



1 or the person's employes that are related to the attorney fees on which the tax under  
2 this subchapter is imposed. A person who is subject to the tax under this subchapter  
3 and who fails to provide such documentation is guilty of a misdemeanor.

4 (4) The department of revenue shall deposit the taxes collected under this  
5 subchapter in the fund under s. 25.62.”.

6 \*b0903/1.4\* **858.** Page 1144, line 23: after that line insert:

7 \*b0903/1.4\* “SECTION 2188m. 145.02 (5) of the statutes is created to read:

8 145.02 (5) Notwithstanding subs. (2) and (3), the department may not  
9 promulgate or enforce a rule that requires the owner of a private sewage system to  
10 discontinue use of the private sewage system and connect to a public sewer because  
11 a public sewer becomes available.”.

12 \*b1161/1.1\* **859.** Page 1156, line 10: after “(b)” insert “1. to 7.”.

13 \*b1161/1.2\* **860.** Page 1156, line 21: delete lines 21 and 22.

14 \*b1161/1.3\* **861.** Page 1158, line 3: after that line insert:

15 “8. A person who is designated as a poison information provider, annually  
16 receives at least 16 documented hours of job-relevant continuing education and has  
17 an appropriate health-oriented background.”.

18 \*b1161/1.4\* **862.** Page 1158, line 4: delete lines 4 to 11.

19 \*b0767/1.2\* **863.** Page 1158, line 11: after that line insert:

20 \*b0767/1.2\* “SECTION 2252m. 146.81 (1) (eq) of the statutes is created to read:

21 146.81 (1) (eq) An athletic trainer licensed under subch. VI of ch. 448.”.

22 \*b0828/2.12\* **864.** Page 1158, line 11: after that line insert:

23 \*b0828/2.12\* “SECTION 2252gm. 146.819 (4) (e) of the statutes is repealed.”.

1           **\*b1143/2.2\* 865.** Page 1158, line 11: after that line insert:

2           **\*b1143/2.2\*** “SECTION 2251r. 146.84 (3) of the statutes is amended to read:

3           146.84 (3) DISCIPLINE OF EMPLOYEES. Any person employed by the state, or any  
4           political subdivision of the state who violates s. 146.82 or 146.83, except a health care  
5           provider that negligently violates s. 153.50 (6) (c), may be discharged or suspended  
6           without pay.”

7           **\*b1216/2.3\* 866.** Page 1158, line 19: delete lines 19 to 21 and substitute  
8           “commencement of each fiscal year, ~~estimate the total amount of expenditures and~~  
9           ~~the department shall assess the estimated total amount under s. 20.435 (1) (gp) to~~  
10           hospitals, as defined in s. 50.33 (2), a total of \$1,500,000, in proportion to each  
11           hospital’s respective gross”.

12           **\*b0844/2.1\* 867.** Page 1169, line 20: after that line insert:

13           **\*b0844/2.1\*** “SECTION 2277r. 149.165 (2) (intro.) of the statutes is amended to  
14           read:

15           149.165 (2) (intro.) If Subject to sub. (3m), if the household income, as defined  
16           in s. 71.52 (5) and as determined under sub. (3), of an eligible person is equal to or  
17           greater than the first amount and less than the 2nd amount listed in any of the  
18           following, the department shall reduce the premium for the eligible person to the rate  
19           shown after the amounts:

20           **\*b0844/2.1\* SECTION 2277t.** 149.165 (3m) of the statutes is created to read:

21           149.165 (3m) Upon request of the board, the joint committee on finance may  
22           approve or disapprove adjustment, by the board or the department, of the household  
23           income dollar amounts listed in sub. (2) (a) to (d), except for the first dollar amount  
24           listed in sub. (2) (a), to reflect changes in the consumer price index for all urban

1 consumers, U.S. city average, as determined by the U.S. department of labor. With  
2 any request for approval of adjustment under this subsection, the board shall submit  
3 to the joint committee on finance the proposed adjusted amounts.”.

4 \*b0818/1.1\* **868.** Page 1170, line 5: delete the material beginning with “The  
5 department” and ending with “requirements.” on line 8 and substitute “The  
6 department shall consult with the board on prior authorization policy before  
7 establishing any prior authorization requirements under the plan.”.

8 \*b0828/2.13\* **869.** Page 1170, line 11: after that line insert:

9 \*b0828/2.13\* “**SECTION 2278rm.** 150.84 (2) of the statutes is amended to read:  
10 150.84 (2) “Health care facility” means a facility, as defined in s. 647.01 (4), or  
11 any hospital, nursing home, community-based residential facility, county home,  
12 county infirmary, county hospital, county mental health center, ~~tuberculosis~~  
13 ~~sanatorium~~ or other place licensed or approved by the department under s. 49.70,  
14 49.71, 49.72, 50.02, 50.03, 50.35, 51.08, or 51.09, ~~58.06, 252.073 or 252.076~~ or a  
15 facility under s. 45.365, 51.05, 51.06, 233.40, 233.41, 233.42 or 252.10.”.

16 \*b1143/2.3\* **870.** Page 1170, line 18: after that line insert:

17 \*b1143/2.3\* “**SECTION 2280b.** 153.45 (1) (b) of the statutes is renumbered  
18 153.45 (1) (b) 1. and amended to read:

19 153.45 (1) (b) 1. ~~Public~~ For information that is submitted by hospitals or  
20 ambulatory surgery centers, public use data files which that do not permit the  
21 identification of specific patients, employers or health care providers, as defined by  
22 rules promulgated by the department. The identification of ~~these groups~~ patients,  
23 employers or health care providers shall be protected by all necessary means,

1 including the deletion of patient identifiers and the use of calculated variables and  
2 aggregated variables.

3 **\*b1143/2.3\* SECTION 2280c.** 153.45 (1) (b) 2. of the statutes is created to read:  
4 153.45 (1) (b) 2. For information that is submitted by health care providers  
5 other than hospitals or ambulatory surgery centers, public use data files that do not  
6 permit the identification of specific patients, employers or health care providers, as  
7 defined by rules promulgated by the department. The identification of patients,  
8 employers or health care providers shall be protected by all necessary means,  
9 including the deletion of patient identifiers; the use of calculated variables and  
10 aggregated variables; the specification of counties as to residence, rather than zip  
11 codes; the use of 5–year categories for age, rather than exact age; not releasing  
12 information concerning a patient’s race or ethnicity or dates of admission, discharge,  
13 procedures or visits; and masking sensitive diagnoses and procedures by use of  
14 larger diagnostic and procedure categories. Public use data files under this  
15 subdivision may include only the following:

- 16 a. The patient’s county of residence.
- 17 b. The payment source, by type.
- 18 c. The patient’s age category, by 5–year intervals up to age 80 and a category  
19 of 80 years or older.
- 20 d. The patient’s procedure code.
- 21 e. The patient’s diagnosis code.
- 22 f. Charges assessed with respect to the procedure code.
- 23 g. The name and address of the facility in which the patient’s services were  
24 rendered.
- 25 h. The patient’s sex.

1 i. Information that contains the name of a health care provider that is not a  
2 hospital or ambulatory surgery center, if the privacy institutional review board first  
3 reviews and approves the release or if the department promulgates rules that specify  
4 circumstances under which the privacy institutional review board need not review  
5 and approve the release.

6 j. Calendar quarters of service.

7 k. Information other than patient-identifiable data, as defined in s. 153.50 (1)  
8 (b), as approved by the privacy institutional review board.

9 **\*b1143/2.3\* SECTION 2280d.** 153.45 (1) (b) 3. of the statutes is created to read:

10 153.45 (1) (b) 3. Public use data files that specify calendar quarters of service,  
11 rather than date of service, except if the department specifies by rule that the  
12 number of data elements included in the public use data file is too small to enable  
13 protection of patient confidentiality.

14 **\*b1143/2.3\* SECTION 2280e.** 153.45 (1) (c) of the statutes is renumbered 153.45

15 (1) (c) (intro.) and amended to read:

16 153.45 (1) (c) (intro.) Custom-designed reports containing portions of the data  
17 under par. (b). Of information submitted by health care providers that are not  
18 hospitals or ambulatory surgery centers, requests under this paragraph for data  
19 elements other than those available for public use data files under par. (b) 2.,  
20 including the patient's month and year of birth, require review and approval by the  
21 privacy institutional review board before the data elements may be released.  
22 Information that contains the name of a health care provider that is not a hospital  
23 or ambulatory surgery center may be released only if the privacy institutional review  
24 board first reviews and approves the release or if the department promulgates rules  
25 that specify circumstances under which the privacy institutional review board need

1 not review and approve the release. Reports under this paragraph may include the  
2 patient's zip code only if at least one of the following applies:

3 \*b1143/2.3\* SECTION 2280f. 153.45 (1) (c) 1. to 4. of the statutes are created to  
4 read:

5 153.45 (1) (c) 1. Other potentially identifying data elements are not released.

6 2. Population density is sufficient to mask patient identity.

7 3. Other potentially identifying data elements are grouped to provide  
8 population density sufficient to protect identity.

9 4. Multiple years of data elements are added to protect identity.

10 \*b1143/2.3\* SECTION 2280g. 153.45 (6) of the statutes is created to read:

11 153.45 (6) The department may not sell or distribute data bases of information,  
12 from health care providers who are not hospitals or ambulatory surgery centers, that  
13 are able to be linked with public use data files, unless first approved by the privacy  
14 institutional review board.

15 \*b1143/2.3\* SECTION 2280ge. 153.50 (1) (a) of the statutes is renumbered  
16 153.01 (2m).

17 \*b1143/2.3\* SECTION 2280gg. 153.50 (1) (b) of the statutes is renumbered  
18 153.50 (1) (b) 1., and 153.50 (1) (b) 1. (intro.), b., c., i. and j., as renumbered, are  
19 amended to read:

20 153.50 (1) (b) 1. (intro.) "Patient-identifiable data", for information submitted  
21 by hospitals and ambulatory surgery centers, means all of the following data  
22 elements:

23 b. Patient control or account number.

24 c. Patient date of birth age category.

25 i. Patient's employer's name or school name.

1 j. Insured's sex and date of birth.

2 \*b1143/2.3\* SECTION 2280gm. 153.50 (1) (b) 2. of the statutes is created to  
3 read:

4 153.50 (1) (b) 2. "Patient-identifiable data", for information submitted by  
5 health care providers who are not hospitals or ambulatory surgery centers, means  
6 all of the following data elements:

7 a. Data elements specified in subd. 1. a. to g.

8 b. Whether the patient's condition is related to employment, and occurrence  
9 and place of an auto accident or other accident.

10 c. Date of first symptom of current illness, of current injury or of current  
11 pregnancy.

12 d. First date of patient's same or similar illness, if any.

13 e. Dates that the patient has been unable to work in his or her current  
14 occupation.

15 f. Dates of receipt by patient of medical service.

16 g. The patient's city, town or village.

17 \*b1143/2.3\* SECTION 2280h. 153.50 (2) of the statutes is repealed.

18 \*b1143/2.3\* SECTION 2280i. 153.50 (3) (b) 7. of the statutes is created to read:

19 153.50 (3) (b) 7. The patient's account number, after use only as verification of  
20 data by the department.

21 \*b1143/2.3\* SECTION 2280j. 153.50 (3) (c) of the statutes is created to read:

22 153.50 (3) (c) Develop, for use by purchasers of data under this chapter, a data  
23 use agreement that specifies data use restrictions, appropriate uses of data and  
24 penalties for misuse of data, and notify prospective and current purchasers of data  
25 of the appropriate uses.



1           **\*b1143/2.3\* SECTION 2280k.** 153.50 (3) (d) of the statutes is created to read:  
2           153.50 (3) (d) Require that a purchaser of data under this chapter sign and have  
3           notarized the data use agreement of the department specified in par. (c).

4           **\*b1143/2.3\* SECTION 2280km.** 153.50 (3m) of the statutes is created to read:  
5           153.50 (3m) HEALTHCARE PROVIDER MEASURES TO ENSURE PATIENT IDENTITY  
6           PROTECTION. A health care provider that is not a hospital or ambulatory surgery  
7           center shall, before submitting information required by the department under this  
8           chapter, convert to a payer category code as specified by the department any names  
9           of an insured's payer or other insured's payer.

10           **\*b1143/2.3\* SECTION 2280kp.** 153.50 (4) (intro.) of the statutes is renumbered  
11           153.50 (4) (a) (intro.) and amended to read:

12           153.50 (4) (a) (intro.) Under Except as specified in par. (b), under the  
13           procedures specified in sub. (5), release of patient-identifiable data may be made  
14           only to any of the following:

15           **\*b1143/2.3\* SECTION 2280kq.** 153.50 (4) (a) of the statutes is repealed.

16           **\*b1143/2.3\* SECTION 2280kr.** 153.50 (4) (b) to (e) of the statutes are  
17           renumbered 153.50 (4) (a) 1. to 4.

18           **\*b1143/2.3\* SECTION 2280ks.** 153.50 (4) (b) of the statutes is created to read:

19           153.50 (4) (b) Of information submitted by health care providers that are not  
20           hospitals or ambulatory surgery centers, patient-identifiable data that contains a  
21           patient's date of birth may be released under this subsection only under  
22           circumstances as specified by rule by the department.

23           **\*b1143/2.3\* SECTION 2280ku.** 153.50 (5) (a) (intro.) of the statutes is amended  
24           to read:

1           153.50 (5) (a) (intro.) The department may not release or provide access to  
2 patient-identifiable data to a person authorized under sub. (4) (a), ~~(e), (d) or (e)~~  
3 unless the authorized person requests the department, in writing, to release the  
4 patient-identifiable data. The request shall include all of the following:

5           **\*b1143/2.3\* SECTION 2280kv.** 153.50 (5) (a) 3. of the statutes is amended to  
6 read:

7           153.50 (5) (a) 3. For a person who is authorized under sub. (4) (a), ~~(e) or (d)~~ to  
8 receive or have access to patient-identifiable data, evidence, in writing, that  
9 indicates that authorization.

10           **\*b1143/2.3\* SECTION 2280kw.** 153.50 (5) (a) 4. (intro.) of the statutes is  
11 amended to read:

12           153.50 (5) (a) 4. (intro.) For an entity that is authorized under sub. (4) ~~(e)~~ (a)  
13 4. to receive or have access to patient-identifiable data, evidence, in writing, of all  
14 of the following:

15           **\*b1143/2.3\* SECTION 2280kx.** 153.50 (5) (b) 3. of the statutes is amended to  
16 read:

17           153.50 (5) (b) 3. For a person who believes that he or she is authorized under  
18 sub. (4) (a), the action provided under s. 19.37.”.

