 13.101 (4g) of the statutes is repealed.

11 *b0309/3.1* SECTION 1r. 13.101 (4i) of the statutes is created to read:

12 13.101 (4i) (a) The department of natural resources and the department of
13 agriculture, trade and consumer protection shall present to the committee a schedule
14 for transferring funds from the appropriation account under s. 20.370 (6) (aa) to the
15 appropriation account under s. 20.115 (7) (c) or from the appropriation account under
16 s. 20.370 (6) (aq) to the appropriation account under s. 20.115 (7) (qd), or both, for the
17 purpose of providing funding under s. 92.14 (3) (a).

18 (b) The committee may transfer funds as provided in the schedule under par.
19 (a). If the committee transfers funds from the appropriation account under s. 20.370
20 (6) (aa) to the appropriation account under s. 20.115 (7) (c) in a fiscal year, the
21 amounts in the schedule under s. 20.005 for the appropriation under s. 20.370 (6) (aa)
22 for that fiscal year are decreased by the amount of the transfer. If the committee
23 transfers funds from the appropriation account under s. 20.370 (6) (aq) to the
24 appropriation account under s. 20.115 (7) (qd) in a fiscal year, the amounts in the
25 schedule under s. 20.005 for the appropriation under s. 20.370 (6) (aq) for that fiscal

1 year are decreased by the amount of the transfer and the amounts in the schedule
2 under s. 20.005 for the appropriation under s. 20.115 (7) (qd) for that fiscal year are
3 increased by the amount of the transfer.

4 ***b0310/1.1* SECTION 1t.** 13.101 (11) of the statutes is amended to read:

5 13.101 (11) The committee may approve a clean water fund program interest
6 rate change as specified under s. 281.58 (12) (f), an urban storm water loan program
7 interest rate change as specified in s. 281.595 (11) (b) or a safe drinking water loan
8 program interest rate change as specified under s. 281.61 (11) (b).

9 ***b0384/2.1* SECTION 1v.** 13.101 (15) of the statutes is created to read:

10 13.101 (15) Notwithstanding sub. (3) (a), if the department of administration
11 requests the joint committee on finance to supplement the appropriation under s.
12 20.505 (1) (ku) from the appropriation under s. 20.865 (4) (g), the committee may
13 supplement the appropriation by not more than \$500,000 in any fiscal year to provide
14 a grant to one or more eligible counties if the committee finds that the proposed
15 grantee or grantees are eligible to receive a grant under s. 16.18. Notwithstanding
16 sub. (3) (a), no finding of emergency is required for the committee to act in accordance
17 with this subsection.

18 **SECTION 2r.** 13.48 (7) of the statutes is amended to read:

19 13.48 (7) BIENNIAL RECOMMENDATIONS. The building commission shall prepare
20 and formally adopt recommendations for the long-range state building program on
21 a biennial basis. Unless a later date is requested by the building commission and
22 approved by the joint committee on finance, the building commission shall, no later
23 than the first Tuesday in April of each odd-numbered year, transmit its the report
24 prepared by the department of administration under s. 16.40 (20) and the
25 commission's recommendations for the succeeding fiscal biennium that require

1 legislative approval to the joint committee on finance in the form of proposed
2 legislation prepared in proper form.

3 *b0682/3.1* SECTION 2s. 13.48 (14) (e) of the statutes is amended to read:

4 13.48 (14) (e) If the state office building located at 3319 West Beltline highway
5 in Dane county is sold by the state, the building commission shall ensure that the
6 transferee pays \$476,228 from the proceeds of the sale to the Wisconsin Public
7 Broadcasting Foundation, if the foundation exists at the time of the transfer and if
8 the secretary of administration does not transfer title to the building under s. 39.87
9 (2) (a) 2.

10 *b0533/4.1* SECTION 2t. 13.48 (15) of the statutes is amended to read:

11 13.48 (15) ACQUISITION OF LEASEHOLD INTERESTS. The Subject to the
12 requirements of s. 20.924 (1) (im) and (j), the building commission shall have the
13 authority to acquire leasehold interests in land and buildings where such authority
14 is not otherwise provided to an agency by law.

15 *b0523/3.1* SECTION 3e. 13.48 (19) of the statutes is renumbered 13.48 (19)
16 (a) and amended to read:

17 13.48 (19) (a) Whenever the building commission determines that the use of
18 innovative types of design and construction processes will make better use of the
19 resources and technology available in the building industry, the building commission
20 may waive any or all of s. 16.855 if such action is in the best interest of the state and
21 if the waiver is accomplished through formal action of the building commission. The
22 Subject to the requirements of par. (b) and s. 20.924 (1) (i) and (j), the building
23 commission may authorize the lease, lease purchase or acquisition of such facilities
24 constructed in the manner authorized by the building commission. The Subject to
25 the requirements of par. (b) and s. 20.924 (1) (i), the building commission may also

1 authorize the lease, lease purchase or acquisition of existing facilities in lieu of state
2 construction of any project enumerated in the authorized state building program.

3 *b0523/3.1* SECTION 3f. 13.48 (19) (b) of the statutes is created to read:

4 13.48 (19) (b) The building commission may not lease or acquire a building,
5 structure or facility for the purpose of confining persons serving a sentence of
6 imprisonment to the Wisconsin state prisons under ch. 973 unless the person who
7 undertakes construction or conversion of the building, facility or structure has met
8 the requirements of s. 301.19 (2) and has complied with the agreement under s.
9 20.924 (1) (i).

10 *-2602/1.1* SECTION 3g. 13.48 (25t) of the statutes is created to read:

11 13.48 (25t) WISBUILD INITIATIVE. There is created a program, to be known as the
12 “Wisbuild initiative”, for the purpose of providing financial support for the
13 maintenance, repair and renovation of state-owned buildings. Funding may be
14 provided under the initiative for high priority, comprehensive building renovation
15 projects, as well as for the maintenance and repair of the exterior components of
16 buildings and, without limitation because of enumeration, systems such as
17 mechanical, electrical, plumbing and other building systems. Funding may also be
18 provided under the initiative for projects to remove barriers that reduce access to and
19 use of state facilities by persons with disabilities. The building commission shall
20 allocate available funding for the initiative. Projects funded as a part of the initiative
21 shall be financed from the appropriation under s. 20.866 (2) (z) or as otherwise
22 provided in the authorized state building program.

23 *b0310/1.3* SECTION 3gm. 13.48 (26) of the statutes is amended to read:

24 13.48 (26) ENVIRONMENTAL IMPROVEMENT ANNUAL FINANCE PLAN APPROVAL. The
25 building commission shall review the versions of the biennial finance plan and any

1 amendments to the biennial finance plan submitted to it by the department of
2 natural resources and the department of administration under s. 281.59 (3) (bm) and
3 the recommendations of the joint committee on finance and the standing committees
4 to which the versions of the biennial finance plan and any amendments were
5 submitted under s. 281.59 (3) (bm). The building commission shall consider the
6 extent to which that version of the biennial finance plan that is updated to reflect the
7 adopted biennial budget act will maintain the funding for the clean water fund
8 program and the safe drinking water loan program, in the environmental
9 improvement fund, in perpetuity. The building commission shall consider the extent
10 to which the implementation of the clean water fund program, the safe drinking
11 water loan program, the urban storm water loan program and the land recycling loan
12 program, as set forth in the biennial finance plan updated to reflect the adopted
13 biennial budget act, implements legislative intent on the clean water fund program,
14 the safe drinking water loan program, the urban storm water loan program and the
15 +land recycling loan program. The building commission shall, no later than 60 days
16 after the date of enactment of the biennial budget act, either approve or disapprove
17 the biennial finance plan that is updated to reflect the adopted biennial budget act,
18 except that the building commission may not disapprove those amounts that the
19 legislature approves under s. 281.59 (3e) (a), (3m) (a) and, (3s) (a) and (3v) (a). If the
20 building commission disapproves the version of the biennial finance plan that is
21 updated to reflect the adopted biennial budget act, it must notify the department of
22 natural resources and the department of administration of its reasons for
23 disapproving the plan, and those departments must revise that version of the
24 biennial finance plan and submit the revision to the building commission.

25 ***b0523/3.1* SECTION 3h.** 13.48 (27) of the statutes is amended to read:

1 13.48 (27) LEASE OF CORRECTIONAL FACILITIES. The Subject to the requirements
2 of sub. (19) (b) and s. 20.924 (1) (i), (im) and (j), the building commission may lease
3 any facility meeting the requirements of s. 301.19 (2) for use of the department of
4 corrections as a part of the authorized state building program, with an option to
5 purchase the facility by the state. Any lease shall provide for the facility to be
6 constructed in accordance with requirements and specifications approved by the
7 department of administration and shall permit inspection of the site and facility by
8 agents of the department.

9 ***b0532/1.1* SECTION 3hg.** 13.48 (30) of the statutes is created to read:

10 13.48 (30) AGENCY WORK PLANS FOR CAPITAL BUILDING MAINTENANCE. The building
11 commission shall review work plans of agencies for expenditure of capital building
12 maintenance moneys submitted under s. 16.857 (2) and may approve or disapprove
13 any plan or approve a plan with modifications.

14 **SECTION 3hr.** 13.48 (31) of the statutes is created to read:

15 13.48 (31) DIGITAL TELEVISION CONVERSION. (a) In this subsection, “broadcasting
16 corporation” has the meaning given in s. 39.81 (2).

17 (b) 1. Subject to par. (e), the building commission may authorize up to
18 \$9,713,700 in general fund supported borrowing to aid in the acquisition,
19 construction, development, enlargement or improvement of facilities and equipment
20 related to the conversion to digital television for the educational communications
21 board or, if the federal communications commission has approved the transfer of all
22 broadcasting licenses held by the educational communications board to the
23 broadcasting corporation, for the broadcasting corporation. If the federal
24 communications commission has approved the transfer of all broadcasting licenses
25 held by the educational communications board to the broadcasting corporation, the

1 state funding commitment under this paragraph shall be in the form of a grant to the
2 broadcasting corporation. Before approving any such state funding commitment,
3 the building commission shall determine that the educational communications
4 board or, if the federal communications commission has approved the transfer of all
5 broadcasting licenses held by the educational communications board to the
6 broadcasting corporation, the broadcasting corporation has secured additional
7 funding at least equal to \$1,106,400 from nonstate donations for the purpose of
8 digital television conversion.

9 2. If the building commission authorizes a grant to the broadcasting
10 corporation under subd. 1. and if, for any reason, the facility or equipment that is
11 acquired, constructed, developed, enlarged or improved with funds from the grant
12 is not used for the purpose of public broadcasting, the state shall retain an ownership
13 interest in the facility or equipment equal to the amount of the state's grant.

14 (c) Subject to par. (e), the building commission may authorize up to \$2,800,000
15 in general fund supported borrowing to aid in the acquisition, construction,
16 development, enlargement or improvement of facilities and equipment related to the
17 conversion to digital television for the University of Wisconsin System. Before
18 approving any such state funding commitment, the building commission shall
19 determine that the board of regents of the University of Wisconsin System has
20 entered into an agreement under s. 36.25 (5) (c) 2. and that the board has secured
21 additional funding at least equal to \$280,000 from nonstate donations for the
22 purpose of digital television conversion.

23 (d) 1. Subject to par. (e), the building commission may authorize up to
24 \$3,500,000 in general fund supported borrowing to aid in the acquisition,
25 construction, development, enlargement or improvement of facilities and equipment

1 related to the conversion to digital television for the Milwaukee Area Technical
2 College. The state funding commitment under this paragraph shall be in the form
3 of a grant to the Milwaukee Area Technical College. Before approving any such state
4 funding commitment, the building commission shall determine that the district
5 board of the Milwaukee Area Technical College has entered into an agreement under
6 s. 38.125 (2) (a) and that the board has secured additional funding at least equal to
7 \$350,000 from nonstate donations for the purpose of digital television conversion.

8 2. If the building commission authorizes a grant to the Milwaukee Area
9 Technical College under subd. 1. and if, for any reason, the facility or equipment that
10 is acquired, constructed, developed, enlarged or improved with funds from the grant
11 is not used for the purpose of public broadcasting, the state shall retain an ownership
12 interest in the facility or equipment equal to the amount of the state's grant.

13 (e) During the 1999–2001 fiscal biennium, the building commission may not
14 authorize any general fund supported borrowing to aid in the acquisition,
15 construction, development, enlargement or improvement of a broadcasting network
16 facility or a production facility.

17 ***-2456/2.1* SECTION 3i.** 13.48 (32) of the statutes is created to read:

18 13.48 (32) DEBT INCREASE FOR CONSTRUCTION OF A DENTAL CLINIC AND EDUCATION
19 FACILITY AT MARQUETTE UNIVERSITY. (a) The legislature finds and determines that it
20 is in the public interest to promote the health and well-being of residents of this state
21 by ensuring the availability of a sufficient number of dentists to meet the needs of
22 residents of this state; it is in the public interest, advantage and welfare to ensure
23 the continued availability of dental education in this state; and Marquette
24 University operates the only dental school in this state. It is, therefore, the public
25 policy of this state to assist private institutions in this state, including Marquette

1 University, in the construction of facilities that will be used to provide dental
2 education.

3 (b) The building commission may authorize up to \$15,000,000 of general fund
4 supported borrowing to aid in the construction of a dental clinic and education
5 facility at Marquette University. The state funding commitment for the construction
6 of the facility shall be in the form of a construction grant to Marquette University.
7 Before approving any state funding commitment for such a facility and before
8 awarding the construction grant to Marquette University, the building commission
9 shall determine that all of the following conditions have been met:

10 1. Marquette University has secured additional funding commitments of at
11 least \$15,000,000 from nonstate revenue sources, the nonstate revenue sources are
12 reasonable and available and the total funding commitments of the state and the
13 nonstate sources will permit Marquette University to enter into contracts for the
14 construction of the dental clinic and education facility.

15 2. The dental clinic and education facility will not be used for the purpose of
16 devotional activities, religious worship or sectarian instruction.

17 3. No religious instruction shall be required as a condition for admission to, or
18 graduation from, the Marquette University School of Dentistry.

19 (c) If the building commission authorizes a construction grant to Marquette
20 University under par. (b), Marquette University shall provide the state with an
21 option to purchase the dental clinic and education facility under the following
22 conditions:

23 1. The option price shall be the appraised fair market value at the time that the
24 option is exercised, less a credit recognizing the amount of the state's construction

1 grant. The option shall be subject to any mortgage or other security interest of any
2 private lenders.