19           **\*b1143/2.4\* 871.** Page 1170, line 22: after that line insert:

20           **\*b1143/2.4\* “SECTION 2280p.** 153.50 (6) of the statutes is renumbered 153.50  
21 (6) (a).

22           **\*b1143/2.4\* SECTION 2280q.** 153.50 (6) (b), (c), (d) and (e) of the statutes are  
23 created to read:

1           153.50 (6) (b) The department may not require under this chapter a health care  
2 provider that is a hospital or ambulatory surgery center to submit uniform patient  
3 billing forms.

4           (c) A health care provider that is not a hospital or ambulatory surgery center  
5 may not submit any of the following to the department under the requirements of  
6 this chapter:

- 7           1. The data elements specified under sub. (3) (b).
- 8           2. The patient's telephone number.
- 9           3. The insured's employer's name or school name.
- 10          4. Data regarding insureds other than the patient, other than the name of the  
11 insured's payer or other insured's payer.
- 12          5. The patient's employer's name or school name.
- 13          6. The patient's relationship to the insured.
- 14          7. The insured's identification number.
- 15          8. The insured's policy or group number.
- 16          9. The insured's date of birth or sex.
- 17          10. The patient's marital, employment or student status.

18           (d) If a health care provider that is not a hospital or ambulatory surgery center  
19 submits a data element that is specified in par. (c) 1. to 10., the department shall  
20 immediately return this information to the health care provider or, if discovered  
21 later, shall remove and destroy the information.

22           (e) A health care provider may not submit information that uses any of the  
23 following as a patient account number:

- 24          1. The patient's social security number or any substantial portion of the  
25 patient's social security number.

1           2. A number that is related to another patient identifying number.

2           **\*b1143/2.4\* SECTION 2280r.** 153.55 of the statutes is amended to read:

3           **153.55 Protection of health care provider confidentiality.** ~~Health care~~  
4 ~~provider-identifiable data~~ Data obtained under this chapter is not subject to  
5 inspection, copying or receipt under s. 19.35 (1).”.

6           **\*b1143/2.5\* 872.** Page 1172, line 14: after that line insert:

7           **\*b1143/2.5\* “SECTION 2283g.** 153.67 of the statutes is created to read:

8           **153.67 Privacy institutional review board.** The privacy institutional  
9 review board shall review any request under s. 153.45 (1) (c) for data elements other  
10 than those available for public use data files under s. 153.45 (1) (b). Unless the  
11 privacy institutional review board approves such a request, the data elements  
12 requested may not be released.

13           **\*b1143/2.5\* SECTION 2283h.** 153.76 of the statutes is created to read:

14           **153.76 Rule-making by the privacy institutional review board.**  
15 Notwithstanding s. 15.01 (1r), the privacy institutional review board may  
16 promulgate only those rules that are first reviewed and approved by the board on  
17 health care information.

18           **\*b1143/2.5\* SECTION 2283k.** 153.90 (1) of the statutes is amended to read:

19           153.90 (1) Whoever intentionally violates s. 153.45 (5) or 153.50 or rules  
20 promulgated under s. 153.75 (1) (a) may be fined not more than ~~\$10,000~~ \$15,000 or  
21 imprisoned for not more than ~~9 months~~ one year or both.”.

22           **\*b0765/1.1\* 873.** Page 1174, line 2: after that line insert:

23           **\*b0765/1.1\* “SECTION 2283t.** 157.065 (3) of the statutes is renumbered  
24 157.065 (3) (a).

1           **\*b0765/1.1\* SECTION 2283u.** 157.065 (3) (b) of the statutes is created to read:  
2           157.065 (3) (b) Any private school that provides an educational program for  
3           grades 7 to 12 in a 4th class city may establish a private cemetery within the city on  
4           land that the school owns, if the common council consents. No mausoleum within a  
5           cemetery established under this paragraph may exceed 3,500 square feet in area.”.

6           **\*b0828/2.14\* 874.** Page 1174, line 2: after that line insert:

7           **\*b0828/2.14\* “SECTION 2283rm.** 155.01 (6) of the statutes is amended to read:  
8           155.01 (6) “Health care facility” means a facility, as defined in s. 647.01 (4), or  
9           any hospital, nursing home, community-based residential facility, county home,  
10          county infirmary, county hospital, county mental health center, ~~tuberculosis~~  
11          ~~sanatorium~~ or other place licensed or approved by the department under s. 49.70,  
12          49.71, 49.72, 50.02, 50.03, 50.35, 51.08, or 51.09, ~~58.06, 252.073 or 252.076~~ or a  
13          facility under s. 45.365, 51.05, 51.06, 233.40, 233.41, 233.42 or 252.10.”.

14          **\*b1104/3.8\* 875.** Page 1174, line 2: after that line insert:

15          **\*b1104/3.8\* “SECTION 2287d.** 165.72 (title) of the statutes is amended to read:  
16          **165.72 (title) Controlled Dangerous weapons or criminal activity in**  
17          **schools hotline; controlled substances hotline and rewards for controlled**  
18          **substances tips.**

19          **\*b1104/3.8\* SECTION 2287e.** 165.72 (1) (a) of the statutes is renumbered 165.72  
20          (1) (aj).

21          **\*b1104/3.8\* SECTION 2287f.** 165.72 (1) (ad) of the statutes is created to read:  
22          165.72 (1) (ad) “Dangerous weapon” has the meaning given in s. 939.22 (10).

23          **\*b1104/3.8\* SECTION 2287g.** 165.72 (2) (intro.) of the statutes is amended to  
24          read:

1           165.72 (2) HOTLINE. (intro.) The department of justice shall maintain a single  
2 toll-free telephone number during normal retail business hours, as determined by  
3 departmental rule, for ~~both~~ all of the following:

4           **\*b1104/3.8\* SECTION 2287h.** 165.72 (2) (c) of the statutes is created to read:

5           165.72 (2) (c) For persons to provide information anonymously regarding  
6 dangerous weapons or criminal activity in public or private schools.

7           **\*b1104/3.8\* SECTION 2287i.** 165.72 (2g) of the statutes is created to read:

8           165.72 (2g) AFTER-HOURS MESSAGE FOR CALLS CONCERNING DANGEROUS WEAPONS  
9 IN SCHOOLS. If a call is made outside of normal retail business hours to the telephone  
10 number maintained under sub. (2), the department shall provide for the call to be  
11 received by a telephone answering system or service. The telephone answering  
12 system or service shall provide a recorded message that requests the person calling  
13 to call the telephone number "911" or a local law enforcement agency if the person  
14 is calling to provide information regarding dangerous weapons or criminal activity  
15 in a school.

16           **\*b1104/3.8\* SECTION 2287j.** 165.72 (2m) of the statutes is created to read:

17           165.72 (2m) TRANSMISSION OF INFORMATION CONCERNING DANGEROUS WEAPONS IN  
18 SCHOOLS. Immediately upon receiving any information under sub. (2) (c) regarding  
19 dangerous weapons or criminal activity in a school, or immediately at the beginning  
20 of the next retail business day if the information is not received during normal retail  
21 business hours, the department shall provide the information to all of the following:

22           (a) The administration of the school.

23           (b) The appropriate law enforcement agency for the municipality in which the  
24 school is located.

25           **\*b1104/3.8\* SECTION 2287k.** 165.72 (7) of the statutes is amended to read:

1           165.72 (7) PUBLICITY. The department shall cooperate with the department of  
2 public instruction in publicizing, in public and private schools, the use of the toll-free  
3 telephone number under sub. (2).”.

4           **\*b0803/3.14\* 876.** Page 1174, line 14: after that line insert:

5           **\*b0803/3.14\*** “SECTION 2288g. 165.76 (1) (a) of the statutes, as affected by 1999  
6 Wisconsin Act .... (this act), is amended to read:

7           165.76 (1) (a) Is in a secured correctional facility, as defined in s. 938.02 (15m),  
8 or a secured child caring institution, as defined in s. 938.02 (15g), or a secured group  
9 home, as defined in s. 938.02 (15p), or on probation, extended supervision, parole,  
10 supervision or aftercare supervision on or after August 12, 1993, for any violation of  
11 s. 940.225 (1) or (2), 948.02 (1) or (2) or 948.025.”.

12           **\*b0803/3.15\* 877.** Page 1175, line 9: after that line insert:

13           **\*b0803/3.15\*** “SECTION 2289d. 165.76 (2) (b) 2. of the statutes is amended to  
14 read:

15           165.76 (2) (b) 2. If the person has been sentenced to prison or placed in a secured  
16 correctional facility ~~or~~, a secured child caring institution or a secured group home,  
17 he or she shall provide the specimen under par. (a) at the office of a county sheriff as  
18 soon as practicable after release on parole, extended supervision or aftercare  
19 supervision, as directed by his or her probation, extended supervision and parole  
20 agent or aftercare agent, except that the department of corrections or the county  
21 department under s. 46.215, 46.22 or 46.23 operating the secured group home in  
22 which the person is placed may require the person to provide the specimen while he  
23 or she is in prison or in a the secured correctional facility ~~or a~~, secured child caring  
24 institution or secured group home.”.

1           **\*b0749/1.2\* 878.** Page 1176, line 24: after that line insert:

2           **\*b0749/1.2\* "SECTION 2301m.** 166.03 (2)(a) 6. of the statutes is created to read:

3           166.03 (2) (a) 6. Purchase from the appropriation under s. 20.465 (3) (a), at a  
4           cost not to exceed \$110,000, infrared optical equipment to be located and maintained  
5           by the Chippewa County emergency management agency and used by the civil air  
6           patrol to search for lost individuals.”.

7           **\*b0750/1.1\* 879.** Page 1177, line 13: after that line insert:

8           **\*b0750/1.1\* "SECTION 2303b.** 166.215 (1) of the statutes is amended to read:

9           166.215 (1) The Beginning July 1, 2001, the division shall contract with ~~no~~  
10          ~~fewer than 7 and no more than 9~~ regional emergency response teams, ~~each of which~~  
11          will one of which shall be located in La Crosse County. Each regional emergency  
12          response team shall assist in the emergency response to level A releases in a region  
13          of this state designated by the division. The division shall contract with at least one  
14          regional emergency response team in each area designated under s. 166.03 (2) (b) 1.  
15          The division may only contract with a local agency, as defined in s. 166.22 (1) (c),  
16          under this subsection. A member of a regional emergency response team shall meet  
17          the standards for a hazardous materials specialist in 29 CFR 1910.120 (q) (6) (iv) and  
18          national fire protection association standards NFPA 471 and 472. Payments to  
19          regional emergency response teams under this subsection shall be made from the  
20          appropriation account under s. 20.465 (3) (dd).”.

21          **\*b0767/1.3\* 880.** Page 1179, line 5: after that line insert:

22          **\*b0767/1.3\* "SECTION 2305m.** 180.1901 (1m) (bs) of the statutes is created to  
23          read:



1           180.1901 (1m) (bs) Athletic trainers affiliated credentialing board under  
2 subch. VI of ch. 448.”.

3           **\*b1120/1.1\* 881.** Page 1179, line 5: after that line insert:

4           **\*b1120/1.1\* SECTION 2304c.** 180.0103 (6) of the statutes is repealed and  
5 recreated to read:

6           180.0103 (6) “Deliver” or “delivery” means any method of delivery used in  
7 conventional commercial practice, including delivery by hand, mail, commercial  
8 delivery and electronic transmission.

9           **\*b1120/1.1\* SECTION 2304cm.** 180.0103 (7m) of the statutes is created to read:

10           180.0103 (7m) “Electronic transmission” or “electronically transmitted”  
11 means internet transmission, telephonic transmission, electronic mail  
12 transmission, transmission of a telegram, cablegram or datagram or any other form  
13 or process of communication that does not directly involve the physical transfer of  
14 paper and that is suitable for the retention, retrieval and reproduction of information  
15 by the recipient.

16           **\*b1120/1.1\* SECTION 2304dm.** 180.0103 (16) of the statutes is amended to  
17 read:

18           180.0103 (16) “Signed” or “signature” includes any manual, facsimile,  
19 conformed or electronic signature or any symbol executed or adopted by a party with  
20 present intention to authenticate a writing or electronic transmission.

21           **\*b1120/1.1\* SECTION 2304ed.** 180.0141 (2) (a) of the statutes is amended to  
22 read:

23           180.0141 (2) (a) A person shall give notice in writing, except as provided in par.  
24 (b). For purposes of this section, notice by electronic transmission is written notice.

1           **\*b1120/1.1\* SECTION 2304fb.** 180.0141 (3) of the statutes is amended to read:

2           180.0141 (3) Except as provided in s. 180.0721 (4) or unless otherwise provided  
3 in the articles of incorporation or bylaws, notice may be communicated in person, ;  
4 by telephone, telegraph, teletype, facsimile or other form of wire or wireless  
5 communication, or by mail or private carrier, and, if mail or other method of delivery:  
6 by telephone, including voice mail, answering machine or answering service; or by  
7 any other electronic means. If these forms of personal notice are impracticable,  
8 notice may be communicated by a newspaper of general circulation in the area where  
9 published, or by radio, television or other form of public broadcast communication.

10           **\*b1120/1.1\* SECTION 2304fh.** 180.0141 (5) (b) of the statutes is renumbered  
11 180.0141 (5) (b) (intro.) and amended to read:

12           180.0141 (5) (b) (intro.) Written notice by a domestic corporation or foreign  
13 corporation to its shareholder is effective when under any of the following conditions:

14           1. When mailed and may be, but only if mailed postpaid and addressed to the  
15 shareholder's address shown in the domestic corporation's or foreign corporation's  
16 current record of shareholders.

17           **\*b1120/1.1\* SECTION 2304gb.** 180.0141 (5) (b) 2. of the statutes is created to  
18 read:

19           180.0141 (5) (b) 2. When electronically transmitted to the shareholder in a  
20 manner authorized by the shareholder.

21           **\*b1120/1.1\* SECTION 2304gm.** 180.0722 (2) of the statutes is repealed and  
22 recreated to read:

23           180.0722 (2) (a) A shareholder entitled to vote at a meeting of shareholders, or  
24 to express consent or dissent in writing to any corporate action without a meeting of  
25 shareholders, may authorize another person to act for the shareholder by appointing

1 the person as proxy. An appointment of a proxy may be in durable form as provided  
2 in s. 243.07.

3 (b) Without limiting the manner in which a shareholder may appoint a proxy  
4 under par. (a), a shareholder or the shareholder's authorized officer, director,  
5 employe, agent or attorney-in-fact may use any of the following as a valid means to  
6 make such an appointment:

7 1. Appointment of a proxy in writing by signing or causing the shareholder's  
8 signature to be affixed to an appointment form by any reasonable means, including,  
9 but not limited to, by facsimile signature.

10 2. Appointment of a proxy by transmitting or authorizing the transmission of  
11 an electronic transmission of the appointment to the person who will be appointed  
12 as proxy or to a proxy solicitation firm, proxy support service organization or like  
13 agent authorized to receive the transmission by the person who will be appointed as  
14 proxy. Every electronic transmission shall contain, or be accompanied by,  
15 information that can be used to reasonably determine that the shareholder  
16 transmitted or authorized the transmission of the electronic transmission. Any  
17 person charged with determining whether a shareholder transmitted or authorized  
18 the transmission of the electronic transmission shall specify the information upon  
19 which the determination is made.

20 (c) Any copy, facsimile telecommunication or other reliable reproduction of the  
21 information in the appointment form under par. (b) 1. or the electronic transmission  
22 under par. (b) 2. may be substituted or used in lieu of the original appointment form  
23 or electronic transmission for any purpose for which the original appointment form  
24 or electronic transmission could be used, but only if the copy, facsimile

1 telecommunication or other reliable reproduction is a complete reproduction of the  
2 information in the original appointment form or electronic transmission.

3 **\*b1120/1.1\* SECTION 2304gz.** 180.0722 (3) of the statutes is amended to read:

4 180.0722 (3) An appointment of a proxy is effective when a signed appointment  
5 form or an electronic transmission of the appointment is received by the secretary  
6 or other inspector of election or the officer or agent of the corporation authorized to  
7 tabulate votes. An appointment is valid for 11 months from the date of its signing  
8 unless a different period is expressly provided in the appointment form.

9 **\*b1120/1.1\* SECTION 2304hd.** 180.0722 (4) (a) (intro.) of the statutes is  
10 amended to read:

11 180.0722 (4) (a) (intro.) An appointment of a proxy is revocable ~~by the~~  
12 ~~shareholder~~ unless the appointment form ~~conspicuously~~ or electronic transmission  
13 states that it is irrevocable and the appointment is coupled with an interest.  
14 Appointments coupled with an interest include, but are not limited to, the  
15 appointment of any of the following:

16 **\*b1120/1.1\* SECTION 2304hL.** 180.0722 (7) of the statutes is amended to read:

17 180.0722 (7) Subject to s. 180.0724 and to any express limitation on the proxy's  
18 authority ~~appearing on the face of~~ stated in the appointment form or electronic  
19 transmission, a corporation may accept the proxy's vote or other action as that of the  
20 shareholder making the appointment.

21 **\*b1120/1.1\* SECTION 2304ho.** 180.0722 (8) (a) of the statutes is amended to  
22 read:

23 180.0722 (8) (a) Notwithstanding sub. (4), may be revoked at any time by  
24 openly stating the revocation at a shareholder meeting or appointing a new proxy in  
25 writing the manner provided under sub. (2) (b).

1           **\*b1120/1.1\* SECTION 2304jb.** 180.0724 (4) of the statutes is amended to read:  
2           180.0724 (4) The corporation and its officer or agent who accepts or rejects a  
3           vote, consent, waiver or proxy appointment in good faith and in accordance with this  
4           section or s. 180.0722 (2) are not liable in damages to the shareholder for the  
5           consequences of the acceptance or rejection.

6           **\*b1120/1.1\* SECTION 2304jm.** 180.0724 (5) of the statutes is amended to read:  
7           180.0724 (5) Corporate action based on the acceptance or rejection of a vote,  
8           consent, waiver or proxy appointment under this section or s. 180.0722 (2) is valid  
9           unless a court of competent jurisdiction determines otherwise.”

10           **\*b1192/2.1\* 882.** Page 1179, line 5: after that line insert:

11           **\*b1192/2.1\* “SECTION 2307a.** 177.01 (10) of the statutes is renumbered 177.01  
12           (10) (a).

13           **\*b1192/2.1\* SECTION 2307d.** 177.01 (10) (b) of the statutes is created to read:  
14           177.01 (10) (b) “Intangible property” does not include a credit balance issued  
15           to a commercial customer account by a business association in the ordinary course  
16           of business, unless the credit balance is property described in s. 177.06 (1) or (2) held  
17           by a banking organization or financial organization.”

18           **\*b0730/1.8\* 883.** Page 1179, line 19: after that line insert:

19           **\*b0730/1.8\* “SECTION 2308r.** 186.098 (12) of the statutes is amended to read:  
20           186.098 (12) LOANS TO MEMBERS. A credit union may make loans to members  
21           secured by assignment or transfer of stock certificates or other evidence of the  
22           borrower’s ownership interest in a corporation formed for the cooperative ownership  
23           of real estate. Sections 846.10 and 846.101, as they apply to a foreclosure of a  
24           mortgage involving a one-family residence, apply to a proceeding to enforce the

1 lender's rights in security given for a loan under this subsection. The office of credit  
2 unions shall promulgate joint rules with the ~~divisions of savings and loan~~ division  
3 of savings institutions and the division of banking that establish procedures for  
4 enforcing a lender's rights in security given for a loan under this subsection.”.

5 **\*b1060/1.2\* 884.** Page 1179, line 19: after that line insert:

6 **\*b1060/1.2\* “SECTION 2308dm.** 189.02 (7) of the statutes is created to read:  
7 189.02 (7) At least 14 days before submitting to the public service commission  
8 any personnel or budget request that affects any appropriation to the department of  
9 transportation, the office shall notify the secretary of the request.”.

10 **\*b1068/1.1\* 885.** Page 1179, line 19: after that line insert:

11 **\*b1068/1.1\* “SECTION 2308gg.** 195.28 (1m) of the statutes is created to read:  
12 195.28 (1m) APPORTIONMENT OF EXPENSE. The office shall fix the proportion of  
13 the cost and expense of crossing protection devices and installation, and any other  
14 work ordered under sub. (1), to be paid by the parties in interest. The office may order  
15 any party in interest to pay the cost and expenses apportioned to that party under  
16 this subsection.

17 **\*b1068/1.1\* SECTION 2308gk.** 195.28 (2) of the statutes is amended to read:

18 195.28 (2) INSTALLATION COSTS. ~~The~~ Subject to sub. (1m), the cost of any signal  
19 or other crossing protection device ~~which~~ that is ordered installed under sub. (1) and  
20 the cost of installing any such device shall be paid by the department from the  
21 appropriations under s. 20.395 (2) (gj), (gr) and (gx).”.

22 **\*b1101/1.2\* 886.** Page 1179, line 19: after that line insert:

23 **\*b1101/1.2\* “SECTION 2308mg.** 195.28 (1) of the statutes is amended to read:

1           195.28 (1) PETITION; HEARING; ORDER. Upon petition of the department, city  
2 council, village board, town board, superintendent of highways or by 5 or more  
3 electors in any town, village or city, or of any railroad corporation or railroad  
4 historical society, to determine whether a public highway and railroad grade crossing  
5 protects and promotes public safety, the office may investigate and issue an  
6 appropriate order without a public hearing. If the petitioner, railroad, railroad  
7 historical society or any interested party objects to the order and requests a hearing  
8 within 20 days after the date that the order is issued, the office shall proceed under  
9 s. 195.04. Notice of an investigation or hearing shall be served upon the department,  
10 which shall be an interested party, and any recommendation it may file with the  
11 office at or prior to a hearing, if there is one, regarding crossing protection shall be  
12 considered as evidence in the proceeding. The office shall determine whether the  
13 existing warning devices at such crossing are adequate to protect and promote public  
14 safety. If the office determines, either without or after a hearing, that protection is  
15 not adequate, it may order the railroad company or railroad historical society to keep  
16 a flagman at the crossing or to install automatic signals or other suitable safety  
17 device at specific locations at such crossing. The office may order the relocation of  
18 existing signals and devices to improve protection at a crossing. To the greatest  
19 extent practicable, orders under this subsection shall be executed in the priority  
20 recommended under sub. (2m) (d), except that the recommendation shall be  
21 disregarded if the office determines that immediate improvement of a crossing is  
22 necessary to protect public safety. Any crossing protection installed or maintained  
23 as approved by the office, whether by order or otherwise, shall be deemed adequate  
24 and appropriate protection for the crossing.

25           **\*b1101/1.2\* SECTION 2308mj.** 195.28 (2m) of the statutes is created to read:

1           195.28 (2m) DUTIES OF THE COUNCIL ON RAILROAD GRADE CROSSINGS. The council  
2 on railroad grade crossings shall do all of the following:

3           (a) Establish and maintain a railroad crossing data base. The data base shall  
4 be available to the office and the department.

5           (b) Recommend to the office and to the department desirable funding levels for  
6 railroad crossing protection installation and maintenance under subs. (2) and (3).

7           (c) Meet at least once annually to review all railroad crossing improvements  
8 ordered by the office.

9           (d) Determine and recommend to the office which railroad crossing  
10 improvements should be constructed during the following 3 years and the order in  
11 which those projects should be completed to maximize the safety benefits of the  
12 projects. In determining the order in which projects should be completed, the council  
13 shall consider all of the following:

- 14           1. The volume and speed of trains and traffic at the railroad crossing.
- 15           2. The physical features of the railroad crossing, including curves, hills and  
16 other features that may reduce the visibility of motorists at the railroad crossing.
- 17           3. The history of accidents at the railroad crossing.
- 18           4. Anticipated changes in the volume or speed of motor vehicles or train traffic  
19 at the railroad crossing.
- 20           5. Any other factors the council considers appropriate.”.

21           **\*b1203/1.3\* 887.** Page 1179, line 19: after that line insert:

22           **\*b1203/1.3\* “SECTION 2308m.** 185.981 (4t) of the statutes is amended to read:

23           185.981 (4t) A sickness care plan operated by a cooperative association is  
24 subject to ss. 252.14, 631.89, 632.72 (2), 632.745 to 632.749, 632.85, 632.853, 632.855,



1 632.87 (2m), (3), (4) and (5), 632.872, 632.895 (10) to (13) and 632.897 (10) and chs.  
2 149 and 155.

3 \*b1203/1.3\* SECTION 2308p. 185.983 (1) (intro.) of the statutes is amended to  
4 read:

5 185.983 (1) (intro.) Every such voluntary nonprofit sickness care plan shall be  
6 exempt from chs. 600 to 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41,  
7 601.42, 601.43, 601.44, 601.45, 611.67, 619.04, 628.34 (10), 631.89, 631.93, 632.72  
8 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.85, 632.853, 632.855, 632.87  
9 (2m), (3), (4) and (5), 632.872, 632.895 (5) and (9) to (13), 632.896 and 632.897 (10)  
10 and chs. 609, 630, 635, 645 and 646, but the sponsoring association shall:”

11 \*b0764/1.1\* 888. Page 1179, line 21: after that line insert:

12 \*b0764/1.1\* “SECTION 2309q. 196.19 (1m) (b) of the statutes is amended to  
13 read:

14 196.19 (1m) (b) A telecommunications utility may not offer a new  
15 telecommunications service to the public without first filing a tariff for that offering  
16 with the commission. A proposed tariff offering a new telecommunications service  
17 shall be effective on the date specified in the tariff ~~but not earlier than 10 days after~~  
18 ~~the date on which the tariff is filed with the commission~~, unless the commission,  
19 either upon complaint or upon its own motion, suspends the operation of the new  
20 tariff by serving written notice of the suspension on the telecommunications utility  
21 within 10 days after the date of filing. The notice shall include a statement of the  
22 reason under par. (c) upon which the commission believes the tariff may be modified.

23 \*b0764/1.1\* SECTION 2309r. 196.19 (1m) (e) of the statutes is repealed.”.

1           **\*b0761/1.1\* 889.** Page 1180, line 15: delete “The ~~commission~~” and substitute  
2           “~~The commission~~ Except as provided in s. 196.218 (4t), the”.

3           **\*b0761/1.2\* 890.** Page 1183, line 20: after that line insert:

4           **\*b0761/1.2\* “SECTION 2329g.** 196.218 (4t) of the statutes is created to read:  
5           196.218 (4t) EDUCATIONAL TELECOMMUNICATIONS ACCESS PROGRAM RULES. The  
6           commission, in consultation with the department of administration and the  
7           technology for educational achievement in Wisconsin board, shall promulgate rules  
8           specifying the telecommunications services eligible for funding through the  
9           educational telecommunications access program under s. 44.73.”.

10          **\*b1240/1.2\* 891.** Page 1184, line 9: after “bases.” insert “This subdivision  
11          does not apply after June 30, 2001.”.

12          **\*b0862/1.4\* 892.** Page 1184, line 18: after that line insert:

13          **\*b0862/1.4\* “SECTION 2332n.** 196.218 (5) (a) 10. of the statutes is created to  
14          read:

15          196.218 (5) (a) 10. To provide administrative services under the rehabilitation  
16          teaching program for blind and visually impaired persons under s. 46.293.”.

17          **\*b1241/1.3\* 893.** Page 1185, line 20: delete the material beginning with that  
18          line and ending with page 1186, line 9, and substitute:

19          **\*b1241/1.3\* “SECTION 2335mr.** 196.44 (2) (b) of the statutes is repealed.

20          **\*b1241/1.3\* SECTION 2336mr.** 196.85 (2m) of the statutes is repealed.”.

21          **\*b0764/1.2\* 894.** Page 1186, line 2: after that line insert:

22          **\*b0764/1.2\* “SECTION 2336g.** 196.77 of the statutes is amended to read:  
23          **196.77 Promotional rates.** Except as provided in this section, nothing in this  
24          chapter prohibits a telecommunications utility from filing a tariff to make a limited

1 offering of promotional rates. A promotional rate under this section shall take effect  
2 automatically at the time specified in the tariff ~~but not earlier than 10 days after the~~  
3 ~~date the tariff is filed with the commission~~ unless the commission ~~authorizes an~~  
4 ~~earlier effective date or~~ suspends the tariff within 10 days after the date on which  
5 it is filed. The commission may suspend a tariff if it believes that the tariff violates  
6 s. 196.204, 196.209 or 196.219. If the commission suspends a tariff, it shall  
7 investigate and resolve the matter within 60 days after the date on which the tariff  
8 is suspended or the tariff shall be effective as filed.”.

9 \*b0730/1.9\* **895.** Page 1186, line 9: after that line insert:

10 \*b0730/1.9\* **SECTION 2337a.** 214.01 (1) (im) of the statutes is amended to  
11 read:

12 214.01 (1) (im) “Division” means the division of savings and ~~loan~~ institutions.