3 2. The option may be exercised only upon the occurrence of any of the following:

4 a. Suspension of operation of a program of dental education at Marquette
5 University or any successor organization.

6 b. Foreclosure of the mortgage by a private lender.

7 (d) If the state does not exercise the option to purchase the dental clinic and
8 education facility, and if the facility is sold to any 3rd party, any agreement to sell the
9 facility shall provide that the state has the right to receive an amount equal to the
10 construction grant under par. (b) from the net proceeds of any such sale after the
11 mortgage has been satisfied and all other secured debts have been paid. This right
12 shall be paramount to the right of Marquette University to the proceeds upon such
13 sale.

14 ***b0559/1.1* SECTION 3j.** 13.485 (2) of the statutes is amended to read:

15 13.485 (2) The building commission may, under ~~s. 18.56 (5) and (9) (j)~~ ss. 18.561
16 and 18.562, deposit in a separate and distinct fund, outside the state treasury, in an
17 account maintained by a trustee, fees and charges derived from the facilities or from
18 agreements entered into under sub. (4). The fees and charges deposited are the
19 trustee's moneys in accordance with the agreement between this state and the
20 trustee or in accordance with the resolution pledging the fees and charges to the
21 repayment of revenue obligations issued under this section.

22 ***b0633/2.1* SECTION 3jm.** 13.489 (1m) of the statutes is created to read:

23 13.489 (1m) APPROVAL OF COMMISSION REQUIRED FOR STUDY OF POTENTIAL MAJOR
24 HIGHWAY PROJECTS. (a) In this subsection:

1 1. “Environmental assessment” means an analysis of a proposed action to
2 determine whether the proposed action constitutes a major action significantly
3 affecting the human environment under s. 1.11 (2) (c).

4 2. “Environmental impact statement” means a detailed statement required
5 under s. 1.11 (2) (c).

6 3. “Major highway project” has the meaning given in s. 84.013 (1) (a).

7 (b) Not later than October 15 of each odd-numbered year, the department of
8 transportation shall provide to the commission a list of potential major highway
9 projects that the department has initially determined may be recommended under
10 par. (c) for approval to prepare an environmental impact statement or an
11 environmental assessment and a list of potential major highway projects that could
12 be studied for possible recommendation under sub. (4). The commission may conduct
13 public hearings on potential major highway projects identified by the department of
14 transportation or by the commission.

15 (c) Not later than March 15 of each even-numbered year, the department of
16 transportation shall report to the commission those potential major highway
17 projects that the department recommends be approved by the commission for
18 preparation of an environmental impact statement or an environmental assessment.

19 (d) Not later than April 15 of each even-numbered year, the commission shall
20 notify the department of those potential major highway projects that the commission
21 approves for preparation of an environmental impact statement or an environmental
22 assessment or shall notify the department that it does not approve any potential
23 major highway projects for preparation of an environmental impact statement or
24 environmental assessment.

1 (e) The department of transportation may not prepare an environmental
2 impact statement or an environmental assessment for a potential major highway
3 project unless the commission notifies the department under par. (d) that the project
4 is approved.

5 ***b0165/3.1* SECTION 3k.** 13.62 (4m) of the statutes is created to read:

6 13.62 (4m) “Budget bill subject” means a subject specified by the board which
7 is included in the executive budget bill or bills introduced under s. 16.47.

8 ***b0165/3.1* SECTION 3m.** 13.62 (8) of the statutes is amended to read:

9 13.62 (8) “Legislative action” means the development, drafting, introduction,
10 consideration, modification, adoption, rejection, review, enactment or defeat of any
11 bill, resolution, amendment, report, nomination, proposed administrative rule or
12 other matter by the legislature or by either house or any committee, subcommittee,
13 joint or select committee thereof, or by a legislator or employe of the legislature
14 acting in an official capacity. “Legislative action” also means the action of the
15 governor in approving or vetoing any bill or portion thereof, and the action of the
16 governor or any agency in the development of a proposal for introduction in the
17 legislature.

18 ***b0165/3.1* SECTION 3mi.** 13.62 (8s) of the statutes is created to read:

19 13.62 (8s) “Legislative proposal” means a bill, resolution or joint resolution.

20 ***b0165/3.1* SECTION 3n.** 13.67 of the statutes is amended to read:

21 **13.67 Identification of legislative and administrative proposals and**
22 **topics.** (1) Except as authorized under s. 13.621, no person may engage in lobbying
23 as a lobbyist on behalf of a principal and no principal may authorize a lobbyist to
24 engage in lobbying on its behalf unless the principal reports to the board, in such
25 manner as the board may prescribe, each ~~bill or~~ legislative proposal, budget bill

1 subject and proposed administrative rule number in connection with which the
2 principal has made or intends to make a lobbying communication or, if the lobbying
3 does not relate to a legislative proposal or proposed administrative rule that has been
4 numbered or a budget bill subject, each topic of a lobbying communication made or
5 intended to be made by the principal. A principal shall describe any topic of a
6 lobbying communication with reasonable specificity, sufficient to identify the subject
7 matter of the lobbying communication and whether the communication is an attempt
8 to influence legislative or administrative action, or both. The principal shall file the
9 report no later than the end of the 15th day after the date on which the principal
10 makes a lobbying communication with respect to a legislative proposal ~~or~~, proposed
11 administrative rule, budget bill subject or other topic not previously reported by the
12 principal under this section during the biennial period for which the principal is
13 registered. ~~With respect to a lobbying communication relating to the executive~~
14 ~~budget bill or bills introduced under s. 16.47, the principal shall further identify from~~
15 ~~among topics provided by the board the topic or topics of its lobbying~~
16 ~~communications, if any.~~ The report shall be made by a person who is identified by
17 the principal under s. 13.64 (1) (e).

18 (2) Any person who is not a principal may, upon payment of the fee prescribed
19 under s. 13.75 (5), register with the board an interest in any ~~bill or~~ legislative
20 proposal, proposed administrative rule, budget bill subject or other topic.

21 ***b0165/3.1* SECTION 3o.** 13.68 (1) (bn) of the statutes is amended to read:

22 13.68 (1) (bn) For each ~~bill or~~ legislative proposal, proposed administrative
23 rule, budget bill subject or other topic that accounts for 10% or more of the principal's
24 time spent in lobbying during the reporting period, the principal's reasonable
25 estimate of the proportion of its time spent in lobbying associated with that ~~bill or~~

1 ~~legislative proposal, proposed administrative rule. With respect to the executive~~
2 ~~budget bill or bills introduced under s. 16.47, the principal shall further identify from~~
3 ~~topics provided by the board each topic that accounts for 10% or more of the~~
4 ~~principal's time spent in lobbying during the reporting period and the principal's~~
5 ~~reasonable estimate of the proportion of its time spent in lobbying associated with~~
6 ~~that topic, budget bill subject or other topic.~~

7 *b0165/3.1* SECTION 3p. 13.685 (4) of the statutes is created to read:

8 13.685 (4) The board shall, by rule, define what constitutes a “topic” for
9 purposes of ss. 13.67 and 13.68 (1) (bn).

10 *b0165/3.1* SECTION 3q. 13.75 (5) of the statutes is amended to read:

11 13.75 (5) Registering an interest in a ~~bill or~~ legislative proposal, proposed
12 administrative rule, budget bill subject or other topic under 13.67 (2), \$10.

13 *-0030/2.1* SECTION 5. 13.94 (4) (a) 1. of the statutes is amended to read:

14 13.94 (4) (a) 1. Every state department, board, examining board, affiliated
15 credentialing board, commission, independent agency, council or office in the
16 executive branch of state government; all bodies created by the legislature in the
17 legislative or judicial branch of state government; any public body corporate and
18 politic created by the legislature including specifically a professional baseball park
19 district and a family care district under s. 46.2895; every Wisconsin works agency
20 under subch. III of ch. 49; every provider of medical assistance under subch. IV of ch.
21 49; technical college district boards; development zones designated under s. 560.71;
22 every county department under s. 51.42 or 51.437; every nonprofit corporation or
23 cooperative to which moneys are specifically appropriated by state law; and every
24 corporation, institution, association or other organization which receives more than

1 50% of its annual budget from appropriations made by state law, including
2 subgrantee or subcontractor recipients of such funds.

3 ***-0030/2.2* SECTION 6.** 13.94 (4) (b) of the statutes is amended to read:

4 13.94 (4) (b) In performing audits of family care districts under s. 46.2895,
5 Wisconsin works agencies under subch. III of ch. 49, providers of medical assistance
6 under subch. IV of ch. 49, corporations, institutions, associations, or other
7 organizations, and their subgrantees or subcontractors, the legislative audit bureau
8 shall audit only the records and operations of such providers and organizations
9 which pertain to the receipt, disbursement or other handling of appropriations made
10 by state law.

11 ***-1741/2.1* SECTION 8.** 14.06 of the statutes is created to read:

12 **14.06 Gifts, grants and bequests.** The governor may accept gifts, grants and
13 bequests, and may expend the proceeds to carry out the purposes for which received.

14 ***-1821/4.1* SECTION 11.** 14.18 of the statutes is created to read:

15 **14.18 Assistance from executive branch agencies.** (1) In this section
16 “executive branch agency” has the meaning given under s. 16.70 (4).

17 (2) The governor may enter into a cooperative arrangement with any executive
18 branch agency under which the agency provides assistance to the governor in
19 carrying out his or her responsibilities.

20 ***b0242/2.5* SECTION 11ac.** 14.18 of the statutes, as created by 1999 Wisconsin
21 Act (this act), is repealed.

22 ***b0163/1.1* SECTION 11d.** 14.20 (title) of the statutes is amended to read:

23 **14.20 (title) Literacy improvement aids.**

24 ***b0509/2.1* SECTION 11g.** 14.20 (2) of the statutes is amended to read:

1 14.20 (2) From the ~~appropriation~~ appropriations under s. 20.525 (1) (f) and (kf),
2 the governor may provide a grant to any local governmental unit or nonprofit
3 organization for support of a literacy improvement program.

4 ***b0163/1.1* SECTION 11n.** 14.20 (3) and (4) of the statutes are repealed.

5 ***b0307/3.2* SECTION 12e.** 14.82 (1) (c) of the statutes is repealed.

6 ***b0307/3.2* SECTION 12g.** 14.82 (1) (d) of the statutes is created to read:

7 14.82 (1) (d) Beginning on July 1, 1999, the total amount that may be expended
8 in a fiscal year from the appropriation account under s. 20.315 (1) (q) for the joint
9 Minnesota–Wisconsin boundary area commission may not exceed the total amount
10 expended by the state of Minnesota in the same fiscal year for the joint
11 Minnesota–Wisconsin boundary area commission.

12 ***b0519/4.3* SECTION 12m.** 15.01 (4) of the statutes is amended to read:

13 15.01 (4) “Council” means a part–time body appointed to function on a
14 continuing basis for the study, and recommendation of solutions and policy
15 alternatives, of the problems arising in a specified functional area of state
16 government, except the Wisconsin land council has the powers specified in s. 16.965
17 (3) and (5) and the powers granted to agencies under ch. 227, the Milwaukee river
18 revitalization council has the powers and duties specified in s. 23.18, the council on
19 physical disabilities has the powers and duties specified in s. 46.29 (1) and (2), the
20 state council on alcohol and other drug abuse has the powers and duties specified in
21 s. 14.24 and, before January 1, 2001, the council on health care fraud and abuse has
22 the powers and duties specified in s. 146.36.

23 ***b0519/4.3* SECTION 12n.** 15.01 (4) of the statutes, as affected by 1999
24 Wisconsin Act (this act), is amended to read:

1 15.01 (4) “Council” means a part-time body appointed to function on a
2 continuing basis for the study, and recommendation of solutions and policy
3 alternatives, of the problems arising in a specified functional area of state
4 government, except the Wisconsin land council has the powers specified in s. 16.965
5 (3) and (5) and the powers granted to agencies under ch. 227, the Milwaukee river
6 revitalization council has the powers and duties specified in s. 23.18, the council on
7 physical disabilities has the powers and duties specified in s. 46.29 (1) and (2), the
8 state council on alcohol and other drug abuse has the powers and duties specified in
9 s. 14.24 and, before January 1, 2001, the council on health care fraud and abuse has
10 the powers and duties specified in s. 146.36.

11 *~~1696/7.2~~* **SECTION 14.** 15.07 (1) (a) 5. of the statutes is amended to read:

12 15.07 (1) (a) 5. The members of the educational communications board
13 appointed under s. 15.57 ~~(5) and (7)~~ (1) (e) and (h) shall be appointed as provided in
14 that section.

15 *~~b0682/3.4~~* **SECTION 14m.** 15.07 (1) (b) 21. of the statutes is created to read:

16 15.07 (1) (b) 21. The public broadcasting transitional board. This subdivision
17 does not apply after the first day of the 36th month beginning after the effective date
18 of this subdivision [revisor inserts date].

19 *~~1922/5.1~~* **SECTION 15.** 15.07 (2) (k) of the statutes is created to read:

20 15.07 (2) (k) The governor shall serve as chairperson of the governor’s
21 work-based learning board.

22 *~~0400/7.1~~* **SECTION 20.** 15.105 (24) (title) of the statutes is renumbered
23 15.195 (3) (title).

24 *~~0400/7.2~~* **SECTION 21.** 15.105 (24) (a) of the statutes is renumbered 15.195
25 (3) (a) and amended to read:

1 15.195 (3) (a) *Creation*. There is created a national and community service
2 board which is attached to the department of ~~administration~~ health and family
3 services under s. 15.03.

4 ***-0400/7.3*** **SECTION 22.** 15.105 (24) (b) and (c) (intro.) and 1. to 4. of the
5 statutes are renumbered 15.195 (3) (b) and (c) (intro.) and 1. to 4.

6 ***-0400/7.4*** **SECTION 23.** 15.105 (24) (c) 4m. of the statutes is renumbered
7 15.195 (3) (c) 4m. and amended to read:

8 15.195 (3) (c) 4m. The secretary of ~~administration~~ health and family services
9 or his or her designee.

10 ***-0400/7.5*** **SECTION 24.** 15.105 (24) (c) 5. to 10., (d) and (e) of the statutes are
11 renumbered 15.195 (3) (c) 5. to 10., (d) and (e).