13 \*b0730/1.9\* **SECTION 2338a.** 214.592 of the statutes is amended to read:

14 **214.592 Financially related services tie-ins.** In any transaction conducted  
15 by a savings bank, a savings bank holding company or a subsidiary of either with a  
16 customer who is also a customer of any other subsidiary of any of them, the customer  
17 shall be given a notice in 12-point boldface type in substantially the following form:

18 **NOTICE OF RELATIONSHIP**

19 This company, .... (insert name and address of savings bank, savings bank  
20 holding company or subsidiary), is related to .... (insert name and address of savings  
21 bank, savings bank holding company or subsidiary) of which you are also a customer.  
22 You may not be compelled to buy any product or service from either of the above  
23 companies or any other related company in order to participate in this transaction.



1 companies at either of the above addresses or the division of savings ~~and loan~~  
2 institutions at .... (insert address).”.

3 \*b0793/2.22\* **896.** Page 1186, line 9: after that line insert:

4 \*b0793/2.22\* “SECTION 2336s. 197.04 (1) (b) and (2) of the statutes are  
5 amended to read:

6 197.04 (1) (b) If within either of the 90-day periods described in par. (a) a  
7 petition conforming to the requirements of s. 8.40 is filed with the clerk of the  
8 municipality and the petition has been signed by 5% of the electors of a 1st class city  
9 or by 10% of the electors of all other municipalities requesting that the question of  
10 discontinuing the proceeding to acquire the plant or equipment of the public utility  
11 be submitted to the electors of the municipality, the applicable question under par.  
12 (c) shall be submitted to the electors at ~~any general or regular municipal the~~  
13 succeeding election authorized under s. 8.065 (2) or an election authorized under s.  
14 8.065 (3) that may be is held not less than 30, and not more than 35, days from the  
15 date of the filing of the petition. If no general election or regular municipal election  
16 is to be held within the stated periods, the governing body of the municipality shall  
17 order the holding of a special election for the purpose of submitting the question to  
18 the electors.

19 (2) The governing body of the municipality may provide for notice of, the  
20 manner of holding s, the method of voting on, the method of making returns of, and  
21 the method of canvassing and determining the result of, the election required under  
22 sub. (1). Notice of the election to the electors shall be given by a brief notice of that  
23 fact once a week for 3 weeks in some newspaper of general circulation published in  
24 the municipality. If no newspaper of general circulation is published in the

1 municipality, publication may be made in any newspaper of general circulation in the  
2 county seat of the county in which the municipality is located. ~~The notice of holding~~  
3 ~~any special election shall be incorporated as a part of the notice given under this~~  
4 ~~subsection.~~

5 **\*b0793/2.22\* SECTION 2336u.** 197.10 (2) of the statutes is amended to read:

6 197.10 (2) Such contract when adopted by the common council of said city and  
7 accepted by the owner or owners of such public utility shall be submitted to the public  
8 service commission for its approval and upon such approval the same shall be  
9 submitted in such manner as the common council shall determine to a vote of the  
10 electors of such city at the next ~~regular municipal election or at a special election~~  
11 ~~called for that purpose authorized under s. 8.065 (2) or an election authorized under~~  
12 ~~s. 8.065 (3) to be held not sooner than 45 days after approval of the commission,~~ and  
13 such contract shall not become binding upon such city until approved by a majority  
14 vote of the qualified electors of such city voting thereon. No bonds shall in any case  
15 be issued by said city under the contract or contracts mentioned in sub. (1), until the  
16 proposition of their issue shall have been submitted to the people of such city and  
17 adopted by a majority of the electors voting thereon.

18 **\*b0793/2.22\* SECTION 2336w.** 198.19 (1) of the statutes is amended to read:

19 198.19 (1) Any territory, constituting one or more municipalities contiguous to  
20 a district may be annexed to and become a part of such district to all intents and  
21 purposes and with like effect as though originally included therein upon such terms  
22 and conditions as the board of directors of the district shall fix by ordinance adopted  
23 by the affirmative vote of two-thirds of the directors-elect, provided that before such  
24 ordinance becomes effective the same shall be accepted and ratified by the  
25 affirmative vote of a majority of the qualified electors entitled to vote and voting in

1 a ~~special election referendum~~ referendum called and held for that purpose, in accordance with  
2 s. 8.065, in each municipality proposed in such ordinance to be annexed to the  
3 district. Such ordinance shall be published and such election shall be noticed, held  
4 and conducted, as nearly as may be, in the manner provided by this chapter for the  
5 noticing, holding and conduct of elections upon the organization of a municipal power  
6 district, except that the returns of such election and the ballots therein shall be  
7 delivered to the clerk of the district. The results of said election shall be canvassed  
8 publicly by the directors of the district.”.

9 \*b0807/1.1\* **897**. Page 1186, line 9: after that line insert:

10 \*b0807/1.1\* “SECTION 2342bc. 218.01 (2) (L) of the statutes is created to read:

11 218.01 (2) (L) 1. Words and phrases defined in sub. (2c) (am) have the same  
12 meaning in this paragraph.

13 2. The department may not issue a dealer license under this section, unless the  
14 department has determined that no factory will hold an ownership interest in or  
15 operate or control the dealership or that one of the exceptions under sub. (2c) (cm)  
16 applies.

17 3. If the applicant asserts that sub. (2c) (cm) 2. applies, the department shall  
18 require the applicant to provide a copy of the written agreement described in sub. (2c)  
19 (cm) 2. d. for examination by the department to ensure that the agreement meets the  
20 requirements of sub. (2c) (cm) 2.

21 4. If the division of hearings and appeals determines, after a hearing on the  
22 matter at the request of the department or any licensee, that a factory holds an  
23 ownership interest in a dealership or operates or controls a dealership in violation

1 of this subsection, the division shall order the denial or revocation of the dealership's  
2 licensc.

3 **\*b0807/1.1\* SECTION 2342bf.** 218.01 (2c) (intro.) of the statutes is renumbered  
4 218.01 (2c) (bm) and amended to read:

5 218.01 (2c) (bm) A ~~manufacturer, importer or distributor, or a subsidiary~~  
6 ~~thereof, factory~~ shall not ~~own, directly or indirectly, hold an ownership interest in~~  
7 ~~or operate or control~~ a motor vehicle dealership in this state.

8 (cm) This subsection does not prohibit any of the following:

9 **\*b0807/1.1\* SECTION 2342bi.** 218.01 (2c) (a) of the statutes is renumbered  
10 218.01 (2c) (cm) 1. and amended to read:

11 218.01 (2c) (cm) 1. ~~The ownership and operation by a manufacturer, importer~~  
12 ~~or distributor, or a subsidiary thereof, of~~ A factory from holding an ownership  
13 interest in or operating a dealership for a temporary period, not to exceed one year,  
14 during the transition from one owner or dealer operator to another.

15 **\*b0807/1.1\* SECTION 2342bL.** 218.01 (2c) (am) of the statutes is created to  
16 read:

17 218.01 (2c) (am) In this subsection:

18 1. "Agent" means a person who is employed by or affiliated with a factory or who  
19 directly or through an intermediary is controlled by or under common control of a  
20 factory.

21 2. "Control" means the possession, direct or indirect, of the power to direct or  
22 cause the direction of the management or policies of a person, whether through the  
23 ownership of voting securities, by contract or otherwise.

24 3. "Dealer operator" means an individual who is vested with the power and  
25 authority to operate a dealership.



1           4. “Dealership” means a person licensed or required to be licensed as a motor  
2 vehicle dealer under this section.

3           4m. “Department” means the department of transportation.

4           5. “Factory” means a manufacturer, distributor or importer, or an agent of a  
5 manufacturer, distributor or importer.

6           6. “Operate” means to directly or indirectly manage a dealership.

7           7. “Ownership interest” means the beneficial ownership of one percent or more  
8 of any class of equity interest in a dealership, whether the interest is that of a  
9 shareholder, partner, limited liability company member or otherwise. To “hold” an  
10 ownership interest means to have possession of, title to or control of the ownership  
11 interest, whether directly or indirectly through a fiduciary or an agent.

12           **\*b0807/1.1\* SECTION 2342bo.** 218.01 (2c) (b) of the statutes is repealed.

13           **\*b0807/1.1\* SECTION 2342br.** 218.01 (2c) (c) of the statutes is renumbered  
14 218.01 (2c) (cm) 3. and amended to read:

15           218.01 (2c) (cm) 3. The ownership, operation or control of a dealership by a  
16 ~~manufacturer, importer or distributor, or subsidiary thereof, which factory that~~ does  
17 not meet the conditions under ~~par. (a) or (b) subds. 1. or 2.~~, if the division of hearings  
18 and appeals determines, after a hearing on the matter at the request of any party,  
19 that there is no prospective independent dealer available to own and operate the  
20 dealership in a manner consistent with the public interest and that meets the  
21 reasonable standard and uniformly applied qualifications of the ~~manufacturer,~~  
22 ~~importer or distributor~~ factory.

23           **\*b0807/1.1\* SECTION 2342bu.** 218.01 (2c) (cm) 2. of the statutes is created to  
24 read:

1           218.01 (2c) (cm) 2. A factory from holding an ownership interest in a  
2 dealership, if all of the following apply:

3           a. The dealer operator of the dealership is an individual who is not an agent  
4 of the factory.

5           b. The dealer operator of the dealership is unable to acquire full ownership of  
6 the dealership with his or her own assets or in conjunction with financial  
7 investments and loans from investors or lenders other than the factory holding an  
8 ownership interest in the dealership.

9           c. The dealer operator of the dealership holds not less than 15 percent of the  
10 total ownership interests in the dealership within one year from the date that the  
11 factory initially acquires any ownership interest in the dealership.

12           d. There is a bona fide written agreement in effect between the factory and the  
13 dealer operator of the dealership under which the dealer operator will acquire all of  
14 the ownership interest in the dealership held by the factory on reasonable terms  
15 specified in the agreement and that grants the dealer operator the right to acquire  
16 all of the ownership interest in the dealership held by the factory not later than five  
17 years after the effective date of the agreement.

18           e. The written agreement described in subd. 2. d. does not unreasonably restrict  
19 the source of funds used by the dealer operator to acquire ownership interest in the  
20 dealership held by the factory. A restriction that requires the dealer operator to use  
21 only funds that are received in the form of salaries, bonuses, dividends or other  
22 payments to him or her as the dealer operator, or as the holder of an ownership  
23 interest in the dealership, to acquire the factory's ownership interest in the  
24 dealership is considered unreasonable.

1 f. The written agreement described in subd. 2. d. provides that the dealer  
2 operator will make reasonable progress toward acquiring all of the ownership  
3 interest in the dealership, and the dealer is making reasonable progress toward  
4 acquiring all of the ownership interest in the dealership.

5 g. Not more than eight years have elapsed since the factory initially acquired  
6 its ownership interest in the dealership, unless the department, upon petition by the  
7 dealer operator, determines that there is good cause to allow the dealer operator a  
8 longer period to complete his or her acquisition of all of the ownership interest in the  
9 dealership held by the factory and the longer period determined by the department  
10 has not yet elapsed.

11 h. If the factory owns the real property at which the dealership is located, the  
12 written agreement described in subd. 2. d. provides the dealer operator with the right  
13 to purchase the real property from the factory for its fair market value at the time  
14 that the dealer completes his or her acquisition of the factory's ownership interest  
15 in the dealership and there is no obligation by the dealer operator to lease the real  
16 property to the factory after the dealer operator purchase the real property.

17 \*b0807/1.1\* SECTION 2342bw. 218.01 (3x) (d) 1. of the statutes is repealed.”.

18 \*b0729/2.1\* 898. Page 1193, line 3: after that line insert:

19 \*b0729/2.1\* “SECTION 2345e. 221.0901 (3) (a) 1. of the statutes is amended to  
20 read:

21 221.0901 (3) (a) 1. Merge or consolidate with an in–state bank holding company  
22 or an in–state bank.

23 \*b0729/2.1\* SECTION 2245m. 221.0901 (8) (a) of the statutes is amended to  
24 read:

1           221.0901 (8) (a) Except as provided in pars. (b) and (c), the division may not  
2 approve an application ~~by an out-of-state bank holding company~~ under sub. (3) (a),  
3 other than an application by an in-state bank or an in-state bank holding company,  
4 unless the in-state bank to be acquired, or ~~all every~~ in-state bank ~~subsidiaries~~  
5 subsidiary of the in-state bank holding company to be acquired, ~~have as of the~~  
6 ~~proposed date of acquisition~~ has been in existence and in continuous operation for  
7 at least 5 years as of the proposed date of acquisition.

8           **\*b0729/2.1\* SECTION 2245p.** 221.0901 (8) (b) of the statutes is amended to  
9 read:

10           221.0901 (8) (b) The division may approve an application for an acquisition of  
11 an in-state bank holding company that owns one or more in-state banks that have  
12 been in existence for less than 5 years, if the ~~out-of-state bank holding company~~  
13 applicant divests itself of those in-state banks within 2 years after the date of the  
14 applicant's acquisition of the in-state bank holding company ~~by the out-of-state~~  
15 ~~bank holding company.~~ This paragraph does not apply to an application by an  
16 in-state bank or an in-state bank holding company."

17           **\*b0730/1.10\* 899.** Page 1193, line 3: after that line insert:

18           **\*b0730/1.10\* "SECTION 2343a.** 220.04 (9) (a) 2. of the statutes is amended to  
19 read:

20           220.04 (9) (a) 2. "Regulated entity" means a bank, universal bank, trust  
21 company bank and any other entity which is described in s. 220.02 (2) or 221.0526  
22 as under the supervision and control of the division.

23           **\*b0730/1.10\* SECTION 2344a.** 221.0303 (2) of the statutes is amended to read:

1           221.0303 (2) OPERATION AND ACQUISITION OF CUSTOMER BANK COMMUNICATIONS  
2           TERMINALS. A bank may, directly or indirectly, acquire, place and operate, or  
3           participate in the acquisition, placement and operation of, at locations other than its  
4           main or branch offices, customer bank communications terminals, in accordance  
5           with rules established by the division. The rules of the division shall provide that  
6           any such customer bank communications terminal shall be available for use, on a  
7           nondiscriminatory basis, by any state or national bank and by all customers  
8           designated by a bank using the terminal. This subsection does not authorize a bank  
9           which has its principal place of business outside this state to conduct banking  
10          business in this state. The customer bank communications terminals also shall be  
11          available for use, on a nondiscriminatory basis, by any credit union, savings and loan  
12          association or savings bank, if the credit union, savings and loan association or  
13          savings bank requests to share its use, subject to rules jointly established by the  
14          division of banking, the office of credit unions and the division of savings ~~and loan~~  
15          institutions. The division by order may authorize the installation and operation of  
16          a customer bank communications terminal in a mobile facility, after notice and  
17          hearing upon the proposed service stops of the mobile facility.

18           **\*b0730/1.10\* SECTION 2345a.** 221.0321 (5) of the statutes is amended to read:  
19           221.0321 (5) CERTAIN SECURED LOANS. A bank may make loans secured by  
20           assignment or transfer of stock certificates or other evidence of the borrower's  
21           ownership interest in a corporation formed for the cooperative ownership of real  
22           estate. Sections 846.10 and 846.101, as they apply to a foreclosure of a mortgage  
23           involving a one-family residence, apply to a proceeding to enforce the lender's rights  
24           in security given for a loan under this subsection. The division shall promulgate joint  
25           rules with the office of credit unions and the division of savings ~~and loan~~ institutions

1 that establish procedures for enforcing a lender's rights in security given for a loan  
2 under this subsection.

3 **\*b0730/1.10\* SECTION 2346.** Chapter 222 of the statutes is created to read:

4 **CHAPTER 222**

5 **UNIVERSAL BANKS**

6 **SUBCHAPTER I**

7 **GENERAL PROVISIONS**

8 **222.0101 Title.** This chapter may be cited as the "Wisconsin universal bank  
9 law".

10 **222.0102 Definitions.** In this chapter:

11 (1) "Adequately capitalized" has the meaning given in 12 USC 1831o (b) (1) (B).

12 (2) "Capital" of a universal bank means the sum of the following, less the  
13 amount of intangible assets that is not considered to be qualifying capital by a deposit  
14 insurance corporation or the division:

15 (a) For a universal bank organized as a stock organization, the universal bank's  
16 capital stock, preferred stock, undivided profits, surplus, outstanding notes and  
17 debentures approved by the division, other forms of capital designated as capital by  
18 the division and other forms of capital considered to be qualifying capital of the  
19 universal bank by a deposit insurance corporation.

20 (b) For a universal bank organized as a mutual organization, the universal  
21 bank's net worth, undivided profits, surplus, outstanding notes and debentures  
22 approved by the division, other forms of capital designated as capital by the division  
23 and other forms of capital considered to be qualifying capital by a deposit insurance  
24 corporation.

1           (3) “Deposit insurance corporation” means the Federal Deposit Insurance  
2 Corporation or other instrumentality of, or corporation chartered by, the United  
3 States that insures deposits of financial institutions and that is supported by the full  
4 faith and credit of the U.S. government as stated in a congressional resolution.

5           (4) “Division” means the division of banking.

6           (5) “Financial institution” means a state savings bank organized under ch. 214,  
7 state savings and loan association organized under ch. 215 or a state bank chartered  
8 under ch. 221.

9           (6) “Universal bank” means a financial institution that has been issued a  
10 certificate of authority under s. 222.0205.

11           (7) “Well-capitalized” has the meaning given in 12 USC 1831o (b) (1) (A).

12           **222.0103 Applicability. (1) SAVINGS BANKS.** A universal bank that is a savings  
13 bank organized under ch. 214 remains subject to all of the requirements, duties and  
14 liabilities, and may exercise all of the powers, of a savings bank, except that in the  
15 event of a conflict between this chapter and those requirements, duties, liabilities or  
16 powers, this chapter shall control.

17           **(2) SAVINGS AND LOAN ASSOCIATIONS.** A universal bank that is a savings and loan  
18 association organized under ch. 215 remains subject to all of the requirements,  
19 duties and liabilities, and may exercise all of the powers, of a savings and loan  
20 association, except that, in the event of a conflict between this chapter and those  
21 requirements, duties, liabilities or powers, this chapter shall control.

22           **(3) BANKS.** A universal bank that is a bank chartered under ch. 221 remains  
23 subject to all of the requirements, duties and liabilities, and may exercise all of the  
24 powers, of a bank, except that, in the event of a conflict between this chapter and  
25 these requirements, duties, liabilities or powers, this chapter shall control.





1 (a) The financial institution is chartered or organized, and regulated, under ch.  
2 214, 215 or 221 and has been in existence and continuous operation for a minimum  
3 of 3 years prior to the date of the application.

4 (b) The financial institution is well-capitalized or adequately capitalized.

5 (c) The financial institution does not exhibit a combination of financial,  
6 managerial, operational and compliance weaknesses that is moderately severe or  
7 unsatisfactory, as determined by the division based upon the division's assessment  
8 of the financial institution's capital adequacy, asset quality, management capability,  
9 earnings quantity and quality, adequacy of liquidity, and sensitivity to market risk.

10 (d) During the 12-month period prior to the application, the financial  
11 institution has not been the subject of an enforcement action and there is no  
12 enforcement action pending against the financial institution by any state or federal  
13 financial institution regulatory agency, including the division.

14 (2) FAILURE TO MAINTAIN COMPLIANCE. For any period during which a universal  
15 bank fails to meet the requirements under sub. (1), the division may by order limit  
16 or restrict the exercise of the powers of the universal bank under this chapter.

17 **222.0205 Certificate of authority.** Upon approval of the application under  
18 s. 222.0201 for certification as a universal bank, the division shall issue to the  
19 applicant a certificate of authority stating that the financial institution is certified  
20 as a universal bank under this chapter.

21 **222.0207 Decertification.** A financial institution that is certified as a  
22 universal bank under this chapter may elect to terminate its certification upon 60  
23 days' prior written notice to the division and written approval of the division. The  
24 financial institution shall, as a condition to the termination, terminate its exercise  
25 of all powers granted under this chapter prior to the termination of the certification.

1 Written approval of the termination by the division is void if the financial institution  
2 fails to satisfy the precondition to termination under this section.

3 SUBCHAPTER III  
4 ORGANIZATION

5 **222.0301 Articles of incorporation and bylaws.** A universal bank shall  
6 continue to operate under its articles of incorporation and bylaws as in effect prior  
7 to certification as a universal bank or as such articles or bylaws may be subsequently  
8 amended in accordance with the provisions of the chapter under which the universal  
9 bank was organized or chartered.

10 **222.0303 Name. (1) USE OF "BANK".** Notwithstanding ss. 214.035, 215.40 (1)  
11 and 215.60 (1) and subject to subs. (2) and (4), a universal bank may use the word  
12 "bank" in its name, without having to include the word "savings". Notwithstanding  
13 ss. 215.40 (1) and 215.60 (1) and subject to subs. (2) and (4), a universal bank that  
14 is organized under ch. 215 and that uses the word "bank" in its name in accordance  
15 with this section need not include the words "savings and loan association" or  
16 "savings association" in its name.

17 **(2) DISTINGUISHABILITY.** Except as provided in subs. (3) and (4), the name of the  
18 universal bank shall be distinguishable upon the records of the division from all of  
19 the following names:

20 (a) The name of any other financial institution organized under the laws of this  
21 state.

22 (b) The name of a national bank or foreign bank authorized to transact business  
23 in this state.

24 **(3) EXCEPTIONS.** A universal bank may apply to the division for authority to use  
25 a name that does not meet the requirement under sub. (2). The division may

1 authorize the use of the name if any of the conditions under s. 221.0403 (2) (a) or (b)  
2 is met.

3 (4) USE OF SAME NAME. A universal bank may use a name that is used in this  
4 state by another financial institution or by an institution authorized to transact  
5 business in this state, if the universal bank has done any of the following:

6 (a) Merged with the other institution.

7 (b) Been formed by reorganization of the other institution.

8 (c) Acquired all or substantially all of the assets, including the name, of the  
9 other institution.

10 **222.0305 Capital and assets. (1) CAPITAL REQUIREMENTS.** Notwithstanding  
11 subch. VI of ch. 214 and ss. 215.24 and 221.0205, the division shall determine the  
12 minimum capital requirements of universal banks.

13 (2) CERTAIN ASSET REQUIREMENTS. Section 214.045 does not apply to universal  
14 banks.

15 **222.0307 Acquisitions, mergers and asset purchases. (1) IN GENERAL.** A  
16 universal bank may, with the approval of the division, purchase the assets of, merge  
17 with, acquire or be acquired by any other financial institution, universal bank,  
18 national bank, federally chartered savings bank or savings and loan association, or  
19 by a holding company of any of these entities. Notwithstanding subch. III of ch. 214  
20 and ss. 214.09 and 215.36, the approval of the division of savings institutions is not  
21 required.

22 (2) APPLICATIONS FOR APPROVAL. An application for approval under sub. (1) shall  
23 be submitted on a form prescribed by the division and accompanied by a fee  
24 determined by the division. In processing and acting on applications under this  
25 section the division shall apply the following standards:

1 (a) For universal banks organized under ch. 214, ss. 214.09, 214.62 to 214.64  
2 and 214.665 and subch. III of ch. 214.

3 (b) For universal banks organized under ch. 215, ss. 215.35, 215.36, 215.53 and  
4 215.73.

5 (c) For universal banks chartered under ch. 221, subchs. VII and IX of ch. 221.

#### 6 SUBCHAPTER IV

#### 7 POWERS

8 **222.0401 Federal financial institution powers.** (1) IN GENERAL. Subject  
9 to the limitations in this section, universal banks may exercise all powers that may  
10 be exercised, directly or indirectly through a subsidiary, by a federally chartered  
11 savings bank, a federally chartered savings and loan association, a federally  
12 chartered national bank or by an affiliate of such an institution.

13 (2) REQUIRED NOTIFICATION FOR EXERCISE OF A FEDERAL POWER. A universal bank  
14 shall give 60 days' prior written notice to the division of the universal bank's  
15 intention to exercise a power under this section.

16 (3) EXERCISE OF FEDERAL POWERS THROUGH A SUBSIDIARY. The division may  
17 require that certain powers exercisable by universal banks under this section be  
18 exercised through a subsidiary of the universal bank with appropriate safeguards to  
19 limit the risk exposure of the universal bank.

20 **222.0403 Loan powers.** (1) PERMITTED PURPOSES. A universal bank may  
21 make, sell, purchase, arrange, participate in, invest in or otherwise deal in loans or  
22 extensions of credit for any purpose.

23 (2) IN GENERAL. Except as provided in subs. (3) to (8), the total liabilities of any  
24 person, other than a municipal corporation, to a universal bank for a loan or  
25 extension of credit may not exceed 20% of the capital of the universal bank at any

1 time. In determining compliance with this section, liabilities of a partnership  
2 includes the liabilities of the general partners, computed individually as to each  
3 general partner on the basis of his or her direct liability.

4 (3) CERTAIN SECURED LIABILITIES. The percentage limitation under sub. (2) is  
5 50% of the universal bank's capital, if the liabilities under sub. (2) are limited to the  
6 following types of liabilities:

7 (a) *Warehouse receipts.* A liability secured by warehouse receipts issued by  
8 warehouse keepers who are licensed and bonded in this state under ss. 99.02 and  
9 99.03 or under the federal Bonded Warehouse Act or who hold a registration  
10 certificate under ch. 127, if all of the following requirements are met:

- 11 1. The receipts cover readily marketable nonperishable staples.
- 12 2. The staples are insured, if it is customary to insure the staples.
- 13 3. The market value of the staples is not, at any time, less than 140% of the face  
14 amount of the obligation.

15 (b) *Certain bonds or notes.* A liability in the form of a note or bond that meets  
16 any of the following qualifications:

17 1. The note or bond is secured by not less than a like amount of bonds or notes  
18 of the United States issued since April 24, 1917, or certificates of indebtedness of the  
19 United States.

20 2. The note or bond is secured or covered by guarantees or by commitments or  
21 agreements to take over, or to purchase, the bonds or notes, and the guarantee,  
22 commitment or agreement is made by a federal reserve bank, the federal small  
23 business administration, the federal department of defense or the federal maritime  
24 commission.

1           3. The note or bond is secured by mortgages or trust deeds insured by the  
2 federal housing administration.

3           **(4) OBLIGATIONS OF LOCAL GOVERNMENTAL UNITS.** (a) *Definition.* In this  
4 subsection, “local governmental unit” has the meaning given in s. 16.97 (7).

5           (b) *General limitation.* Except as otherwise provided in this subsection, the  
6 total liabilities of a local governmental unit to a universal bank for money borrowed  
7 may not, at any time, exceed 25% of the capital of the universal bank.

8           (c) *Revenue obligations.* Liabilities in the form of revenue obligations of a local  
9 governmental unit are subject to the limitations provided in par. (b). In addition, a  
10 universal bank is permitted to invest in a general obligation of that local  
11 governmental unit in an amount that will bring the combined total of the general  
12 obligations and revenue obligations of a single local governmental unit to a sum not  
13 in excess of 50% of the capital of the universal bank.

14           (d) *General obligations.* If the liabilities of the local governmental unit are in  
15 the form of bonds, notes or other evidences of indebtedness that are a general  
16 obligation of a local governmental unit, the total liability of the local governmental  
17 unit may not exceed 50% of the capital of the universal bank.

18           (e) *Temporary borrowings.* The total amount of temporary borrowings of any  
19 local governmental unit maturing within one year after the date of issue may not  
20 exceed 60% of the capital of the universal bank. Temporary borrowings and  
21 longer-term general obligation borrowings of a single local governmental unit may  
22 be considered separately in determining compliance with this subsection.

23           **(5) OBLIGATIONS OF CERTAIN INTERNATIONAL ORGANIZATIONS; OTHER FOREIGN BONDS.**  
24 A universal bank may purchase bonds offered for sale by the International Bank for  
25 Reconstruction and Development and the Inter-American Development Bank or

1 such other foreign bonds as may be approved under rules established by the division.  
2 At no time shall the aggregate investment in any of these bonds issued by a single  
3 issuer exceed 10% of the capital of the universal bank.

4 (6) FOREIGN NATIONAL GOVERNMENT BONDS. A universal bank may purchase  
5 general obligation bonds issued by any foreign national government if the bonds are  
6 payable in United States funds. The aggregate investment in these foreign bonds  
7 may not exceed 3% of the capital of the universal bank, except that this limitation  
8 does not apply to bonds of the Canadian government and Canadian provinces that  
9 are payable in United States funds.

10 (7) LIMITS ESTABLISHED BY BOARD. (a) *When financial statements required.* A  
11 universal bank may not make or renew a loan or loans, the aggregate total of which  
12 exceeds the level established by the board of directors without being supported by a  
13 signed financial statement of the borrower, unless the loan is secured by collateral  
14 having a value in excess of the amount of the loan. A signed financial statement  
15 furnished by the borrower to a universal bank in compliance with this paragraph  
16 must be renewed annually as long as the loan or any renewal of the loan remains  
17 unpaid and is subject to this paragraph.

18 (b) *Treatment of loans complying with limits.* A loan or a renewal of a loan made  
19 by a universal bank in compliance with par. (a), without a signed financial statement,  
20 may be treated by the universal bank as entirely independent of any secured loan  
21 made to the same borrower if the loan does not exceed the limitations provided in this  
22 section.

23 (8) EXCEPTIONS. This section does not apply to any of the following:

24 (a) *Liabilities secured by certain short-term federal obligations.* A liability that  
25 is secured by not less than a like amount of direct obligations of the United States

1 which will mature not more than 18 months after the date on which such liabilities  
2 to the universal bank are entered into.