12 ***-0247/1.1*** **SECTION 25.** 15.105 (25) (intro.) of the statutes is amended to read:

13 15.105 (25) **TECHNOLOGY FOR EDUCATIONAL ACHIEVEMENT IN WISCONSIN BOARD.**
14 (intro.) There is created a technology for educational achievement in Wisconsin
15 board which is attached to the department of administration under s. 15.03. The
16 board shall consist of the state superintendent of public instruction or his or her
17 designee, the secretary of administration or his or her designee and the following
18 members appointed for 4-year terms:

19 ***b0682/3.5*** **SECTION 26m.** 15.105 (25) (bm) of the statutes is amended to read:

20 15.105 (25) (bm) A member of the educational communications board. If the
21 secretary of administration determines that the federal communications
22 commission has approved the transfer of all broadcasting licenses held by the
23 educational communications board to the broadcasting corporation, as defined in s.
24 39.81 (2), this paragraph does not apply on and after the effective date of the last

1 license transferred as determined by the secretary of administration under s. 39.88
2 (2).

3 *b0682/3.5* SECTION 27m. 15.105 (25) (c) of the statutes is amended to read:

4 15.105 (25) (c) Four or, if the secretary of administration determines that the
5 federal communications commission has approved the transfer of all broadcasting
6 licenses held by the educational communications board to the broadcasting
7 corporation, as defined in s. 39.81 (2), on and after the effective date of the last license
8 transferred as determined by the secretary of administration under s. 39.88 (2), 5
9 other members.

10 *-0030/2.6* SECTION 31. 15.197 (5) of the statutes is created to read:

11 15.197 (5) COUNCIL ON LONG-TERM CARE. There is created in the department of
12 health and family services a council on long-term care, which shall consist of 15
13 members. The governor shall designate the chairperson of the council on long-term
14 care.

15 *-0030/2.7* SECTION 32. 15.197 (5) of the statutes, as created by 1999
16 Wisconsin Act (this act), is repealed.

17 *-0269/3.1* SECTION 34. 15.197 (25) (c) of the statutes is amended to read:

18 15.197 (25) (c) This subsection does not apply beginning on July 1, ~~2001~~ 2002.

19 *b0229/1.1* SECTION 34b. 15.197 (26) of the statutes is created to read:

20 15.197 (26) SUPPLEMENTAL FOOD PROGRAM FOR WOMEN, INFANTS AND CHILDREN
21 COUNCIL. (a) There is created in the department of health and family services a
22 supplemental food program for women, infants and children council. The council
23 shall consist of the following members:

- 24 1. One representative of independent retail grocery stores.
25 2. One representative of the food industry warehouse distribution system.

- 1 3. One representative of convenience stores.
- 2 4. One representative of pharmacies.
- 3 5. One representative of financial institutions.
- 4 6. Two participants in the supplemental food program for women, infants and
- 5 children.
- 6 7. The secretary of health and family services or his or her designee.
- 7 8. One representative of a community-based hunger prevention program in the
- 8 city of Milwaukee.
- 9 (b) The member under par. (a) 7. may not serve as the chairperson of the council.
- 10 (c) The council shall meet at least 4 times per year.
- 11 (d) This subsection does not apply beginning on January 1, 2001.
- 12 ***b0411/5.1* SECTION 34d.** 15.197 (28) of the statutes is created to read:
- 13 15.197 (28) TOBACCO CONTROL COUNCIL. (a) There is created a tobacco control
- 14 council. The council shall consist of the following members:
- 15 1. The attorney general or his or her designee.
- 16 2. One majority party senator, one minority party senator, one majority party
- 17 representative to the assembly and one minority party representative to the
- 18 assembly, appointed as are the members of standing committees in their respective
- 19 houses.
- 20 3. The secretary of health and family services or his or her designee.
- 21 4. The superintendent of public instruction or his or her designee.
- 22 5. One physician with expertise in oncology, smoking cessation or public health.
- 23 6. One student who is enrolled in an institution within the University of
- 24 Wisconsin System.

1 7. Two high school students, including at least one minority student, as defined
2 in s. 39.40 (1).

3 8. Five representatives of organizations that have as their primary
4 organizational mission reducing the health or economic consequences of tobacco use
5 or ameliorating the effects of tobacco use and reducing the incidence of particular
6 diseases or health conditions associated with tobacco use.

7 9. One local health officer.

8 10. One person who is a minority group member, as defined in s. 560.036 (1)
9 (f).

10 11. One member of the Wisconsin Grocers Association.

11 12. One member of the Wisconsin Health and Hospital Association.

12 (b) The members specified in par. (a) 5. to 12. shall be appointed for 3-year
13 terms, except that if a student member appointed under par. (a) 6. or 7. loses the
14 status upon which the appointment was based, he or she shall cease to be a member
15 of the tobacco control council. The Governor shall designate one of the members
16 appointed under par. (a) 5. to 12. as chairperson of the council.

17 (c) The council shall meet at least 4 times per year. Eleven members constitute
18 a quorum. For the purpose of conducting business and making final
19 recommendations under s. 255.15 (2), a majority vote of the entire council is required.

20 (d) If the council creates subcommittees, one subcommittee shall study the
21 issue of those populations most adversely affected by tobacco.

22 *~~1922/5.2~~* **SECTION 35.** 15.223 (2) of the statutes is repealed.

23 *~~1922/5.3~~* **SECTION 36.** 15.223 (3) of the statutes is created to read:

24 15.223 (3) **DIVISION OF WORKFORCE EXCELLENCE.** There is created in the
25 department of workforce development a division of workforce excellence.

1 ***b0569/1.1* SECTION 36r.** 15.225 (2) (b) of the statutes is amended to read:

2 15.225 (2) (b) *Membership.* The Wisconsin conservation corps board consists
3 of 7 members appointed by the governor from various areas of the state in a manner
4 designed to provide regional, environmental and agricultural representation. One
5 member of the board shall be a member of ~~an area private industry council~~ a local
6 workforce development board established under ~~the job training partnership act, 29~~
7 ~~USC 1501 to 1781~~ 29 USC 2832.

8 ***-1922/5.4* SECTION 37.** 15.225 (3) of the statutes is created to read:

9 15.225 (3) GOVERNOR'S WORK-BASED LEARNING BOARD. (a) There is created a
10 governor's work-based learning board which is attached to the department of
11 workforce development under s. 15.03.

12 (b) The governor's work-based learning board shall consist of the following
13 members:

- 14 1. The governor.
- 15 2. The state superintendent of public instruction.
- 16 3. The president of the technical college system board.
- 17 4. The director of the technical college system board.
- 18 5. The secretary of workforce development.
- 19 6. The administrator of the division of workforce excellence in the department
20 of workforce development.
- 21 7. One member who is a representative of organized labor.
- 22 8. One member who is a representative business and industry.
- 23 8m. Two members having experience in secondary vocational education and
24 work-based learning who are not public officers and who do not possess the
25 qualifications of the members under subs. 7. and 8.

1 9. One member, who is not a public officer and who does not possess the
2 qualifications of the members under subsd. 7. and 8., to represent the interests of the
3 public.

4 (c) The members of the board appointed under par. (b) 7., 8., 8m. and 9. shall
5 be appointed by the governor to serve at the pleasure of the governor.

6 ***b0569/1.2* SECTION 37g.** 15.227 (24) of the statutes is repealed.

7 ***-1696/7.5* SECTION 38.** 15.57 of the statutes is renumbered 15.57 (1).

8 ***-1696/7.6* SECTION 39.** 15.57 (2) of the statutes is created to read:

9 15.57 (2) If the secretary of administration determines that the federal
10 communications commission has approved the transfer of all broadcasting licenses
11 held by the educational communications board to the broadcasting corporation, as
12 defined in s. 39.81 (2), this section does not apply on and after the effective date of
13 the last license transferred as determined by the secretary of administration under
14 s. 39.88 (2).

15 ***b0174/3.2* SECTION 40g.** 15.675 of the statutes is renumbered 15.495 and
16 amended to read:

17 **15.495 Same; attached board.** (1) EDUCATIONAL APPROVAL BOARD. There is
18 created an educational approval board which is attached to the ~~higher educational~~
19 ~~aids board~~ department of veterans affairs under s. 15.03. The board shall consist of
20 not more than 7 members, who shall be representatives of state agencies and other
21 persons with a demonstrated interest in educational programs, appointed to serve
22 at the pleasure of the governor.

23 ***b0682/3.7* SECTION 40m.** 15.98 of the statutes is created to read:

24 **15.98 Public broadcasting transitional board; creation.** (1) In this
25 section:

1 (a) “Broadcasting corporation” has the meaning given in s. 39.81 (2).

2 (b) “Friends group” has the meaning given in s. 39.81 (5).

3 (2) There is created a public broadcasting transitional board consisting of the
4 following members:

5 (a) The secretary of administration or his or her designee.

6 (b) The state superintendent of public instruction or his or her designee.

7 (c) The president of the University of Wisconsin System or his or her designee.

8 (d) The director of the technical college system or his or her designee.

9 (e) The president of the Wisconsin Association of Independent Colleges and
10 Universities or his or her designee.

11 (f) Except as provided in sub. (4), the district director specified in s. 38.12 (3)

12 (a) 1. of the Milwaukee Area Technical College district or his or her designee.

13 (g) One member of each house of the legislature from the political party with
14 the most members in that house, appointed as are members of standing committees.

15 (h) One member of each house of the legislature from the political party with
16 the 2nd most members in that house, appointed as are members of standing
17 committees.

18 (i) Two members appointed by the governor from a list of nominees submitted
19 by the Wisconsin Public Radio Association, for 3–year terms.

20 (j) One member appointed by the governor from a list of nominees submitted
21 by a friends group organized to raise funds for television station WHA, for a 3–year
22 term.

23 (k) One member appointed by the governor from a list of nominees submitted
24 by a friends group organized to raise funds for television stations WMVS and WMVT,
25 for a 3–year term.

1 (L) One member appointed by the governor who is a representative of public
2 elementary and secondary schools, for a 3-year term.

3 (3) The appointment of the members specified in sub. (2) is subject to senate
4 confirmation, except for the appointment of a member who holds an office specified
5 in sub. (2) that is subject to senate confirmation and except for the members specified
6 in sub. (2) (b), (g) and (h).

7 (4) If the district board governing the Milwaukee Area Technical College does
8 not enter into an agreement with the broadcasting corporation under s. 38.125 (2)
9 (a) by the date specified in s. 38.125 (2) (a) (intro.), the member specified under sub.
10 (2) (f) shall vacate his or her membership and the governor shall appoint, subject to
11 senate confirmation, an individual to serve as a member for a 3-year term.

12 (5) This section does not apply beginning on the first day of the 36th month
13 commencing after the effective date of this subsection [revisor inserts date].

14 ***b0478/2.1* SECTION 40r.** 16.004 (13) of the statutes is created to read:

15 **16.004 (13) UNFUNDED PRIOR SERVICE FOR ASSISTANT DISTRICT ATTORNEYS.**
16 Beginning in the 1999–2000 fiscal year and ending in the 2003–04 fiscal year, the
17 department shall pay \$80,000 in each fiscal year from the appropriation account
18 under s. 20.475 (1) (d) toward the department’s unfunded prior service liability under
19 the Wisconsin retirement system that results from granting the creditable service
20 under s. 40.02 (17) (gm).

21 ***-0030/2.8* SECTION 41.** 16.009 (2) (p) of the statutes is created to read:

22 **16.009 (2) (p) Contract with one or more organizations to provide advocacy**
23 **services to potential or actual recipients of the family care benefit, as defined in s.**
24 **46.2805 (4), or their families or guardians. The board and contract organizations**
25 **under this paragraph shall assist these persons in protecting their rights under all**

1 applicable federal statutes and regulations and state statutes and rules. An
2 organization with which the board contracts for these services may not be a provider,
3 nor an affiliate of a provider, of long-term care services, a resource center under s.
4 46.283 or a care management organization under s. 46.284. For potential or actual
5 recipients of the family care benefit, advocacy services required under this
6 paragraph shall include all of the following:

7 1. Providing information, technical assistance and training about how to obtain
8 needed services or support items.

9 2. Providing advice and assistance in preparing and filing complaints,
10 grievances and appeals of complaints or grievances.

11 3. Providing negotiation and mediation.

12 4. Providing individual case advocacy assistance regarding the appropriate
13 interpretation of statutes, rules or regulations.

14 5. Providing individual case advocacy services in administrative hearings and
15 legal representation for judicial proceedings regarding family care services or
16 benefits.

17 *~~0829/1.1~~* **SECTION 42.** 16.0095 of the statutes is repealed.

18 ***b0618/3.1*** **SECTION 43h.** 16.023 (1m) of the statutes is created to read:

19 16.023 (1m) (a) In this subsection:

20 1. "Land rights" means a holder's nonpossessory interest in land that imposes
21 a limitation or affirmative obligation the purpose of which is to retain or protect
22 natural, scenic or open space values of land, assuring the availability of land for
23 agricultural, forest, wildlife habitat or open space use, protecting natural resources
24 or maintaining or enhancing air or water quality.

25 2. "Political subdivision" means a city, village, town or county.

1 3. “Public funds” means funds of the United States, this state or of a political
2 subdivision, or an instrumentality, agency or subunit of any of the foregoing.

3 4. “Transaction” means a conveyance of land rights that uses public funds to
4 accomplish the conveyance.

5 (b) Not later than January 1, 2000, the council shall develop and distribute a
6 form, that is in triplicate, to each register of deeds, the department of natural
7 resources and the department of revenue that contains space for the following
8 information:

9 1. The name and address of each party that is involved in a transaction.

10 2. The date of the transaction.

11 3. The approximate size of the parcel to which the land rights relate.

12 4. The approximate total size of the parcel of which the land rights constitute
13 a portion.

14 5. The classification of the parcel under s. 70.32 (2) (a) to which the land rights
15 relate.

16 6. The amount paid by the purchaser for the land rights.

17 7. The source of the public funds that were used in the conveyance of the land
18 rights.

19 (c) For a transaction that is completed after June 30, 2000, a person who is a
20 party to a transaction, as a purchaser or purchaser’s agent or as a seller or seller’s
21 agent, shall prepare and sign the form described in par. (b). The person who prepares
22 and signs the form shall send one copy of the form to the council and record one copy
23 with the register of deeds of the county in which the transaction is recorded.

24 (d) A register of deeds, the department of natural resources and the department
25 of revenue shall make the form available to any person who requests one.