3 (b) *Certain federal and state obligations or guaranteed obligations.* A liability  
4 that is a direct obligation of the United States or this state, or an obligation of any  
5 governmental agency of the United States or this state, that is fully and  
6 unconditionally guaranteed by the United States or this state.

7 (c) *Commodity Credit Corporation liabilities.* A liability in the form of a note,  
8 debenture or certificate of interest of the Commodity Credit Corporation.

9 (d) *Discounting bills of exchange or business or commercial paper.* A liability  
10 created by the discounting of bills of exchange drawn in good faith against actually  
11 existing values or the discounting of commercial or business paper actually owned  
12 by the person negotiating the same.

13 (e) *Certain other federal or federally guaranteed obligations.* In obligations of,  
14 or obligations that are fully guaranteed by, the United States and in obligations of  
15 any federal reserve bank, federal home loan bank, the Student Loan Marketing  
16 Association, the Government National Mortgage Association, the Federal National  
17 Mortgage Association, the Federal Home Loan Mortgage Corporation, the  
18 Export–Import Bank of Washington or the Federal Deposit Insurance Corporation.

19 (9) ADDITIONAL AUTHORITY. (a) *In general.* In addition to the authority granted  
20 under subs. (1) to (8), and except as provided in par. (b), a universal bank may lend  
21 under this subsection, through the universal bank or subsidiary of the universal  
22 bank, to all borrowers from the universal bank and all of its subsidiaries, an  
23 aggregate amount not to exceed 20% of the universal bank's capital. Neither a  
24 universal bank nor any subsidiary of the universal bank may lend to any borrower,  
25 under this subsection and any other law or rule, an amount that would result in an



1 aggregate amount for all loans to that borrower that exceeds 20% of the universal  
2 bank's capital. A universal bank or its subsidiary may take an equity position or  
3 other form of interest as security in a project funded through such loans. Every  
4 transaction by a universal bank or its subsidiary under this subsection shall require  
5 prior approval by the governing board of the universal bank or its subsidiary,  
6 respectively. Such loans are not subject to s. 221.0326 or to classification as losses,  
7 for a period of 3 years from the date of each loan except as provided in par. (b).

8 (b) *Suspension of additional authority.* The division may suspend authority  
9 established under this subsection and, in such case, may specify how an outstanding  
10 loan shall be treated by the universal bank or its subsidiary. Among the factors that  
11 the division may consider in suspending authority under this subsection are the  
12 universal bank's capital adequacy, asset quality, earnings quantity, earnings quality,  
13 adequacy of liquidity and sensitivity to market risk and the ability of the universal  
14 bank's management.

15 **222.0405 Investment powers.** (1) INVESTMENT SECURITIES. Except as  
16 provided in subs. (3) to (8), a universal bank may purchase, sell, underwrite and hold  
17 investment securities, consistent with safe and sound banking practices, up to 100%  
18 of the universal bank's capital. A universal bank shall not invest greater than 20%  
19 of the universal bank's capital in the investment securities of one obligor or issuer.  
20 In this subsection, "investment securities" includes commercial paper, banker's  
21 acceptances, marketable securities in the form of bonds, notes, debentures and  
22 similar instruments that are regarded as investment securities.

23 (2) EQUITY SECURITIES. Except as provided in subs. (3) to (8), a universal bank  
24 may purchase, sell, underwrite and hold equity securities, consistent with safe and

1 sound banking practices, up to 20% of capital or, if approved by the division in  
2 writing, a greater percentage of capital.

3 (3) HOUSING ACTIVITIES. With the prior written consent of the division, a  
4 universal bank may invest in the initial purchase and development, or the purchase  
5 or commitment to purchase after completion, of home sites and housing for sale or  
6 rental, including projects for the reconstruction, rehabilitation or rebuilding of  
7 residential properties to meet the minimum standards of health and occupancy  
8 prescribed for a local governmental unit, the provision of accommodations for retail  
9 stores, shops and other community services that are reasonably incident to that  
10 housing, or in the stock of a corporation that owns one or more of those projects and  
11 that is wholly owned by one or more financial institutions. The total investment in  
12 any one project may not exceed 15% of the universal bank's capital, nor may the  
13 aggregate investment under this subsection exceed 50% of capital. A universal bank  
14 may not make an investment under this subsection unless it is in compliance with  
15 the capital requirements set by the division under s. 222.0305 (1) and with the capital  
16 maintenance requirements of its deposit insurance corporation.

17 (4) PROFIT-PARTICIPATION PROJECTS. A universal bank may take equity positions  
18 in profit-participation projects, including projects funded through loans from the  
19 universal bank, in an aggregate amount not to exceed 20% of capital. The division  
20 may suspend the investment authority under this subsection. If the division  
21 suspends the investment authority under this subsection, the division may specify  
22 how outstanding investments under this subsection shall be treated by the universal  
23 bank or its subsidiary. Among the factors that the division may consider in  
24 suspending authority under this subsection are the universal bank's capital  
25 adequacy, asset quality, earnings quantity, earnings quality, adequacy of liquidity

1 and sensitivity to market risk and the ability of the universal bank's management.  
2 This subsection does not authorize a universal bank, directly or indirectly through  
3 a subsidiary, to engage in the business of underwriting insurance.

4 (5) DEBT INVESTMENTS. A universal bank may invest in bonds, notes, obligations  
5 and liabilities described under s. 222.0403 (3) to (7), subject to the limitations under  
6 those subsections.

7 (6) CERTAIN LIABILITIES. This section does not limit investment in the  
8 liabilities described in s. 222.0403 (8).

9 (7) CERTAIN INVESTMENTS. A universal bank may invest without limitation in  
10 any of the following:

11 (a) *Business development corporations.* Stocks or obligations of a corporation  
12 organized for business development by this state or by the United States or by an  
13 agency of this state or the United States.

14 (b) *Urban renewal investment corporations.* Obligations of an urban renewal  
15 investment corporation organized under the laws of this state or of the United States.

16 (c) *Certain bank insurance companies.* An equity interest in an insurance  
17 company or an insurance holding company organized to provide insurance for  
18 universal banks and for persons affiliated with universal banks, solely to the extent  
19 that this ownership is a prerequisite to obtaining directors' and officers' insurance  
20 or blanket bond insurance for the universal bank through the company.

21 (d) *Certain remote service unit corporations.* Shares of stock, whether  
22 purchased or otherwise acquired, in a corporation acquiring, placing and operating  
23 remote service units under s. 214.04 (21) or 215.13 (46) or bank communications  
24 terminals under s. 221.0303 (2).

1           (e) *Service corporations.* Equity or debt securities or instruments of a service  
2 corporation subsidiary of the universal bank.

3           (f) *Federal funds.* Advances of federal funds.

4           (g) *Certain risk management financial products.* With the prior written  
5 approval of the division, financial futures transactions, financial options  
6 transactions, forward commitments or other financial products for the purpose of  
7 reducing, hedging or otherwise managing its interest rate risk exposure.

8           (h) *Certain fiduciaries.* A subsidiary organized to exercise corporate fiduciary  
9 powers under ch. 112.

10          (i) *Agricultural credit corporations.* An agricultural credit corporation. Unless  
11 a universal bank owns at least 80% of the stock of the agricultural credit corporation,  
12 a universal bank may not invest more than 20% of the universal bank's capital in the  
13 agricultural credit corporation.

14          (j) *Deposit accounts and insured obligations.* Deposit accounts or insured  
15 obligations of any financial institution, the accounts of which are insured by a deposit  
16 insurance corporation.

17          (k) *Certain federal obligations.* Obligations of, or obligations that are fully  
18 guaranteed by, the United States and stocks or obligations of any federal reserve  
19 bank, federal home loan bank, the Student Loan Marketing Association, the  
20 Government National Mortgage Association, the Federal National Mortgage  
21 Association, the Federal Home Loan Mortgage Corporation or the Federal Deposit  
22 Insurance Corporation.

23          (L) *Other investments.* Any other investment authorized by the division.

1           **(8) INVESTMENTS IN OTHER FINANCIAL INSTITUTIONS.** In addition to the authority  
2 granted under ss. 222.0307 and 222.0409, and subject to the limitations of sub. (2),  
3 a universal bank may invest in other financial institutions.

4           **(9) INVESTMENTS THROUGH SUBSIDIARIES.** A universal bank may make  
5 investments under this section, directly or indirectly through a subsidiary, unless  
6 the division determines that an investment shall be made through a subsidiary with  
7 appropriate safeguards to limit the risk exposure of the universal bank.

8           **222.0407 Universal bank purchase of its own stock. (1) IN GENERAL.** A  
9 universal bank may hold or purchase not more than 10% of its capital stock, notes  
10 or debentures, except as provided in sub. (2) or (3).

11           **(2) DIVISION APPROVAL.** A universal bank may hold or purchase more than 10%  
12 of its capital stock, notes or debentures, if approved by the division.

13           **(3) ADDITIONAL AUTHORITY.** A universal bank may hold or purchase more than  
14 10% of its capital stock, notes or debentures if the purchase is necessary to prevent  
15 loss upon a debt previously contracted in good faith. Stock, notes or debentures held  
16 or purchased under this subsection may not be held by the universal bank for more  
17 than 6 months if the stock, notes or debentures can be sold for the amount of the claim  
18 of the universal bank against the holder of the debt previously contracted. The  
19 universal bank shall either sell the stock, notes or debentures within 12 months of  
20 acquisition under this subsection or shall cancel the stock, notes or debentures.  
21 Cancellation of the stock, notes or debentures reduces the amount of the universal  
22 bank's capital stock, notes or debentures. If the reduction reduces the universal  
23 bank's capital below the minimum level required by the division, the universal bank  
24 shall increase its capital to the amount required by the division.

1           (4) LOANS SECURED BY CAPITAL, SURPLUS OR DEPOSITS. A universal bank may not  
2 loan any part of its capital, surplus or deposits on its own capital stock, notes or  
3 debentures as collateral security, except that a universal bank may make a loan  
4 secured by its own capital stock, notes or debentures to the same extent that the  
5 universal bank may make a loan secured by the capital stock, notes and debentures  
6 of a holding company for the universal bank.

7           **222.0409 Stock in bank-owned banks.** With the approval of the division,  
8 a universal bank may acquire and hold stock in one or more banks chartered under  
9 s. 221.1202 or national banks chartered under 12 USC 27 (b) or in one or more  
10 holding companies wholly owning such a bank. Aggregate investments under this  
11 section may not exceed 10% of the universal bank's capital.

12           **222.0411 General deposit powers. (1) IN GENERAL.** A universal bank may  
13 set eligibility requirements for, and establish the types and terms of, deposits that  
14 the universal bank solicits and accepts. The terms set under this subsection may  
15 include minimum and maximum amounts that the universal bank may accept and  
16 the frequency and computation method of paying interest.

17           (2) PLEDGE OF SECURITY FOR DEPOSITS. Subject to the limitations of s. 221.0324  
18 that are applicable to banks, a universal bank may pledge its assets as security for  
19 deposits.

20           (3) SECURITIZATION OF ASSETS. With the approval of the division, a universal  
21 bank may securitize its assets for sale to the public. The division may establish  
22 procedures governing the exercise of authority granted under this subsection.

23           (4) SAFE DEPOSIT POWERS. A universal bank may take and receive, from any  
24 individual or corporation for safekeeping and storage, gold and silver plate, jewelry,  
25 money, stocks, securities, and other valuables or personal property; and rent out the

1 use of safes or other receptacles upon its premises upon such compensation as may  
2 be agreed upon. A universal bank has a lien for its charges on any property taken  
3 or received by it for safekeeping. If the lien is not paid within 2 years from the date  
4 the lien accrues, or if property is not called for by the person depositing the property,  
5 or by his or her representative or assignee, within 2 years from the date the lien  
6 accrues, the universal bank may sell the property at public auction. A universal bank  
7 shall provide the same notice for a sale under this subsection that is required by law  
8 for sales of personal property on execution. After retaining from the proceeds of the  
9 sale all of the liens and charges due the bank and the reasonable expenses of the sale,  
10 the universal bank shall pay the balance to the person depositing the property, or to  
11 his or her representative or assignee.

12 **222.0413 Other service and incidental activity powers. (1) NECESSARY**  
13 **OR CONVENIENT POWERS.** Unless otherwise prohibited or limited by this chapter, a  
14 universal bank may exercise all powers necessary or convenient to effect the  
15 purposes for which the universal bank is organized or to further the businesses in  
16 which the universal bank is lawfully engaged.

17 **(2) REASONABLY RELATED POWERS.** (a) Subject to any applicable state or federal  
18 regulatory or licensing requirements, a universal bank may engage, directly or  
19 indirectly through a subsidiary, in activities reasonably related or incident to the  
20 purposes of the universal bank. Activities reasonably related or incident to the  
21 purposes of the universal bank are those activities that are part of the business of  
22 financial institutions, or closely related to the business of financial institutions, or  
23 convenient and useful to the business of financial institutions, or reasonably related  
24 or incident to the operation of financial institutions or are financial in nature.

1 Activities that are reasonably related or incident to the purposes of a universal bank  
2 include the following:

- 3 1. Business and professional services.
- 4 2. Data processing.
- 5 3. Courier and messenger services.
- 6 4. Credit-related activities.
- 7 5. Consumer services.
- 8 6. Real estate-related services, including real estate brokerage services.
- 9 7. Insurance and related services, other than insurance underwriting.
- 10 8. Securities brokerage.
- 11 9. Investment advice.
- 12 10. Securities and bond underwriting.
- 13 11. Mutual fund activities.
- 14 12. Financial consulting.
- 15 13. Tax planning and preparation.
- 16 14. Community development and charitable activities.
- 17 15. Debt cancellation contracts.
- 18 16. Any activities reasonably related or incident to activities under subs. 1.

19 to 15.

20 (b) An activity that is authorized by statute or regulation for financial  
21 institutions to engage in as of the effective date of this paragraph .... [revisor inserts  
22 date], is an activity that is reasonably related to or incident to the purposes of a  
23 universal bank. An activity permitted under the Bank Holding Company Act is an  
24 activity that is reasonably related to or incident to the purposes of a universal bank.  
25 The list of activities reasonably related or incident to the purposes of a universal



1 bank may be expanded by the division. Any additional activity approved by the  
2 division shall be authorized for all universal banks.

3 (3) NOTICE REQUIREMENT. A universal bank shall give 60 days' prior written  
4 notice to the division of the universal bank's intention to engage in an activity under  
5 this section.

6 (4) STANDARDS FOR DENIAL. The division may deny the authority of a universal  
7 bank to engage in an activity under this section, other than those activities described  
8 in sub. (2) (a) 1. to 16., if the division determines that the activity is not an activity  
9 reasonably related or incident to the purposes of a universal bank, that the financial  
10 institution is not well-capitalized or adequately capitalized, that the financial  
11 institution is the subject of an enforcement action or that the financial institution  
12 does not have satisfactory management expertise for the proposed activity.

13 (5) INSURANCE INTERMEDIATION. A universal bank, or an officer or salaried  
14 employe of a universal bank, may obtain a license as an insurance intermediary, if  
15 otherwise qualified. A universal bank may not, directly or indirectly through a  
16 subsidiary, engage in the business of underwriting insurance.

17 (6) OTHER ACTIVITIES APPROVED BY THE DIVISION. A universal bank may engage  
18 in any other activity that is approved by rule of the division.

19 (7) ACTIVITIES PROVIDED THROUGH A SUBSIDIARY. A universal bank may engage  
20 in activities under this section, directly or indirectly through a subsidiary, unless the  
21 division determines that an activity must be conducted through a subsidiary with  
22 appropriate safeguards to limit the risk exposure of the universal bank.

23 (8) LIMITATIONS ON INVESTMENTS THROUGH SUBSIDIARIES. The amount of the  
24 investment in any one subsidiary that engages in an activity under this section may  
25 not exceed 20% of capital or, if approved by the division, a higher percentage

1 authorized by the division. The aggregate investment in all subsidiaries that engage  
2 in an activity under this subsection may not exceed 50% of capital or, if approved by  
3 the division, a higher percentage authorized by the division.

4 (9) OWNERSHIP OF SUBSIDIARIES. A subsidiary that engages in an activity under  
5 this section may be owned jointly, with one or more other financial institutions,  
6 individuals or entities.

7 **222.0415 Trust powers.** Subject to rules of the division, a universal bank may  
8 exercise trust powers in accordance with s. 221.0316.

9 **\*b0730/1.10\* SECTION 2347a.** 223.105 (3) (a) of the statutes is amended to  
10 read:

11 223.105 (3) (a) To assure compliance with such rules as may be established  
12 under s. 220.04 (7) the division of banking, the office of credit unions and the division  
13 of savings ~~and loan~~ institutions shall, at least once every 18 months, examine the  
14 fiduciary operations of each organization which is under its respective jurisdiction  
15 and is subject to examination under sub. (2). If a particular organization subject to  
16 examination under sub. (2) is not otherwise under the jurisdiction of one of the  
17 foregoing agencies, such examination shall be conducted by the division of banking.

18 **\*b0730/1.10\* SECTION 2348a.** 223.105 (4) of the statutes is amended to read:

19 223.105 (4) NOTICE OF FIDUCIARY OPERATION. Except for those organizations  
20 licensed under ch. 221 or this chapter, any organization engaged in fiduciary  
21 operations as defined in this section shall, as required by rule, notify the division of  
22 banking, the office of credit unions or the division of savings ~~and loan~~ institutions of  
23 that fact, directing the notice to the agency then exercising regulatory authority over  
24 the organization or, if there is none, to the division of banking. Any organization  
25 which intends to engage in fiduciary operations shall, prior to engaging in such

1 operations, notify the appropriate agency of this intention. The notifications  
2 required under this subsection shall be on forms and contain information required  
3 by the rules promulgated by the division of banking.

4 **\*b0730/1.10\* SECTION 2349a.** 223.105 (5) of the statutes is amended to read:

5 223.105 (5) ENFORCEMENT REMEDY. The division of banking or the division of  
6 savings ~~and loan~~ institutions or office of credit unions shall upon the failure of such  
7 organization to submit notifications or reports required under this section or  
8 otherwise to comply with the provisions of this section, or rules established by the  
9 division of banking under s. 220.04 (7), upon due notice, order such defaulting  
10 organization to cease and desist from engaging in fiduciary activities and may apply  
11 to the appropriate court for enforcement of such order.

12 **\*b0730/1.10\* SECTION 2350a.** 223.105 (6) of the statutes is amended to read:

13 223.105 (6) SUNSET. Except for an organization regulated by the office of credit  
14 unions or the division of savings ~~and loan~~ institutions or an organization authorized  
15 by the division of banking to operate as a bank or trust company under ch. 221 or this  
16 chapter, an organization may not begin activity as a fiduciary operation under this  
17 section after May 12, 1992. An organization engaged in fiduciary operations under  
18 this section on May 12, 1992, may continue to engage in fiduciary operations after  
19 that date.”.

20 **\*b0980/1.20\* 900.** Page 1193, line 20: delete lines 20 to 25.

21 **\*b0980/1.21\* 901.** Page 1194, line 1: delete lines 1 to 3.

22 **\*b0713/1.3\* 902.** Page 1194, line 9: after that line insert:

23 **\*b0713/1.3\* “SECTION 2353sm.** 227.01 (13) (zu) of the statutes is created to  
24 read:

1           227.01 (13) (zu) Establishes standards under subch. IX of ch. 254.”

2           **\*b1141/2.15\* 903.** Page 1194, line 9: after that line insert:

3           **\*b1141/2.15\* “SECTION 2353t.** 227.01 (13) (ym) of the statutes is repealed.

4           **\*b1141/2.15\* SECTION 2353u.** 227.01 (13) (zi) of the statutes is repealed.”.

5           **\*b0980/1.22\* 904.** Page 1194, line 10: delete lines 10 to 13.

6           **\*b0897/2.2\* 905.** Page 1194, line 13: after that line insert:

7           **\*b0897/2.2\* “SECTION 2355mm.** 227.14 (1s) of the statutes is created to read:

8           227.14 (1s) EXCEPTION; PREPARATION OF CERTAIN RULES BASED ON FEDERAL FOOD

9           CODE. Notwithstanding sub. (1), if the department of agriculture, trade and

10          consumer protection or the department of health and family services prepares a

11          proposed rule based on the model food code published by the federal food and drug

12          administration, the proposed rule may be in the format of the model food code.”.

P6/cm4

D

- b0793.17 ✓ Page 958, line 14: after that line insert:
- b1145.20 ✓ Page 958, line 14: after that line insert:
- b1166.4 ✓ Page 958, line 14: after that line insert:
- b1167.3 ✓ Page 958, line 14: after that line insert:
- b0908.1 ✓ Page 958, line 19: after that line insert:
- b0910.1 ✓ Page 958, line 19: after that line insert:
- b1069.2 ✓ Page 958, line 19: after that line insert:
- b0796.9 ✓ Page 959, line 17: after that line insert:
- b0911.1 ✓ Page 959, line 17: after that line insert:
- b0912.1 ✓ Page 959, line 17: after that line insert:
- b1069.3 ✓ Page 959, line 17: after that line insert:
- b1069.4 Page 961, line 19: after that line insert:
- b1069.5 Page 963, line 13: after that line insert:
- b1016.1 ✓ Page 964, line 11: delete the material beginning with that line and ending with <sup>au</sup> line 3.
- b0925.2 ✓ Page 964, line 5: delete "@U@Z7@Lam>\$1,440,665,900>" and substitute "@U@Z7@Lam>\$1,437,365,900>".
- b0796.10 ✓ Page 964, line 10: after that line insert:
- b0921.1 ✓ Page 965, line 19: after that line insert:
- b0982.8 ✓ Page 965, line 19: after that line insert:
- b1252.4 Page 967, line 7: after that line insert:
- b0941.1 Page 967, line 12: after that line insert "@U@Z7@Lam>" "Operating expenses" do not include costs accruing to an urban mass transit system from services provided by a publicly owned urban mass transit system under a contract awarded on the basis of competitive bids unless the urban mass transit system's bid used the fully allocated cost methodology described in sub. (8).>"
- b1066.1 Page 967, line 12: delete "@U@Z7@Lam>(a) 7.>" and substitute "@U@Z7@Lam>(a) 6. d., 7.>"
- b1066.3 Page 967, line 25: delete the material beginning with that line and ending with <sup>au</sup> line 15, and substitute:
- b0941.2 Page 967, line 24: after that line insert:
- b1066.2 Page 967, line 24: after that line insert:
- b0933.5 Page 969, line 6: delete "\$53,555,600" and substitute "\$51,313,800".
- b1066.4 Page 969, line 14: delete "Beginning" and substitute "Subject to the limitation in this subd. 6. d. on the sum of state and federal aids, beginning".

- b0933.6 Page 969, line 15: delete "\$14,297,600" and substitute "\$13,699,100".
- b1066.5 Page 969, line 18: after "\$80,000,000." insert "Notwithstanding par. (a) (intro.), the sum of state aids paid under this section and federal mass transit aids provided for the operating expenses of an urban mass transit system that has annual operating expenses in excess of \$20,000,000 but less than \$80,000,000 may not exceed 50% of the sum of the operating expenses of the urban mass transit system. Only federal mass transit aid that the federal government provides directly to the eligible applicant or to the urbanized area served by the mass transit system or that the department pays under this section may be counted under this subd. 6. d."
- b0933.7 Page 969, line 25: delete "@U@Z7@Lam>\$19,804,200>" and substitute "@U@Z7@Lam>\$18,975,200>".
- b1066.6 Page 970, line 2: after "year." insert "@U@Z7@Lam>For calendar years 2000 and 2001, the sum of state aid and federal aid allocated under this subdivision for each of those years may not exceed 60% of the eligible applicant's operating expenses, except that for an eligible applicant described in subd. 7. a. served by a mass transit system that operates partly in areas other than urbanized areas, and that is eligible for federal mass transit aid for providing service to those other areas, the sum of state aid and federal aid allocated under this subdivision for those other areas for each of calendar years 2000 and 2001 may not exceed 65% of the operating expenses of that service. Beginning with calendar year 2002, the sum of state aid and federal aid allocated under this subdivision to an eligible applicant may not exceed 65% of the eligible applicant's operating expenses.>".
- b0933.8 Page 970, line 6: delete "@U@Z7@Lam>\$5,349,100>" and substitute "@U@Z7@Lam>\$5,125,200>".
- b1066.7 Page 970, line 8: after "year." insert @U@Z7@Lam>Beginning with calendar year 2000, the sum of state aid and federal aid allocated under this subdivision to an eligible applicant may not exceed 65% of the eligible applicant's operating expenses.>".
- b1066.8 ✓ Page 970, line 8: after that line insert:
- b1246.2 ✓ Page 970, line 8: after that line insert:
- b1065.1 ✓ Page 971, line 10: after that line insert:
- b1066.9 ✓ Page 971, line 9: delete the material beginning with "This" and ending with "or 8." on line 10.
- b0941.3 ✓ Page 971, line 16: after that line insert:
- b1246.3 ✓ Page 971, line 16: after that line insert:
- b0921.2 Page 972, line 10: after that line insert:

*ms*  
b0793.18 ✓ Page 974, line 24: after that line insert:  
b1069.6 ✓ Page 974, line 24: after that line insert:  
b0905.3 Page 975, line 1: delete "@U@Z7@Lam>, sub. (10)>".  
b0905.4 Page 975, line 11: after "2000" insert "and thereafter".  
b0905.5 Page 975, line 12: delete lines 12 and 13.  
b0905.6 Page 975, line 17: after "@U@Z7@Lam>1999,>" insert  
"@U@Z7@Lam>and>".  
b0905.7 Page 975, line 18: delete "@U@Z7@Lam>\$84,303,700 in calendar year  
2001 and>".  
b0905.8 Page 975, line 24: after "@U@Z7@Lam>1999,>" insert  
"@U@Z7@Lam>and>".  
b0905.9 Page 975, line 25: delete "@U@Z7@Lam>\$265,229,400 in calendar  
year 2001 and>".  
b0905.10 Page 976, line 3: delete lines 3 to 23.  
b1065.2 Page 976, line 23: after that line insert:  
b1067.3 Page 978, line 13: before "@U@Z7@Lam>The department>" insert  
"@U@Z7@Lam>Not later than December 15, 2001, and biennially  
thereafter, each municipality and county shall assess the physical  
condition of highways under its jurisdiction, using a pavement rating  
system approved by the department and report the results of that  
assessment to the department.>".  
b1067.4 Page 978, line 13: after "@U@Z7@Lam>mileage>" insert  
"@U@Z7@Lam>or other data concerning highways>".  
b1067.5 Page 978, line 15: delete "@U@Z7@Lam>mileage>" and substitute  
"@U@Z7@Lam>data>".  
b1067.6 Page 978, line 17: delete "jurisdictional mileage" and substitute  
"@S@Z7@Lam>jurisdictional mileage>".  
b1067.7 Page 978, line 18: delete "determination efforts" and substitute  
"@S@Z7@Lam>determination> efforts @U@Z7@Lam>under this  
subsection>".  
b1067.8 Page 978, line 19: delete "@S@Z7@Lam>years.>" and substitute  
"@S@Z7@Lam>years> @U@Z7@Lam>Information collected under  
this subsection is inadmissible as evidence, except to show compliance  
with this subsection>".  
b0796.11 *ms* Page 979, line 25: after that line insert:  
b0895.1 *ms* Page 979, line 25: after that line insert:  
b0759.3 Page 980, line 6: after that line insert:  
b0895.2 Page 980, line 6: after that line insert:

b0902.5 Page 980, line 6: after that line insert:  
b0866.1 Page 980, line 11: substitute "60%" for "40%".  
b0900.8 Page 980, line 17: after that line insert:  
b0902.6 Page 980, line 17: after that line insert:  
b0914.1 Page 980, line 17: after that line insert:  
b0866.2 Page 980, line 17: substitute "2006" for "2004".  
b0870.2 Page 992, line 9: delete "amount".  
b0870.3 Page 992, line 10: delete lines 10 and 11 and substitute "person is licensed under sub. (3).".  
b0870.4 Page 992, line 16: delete that line and substitute "grows nursery stock for sale.".   
b0870.5 Page 992, line 17: delete lines 17 to 19.  
b0870.6 Page 992, line 20: delete that line and substitute "'Nursery" does not".  
b0870.7 Page 992, line 23: delete "or Christmas".  
b0870.8 Page 992, line 24: delete "tree grower".  
b0870.9 Page 993, line 10: delete that line.  
b0870.10 Page 996, line 1: after "(c)" insert "and under par. (cm), if applicable".  
b0870.11 Page 996, line 6: after "(e)" insert ", plus the additional license fee under par. (cm), if applicable".  
b0870.12 Page 996, line 8: delete that line and substitute "stock, \$40.".   
b0870.13 Page 996, line 10: delete "and Christmas trees, \$100" and substitute ", \$75".  
b0870.14 Page 996, line 12: delete "and Christmas trees, \$200" and substitute ", \$125".  
b0870.15 Page 996, line 14: delete "and Christmas trees, \$400" and substitute ", \$200".  
b0870.16 Page 996, line 16: delete "and Christmas trees, \$600" and substitute ", \$350".  
b0870.17 Page 996, line 18: delete "and Christmas trees, \$1,200" and substitute ", \$600".  
b0870.18 Page 996, line 20: delete "and Christmas trees, \$2,400" and substitute ", \$1,200".  
b0870.19 Page 996, line 21: before that line insert:  
b0870.20 Page 996, line 22: after "(c)" insert "and under par. (cm), if applicable".  
b0870.21 Page 997, line 4: delete "and".  
b0870.22 Page 997, line 5: delete "Christmas trees".