1 (e) The council shall post the form on the Internet when a site for a statewide
2 computerized land information system is created and makes such a posting possible.

3 ***b0618/3.1* SECTION 43j.** 16.023 (3) of the statutes is amended to read:

4 16.023 (3) Subsections (1) ~~and~~ to (2) do not apply after August 31, 2003.

5 ***-1618/3.1* SECTION 44.** 16.15 (4) of the statutes is repealed.

6 ***b0384/2.3* SECTION 45m.** 16.18 of the statutes is created to read:

7 **16.18 Management assistance grants to certain counties.** (1) In this
8 section, “eligible county” means a county that has a geographic area of less than 400
9 square miles and that contains no incorporated municipal territory.

10 (2) An eligible county may apply to the department for a management
11 assistance grant annually in each state fiscal year for the purpose of assisting the
12 county in funding one or more of the following functions:

- 13 (a) Public security.
- 14 (b) Public health.
- 15 (c) Public infrastructure.
- 16 (d) Public employe training.
- 17 (e) Economic development.

18 (3) No eligible county may receive a grant under this section unless the county
19 maintains its financial records in accordance with accounting procedures
20 established by the department of revenue, and unless the county submits to the
21 department a detailed expenditure plan that identifies how the grant proceeds are
22 proposed to be expended and how the proposed expenditures will enable the county
23 to meet its goals for execution of the functions specified in sub. (2) for which the grant
24 is requested.

1 (4) The department shall make grants to eligible counties from the
2 appropriation under s. 20.505 (1) (ku).

3 (5) No county may receive a grant under this section in an amount exceeding
4 \$500,000 in any state fiscal year.

5 *~~0400/7.6~~* **SECTION 46.** 16.22 of the statutes, as affected by 1999 Wisconsin
6 Act ... (this act), is repealed.

7 *~~0400/7.7~~* **SECTION 47.** 16.22 (title), (1) and (2) (intro.) and (a) to (g) of the
8 statutes are renumbered 46.78 (title), (1) and (2) (intro.) and (a) to (g).

9 *~~0400/7.8~~* **SECTION 48.** 16.22 (2) (h) of the statutes is renumbered 46.78 (2)
10 (h) and amended to read:

11 46.78 (2) (h) From the appropriations under s. ~~20.505 (4) (j) and (p)~~ 20.435 (3)
12 (gb) and (p), award grants to persons providing national service programs, giving
13 priority to the greatest extent practicable to persons providing youth corps programs.

14 *~~0400/7.9~~* **SECTION 49.** 16.22 (2) (i) to (k) of the statutes are renumbered
15 46.78 (2) (i) to (k).

16 *~~0400/7.10~~* **SECTION 50.** 16.22 (2) (kL) of the statutes, as created by 1997
17 Wisconsin Act 237, section 4w, is renumbered 16.22 and amended to read:

18 **16.22 Wisconsin promise challenge grants.** From the appropriation under
19 s. 20.505 ~~(4) (1)~~ (fm), the department shall award Wisconsin promise challenge
20 grants and provide training and technical assistance under 1997 Wisconsin Act 237,
21 section 9101 (1z) (b) and (h).

22 *~~0400/7.11~~* **SECTION 51.** 16.22 (2) (L) and (3) of the statutes are renumbered
23 46.78 (2) (L) and (3).

24 *~~b0163/1.2~~* **SECTION 51m.** 16.23 of the statutes is repealed.

1 ***-1806/3.1*** SECTION 52. 16.24 (title) and (1) of the statutes are renumbered
2 14.63 (title) and (1), and 14.63 (1) (b), as renumbered, is amended to read:

3 14.63 (1) (b) “Institution of higher education” means a public or private
4 institution of higher education that is accredited by an accrediting association
5 recognized by the ~~department~~ state treasurer, and a proprietary school approved by
6 the educational approval board under s. ~~39.51~~ 45.54.

7 ***-1806/3.2*** SECTION 53. 16.24 (2) of the statutes is renumbered 14.63 (2), and
8 14.63 (2) (intro.) and (b), as renumbered, are amended to read:

9 14.63 (2) WEIGHTED AVERAGE TUITION; TUITION UNIT COST. (intro.) Annually, the
10 ~~department~~ state treasurer and the board jointly shall determine all of the following:

11 (b) The price of a tuition unit, which shall be valid for a period determined
12 jointly by the ~~department~~ state treasurer and the board. The price shall be sufficient
13 to ensure the ability of the ~~department~~ state treasurer to meet ~~its~~ his or her
14 obligations under this section. To the extent possible, the price shall be set so that
15 the value of the tuition unit in the anticipated academic year of its use will be equal
16 to 1% of the weighted average tuition for that academic year plus the costs of
17 administering the program under this section attributable to the unit.

18 ***-1806/3.3*** SECTION 54. 16.24 (3) of the statutes is renumbered 14.63 (3), and
19 14.63 (3) (a) (intro.) and (d), as renumbered, are amended to read:

20 14.63 (3) (a) (intro.) The ~~department~~ state treasurer shall contract with an
21 individual, a trust or a legal guardian for the sale of tuition units to that individual,
22 trust or legal guardian if all of the following apply:

23 (d) The ~~department~~ state treasurer shall promulgate rules authorizing a
24 person who has entered into a contract under this subsection to change the
25 beneficiary named in the contract.

1 ***-1806/3.4*** SECTION 55. 16.24 (4) of the statutes is renumbered 14.63 (4) and
2 amended to read:

3 14.63 (4) NUMBER OF TUITION UNITS PURCHASED. A person who enters into a
4 contract under sub. (3) may purchase tuition units at any time and in any number,
5 except that the total number of tuition units purchased on behalf of a single
6 beneficiary may not exceed the number necessary to pay for 4 years of full-time
7 attendance, including mandatory student fees, as a resident undergraduate at the
8 institution within the University of Wisconsin System that has the highest resident
9 undergraduate tuition, as determined by the ~~department~~ state treasurer, in the
10 anticipated academic years of their use.

11 ***-1806/3.5*** SECTION 56. 16.24 (5) of the statutes is renumbered 14.63 (5), and
12 14.63 (5) (a) and (b) (intro.) and 2., as renumbered, are amended to read:

13 14.63 (5) (a) Except as provided in sub. (7m), if an individual named as
14 beneficiary in a contract under sub. (3) attends an institution of higher education in
15 the United States, each tuition unit purchased on his or her behalf entitles that
16 beneficiary to apply toward the payment of tuition and mandatory student fees at the
17 institution an amount equal to 1% of the anticipated weighted average tuition of
18 bachelor's degree-granting institutions within the University of Wisconsin System
19 for the year of attendance, as estimated under sub. (2) in the year in which the tuition
20 unit was purchased.

21 (b) (intro.) Upon request by the beneficiary, the ~~department~~ state treasurer
22 shall pay to the institution in each semester of attendance the lesser of the following:

23 2. An amount equal to the sum of the institution's tuition and mandatory
24 student fees for that semester.

1 *~~1806/3.6~~* SECTION 57. 16.24 (6) of the statutes is renumbered 14.63 (6), and
2 14.63 (6) (a) 5. and (b), as renumbered, are amended to read:

3 14.63 (6) (a) 5. Other circumstances determined by the department state
4 treasurer to be grounds for termination.

5 (b) The department state treasurer shall terminate a contract under sub. (3)
6 if any of the tuition units purchased under the contract remain unused 10 years after
7 the anticipated academic year of the beneficiary's initial enrollment in an institution
8 of higher education, as specified in the contract.

9 *~~1806/3.7~~* SECTION 58. 16.24 (7) of the statutes is renumbered 14.63 (7), and
10 14.63 (7) (a) (intro.), 3., 4. and 5. and (b), as renumbered, are amended to read:

11 14.63 (7) (a) (intro.) Except as provided in sub. (7m), the department state
12 treasurer shall do all of the following:

13 3. If a contract is terminated under sub. (6) (a) 4. or (b), refund to the person
14 who entered into the contract an amount equal to 99% of the amount determined
15 under subd. 2. ~~If a contract is terminated under sub. (6) (a) 4., the department may~~
16 ~~not issue a refund for one year following receipt of the notice of termination and may~~
17 ~~not issue a refund of more than 100 tuition units in any year.~~

18 4. If a contract is terminated under sub. (6) (a) 5., refund to the person who
19 entered into the contract the amount under subd. 2. or under subd. 3., as determined
20 by the department state treasurer.

21 5. If the beneficiary is awarded a scholarship, tuition waiver or similar subsidy
22 that cannot be converted into cash by the beneficiary, refund to the person who
23 entered into the contract, upon the person's request, an amount equal to the value
24 of the tuition units that are not needed because of the scholarship, waiver or similar

1 subsidy and that would otherwise have been paid by the ~~department~~ state treasurer
2 on behalf of the beneficiary during the semester in which the beneficiary is enrolled.

3 (b) ~~Except as provided under par. (a) 3., the department~~ The state treasurer
4 shall determine the method and schedule for the payment of refunds under this
5 subsection.

6 ***-1806/3.8* SECTION 59.** 16.24 (7m) of the statutes is renumbered 14.63 (7m),
7 and 14.63 (7m) (a) (intro.), (b) and (c), as renumbered, are amended to read:

8 14.63 (7m) (a) (intro.) The ~~department~~ state treasurer may adjust the value of
9 a tuition unit based on the actual earnings attributable to the tuition unit less the
10 costs of administering the program under this section that are attributable to the
11 tuition unit if any of the following applies:

12 (b) The ~~department~~ state treasurer may not increase the value of a tuition unit
13 under par. (a) to an amount that exceeds the value of a tuition unit that was
14 purchased at a similar time, held for a similar period and used or refunded in the
15 anticipated academic year of the beneficiary's attendance, as specified in the
16 contract.

17 (c) The ~~department~~ state treasurer may promulgate rules imposing or
18 increasing penalties for refunds under sub. (7) (a) if the ~~department~~ state treasurer
19 determines that such rules are necessary to maintain the status of the program
20 under this section as a qualified state tuition program under section 529 of the
21 Internal Revenue Code, as defined in s. 71.01 (6).

22 ***-1806/3.9* SECTION 60.** 16.24 (8) of the statutes is renumbered 14.63 (8) and
23 amended to read:

24 14.63 (8) EXEMPTION FROM GARNISHMENT, ATTACHMENT AND EXECUTION. Moneys
25 deposited in the tuition trust fund and a beneficiary's right to the payment of tuition

1 and mandatory student fees under this section are not subject to garnishment,
2 attachment, execution or any other process of law.

3 ***-1806/3.10* SECTION 61.** 16.24 (9) to (11) of the statutes are renumbered 14.63
4 (9) to (11), and 14.63 (9), (10), (10m) and (11) (b), as renumbered, are amended to read:

5 14.63 (9) **CONTRACT WITH ACTUARY.** The department state treasurer shall
6 contract with an actuary or actuarial firm to evaluate annually whether the assets
7 in the tuition trust fund are sufficient to meet the obligations of the department state
8 treasurer under this section and to advise the department state treasurer on setting
9 the price of a tuition unit under sub. (2) (b).

10 (10) **REPORTS.** (a) Annually, the department state treasurer shall submit a
11 report to the governor, and to the appropriate standing committees of the legislature
12 under s. 13.172 (3), on the program under this section. The report shall include any
13 recommendations for changes to the program that the department state treasurer
14 determines are necessary to ensure the sufficiency of the tuition trust fund to meet
15 the department's state treasurer's obligations under this section.

16 (b) The department state treasurer shall submit a quarterly report to the state
17 investment board projecting the future cash flow needs of the tuition trust fund. The
18 state investment board shall invest moneys held in the tuition trust fund in
19 investments with maturities and liquidity that are appropriate for the needs of the
20 fund as reported by the department state treasurer in its his or her quarterly reports.
21 All income derived from such investments shall be credited to the fund.

22 (10m) **REPAYMENT TO GENERAL FUND.** The secretary of administration shall
23 transfer from the tuition trust fund to the general fund an amount equal to the
24 amount encumbered from the appropriation appropriations under s. 20.505 (9) (a),
25 1995 stats., and s. 20.585 (2) (a) when the secretary of administration determines

1 that funds in the tuition trust fund are sufficient to make the transfer. The secretary
2 of administration may make the transfer in instalments.

3 (11) (b) The requirements to pay tuition and mandatory student fees under sub.
4 (5) and to make refunds under sub. (7) are subject to the availability of sufficient
5 assets in the tuition trust fund.

6 ***-1806/3.11*** SECTION 62. 16.24 (12) and (13) of the statutes are renumbered
7 14.63 (12) and (13), and 14.63 (12) (title), (a) (intro.) and (b) (intro.) and (13), as
8 renumbered, are amended to read:

9 14.63 (12) (title) ADDITIONAL DEPARTMENT DUTIES AND POWERS OF THE STATE
10 TREASURER.

11 (a) (intro.) The department state treasurer shall do all of the following:

12 (b) (intro.) The department state treasurer may do any of the following:

13 (13) PROGRAM TERMINATION. If the department state treasurer determines that
14 the program under this section is financially infeasible, the department state
15 treasurer shall discontinue entering into tuition prepayment contracts under sub.
16 (3) and discontinue selling tuition units under sub. (4).

17 ***-1696/7.7*** SECTION 63. 16.25 of the statutes is created to read:

18 **16.25 Emergency weather warning system.** (1) In this section,
19 “broadcasting corporation” has the meaning given in s. 39.81 (2).

20 (2) If the secretary determines that the federal communications commission
21 has approved the transfer of all broadcasting licenses held by the educational
22 communications board to the broadcasting corporation, on and after the effective
23 date of the last license transferred, as determined by the secretary under s. 39.88 (2),
24 the department shall contract with the broadcasting corporation for the operation of
25 an emergency weather warning system.

1 ***b0292/2.1* SECTION 63g.** 16.255 of the statutes is created to read:

2 **16.255 Contributions to Boys and Girls Clubs of Wisconsin.** The
3 secretary of administration shall make payments from the appropriation under s.
4 20.505 (3) (j) to the Boys and Girls Clubs of Wisconsin.

5 ***b0682/3.8* SECTION 63m.** 16.26 of the statutes is created to read:

6 **16.26 Public broadcasting assets. (1)** In this section:

7 (a) “Broadcasting corporation” has the meaning given under s. 39.81 (2).

8 (b) “Shared asset” means an asset of the state that, as determined by the
9 secretary, is used by the educational communications board for the purpose of
10 providing public broadcasting, including a tower, transmitter, transmission facility
11 or other related structure, equipment or property, and that is also used by another
12 agency, as defined in s. 16.70 (1).

13 (2) If the secretary determines that the federal communications commission
14 has approved the transfer of all broadcasting licenses held by the educational
15 communications board to the broadcasting corporation, the secretary shall negotiate
16 and enter into an agreement to lease each shared asset to the broadcasting
17 corporation. An agreement under this subsection may include an option for the
18 broadcasting corporation to purchase any shared asset.

19 ***-0417/2.1* SECTION 64.** 16.339 (2) (a) of the statutes is amended to read:

20 16.339 (2) (a) From the appropriation under s. 20.505 (7) (dm), the department
21 may award a grant ~~that does not exceed \$50,000~~ to an eligible applicant for the
22 purpose of providing transitional housing and associated supportive services to
23 homeless individuals and families if the conditions under par. (b) are satisfied. The
24 department shall ensure that the funds for the grants are reasonably balanced

1 among geographic areas of the state, consistent with the quality of applications
2 submitted.

3 *b0238/4.1* SECTION 64g. 16.366 (title), (1) and (2) of the statutes are
4 renumbered 101.935 (title), (1) and (2), and 101.935 (2) (d) and (e), as renumbered,
5 are amended to read:

6 101.935 (2) (d) A permit may not be issued under this subsection until all
7 applicable fees have been paid. If the payment is by check or other draft drawn upon
8 an account containing insufficient funds, the permit applicant shall, within 15 days
9 after receipt of notice from the department of the insufficiency, pay by cashier's check
10 or other certified draft, money order or cash the fees ~~from~~ to the department, late fees
11 and processing charges that are specified by rules promulgated by the department.
12 If the permit applicant fails to pay all applicable fees, late fees and the processing
13 charges within 15 days after the applicant receives notice of the insufficiency, the
14 permit is void. In an appeal concerning voiding of a permit under this paragraph,
15 the burden is on the permit applicant to show that the entire applicable fees, late fees
16 and processing charges have been paid. During any appeal process concerning a
17 payment dispute, operation of the mobile home park in question is considered to be
18 operation without a permit.

19 (e) Section 254.69 (2), as it applies to an agent for the department of health and
20 family services in the administration of s. 254.47, applies to an agent for the
21 department of ~~administration~~ commerce in the administration of this section.

22 *b0238/4.1* SECTION 64m. 16.366 (2m) of the statutes is renumbered 101.935
23 (2m), and 101.935 (2m) (a) 1., as renumbered, is amended to read:

24 101.935 (2m) (a) 1. Upon completion of the construction of a ~~new~~ mobile home
25 park.

1 ***b0238/4.1* SECTION 64r.** 16.366 (3) of the statutes is renumbered 101.935 (3)
2 and amended to read:

3 101.935 (3) The department may promulgate rules and issue orders to
4 administer and enforce this section. ~~A person who violates this section or a~~
5 ~~regulation or order under this section may be required to forfeit not less than \$10 nor~~
6 ~~more than \$250 for each offense. Each day of continued violation constitutes a~~
7 ~~separate offense.~~

8 **SECTION 65m.** 16.40 (20) of the statutes is created to read:

9 16.40 (20) PUBLIC DEBT SERVICE COSTS PROJECTION. Prepare in each
10 odd-numbered year for inclusion in the report submitted by the building commission
11 under s. 13.48 (7) a projection of the long-term trends in principal and interest costs
12 on public debt contracted under subchs. I and IV of ch. 18 as a proportion of all tax
13 revenues that are deposited or are expected to be deposited in the general fund. The
14 projection shall take account of the recommendations adopted by the building
15 commission for the long-range building program under s. 13.48 (7) for the succeeding
16 fiscal biennium and all proposed general obligation bonding contained in the
17 executive budget bill or bills, including bonding for the authorized state building
18 program as well as for other borrowing purposes.

19 ***b0266/4.1* SECTION 65r.** 16.40 (21) of the statutes is created to read:

20 16.40 (21) ADMINISTRATIVE SERVICES PROVIDED TO THE BOARD OF COMMISSIONERS
21 OF PUBLIC LANDS. Render an accounting to the board of commissioners of public lands
22 for the costs of all administrative services provided by the department and other
23 state agencies, as defined in s. 20.001 (1), to the board. All moneys received from the
24 board under s. 24.64 for the costs of administrative services provided by the
25 department and other state agencies shall be deposited in the general fund.

1 **SECTION 68b.** 16.42 (1) (intro.) of the statutes is amended to read:

2 16.42 (1) (intro.) All Except as provided in sub. (3), all agencies, other than the
3 legislature and the courts, no later than September 15 of each even-numbered year,
4 in the form and content prescribed by the department, shall prepare and forward to
5 the department and to the legislative fiscal bureau the following program and
6 financial information:

7 ***b0682/3.10* SECTION 68m.** 16.42 (3) of the statutes is created to read:

8 16.42 (3) (a) In this subsection, “zero-based budgeting” means compilation of
9 a budget in which each component is justified on the basis of cost, need and relation
10 to statutory responsibilities.

11 (b) Beginning with the 2001–03 fiscal biennium, the educational
12 communications board shall submit budget requests, except requests regarding the
13 appropriation under s. 20.225 (1) (c), that are prepared using the principles of
14 zero-based budgeting for each of its activities, units and programs.

15 (c) If the secretary determines that the federal communications commission
16 has approved the transfer of all broadcasting licenses held by the educational
17 communications board to the broadcasting corporation, as defined in s. 39.81 (2), this
18 subsection does not apply on and after the effective date of the last license
19 transferred as determined by the secretary under s. 39.88 (2).

20 ***-0605/3.1* SECTION 78.** 16.54 (2) (a) 2. of the statutes is amended to read:

21 16.54 (2) (a) 2. Whenever a block grant is made to this state under any federal
22 law enacted after August 31, 1995, which authorizes the distribution of block grants
23 for the purposes for which the grant is made, the governor shall not administer and
24 no board, commission or department may encumber or expend moneys received as
25 a part of the grant unless the governor first notifies the cochairpersons of the joint

1 committee on finance, in writing, that the grant has been made. The notice shall
2 contain a description of the purposes proposed by the governor for expenditure of the
3 moneys received as a part of the grant. If the cochairpersons of the committee do not
4 notify the governor that the committee has scheduled a meeting for the purpose of
5 reviewing the proposed expenditure of grant moneys within 14 working days after
6 the date of the governor's notification, the moneys may be expended as proposed by
7 the governor. If, within 14 working days after the date of the governor's notification,
8 the cochairpersons of the committee notify the governor that the committee has
9 scheduled a meeting for the purpose of reviewing the proposed expenditure of grant
10 moneys, no moneys received as a part of the grant may be expended without the
11 approval of the committee. This subdivision does not apply to the expenditure of
12 block grant funds that are allocated under s. 49.175.

13 *b0602/1.1* SECTION 78q. 16.54 (11) of the statutes is renumbered 16.54 (11)
14 (a) and amended to read:

15 16.54 (11) (a) The Except as provided in par. (b), the state board, commission
16 or department designated by the governor under sub. (2) to administer federal
17 payments in lieu of taxes on national forest lands shall distribute those payments to
18 towns, cities and villages, but not to counties, that provide general governmental
19 services and contain national forest lands. That distribution shall reflect the level
20 of services provided by, and the number of acres of national forest land within, the
21 town, city or village in accordance with 31 USC 6907.

22 *b0602/1.1* SECTION 78r. 16.54 (11) (b) of the statutes is created to read:

23 16.54 (11) (b) If permitted under federal law, all moneys accepted by the
24 governor under sub. (1) that are designated as federal payments in lieu of taxes on
25 national forest lands shall be distributed to school districts that contain national

1 forest lands within their boundaries. The distribution shall reflect the number of
2 acres of national forest land that are located within the school district.

3 ***-0607/5.1* SECTION 79.** 16.54 (12) of the statutes is created to read:

4 16.54 (12) (a) The department of health and family services may not expend
5 or encumber any moneys received under s. 20.435 (8) (mm) unless the department
6 of health and family services submits a plan for the expenditure of the moneys to the
7 department of administration and the department of administration approves the
8 plan.

9 (b) The department of workforce development may not expend or encumber any
10 moneys received under s. 20.445 (3) (mm) unless the department of workforce
11 development submits a plan for the expenditure of the moneys to the department of
12 administration and the department of administration approves the plan.

13 (c) The department of administration may approve any plan submitted under
14 par. (a) or (b) in whole or in part. If the department approves any such plan in whole
15 or part, the department shall notify the cochairpersons of the joint committee on
16 finance, in writing, of the department's action under this paragraph.

17 (d) At the end of each fiscal year, the department of administration shall
18 determine the amount of moneys that remain in the appropriation accounts under
19 ss. 20.435 (8) (mm) and 20.445 (3) (mm) that have not been approved for
20 encumbrance or expenditure by the department pursuant to a plan submitted under
21 par. (a) or (b) and shall require that such moneys be lapsed to the general fund. The
22 department shall notify the cochairpersons of the joint committee on finance, in
23 writing, of the department's action under this paragraph.

24 ***b0528/2.1* SECTION 79e.** 16.54 (13) of the statutes is created to read:

1 16.54 (13) (a) If the state receives any interest payments from the federal
2 government relating to the timing of expenditures by the state pursuant to a federal
3 government grant program or federal government contract, the payments shall be
4 credited to the general fund as general purpose revenue — earned.

5 (b) If the state is required to pay any interest payments to the federal
6 government relating to the timing of expenditures by the state pursuant to a federal
7 government grant program or federal government contract, the secretary shall notify
8 the cochairpersons of the joint committee on finance, in writing, that the state is
9 required to pay an interest payment. The notice shall contain an accounting of the
10 amount of interest that the state is required to pay. If the cochairpersons of the
11 committee do not notify the secretary that the committee has scheduled a meeting
12 for the purpose of reviewing the proposed payment of interest within 14 working
13 days after the date of the secretary's notification, the payment may be made as
14 proposed by the secretary. If, within 14 working days after the date of the secretary's
15 notification, the cochairpersons of the committee notify the secretary that the
16 committee has scheduled a meeting for the purpose of reviewing the proposed
17 interest payment, no interest payment may be made without the approval of the
18 committee.

19 ***b0365/2.3* SECTION 81m.** 16.702 (4) of the statutes is amended to read:

20 16.702 (4) The department shall deposit all revenues received from fees
21 assessed under this section in the ~~information technology investment~~ VendorNet
22 fund.

23 ***b0576/1.2* SECTION 82m.** 16.72 (2) (b) of the statutes is amended to read:

24 16.72 (2) (b) Except as provided in ~~s. ss. 16.751 and~~ 565.25 (2) (a) 4., the
25 department shall prepare or review specifications for all materials, supplies,

1 equipment, other permanent personal property and contractual services not
2 purchased under standard specifications. Such “nonstandard specifications” may be
3 generic or performance specifications, or both, prepared to describe in detail the
4 article which the state desires to purchase either by its physical properties or
5 programmatic utility. When appropriate for such nonstandard items or services,
6 trade names may be used to identify what the state requires, but wherever possible
7 2 or more trade names shall be designated and the trade name of any Wisconsin
8 producer, distributor or supplier shall appear first.

9 ***b0576/1.2* SECTION 82p.** 16.72 (2) (d) of the statutes is amended to read:

10 16.72 (2) (d) ~~To~~ Except as permitted in s. 16.751, to the extent possible, the
11 department and any other designated purchasing agent under s. 16.71 (1) shall write
12 specifications for the purchase of materials, supplies, commodities, equipment and
13 contractual services so as to permit their purchase from prison industries, as created
14 under s. 303.01 (1).

15 ***-1618/3.2* SECTION 84.** 16.72 (6) and (7) of the statutes are repealed.

16 ***b0576/1.3* SECTION 85m.** 16.75 (1) (a) 1. of the statutes is amended to read:

17 16.75 (1) (a) 1. All orders awarded or contracts made by the department for all
18 materials, supplies, equipment and contractual services to be provided to any
19 agency, except as otherwise provided in par. (c) and subs. (2), (2g), (2m), (3m), (3t),
20 (6), (7), (8) and (9) and ss. 16.73 (4) (a), 16.751, 16.754, 50.05 (7) (f), 287.15 (7) and
21 301.265, shall be awarded to the lowest responsible bidder, taking into consideration
22 life cycle cost estimates under sub. (1m), when appropriate, the location of the
23 agency, the quantities of the articles to be supplied, their conformity with the
24 specifications, and the purposes for which they are required and the date of delivery.

25 ***b0576/1.3* SECTION 86m.** 16.75 (2m) (g) of the statutes is amended to read:

1 16.75 (2m) (g) After receiving each offerer's best and final offer, the department
2 shall determine which proposal is most advantageous and shall award the order or
3 contract to the person who offered it. The department's determination shall be based
4 only on price and the other evaluation factors specified in the request for proposals.
5 The department shall state in writing the reason for the award and shall place the
6 statement in the contract file. This paragraph does not apply to procurements under
7 s. 16.751.

8 ***b0576/1.3* SECTION 89m.** 16.751 of the statutes is created to read:

9 **16.751 Information technology purchases by investment board.** (1) In
10 this section, "information technology" has the meaning given under s. 16.97 (6).

11 (2) The requirements of ss. 16.72 (2) (b) and (d) and 16.75 (1) (a) 1. and (2m)
12 (g) do not apply to procurements by the investment board for information technology
13 purposes.

14 ***-1495/4.1* SECTION 93.** 16.76 (4) (a) of the statutes is amended to read:

15 16.76 (4) (a) In this subsection, "master lease" means an agreement entered
16 into by the department on behalf of one or more agencies ~~for the lease of goods or the~~
17 ~~provision of to obtain property or services~~ under which the department makes or
18 agrees to make periodic payments.

19 (ag) The department may pay or agree to pay ~~to the lessor~~ under a master lease
20 a sum substantially equivalent to or in excess of the aggregate value of goods
21 involved property or services obtained and it may be agreed that the department or
22 one or more agencies will become, or for no other or nominal consideration has the
23 option to become, the owner of ~~goods leased or to be leased~~ property obtained or to
24 be obtained under a master lease upon full compliance with ~~the its~~ terms of the
25 agreement.

1 ***-1495/4.3*** SECTION 95. 16.76 (4) (b) of the statutes is amended to read:

2 16.76 (4) (b) The Except as provided in par. (h), the department may enter into
3 a master lease whenever the department determines that it is advantageous to the
4 state to do so. If the master lease provides for payments to be made by the state from
5 moneys that have not been appropriated at the time that the master lease is entered
6 into, the master lease shall contain the statement required under s. 16.75 (3).

7 ***-1495/4.4*** SECTION 96. 16.76 (4) (c) of the statutes is amended to read:

8 16.76 (4) (c) Payments under a master lease may include interest payable at
9 a fixed or variable rate as the master lease may provide. The department may enter
10 into agreements and ancillary arrangements which the department determines to
11 be necessary to facilitate the use of a master lease, ~~including liquidity facilities,~~
12 ~~remarketing or dealer agreements, letter of credit agreements, insurance policies,~~
13 ~~interest rate guaranty agreements, reimbursement agreements and indexing~~
14 ~~agreements.~~

15 ***-1495/4.5*** SECTION 97. 16.76 (4) (e) of the statutes is amended to read:

16 16.76 (4) (e) The department may grant ~~the lessor~~ a perfected security interest
17 in ~~goods leased~~ property obtained or to be leased obtained under each a master lease.
18 The department shall record and preserve evidence of the security interest in its
19 offices at all times during which the master lease is in effect.

20 ***-1495/4.6*** SECTION 98. 16.76 (4) (f) of the statutes is amended to read:

21 16.76 (4) (f) The department may appoint one or more fiscal agents for each
22 master lease. Each fiscal agent shall be an incorporated bank or trust company
23 authorized by the laws of the United States or of the state in which it is located to
24 do business as a banking or trust company. ~~Sections 16.705 and 16.75 do not apply~~
25 ~~to contracts for fiscal agent services.~~ The department shall periodically require

1 competitive proposals, under procedures established by the department, for fiscal
2 agent services under this paragraph. There may be deposited with a fiscal agent, in
3 a special account for such purpose only, a sum estimated to be sufficient to enable the
4 fiscal agent to make all payments which will come due under the master lease not
5 more than 15 days after the date of deposit. The department may make such other
6 provisions respecting fiscal agents as it considers necessary or useful and may enter
7 into a contract with any fiscal agent containing such terms, including compensation,
8 and conditions in regard to the fiscal agent as it considers necessary or useful.

9 ***-1495/4.7* SECTION 99.** 16.76 (4) (g) of the statutes is created to read:

10 16.76 (4) (g) Sections 16.705 and 16.75 do not apply to agreements or ancillary
11 agreements under par. (c) or contracts for fiscal agent services under par. (f).

12 ***-1495/4.8* SECTION 100.** 16.76 (4) (h) of the statutes is created to read:

13 16.76 (4) (h) A master lease may not be used to obtain a facility for use or
14 occupancy by the state or an agency or instrumentality of the state or to obtain an
15 internal improvement.

16 ***-1495/4.10* SECTION 102.** 16.76 (4) (j) of the statutes is created to read:

17 16.76 (4) (j) If a master lease is used to finance payments to be made under an
18 energy conservation construction project as provided in s. 16.858 (2), payments
19 under the lease may not be conditioned upon any payment required to be made by
20 the contractor pursuant to an energy conservation audit.

21 ***b0532/1.2* SECTION 105m.** 16.857 of the statutes is created to read:

22 **16.857 Agency building maintenance. (1)** In this section, “agency” has the
23 meaning given under s. 16.70 (1).

24 **(2)** The department shall require each agency to which moneys are
25 appropriated in any fiscal period for capital building maintenance purposes to

1 submit a work plan to the department describing the agency's proposal for
2 expenditure of those moneys. The plan shall be submitted for such period as the
3 secretary may require, and shall be filed no later than the date prescribed by the
4 secretary. Upon approval of a work plan by the department, the department shall
5 forward the plan to the building commission for its review and approval under s.
6 13.48 (30).

7 (3) Notwithstanding s. 16.50 (2), the secretary may withhold approval of any
8 proposed expenditure under s. 16.50 (2) by any agency for any significant capital
9 building maintenance project, as determined by the secretary, if a project does not
10 conform to a work plan approved by the department and the building commission.

11 (4) Following the end of each fiscal year, the department shall submit a report
12 to the joint committee on finance concerning the expenditure of capital building
13 maintenance moneys by each agency and capital building maintenance work
14 completed by each agency during the preceding fiscal year.

15 *-1495/4.11* SECTION 106. 16.858 (2) of the statutes is renumbered 16.858 (2)

16 (a) and amended to read:

17 16.858 (2) (a) Any A contract under sub. (1) shall require ~~may provide for the~~
18 construction work to be financed by the state or by the contractor to undertake the
19 construction work at its own expense. The contract shall provide for the state to pay
20 a ~~maximum~~ stated amount, which shall include any financing costs incurred by the
21 contractor. The ~~maximum~~ stated amount may not exceed the minimum savings
22 determined under the audit to be realized by the state within the period specified in
23 the audit. The state shall make payments under the contract as the savings
24 identified in the audit are realized by the state, in the amounts actually realized, but
25 not to exceed the lesser of the ~~maximum~~ stated amount or the actual amount of the

1 savings realized by the state within the period specified in the audit. If the
2 department provides financing for construction work, the department may finance
3 any portion of the cost of the work under a master lease entered into as provided
4 under s. 16.76 (4). If the department provides financing for the construction work
5 and the stated amount to be paid by the state under the contract is greater than the
6 amount of the savings realized by the state within the period specified in the audit
7 under sub. (1), the contract shall require the contractor to remit the difference to the
8 department.

9 (b) The department shall charge the cost of the payments made by the state to
10 the contractor to the applicable appropriation for fuel and utility costs at the
11 building, structure or facility where the work is performed in the amounts equivalent
12 to the savings that accrue to the state under that appropriation from expenditures
13 not made as a result of the construction work, as determined by the department in
14 accordance with the contract. The department may also charge its costs for
15 negotiation ~~and~~, administration and financing of the contract to the same
16 appropriation.

17 ***-1495/4.12* SECTION 107.** 16.858 (4) of the statutes is amended to read:

18 16.858 (4) No later than January 1 of each year, the secretary shall report to
19 the cochairpersons of the joint committee on finance identifying any construction
20 work for which the department has contracted under this section for which ~~the state~~
21 ~~has not made its final payment~~ has not been made as of the date of the preceding
22 report, together with the actual energy cost savings realized by the state as a result
23 of the contract to date, or the estimated energy cost savings to be realized by the state
24 if the total savings to be realized in the audit under sub. (1) have not yet been
25 realized, ~~and~~ the date on which the state made its final payment under the contract

1 or, if the final payment has not been made, the latest date on which the state is
2 obligated to make its final payment under the contract, and any amount that
3 remains payable to the state under the contract.

4 ***-1623/1.1* SECTION 109.** 16.956 of the statutes is repealed.

5 ***-1413/3.1* SECTION 110.** 16.964 (6) of the statutes is created to read:

6 16.964 (6) (a) In this subsection, “tribe” means a federally recognized American
7 Indian tribe or band in this state.

8 (b) From the appropriation under s. 20.505 (6) (ks), the office shall provide
9 grants to tribes to fund tribal law enforcement operations. To be eligible for a grant
10 under this subsection, a tribe must submit an application for a grant to the office that
11 includes a proposed plan for expenditure of the grant moneys. The office shall review
12 any application and plan submitted to determine whether that application and plan
13 meet the criteria established under par. (c). The office shall review the use of grant
14 money provided under this subsection to ensure that the money is used according to
15 the approved plan.

16 (c) The office shall develop criteria and procedures for use in administering this
17 subsection. Notwithstanding s. 227.10 (1), the criteria and procedures need not be
18 promulgated as rules under ch. 227.

19 ***b0428/2.3* SECTION 110j.** 16.964 (7) of the statutes is created to read:

20 16.964 (7) (a) From the appropriation under s. 20.505 (6) (kq), the office shall
21 provide grants to counties to fund county law enforcement services. The office may
22 make a grant to a county under this subsection only if all of the following apply:

23 1. The county borders one or more federally recognized Indian reservations.

1 2. The county has not established a cooperative county–tribal law enforcement
2 program under s. 165.90 with each federally recognized Indian tribe or band that has
3 a reservation bordering the county.

4 3. The county demonstrates a need for the law enforcement services to be
5 funded with the grant.

6 4. The county submits an application for a grant and a proposed plan that
7 shows how the county will use the grant moneys to fund law enforcement services.

8 (b) The office shall review an application and plan submitted under par. (a) 4.
9 to determine if the application and plan meet the requirements of par. (a) 1. to 3. and
10 the criteria established under par. (c). The office may not award an annual grant in
11 excess of \$50,000 to any county under this subsection.

12 (c) The office shall develop criteria and procedures for use in administering this
13 subsection. Notwithstanding s. 227.10 (1), the criteria and procedures need not be
14 promulgated as rules under ch. 227.

15 ***b0428/2.3* SECTION 110k.** 16.964 (8) of the statutes is created to read:

16 16.964 (8) From the appropriation under s. 20.505 (6) (ks), the office shall make
17 the following grants:

18 (a) To the Stockbridge–Munsee Indian tribe, \$175,000 in each fiscal year for a
19 public safety initiative.

20 (b) To the St. Croix Chippewa Indian tribe, \$150,000 in each fiscal year to
21 develop law enforcement capabilities on the reservation and trust lands of the tribe.

22 ***b0519/4.5* SECTION 110m.** 16.965 (title), (1) and (2) of the statutes are created
23 to read:

24 **16.965 (title) Planning grants to local governmental units. (1)** In this
25 section:

1 (a) “Local governmental unit” means a county, city, village, town or regional
2 planning commission.

3 (b) “Smart growth area” means an area that will enable the development and
4 redevelopment of lands with existing infrastructure and municipal, state and utility
5 services, where practicable, and that will encourage efficient development patterns
6 that are both contiguous to existing development and at densities which have
7 relatively low municipal, state governmental and utility costs.

8 (c) “Supporting agency” means the department of administration, the
9 department of agriculture, trade and consumer protection, the department of
10 commerce, the department of natural resources, the department of revenue and the
11 board of regents of the University of Wisconsin System.

12 (2) From the appropriation under s. 20.505 (1) (kh), the department may
13 provide grants to local governmental units to be used to finance the cost of planning
14 activities, including contracting for planning consultant services, public planning
15 sessions and other planning outreach and educational activities, or for the purchase
16 of computerized planning data, planning software or the hardware required to
17 utilize that data or software. The department may require any local governmental
18 unit that receives a grant under this section to finance not more than 25% of the cost
19 of the product or service to be funded by the grant from the resources of the local
20 governmental unit. A local governmental unit that desires to receive a grant under
21 this subsection shall file an application with the department. The application shall
22 contain a complete statement of the expenditures proposed to be made for the
23 purposes of the grant. No local governmental unit is eligible to receive a grant under
24 this subsection unless the local governmental unit agrees to utilize the grant to
25 finance planning for all of the purposes specified in s. 66.0295 (2).

1 ***b0519/4.5* SECTION 110n.** 16.965 (title), (1) and (2) of the statutes, as created
2 by 1999 Wisconsin Act (this act), are repealed.

3 ***b0519/4.5* SECTION 110no.** 16.965 (3) of the statutes is created to read:

4 16.965 (3) Prior to awarding a grant to a local governmental unit under sub.
5 (2), the department shall forward a statement of the expenditures proposed to be
6 made under the grant to the Wisconsin land council for its written approval. The
7 council may approve or disapprove any proposed grant.

8 ***b0519/4.5* SECTION 110p.** 16.965 (3) of the statutes, as created by 1999
9 Wisconsin Act (this act), is repealed.

10 ***b0519/4.5* SECTION 110q.** 16.965 (4) of the statutes is created to read:

11 16.965 (4) In determining whether to approve a proposed grant, greater
12 precedence shall be accorded to applications of local governmental units that contain
13 one or more of the following elements:

14 (a) Planning efforts that address the interests of overlapping or neighboring
15 jurisdictions.

16 (b) Planning efforts that contain a specific description of the means by which
17 one or more of the following goals will be achieved:

18 1. Promotion of the redevelopment of lands with existing infrastructure and
19 public services and the maintenance and rehabilitation of existing residential,
20 commercial and industrial structures.

21 2. Encouragement of neighborhood designs that support a range of
22 transportation choices.

23 3. Protection of natural areas, including wetlands, wildlife habitats, lakes,
24 woodlands, open spaces and groundwater resources.

25 4. Protection of economically productive areas, including farmland and forests.

1 5. Encouragement of land uses, densities and regulations that promote
2 efficient development patterns and relatively low municipal, state governmental
3 and utility costs.

4 6. Preservation of cultural, historic and archaeological sites.

5 7. Encouragement of coordination and cooperation among nearby units of
6 government.

7 8. Building of community identity by maintaining physical separation between
8 urban areas, revitalizing main streets and enforcing design standards.

9 9. Providing an adequate supply of affordable housing for individuals of all
10 income levels throughout each community.

11 10. Providing adequate infrastructure and public services and an adequate
12 supply of developable land to meet existing and future market demand for
13 residential, commercial and industrial uses.

14 11. Promoting the expansion or stabilization of the current economic base and
15 the creation of a range of employment opportunities.

16 12. Balancing individual property rights with community interests and goals.

17 13. Planning and development of land uses that create or preserve varied and
18 unique urban and rural communities.

19 (c) Planning efforts that identify smart growth areas.

20 (d) Planning efforts, including subsequent updates and amendments, that
21 include development of implementing ordinances, including ordinances pertaining
22 to zoning, subdivisions and land division.

23 (e) Planning efforts for which completion is contemplated within 30 months of
24 the date on which a grant would be awarded.

25 (f) Planning efforts that provide opportunities for public participation.

1 ***b0519/4.5* SECTION 110r.** 16.965 (4) of the statutes, as created by 1999
2 Wisconsin Act (this act), is repealed.

3 ***b0519/4.5* SECTION 110s.** 16.965 (5) of the statutes is created to read:

4 16.965 (5) The Wisconsin land council may promulgate rules specifying the
5 methodology whereby precedence will be accorded to applications in awarding
6 grants under sub. (2).

7 ***b0519/4.5* SECTION 110t.** 16.965 (5) of the statutes, as created by 1999
8 Wisconsin Act (this act), is repealed.

9 ***b0519/4.5* SECTION 110u.** 16.965 (6) of the statutes is created to read:

10 16.965 (6) The department shall assess each supporting agency \$250,000 per
11 year to support planning assistance provided to local governmental units. Each
12 supporting agency shall charge the cost of its assessment to the agency's
13 appropriations for general program operations from general purpose revenue in the
14 amounts specified by the secretary.

15 ***b0519/4.5* SECTION 110v.** 16.965 (6) of the statutes, as created by 1999
16 Wisconsin Act (this act), is repealed.

17 ***b0519/4.5* SECTION 110w.** 16.9651 of the statutes is created to read:

18 **16.9651 Transportation planning grants to local governmental units.**

19 (1) In this section, "local governmental unit" means a county, city, village, town or
20 regional planning commission.

21 (2) From the appropriation under s. 20.505 (1)(z), the department may provide
22 grants to local governmental units to be used to finance the cost of planning activities
23 related to the transportation element, as described in s. 66.0295 (2) (c), of a
24 comprehensive plan, as defined in s. 66.0295 (1) (a), including contracting for
25 planning consultant services, public planning sessions and other planning outreach

1 and educational activities, or for the purchase of computerized planning data,
2 planning software or the hardware required to utilize that data or software. The
3 department may require any local governmental unit that receives a grant under
4 this section to finance not more than 25% of the cost of the product or service to be
5 funded by the grant from the resources of the local governmental unit. Prior to
6 awarding a grant under this section, the department shall forward a detailed
7 statement of the proposed expenditures to be made under the grant to the secretary
8 of transportation and obtain his or her written approval of the proposed
9 expenditures.

10 ***b0504/3.1* SECTION 114m.** 16.967 (11) of the statutes is created to read:

11 16.967 (11) SOIL SURVEYS AND MAPPING. (a) The board may conduct soil surveys
12 and soil mapping activities. The board may assess any state agency for any amount
13 that the board determines to be required to conduct soil surveys and soil mapping
14 activities. For this purpose, the board may assess state agencies on a premium basis
15 and pay costs incurred on an actual basis. The board shall credit all moneys received
16 from state agencies under this paragraph to the appropriation account under s.
17 20.505 (1) (kt).

18 (b) The board may contract with the board of commissioners of public lands to
19 perform soil surveys and soil mapping activities on lands under the jurisdiction of
20 the board of commissioners of public lands.

21 ***b0504/3.1* SECTION 114n.** 16.967 (11) of the statutes, as created by 1999
22 Wisconsin Act (this act), is repealed.

23 ***b0365/2.4* SECTION 114p.** 16.971 (5) of the statutes is repealed.

24 ***-1265/7.1* SECTION 115.** 16.971 (9) of the statutes is amended to read:

1 16.971 (9) In conjunction with the public defender board, the director of state
2 courts, the departments of corrections and justice and district attorneys, the division
3 may maintain, promote and coordinate automated justice information systems that
4 are compatible among counties and the officers and agencies specified in this
5 subsection, using the moneys appropriated under s. 20.505 (1) (ja) ~~and~~, (kp) and (kq).
6 When acting under this subsection, the division shall give priority to assisting
7 counties that show the greatest need for additional assistant district attorney
8 positions based on the weighted prosecutor caseload measurement formula
9 developed by the department of administration under s. 978.042 (1), unless such a
10 county informs the division that it does not want to be given priority in receiving
11 assistance. The division shall annually report to the legislature under s. 13.172 (2)
12 concerning the division's efforts to improve and increase the efficiency of integration
13 of justice information systems.

14 ***b0682/3.11* SECTION 115e.** 16.973 (1) (a) of the statutes is renumbered 16.973
15 (1) (ar).

16 ***b0682/3.11* SECTION 115m.** 16.973 (1) (ag) of the statutes is created to read:
17 16.973 (1) (ag) "Broadcasting corporation" has the meaning given under s.
18 39.81 (2).

19 ***b0682/3.11* SECTION 115s.** 16.973 (2) (b) of the statutes is amended to read:
20 16.973 (2) (b) Provide such computer services and telecommunications services
21 to local governmental units and the broadcasting corporation and provide such
22 telecommunications services to qualified private schools, postsecondary
23 institutions, museums and zoos as the division considers to be appropriate and as the
24 division can efficiently and economically provide. The division may exercise this
25 power only if in doing so it maintains the services it provides at least at the same

1 levels that it provides prior to exercising this power and it does not increase the rates
2 chargeable to users served prior to exercise of this power as a result of exercising this
3 power. The division may charge local governmental units, the broadcasting
4 corporation and qualified private schools, postsecondary institutions, museums and
5 zoos for services provided to them under this paragraph in accordance with a
6 methodology determined by the secretary. Use of telecommunications services by a
7 qualified private school or postsecondary institution shall be subject to the same
8 terms and conditions that apply to a municipality using the same services. The
9 division shall prescribe eligibility requirements for qualified museums and zoos to
10 receive telecommunications services under this paragraph.

11 ***-0250/4.1* SECTION 116.** 16.974 (7) of the statutes is amended to read:

12 16.974 (7) (a) ~~Subject to s. 196.218 (4r) (f), coordinate~~ Coordinate with the
13 technology for educational achievement in Wisconsin board to provide school
14 districts, and cooperative educational service agencies and technical college districts
15 with telecommunications access under s. ~~196.218 (4r)~~ 44.73 and contract with
16 telecommunications providers to provide such access.

17 (b) ~~Coordinate~~ Subject to s. 44.73 (5), coordinate with the technology for
18 educational achievement in Wisconsin board to provide private colleges ~~and,~~
19 technical college districts, public library boards and public library systems with
20 telecommunications access under s. ~~196.218 (4r)~~ 44.73 and contract with
21 telecommunications providers to provide such access.

22 (c) Coordinate with the technology for educational achievement in Wisconsin
23 board to provide private schools with telecommunications access under s. ~~196.218~~
24 ~~(4r)~~ 44.73 and contract with telecommunications providers to provide such access.

25 ***-1507/3.1* SECTION 117.** 16.974 (7) (d) of the statutes is created to read:

1 16.974 (7) (d) Coordinate with the technology for educational achievement in
2 Wisconsin board to provide the Wisconsin School for the Visually Handicapped and
3 the Wisconsin School for the Deaf with telecommunications access under s. 44.73 and
4 contract with telecommunications providers to provide such access.

5 ***b0500/2.1* SECTION 117m.** 16.98 (4) of the statutes is created to read:

6 16.98 (4) From the appropriation under s. 20.505 (1) (fo), the department may
7 provide grants to any organization with which the department contracts to operate
8 the program under sub. (1).

9 ***-0030/2.9* SECTION 118.** 17.13 (intro.) of the statutes is amended to read:

10 **17.13 Removal of village, town, town sanitary district, school district**
11 **and, technical college and family care district officers.** (intro.) Officers of
12 towns, town sanitary districts, villages, school districts and, technical college
13 districts and family care districts may be removed as follows:

14 ***-0030/2.10* SECTION 119.** 17.13 (4) of the statutes is created to read:

15 17.13 (4) APPOINTIVE OFFICERS OF A FAMILY CARE DISTRICT. Any member of a
16 family care district board appointed under s. 46.2895 (3) (a) 1., by the appointing
17 authority for cause.

18 ***-0030/2.11* SECTION 120.** 17.15 (5) of the statutes is created to read:

19 17.15 (5) FAMILY CARE DISTRICT. Any member of a family care district governing
20 board appointed under s. 46.2895 (3) (a) 2. may be removed by the appointing
21 authority for cause.

22 ***-0030/2.12* SECTION 121.** 17.27 (3m) of the statutes is created to read:

23 17.27 (3m) FAMILY CARE DISTRICT BOARD. If a vacancy occurs in the position of
24 any appointed member of a family care district board, the appointing authority shall

1 appoint to serve for the residue of the unexpired term a person who meets the
2 applicable requirements under s. 46.2895 (3) (b).

3 **SECTION 121g.** 18.04 (2) of the statutes is renumbered 18.04 (2) (a) and
4 amended to read:

5 18.04 (2) (a) ~~The Except as provided in par. (b)~~, commission shall authorize
6 public debt to be contracted and evidences of indebtedness to be issued therefor up
7 to the amounts specified by the legislature to acquire, construct, develop, extend,
8 enlarge or improve land, waters, property, highways, buildings, equipment or
9 facilities or to make funds available for veterans' housing loans for the classes of
10 public purposes specified by the legislature as the funds are required. Said
11 requirements for funds shall be established by that department or agency head
12 having program responsibilities for which public debt has been authorized by the
13 legislature.

14 **SECTION 121r.** 18.04 (2) (b) of the statutes is created to read:

15 18.04 (2) (b) 1. In this paragraph, "broadcasting corporation" has the meaning
16 given in s. 39.81 (2).

17 2. If the secretary of administration determines that the federal
18 communications commission has approved the transfer of all broadcasting licenses
19 held by the educational communications board to the broadcasting corporation and
20 if the board of regents of the University of Wisconsin System has not contracted with
21 the broadcasting corporation for the operation of television stations and for the joint
22 use of production and broadcast facilities owned by the board, the commission may
23 not authorize public debt to be contracted to aid in the acquisition, construction,
24 development, enlargement or improvement of facilities and equipment related to the
25 conversion to digital television for the University of Wisconsin System.

1 3. If the secretary of administration determines that the federal
2 communications commission has approved the transfer of all broadcasting licenses
3 held by the educational communications board to the broadcasting corporation and
4 if the district board of the Milwaukee Area Technical College has not contracted with
5 the broadcasting corporation for the operation of television stations and for the joint
6 use of production and broadcast facilities owned by the board, the commission may
7 not authorize public debt to be contracted to aid in the acquisition, construction,
8 development, enlargement or improvement of facilities and equipment related to the
9 conversion to digital television for the Milwaukee Area Technical College.

10 *~~-1432/7.1~~* **SECTION 122.** 18.51 of the statutes is amended to read:

11 **18.51 Provisions applicable.** The following sections apply to this
12 subchapter, except that all references to “public debt” or “debt” ~~are deemed shall be~~
13 read to refer to a “revenue obligation” and all references to “evidences of
14 indebtedness” shall be read to refer to “evidences of revenue obligation”: ss. 18.02,
15 18.03, 18.06 (8), 18.07, 18.10 (1), (2), (4) to (9) and (11) and 18.17.

16 *~~-1432/7.2~~* **SECTION 123.** 18.52 (2m) (intro.) of the statutes is created to read:

17 18.52 (2m) (intro.) “Enterprise obligation” means every undertaking by the
18 state to repay a certain amount of borrowed money that is all of the following:

19 *~~-1432/7.3~~* **SECTION 124.** 18.52 (5) (intro.) of the statutes is renumbered 18.52
20 (5) and amended to read:

21 18.52 (5) “Revenue obligation” means ~~every undertaking by the state to repay~~
22 ~~a certain amount of borrowed money which is:~~ an enterprise obligation or a special
23 fund obligation. A revenue obligation may be both an enterprise obligation and a
24 special fund obligation.

1 *~~1432/7.4~~* **SECTION 125.** 18.52 (5) (a) of the statutes is renumbered 18.52 (2m)
2 (a) and amended to read:

3 18.52 (2m) (a) Created for the purpose of purchasing, acquiring, leasing,
4 constructing, extending, expanding, adding to, improving, conducting, controlling,
5 operating or managing a revenue-producing enterprise or program;

6 *~~1432/7.5~~* **SECTION 126.** 18.52 (5) (b) of the statutes is renumbered 18.52 (2m)
7 (b) and amended to read:

8 18.52 (2m) (b) Payable solely from and secured solely by the property or income
9 or both of the enterprise or program; and,

10 *~~1432/7.6~~* **SECTION 127.** 18.52 (5) (c) of the statutes is renumbered 18.52 (2m)
11 (c).

12 *~~1432/7.7~~* **SECTION 128.** 18.52 (7) of the statutes is created to read:

13 18.52 (7) “Special fund obligation” means every undertaking by the state to
14 repay a certain amount of borrowed money that is all of the following:

15 (a) Payable from a special fund consisting of fees, penalties or excise taxes.

16 (b) Not public debt under s. 18.01 (4).

17 *~~1432/7.8~~* **SECTION 129.** 18.52 (8) of the statutes is created to read:

18 18.52 (8) “Special fund program” means a state program or purpose with
19 respect to which the legislature has determined that financing with special fund
20 obligations is appropriate and will serve a public purpose.

21 *~~1432/7.9~~* **SECTION 130.** 18.53 (3) of the statutes is renumbered 18.53 (3)
22 (intro.) and amended to read:

23 18.53 (3) (intro.) The commission shall authorize money to be borrowed and
24 evidences of revenue obligation to be issued therefor up to the amounts specified by
25 the legislature to purchase, acquire, lease, construct, extend, expand, add to,

1 ~~improve, conduct, control, operate or manage such revenue-producing enterprises~~
2 ~~or programs as are specified by the legislature as the funds are required.~~ The
3 requirements for funds shall be established by the state department or agency head
4 carrying out program responsibilities for which the revenue obligations have been
5 authorized by the legislature, but shall not exceed the following:

6 *~~1432/7.10~~* **SECTION 131.** 18.53 (3) (a) and (b) of the statutes are created to
7 read:

8 18.53 (3) (a) In the case of enterprise obligations, the amounts specified by the
9 legislature to purchase, acquire, lease, construct, extend, expand, add to, improve,
10 conduct, control, operate or manage such revenue-producing enterprises or
11 programs as are specified by the legislature.

12 (b) In the case of special fund obligations, the amount specified by the
13 legislature for such expenditures to be paid from special fund obligations.

14 *~~b0559/1.3~~* **SECTION 131m.** 18.55 (3) of the statutes is amended to read:

15 18.55 (3) (title) ~~REVENUE OBLIGATION BONDS~~ REVENUE OBLIGATIONS.
16 ~~Revenue obligation bonds~~ Revenue obligations may be sold at either public or
17 private sale. The commission may provide in the authorizing resolution for
18 refunding ~~bonds~~ obligations that they be exchanged privately in payment and
19 discharge of any of the outstanding bonds or notes being refunded. All
20 ~~revenue obligation bonds~~ revenue obligations sold at public sale shall be noticed as
21 provided in the authorizing resolution. Any or all bids received at public sale may
22 be rejected.

23 *~~1432/7.11~~* **SECTION 132.** 18.56 (1) of the statutes is renumbered 18.56 and
24 amended to read:

1 **18.56 Revenue bonds obligations.** The commission may authorize, for any
2 of the purposes described in s. 18.53 (3), the issuance of ~~revenue obligation bonds~~
3 revenue obligations. The ~~bonds~~ revenue obligations shall mature at any time not
4 exceeding 50 years from the date thereof as the commission shall determine. The
5 ~~bonds~~ revenue obligations shall be payable only out of the redemption fund provided
6 under sub. s. 18.561 (5) or 18.562 (3) and each ~~bond~~ revenue obligation shall contain
7 on its face a statement to that effect. ~~Any such bonds~~ A revenue obligation may
8 contain a provision authorizing redemption, in whole or in part, at stipulated prices,
9 at the option of the commission and shall provide the method of redeeming the ~~bonds~~.
10 ~~The state and a contracting party may provide in any contract for purchasing or~~
11 ~~acquiring a revenue producing enterprise or program, that payment shall be made~~
12 ~~in such bonds~~ revenue obligations.

13 *~~1432/7.12~~* **SECTION 133.** 18.56 (2) to (6) of the statutes are renumbered
14 18.561 (2) to (6) and amended to read:

15 18.561 (2) SECURITY INTERESTS OF OWNERS OF ENTERPRISE OBLIGATIONS. There
16 ~~shall be is~~ a mortgage lien upon or security interest in the income and property of
17 each revenue-producing enterprise or program ~~to~~ for the benefit of the holders
18 owners of the related ~~bonds and to the holders of the coupons of the bonds.~~ The note
19 ~~or other instrument evidencing the security interest of a bondholder in a loan made~~
20 ~~or purchased with revenue obligation bonds shall constitute a statutory lien on the~~
21 revenue enterprise obligations. No physical delivery, recordation or other action is
22 required to perfect the security interest. The income and property of the
23 revenue-producing enterprise or program shall remain subject to the lien until
24 provision for payment in full of the principal and interest of the ~~bonds~~ enterprise
25 obligations has been made, as provided in the authorizing resolution. Any holder

1 owner of such ~~bonds or attached coupons~~ enterprise obligations may either at law or
2 in equity protect and enforce the lien and compel performance of all duties required
3 by this section. If there is any default in the payment of the principal or interest of
4 any of such ~~bonds~~ enterprise obligations, any court having jurisdiction of the action
5 may appoint a receiver to administer the revenue-producing enterprise or program
6 on behalf of the state and the ~~bondholders~~ owners of the enterprise obligations, with
7 power to charge and collect rates sufficient to provide for the payment of the
8 operating expenses and also to pay any ~~bonds or~~ enterprise obligations outstanding
9 against the revenue-producing enterprise or program, and to apply the income and
10 revenues thereof in conformity with this subchapter and the authorizing resolution,
11 or the court may declare the whole amount of the ~~bonds~~ enterprise obligations due
12 and payable, if such relief is requested, and may order and direct the sale of the
13 revenue-producing enterprise or program. Under any sale so ordered, the purchaser
14 shall be vested with an indeterminate permit to maintain and operate the
15 revenue-producing enterprise or program. The legislature may provide for
16 additions, extensions and improvements to a revenue-producing enterprise or
17 program to be financed by additional issues of ~~bonds~~ enterprise obligations as
18 provided by this section. Such additional issues of ~~bonds~~ enterprise obligations shall
19 be subordinate to all prior related issues of ~~bonds~~ enterprise obligations which may
20 have been made under this section, unless the legislature, in the statute authorizing
21 the initial issue of ~~bonds~~ enterprise obligations, permits the issue of additional ~~bonds~~
22 enterprise obligations on a parity therewith.

23 (3) DEDICATION OF REVENUES. As accurately as possible in advance, the
24 commission and the state department or agency carrying out program
25 responsibilities for which ~~bonds~~ enterprise obligations are to be issued shall

1 determine, and the commission shall fix in the authorizing resolution for such ~~bonds~~
2 enterprise obligations: the proportion of the revenues of the revenue-producing
3 enterprise or program which shall be necessary for the reasonable and proper
4 operation and maintenance thereof; the proportion of the revenues which shall be set
5 aside as a proper and adequate replacement and reserve fund; and the proportion of
6 the revenues which shall be set aside and applied to the payment of the principal and
7 interest of the ~~bonds~~ enterprise obligations, and shall provide that the revenues be
8 set aside in separate funds. At any time after one year's operation, the state
9 department or agency and the commission may recompute the proportion of the
10 revenues which shall be assignable under this subsection based upon the experience
11 of operation or upon the basis of further financing.

12 (4) REPLACEMENT AND RESERVE FUND. The proportion set aside to the
13 replacement and reserve fund shall be available and shall be used, whenever
14 necessary, to restore any deficiency in the redemption fund for the payment of the
15 principal and interest due on ~~bonds~~ enterprise obligations and for the creation and
16 maintenance of any reserves established by the authorizing resolution to secure such
17 payments. At any time when the redemption fund is sufficient for said purposes,
18 moneys in the replacement and reserve fund may, subject to available
19 appropriations, be expended either in the revenue-producing enterprise or program
20 or in new acquisitions, constructions, extensions ~~or~~, additions, expansions or
21 improvements. Any accumulations of the replacement and reserve fund may be
22 invested as provided in this subchapter, and if invested, the income from the
23 investment shall be carried in the replacement and reserve fund.

24 (5) REDEMPTION FUND. The proportion which shall be set aside for the payment
25 of the principal and interest of ~~such bonds~~ on the enterprise obligations shall from

1 month to month as they accrue and are received, be set apart and paid into a separate
2 fund in the treasury or in an account maintained by a trustee ~~under sub. (9) (j)~~
3 appointed for that purpose in the authorizing resolution to be identified as “the ...
4 redemption fund”. Each redemption fund shall be expended, and all moneys from
5 time to time on hand therein are irrevocably appropriated, in sums sufficient, only
6 for the payment of principal and interest on the revenue enterprise obligations giving
7 rise to it and premium, if any, due upon ~~refunding~~ redemption of any such
8 obligations. Moneys in the redemption funds may be commingled only for the
9 purpose of investment with other public funds, but they shall be invested only in
10 investment instruments permitted in s. 25.17 (3) (dr). All such investments shall be
11 the exclusive property of the fund and all earnings on or income from such
12 investments shall be credited to the fund.

13 (6) REDEMPTION FUND SURPLUS. If any surplus is accumulated in any of the
14 redemption funds, subject to any contract rights vested in ~~holders~~ owners of revenue
15 enterprise obligations secured thereby, it shall be paid over to the treasury.

16 *-1432/7.13* SECTION 134. 18.56 (7) and (8) of the statutes are renumbered
17 18.561 (7) and (8).

18 *-1432/7.14* SECTION 135. 18.56 (9) (intro.) of the statutes is renumbered
19 18.561 (9) and amended to read:

20 18.561 (9) AUTHORIZING RESOLUTION. The commission may provide in the
21 authorizing resolution for ~~bonds~~ enterprise obligations or by subsequent action all
22 things necessary to carry into effect this section. Any authorizing resolution shall
23 constitute a contract with the ~~holder~~ owners of any ~~bonds~~ enterprise obligations
24 issued pursuant to ~~such~~ the resolution. Any authorizing resolution may contain such
25 provisions or covenants, without limiting the generality of the power to adopt the

1 resolution, as ~~is~~ are deemed necessary or desirable for the security of ~~bondholders~~
2 the owners of enterprise obligations or the marketability of the ~~bonds, including but~~
3 ~~not limited to provisions as to:~~ enterprise obligations.

4 *b0559/1.8* SECTION 136m. 18.56 (9) (a) to (j) of the statutes are repealed.

5 *-1432/7.16* SECTION 137. 18.56 (10) of the statutes is renumbered 18.561 (10)
6 and amended to read:

7 18.561 (10) SINKING FUND. The authorizing resolution may set apart ~~bonds~~
8 enterprise obligations the par value of which are equal to the principal amount of any
9 secured obligation or charge subject to which a revenue-producing enterprise or
10 program is to be purchased or acquired, and shall set aside in a sinking fund from
11 the income of the revenue-producing enterprise or program, a sum sufficient to
12 comply with the requirements of the instrument creating the security, ~~or if interest.~~
13 If the instrument does not make any provision therefor for a sinking fund, the
14 resolution shall fix and determine the amount ~~which that~~ shall be set aside into ~~such~~
15 the sinking fund from month to month for interest on the secured obligation or
16 charge, and a fixed amount or proportion not exceeding a stated sum, which shall be
17 not less than one percent of the principal, to be set aside into the fund to pay the
18 principal of the secured obligation or charge. Any balance in the fund after satisfying
19 the secured obligations or charge, shall be transferred to the redemption fund. ~~Bonds~~
20 Enterprise obligations set aside for the secured obligation or charge may, from time
21 to time, be issued to an amount sufficient with the amount then in the sinking fund,
22 to pay and retire the secured obligation or charge or any portion thereof. ~~The bonds~~
23 enterprise obligations may be issued in exchange for or satisfaction of the secured
24 obligation or charge, or may be sold in the manner provided in this subchapter, and
25 the proceeds applied in payment of the same at maturity or before maturity by

1 agreement with the ~~holder~~ owner of the secured obligation or charge. The
2 commission and the owners of any revenue-producing enterprise or program
3 acquired or purchased may, upon such terms and conditions as are satisfactory,
4 contract that ~~bonds~~ enterprise obligations to provide for the discharge of the secured
5 obligation or charge, or for the whole purchase price shall be deposited with a trustee
6 or depository and released from the deposit from time to time on such terms and
7 conditions as are necessary to secure the payment of the secured obligation or charge.

8 *~~1432/7.17~~* SECTION 138. 18.561 (title) of the statutes is created to read:

9 **18.561 (title) Enterprise obligations.**

10 *~~1432/7.18~~* SECTION 139. 18.561 (1) of the statutes is created to read:

11 18.561 (1) PAYMENT WITH REVENUE OBLIGATIONS. The state and a contracting
12 party may provide, in any contract for purchasing or acquiring a revenue-producing
13 enterprise or program, that payment shall be made in revenue obligations.

14 *~~1432/7.19~~* SECTION 140. 18.561 (7) (title) of the statutes is created to read:

15 18.561 (7) (title) PAYMENT FOR SERVICES.

16 *~~1432/7.20~~* SECTION 141. 18.561 (8) (title) of the statutes is created to read:

17 18.561 (8) (title) RATES FOR SERVICES.

18 *~~1432/7.22~~* SECTION 143. 18.562 of the statutes is created to read:

19 **18.562 Special fund obligations. (1) SECURITY INTEREST IN SPECIAL FUND.**

20 There is a security interest, for the benefit of the owners of the special fund
21 obligations, in the amounts that arise after the creation of the special fund program
22 in the special fund related to the special fund obligations. For this purpose, amounts
23 in the special fund shall be accounted for on a first-in, first-out basis. No physical
24 delivery, recordation or other action is required to perfect the security interest. The
25 special fund shall remain subject to the security interest until provision for payment

1 in full of the principal and interest of the special fund obligations has been made, as
2 provided in the authorizing resolution. An owner of special fund obligations may
3 either at law or in equity protect and enforce the security interest and compel
4 performance of all duties required by this section.

5 (2) USE OF SPECIAL FUND MONEYS. The commission and the state agency carrying
6 out the special fund program responsibilities shall jointly determine, and the
7 commission shall fix in the authorizing resolution for the obligations, the conditions
8 under which money in the special fund shall be set aside and applied to the payment
9 of the principal and interest of the obligations, deposited in funds established under
10 the authorizing resolution or made available for other purposes.

11 (3) REDEMPTION FUND. The special fund revenues that are to be set aside for the
12 payment of the principal and interest of the special fund obligations shall be paid into
13 a separate fund in the treasury or in an account maintained by a trustee appointed
14 for that purpose in the authorizing resolution to be identified as “the ... redemption
15 fund”. Each redemption fund shall be expended, and all moneys from time to time
16 on hand therein are irrevocably appropriated, in sums sufficient, only for the
17 payment of principal and interest on the special fund obligations giving rise to it and
18 premium, if any, due upon redemption of any such obligations. Moneys in the
19 redemption funds may be commingled only for the purpose of investment with other
20 public funds, but they shall be invested only in investment instruments permitted
21 in s. 25.17 (3) (dr). All such investments shall be the exclusive property of the fund
22 and all earnings on or income from such investments shall be credited to the fund.

23 (4) SURPLUS. If any surplus is accumulated in any of the redemption funds,
24 subject to contract rights vested in the owners of special fund obligations secured
25 thereby, it shall be paid over to the treasury.

1 (5) AUTHORIZING RESOLUTION. The commission may provide in the authorizing
2 resolution for special fund obligations or by subsequent action all things necessary
3 to carry into effect this section. Any authorizing resolution shall constitute a
4 contract with the owners of any special fund obligations issued pursuant to the
5 resolution. An authorizing resolution may contain such provisions or covenants,
6 without limiting the generality of the power to adopt the resolution, as are deemed
7 necessary or desirable for the security of owners of special fund obligations or the
8 marketability of the special fund obligations.

9 ***-1432/7.23*** SECTION 144. 18.57 (title) of the statutes is repealed and
10 recreated to read:

11 **18.57 (title) Funds established for revenue obligations.**

12 ***-1432/7.24*** SECTION 145. 18.57 (1) of the statutes is amended to read:

13 18.57 (1) A separate and distinct fund shall be established in the state treasury
14 or in an account maintained by a trustee ~~under s. 18.56~~ appointed for that purpose
15 by the authorizing resolution with respect to each revenue-producing enterprise or
16 program the income from which is to be applied to the payment of any ~~revenue~~
17 enterprise obligation. A separate and distinct fund shall be established in the state
18 treasury or in an account maintained by a trustee appointed for that purpose by the
19 authorizing resolution with respect to any special fund that is created by the
20 imposition of fees, penalties or excise taxes and is applied to the payment of special
21 fund obligations. All moneys resulting from the issuance of evidences of revenue
22 obligation shall be credited to the appropriate fund or applied for refunding or note
23 renewal purposes, except that moneys which represent premium or accrued interest
24 received on the issuance of evidences shall be credited to the appropriate redemption
25 fund.