b0870.23 Page 997, line 6: after "sales" insert "of nursery stock".

b0870.24 Page 997, line 8: after the period insert "If par. (cm) applies to an applicant, the amount of the applicant's additional license fee under par. (cm) for a license year shall be based on the applicant's sales of Christmas trees during the applicant's preceding fiscal year, except that if the applicant made no sales of Christmas trees during the preceding fiscal year the fee shall be based on the applicants good faith prediction of sales during the license year for which the applicant is applying."

b0870.25 Page 998, line 2: delete "or nursery stock".

b0870.26 Page 998, line 3: delete "or nursery stock".

b0870.27 Page 998, line 10: on lines 10, 12, 14, 16, 18, 20 and 22, delete "and nursery stock".

b0870.28 Page 998, line 25: delete "and nursery stock".

b0870.29 Page 999, line 5: delete "and nursery stock".

b0870.30 Page 999, line 11: delete "or Christmas tree grower".

b0870.31 Page 999, line 15: after that line insert:

b0870.32 Page 1000, line 15: delete that line and substitute "nursery stock,".

b0870.33 Page 1002, line 9: delete that line and substitute "inspect premises at".

b0815.4 Page 1006, line 16: delete lines 16 to 24.

b0815.5 Page 1007, line 1: delete lines 1 to 25.

b0815.6 Page 1008, line 1: delete lines 1 to 25.

b0815.7 Page 1009, line 1: delete lines 1 to 25.

b0815.8 Page 1010, line 1: delete lines 1 to 24.

b0815.9 Page 1011, line 1: delete lines 1 and 2.

b0897.1 Page 1012, line 20: after that line insert:

b0816.1 Page 1014, line 6: after that line insert:

b0816.2 Page 1014, line 10: after that line insert:

b1207.1 — Page 1015, line 9: delete the material beginning with that line and ending with , line 9.

b0894.1 Page 1017, line 24: after that line insert:

b0828.9 Page 1018, line 14: after that line insert:

b1141.13 Page 1018, line 14: after that line insert:

b0937.1 Page 1032, line 22: delete lines 22 to 25 and substitute:

b0937.2 Page 1033, line 6: delete lines 6 to 21.

b1141.14 Page 1037, line 19: after that line insert:

b0982.9 Page 1043, line 22: after that line insert:

b0982.10 Page 1047, line 4: before "The department" insert "@Z7@Lam>(1)>".  
b0982.11 Page 1047, line 5: delete "@Z7@Lam>(1)>" and substitute "(a)".  
b0982.12 Page 1047, line 7: delete "@Z7@Lam>(2)>" and substitute "(b)".  
b0982.13 Page 1047, line 15: delete "@Z7@Lam>(3)>" and substitute "(c)".  
b0982.14 Page 1047, line 17: delete "@Z7@Lam>(4)>" and substitute "(d)".  
b0982.15 Page 1047, line 18: after that line insert:  
b0982.16 Page 1047, line 19: delete "@Z7@Lam>(6)>" and substitute "(f)".  
b0982.17 Page 1047, line 21: delete "@Z7@Lam>(7)>" and substitute "(g)".  
b0982.18 Page 1047, line 22: delete "@Z7@Lam>(8)>" and substitute "(h)".  
b0982.19 Page 1048, line 1: delete "@Z7@Lam>(9)>" and substitute "(i)".  
b0982.20 Page 1048, line 3: delete "@Z7@Lam>(10)>" and substitute "(j)".  
b0982.21 Page 1048, line 4: after that line insert:  
b0982.22 Page 1064, line 8: delete "retained" and substitute "deposited in the transportation fund, as required under s. 101.9208 (2),".  
b0982.23 Page 1070, line 8: after that line insert:  
b0828.10 Page 1079, line 7: after that line insert:  
b0828.11 Page 1079, line 20: after that line insert:  
b0801.1 Page 1080, line 2: after that line insert:  
b0800.2 Page 1080, line 3: delete lines 3 to 24.  
b0801.2 Page 1080, line 24: after that line insert:  
b0804.5 Page 1083, line 8: delete lines 8 to 17 and substitute:  
b0804.6 Page 1086, line 7: after that line insert:  
✓ Page 1092, line 20: after that line insert:  
✓ Page 1092, line 20: after that line insert:  
✓ Page 1093, line 2: after that line insert:  
✓ Page 1093, line 2: after that line insert:  
✓ Page 1093, line 2: after that line insert:  
b0738.1 Page 1094, line 22: after that line insert:  
b0892.21 Page 1094, line 22: after that line insert:  
b1104.3 Page 1094, line 22: after that line insert:  
b0892.22 ✓ Page 1096, line 8: after that line insert:  
b1104.4 ✓ Page 1096, line 8: after that line insert:  
b0892.23 ✓ Page 1097, line 2: after that line insert:  
b1105.1 Page 1097, line 14: delete "An" and substitute "@Z7@Lam>(1)> Except as provided in sub. (2), an".

b1105.2 Page 1097, line 16: after that line insert:  
b0773.26 Page 1101, line 16: after that line insert:  
b0773.27 ✓ Page 1102, line 25: after that line insert:  
b0793.19 ✓ Page 1102, line 25: after that line insert:  
b0803.13 ✓ Page 1102, line 25: after that line insert:  
b1104.5 Page 1103, line 16: after that line insert:  
b0796.12 Page 1104, line 5: after that line insert:  
b0891.1 Page 1108, line 25: substitute "be" for "include".  
b0891.2 Page 1109, line 3: delete the material beginning with ", and" and ending with "board" on line 4 and substitute ", which shall be based solely on the pupil's academic performance".  
b0891.3 Page 1109, line 15: substitute "be" for "include".  
b0891.4 Page 1109, line 18: delete the material beginning with ", and" and ending with "school" on line 19 and substitute ", which shall be based solely on the pupil's academic performance".  
b1111.2 Page 1111, line 15: after "@U@Z7@Lam>paid>" insert "@U@Z7@Lam>per pupil>".  
b0796.13 ✓ Page 1117, line 12: after that line insert:  
b0996.3 ✓ Page 1117, line 12: after that line insert:  
b1104.6 Page 1117, line 12: after that line insert:  
b0996.4 Page 1117, line 20: before "(intro.)" insert "(b)".  
b0996.5 Page 1117, line 22: after "(4)" insert "(b)".  
b0996.6 Page 1117, line 23: after "school" insert "@U@Z7@Lam>during a school term>".  
b0996.7 Page 1118, line 3: delete "@U@Z7@Lam>(a)>".  
b0996.8 Page 1118, line 8: delete "@U@Z7@Lam>(b)>" and substitute "@U@Z7@Lam>(c)>".  
b0996.9 Page 1118, line 8: delete "@U@Z7@Lam>(a)>" and substitute "@U@Z7@Lam>(b)>".  
b0996.10 Page 1118, line 9: after "May." insert "@U@Z7@Lam>The state superintendent may include the entire amount under sub. (4m) in one of those instalments or apportion the entire amount among one or more of those instalments.>".  
b0996.11 Page 1118, line 11: after that line insert:  
b0996.12 Page 1118, line 12: substitute "(b)" for "(a)".  
b0996.13 Page 1118, line 13: substitute "(b)" for "(a)".

- b0996.14 Page 1118, line 14: after "paid" insert "per pupil".
- b0996.15 Page 1118, line 14: after that line insert:
- b1111.3 Page 1118, line 14: after "paid" insert "per pupil".
- b0793.20 Page 1119, line 8: after that line insert:
- b0727.3 ✓ Page 1121, line 18: after that line insert:
- b1104.7 ✓ Page 1121, line 18: after that line insert:
- b1144.7 ✓ Page 1121, line 18: after that line insert:
- b1110.2 Page 1122, line 21: delete lines 21 and 22 and substitute "follows or, if appropriate, as a number equal to the result obtained by multiplying the following number by the appropriate fraction under par. (c), (cm) or (d):
  
- b0736.1 ✓ Page 1122, line 22: after that line insert:
- b0996.16 ✓ Page 1122, line 22: after that line insert:
- b0892.24 Page 1123, line 7: after that line insert:
- b0996.17 Page 1124, line 21: after "(4)" insert "and (4m)".
- b1111.4 ✓ Page 1124, line 21: delete "ss. 118.40 (2r) (e) and 119.23 (4)" and substitute "s. 118.40 (2r)".
  
- b1111.5 Page 1124, line 24: after "(ac)" insert ", calculated as if the reduction under par. (c) had not occurred".
  
- b1111.6 Page 1125, line 2: after "(ac)" insert ", calculated as if the reduction under par. (c) had not occurred,".
  
- b1111.7 Page 1125, line 2: after that line insert:
- b1111.8 Page 1125, line 3: substitute "(d)" for "(b)".
- b1111.9 Page 1125, line 4: delete "par. (a)" and substitute "pars. (a) to (c)".
- b0892.25 Page 1127, line 17: after that line insert:
- b1109.3 Page 1129, line 19: delete the material beginning with that line and ending with line 14, and substitute:
  
- b0793.21 Page 1135, line 3: after that line insert:
- b1110.3 Page 1136, line 1: substitute "2000-01" for "1999-2000".
- b0705.1 Page 1137, line 5: after that line insert:
- b1138.1 Page 1138, line 8: after that line insert:
- b0713.2 ✓ Page 1139, line 11: after that line insert:
- b0730.6 ✓ Page 1139, line 11: after that line insert:
- b0809.1 ✓ Page 1139, line 11: after that line insert:
- b1138.2 ✓ Page 1139, line 11: after that line insert:
- b1139.1 ✓ Page 1139, line 11: after that line insert:

b0730.7  
b0777.15  
b1063.1  
b1207.2  
b1207.3  
  
b1176.1  
  
b1178.1  
b0777.16  
b0903.4  
b1161.1  
b1161.2  
b1161.3  
b1161.4  
b0767.2  
b0828.12  
b1143.2  
b1216.3  
  
b0844.1  
b0818.1  
  
b0828.13  
b1143.3  
b1143.4  
b1143.5  
b0765.1  
b0828.14

Page 1139, line 23: after that line insert:

Page 1139, line 23: after that line insert:

Page 1139, line 23: after that line insert:

Page 1140, line 3: delete that line.

Page 1140, line 25: delete the material beginning with that line and ending with , line 6.

Page 1140, line 22: delete "@U@Z7@Lam>70%>" and substitute "@U@Z7@Lam>50%>".

Page 1144, line 9: delete "70%" and substitute "50%".

Page 1144, line 23: after that line insert:

Page 1144, line 23: after that line insert:

Page 1156, line 10: after "(b)" insert "1. to 7.".

Page 1156, line 21: delete lines 21 and 22.

Page 1158, line 3: after that line insert:

Page 1158, line 4: delete lines 4 to 11.

Page 1158, line 11: after that line insert:

Page 1158, line 11: after that line insert:

Page 1158, line 11: after that line insert:

Page 1158, line 19: delete lines 19 to 21 and substitute "commencement of each fiscal year, @S@Z7@Lam>estimate the total amount of expenditures and the department shall> assess @S@Z7@Lam>the estimated total amount under s. 20.435 (1) (gp) to> hospitals, as defined in s. 50.33 (2), @U@Z7@Lam>a total of \$1,500,000,> in proportion to each hospital's respective gross".

Page 1169, line 20: after that line insert:

Page 1170, line 5: delete the material beginning with "@U@Z7@Lam>The department>" and ending with "@U@Z7@Lam>requirements.>" on line 8 and substitute "@U@Z7@Lam>The department shall consult with the board on prior authorization policy before establishing any prior authorization requirements under the plan.>".

Page 1170, line 11: after that line insert:

Page 1170, line 18: after that line insert:

Page 1170, line 22: after that line insert:

Page 1172, line 14: after that line insert:

Page 1174, line 2: after that line insert:

Page 1174, line 2: after that line insert:

- b1104.8 ✓ Page 1174, line 2: after that line insert:
- b0803.14 ✓ Page 1174, line 14: after that line insert:
- b0803.15 ✓ Page 1175, line 9: after that line insert:
- b0749.2 ✓ Page 1176, line 24: after that line insert:
- b0750.1 ✓ Page 1177, line 13: after that line insert:
- b0767.3 ✓ Page 1179, line 5: after that line insert:
- b1120.1 ✓ Page 1179, line 5: after that line insert:
- b1192.1 ✓ Page 1179, line 5: after that line insert:
- b0730.8 ✓ Page 1179, line 19: after that line insert:
- b1060.2 ✓ Page 1179, line 19: after that line insert:
- b1068.1 ✓ Page 1179, line 19: after that line insert:
- b1101.2 ✓ Page 1179, line 19: after that line insert:
- b1203.3 ✓ Page 1179, line 19: after that line insert:
- b0764.1 ✓ Page 1179, line 21: after that line insert:
- b0761.1 Page 1180, line 15: delete "The @S@Z7@Lam>commission>" and substitute "@S@Z7@Lam>The commission> @U@Z7@Lam>Except as provided in s. 196.218 (4t), the>".
- b0761.2 Page 1183, line 20: after that line insert:
- b1240.2 Page 1184, line 9: after "bases." insert "This subdivision does not apply after June 30, 2001."
- b0862.4 Page 1184, line 18: after that line insert:
- b1241.3 Page 1185, line 20: delete the material beginning with that line and ending with , line 9, and substitute:
- b0764.2 Page 1186, line 2: after that line insert:
- b0730.9 Page 1186, line 9: after that line insert:
- b0793.22 Page 1186, line 9: after that line insert:
- b0807.1 Page 1186, line 9: after that line insert:
- b0729.1 Page 1193, line 3: after that line insert:
- b0730.10 ✓ Page 1193, line 3: after that line insert:
- b0980.20 ✓ Page 1193, line 20: delete lines 20 to 25. ✓
- b0980.21 Page 1194, line 1: delete lines 1 to 3.
- b0713.3 Page 1194, line 9: after that line insert:
- b1141.15 Page 1194, line 9: after that line insert:
- b0980.22 Page 1194, line 10: delete lines 10 to 13.
- b0897.2 Page 1194, line 13: after that line insert: