

1 ***b0941/3.3* 682.** Page 971, line 16: after that line insert:

2 ***b0941/3.3* "SECTION 1849gm.** 85.20 (8) of the statutes is created to read:

3 85.20 (8) FULLY ALLOCATED COST BIDDING. (intro.) If a local public body solicits
4 bids to contract for services, the bids of a publicly owned urban mass transit system
5 shall use a fully allocated cost methodology established by the department by rule.
6 The fully allocated cost methodology shall do all of the following:

7 (a) Be based on generally accepted accounting principles.

8 (b) Consider all shared costs and direct costs of the mass transit system that
9 are related to and support the service being considered. A publicly owned urban
10 mass transit system's costs include all subsidies provided to the system, including
11 operating subsidies, capital grants and the use of public facilities.

12 (c) Assign each cost of a publicly owned urban mass transit system to one of the
13 following categories:

14 1. Costs that depend on the number of vehicle hours operated, including
15 operators' salaries and fringe benefits.

16 2. Costs that depend on the number of vehicle miles traveled, including fuel
17 costs, maintenance costs and maintenance personnel salaries and fringe benefits.

18 3. Costs that depend on the maximum number of vehicles that are in service
19 during the day, including administrative and capital costs."

20 ***b1246/3.3* 683.** Page 971, line 16: after that line insert:

21 ***b1246/3.3* "SECTION 1849m.** 85.205 of the statutes is created to read:

22 **85.205 Prohibited expenditures for transportation by rail. (1)**

23 Notwithstanding s. 85.20 (3), the department may not pay state aids for
24 transportation services provided by rail unless the transportation services by rail are

1 being constructed on the effective date of this subsection [revisor inserts date],
2 and are providing services on or before April 1, 2000. This subsection does not apply
3 to Amtrak, as defined in s. 85.06 (1) (a).

4 (2) Notwithstanding ss. 85.022, 85.062 and 85.063, the department may not
5 expend any state funds for any purpose related to light rail. This subsection does not
6 apply to any light rail system that is being constructed on the effective date of this
7 subsection [revisor inserts date].”.

8 *b0921/3.2* **684.** Page 972, line 10: after that line insert:

9 *b0921/3.2* “SECTION 1852g. 85.243 (2) (a) of the statutes is amended to read:

10 85.243 (2) (a) The Subject to par. (am), the department shall administer a
11 surface transportation discretionary grants program to promote the development
12 and implementation of surface transportation projects that foster the diverse
13 transportation needs of the people of this state. Annually, the department may make
14 grants to eligible applicants for surface transportation projects that promote
15 nonhighway use or that otherwise supplement existing transportation activities. A
16 grant may not exceed 80% of the total cost of a project. The department shall give
17 priority to funding projects that foster alternatives to single-occupancy automobile
18 trips. In deciding whether to award a grant under this section, the department may
19 consider whether other funding sources are available for the proposed project.

20 *b0921/3.2* SECTION 1852gd. 85.243 (2) (am) of the statutes is created to read:

21 85.243 (2) (am) The department may not approve a grant under par. (a) until
22 after enactment of the biennial budget act for the biennium during which the grant
23 will be awarded. The total amount of grants awarded under par. (a) may not exceed
24 the amounts appropriated under s. 20.395 (2) (jq), (jv) and (jx) for the biennium

1 during which the grants are awarded. If the department determines that a grant was
2 awarded under par. (a) for a project on which construction will not be completed
3 within a reasonable time after the grant is awarded, the department may withdraw
4 that grant and the amount of the grant so withdrawn may not be counted under this
5 paragraph.”.

6 *b0793/2.18* **685.** Page 974, line 24: after that line insert:

7 *b0793/2.18* “SECTION 1855t. 86.21 (2) (a) of the statutes is amended to read:

8 86.21 (2) (a) Before any such toll bridge is constructed or acquired under this
9 section, a resolution authorizing the construction or acquisition thereof, and
10 specifying the method of payment therefor, shall be adopted by a majority of the
11 members of the governing body of such county, town, village or city at a regular
12 meeting, after publication of said resolution, as a class 2 notice, under ch. 985. The
13 resolution shall include a general description of the property it is proposed to acquire
14 or construct. Any county, town, village or city constructing or acquiring a toll bridge
15 under this section may provide for the payment of the same or any part thereof from
16 the general fund, from taxation, or from the proceeds of either municipal bonds,
17 revenue bonds or as otherwise provided by law. Such resolution shall not be effective
18 until 15 days after its passage and publication. If within said 15 days a petition
19 conforming to the requirements of s. 8.40 is filed with the clerk of such municipality
20 signed by at least 20% of the electors thereof requesting that the question of
21 acquiring such toll bridge be submitted to the said electors, such question shall be
22 submitted at any general or regular municipal the next election authorized under s.
23 8.065 (2) or an election authorized under s. 8.065 (3) that may be is held not less
24 sooner than 10 nor more than 40 45 days from the date of filing such petition. In case

1 ~~no such general or regular municipal election is to be held within such stated period,~~
2 ~~then the governing body of such municipality shall order a special election to be held~~
3 ~~within 30 days from the filing of such petition upon the question of whether such toll~~
4 ~~bridge shall be acquired by said municipality.~~ The question submitted to the electors
5 shall specify the method of payment for such toll bridge as provided in the resolution
6 for the acquisition thereof. If no such petition is filed, or if the majority of votes cast
7 at such referendum election are in favor of the acquisition of such toll bridge, then
8 the resolution of the governing body for the acquisition of such toll bridge shall be in
9 effect.”.

10 ***b1069/2.6* 686.** Page 974, line 24: after that line insert:

11 ***b1069/2.6* “SECTION 1855rm.** 86.255 of the statutes is created to read:

12 **86.255 Limitation on moneys used to purchase land remote from**
13 **highway project.** (1) Notwithstanding ss. 84.09 and 86.25, beginning with
14 purchase contracts executed on the effective date of this subsection [revisor
15 inserts date], and with relocation orders initially filed under ch. 32 on the effective
16 date of this subsection [revisor inserts date], the department may not encumber
17 or expend any moneys from the appropriations under s. 20.395 (3) for purposes
18 related to the purchase of land, easements, or development rights in land, unless the
19 land or interest in land is purchased in association with a highway improvement
20 project and the land or interest in land is located within one-quarter mile of the
21 centerline or proposed centerline of the highway.

22 (2) Subsection (1) does not apply to any of the following:

1 (a) The purchase of any land that is acquired as compensatory mitigation for
2 another wetland, as defined in s. 23.32 (1), that will suffer an adverse impact by
3 degradation or destruction as part of a highway project.

4 (b) The purchase of any land, easements, or development rights in land, under
5 an agreement executed in the name of the department before the effective date of this
6 paragraph [revisor inserts date], or under a relocation order filed under ch. 32
7 before the effective date of this paragraph [revisor inserts date].”.

8 *b0905/3.3* **687.** Page 975, line 1: delete “sub. (10)”.

9 *b0905/3.4* **688.** Page 975, line 11: after “2000” insert “and thereafter”.

10 *b0905/3.5* **689.** Page 975, line 12: delete lines 12 and 13.

11 *b0905/3.6* **690.** Page 975, line 17: after “1999,” insert “and”.

12 *b0905/3.7* **691.** Page 975, line 18: delete “\$84,303,700 in calendar year
13 2001 and”.

14 *b0905/3.8* **692.** Page 975, line 24: after “1999,” insert “and”.

15 *b0905/3.9* **693.** Page 975, line 25: delete “\$265,229,400 in calendar year
16 2001 and”.

17 *b0905/3.10* **694.** Page 976, line 3: delete lines 3 to 23.

18 *b1065/2.2* **695.** Page 976, line 23: after that line insert:

19 *b1065/2.2* “**SECTION 1863md.** 86.30 (11) of the statutes is created to read:
20 86.30 (11) LOCAL SEGREGATED FUND REQUIRED. (a) Notwithstanding sub. (2), the
21 department may not pay state aid under this section to a municipality or county
22 unless the municipality or county does all of the following:

1 1. Establishes and administers a separate segregated fund from which moneys
2 may be used only for purposes related to local highways.

3 2. Deposits in the fund established under subd. 1. all of the following:

4 a. All moneys received from this state and from the federal government for local
5 highway purposes.

6 b. All local moneys required by this state, or by the federal government, to
7 match moneys described under subd. 2. a. as a condition of receiving or expending
8 those state or federal moneys.

9 c. All local moneys allocated for local highway purposes by the local governing
10 body.

11 d. All moneys received from a local revenue source that is dedicated to local
12 highways.

13 3. Achieves in the fund established under subd. 1., during the year for which
14 aid is payable under this section, a balance of moneys that is at least equal to the
15 quotient determined under subd. 3. c. as follows:

16 a. Determine, for each of the preceding 5 years, the annual sum of deposits,
17 made by the municipality or county, of moneys described in subd. 2. c.

18 b. Add the 3 lowest annual totals determined under subd. 3. a.

19 c. Divide the sum determined under subd. 3. b. by 3.

20 (b) If a municipality or county does not meet the requirements under par. (a)
21 at the time that aid should be paid under this section, the department shall withhold
22 the aid payment until the municipality or county meets the requirements under par.

23 (a). When the municipality or county meets the requirements under par. (a), the
24 department shall pay the aid withheld under this paragraph, without interest,
25 except that, if the municipality or county fails to meet the requirements under par.

1 (a) within 180 days after the time that the aid should be paid, that aid is forfeited and
2 may not be paid to that municipality or county. Aid that is forfeited under this
3 paragraph shall be counted under sub. (2) as if the aid had been paid.

4 (c) The department shall promulgate rules implementing this subsection.”.

5 ***b1067/4.3* 696.** Page 978, line 13: before “The department” insert “Not later
6 than December 15, 2001, and biennially thereafter, each municipality and county
7 shall assess the physical condition of highways under its jurisdiction, using a
8 pavement rating system approved by the department and report the results of that
9 assessment to the department.”.

10 ***b1067/4.4* 697.** Page 978, line 13: after “mileage” insert “or other data
11 concerning highways”.

12 ***b1067/4.5* 698.** Page 978, line 15: delete “mileage” and substitute “data”.

13 ***b1067/4.6* 699.** Page 978, line 17: delete “jurisdictional mileage” and
14 substitute “jurisdictional mileage”.

15 ***b1067/4.7* 700.** Page 978, line 18: delete “determination efforts” and
16 substitute “determination efforts under this subsection”.

17 ***b1067/4.8* 701.** Page 978, line 19: delete “years.” and substitute “years
18 Information collected under this subsection is inadmissible as evidence, except to
19 show compliance with this subsection.”.

20 ***b0796/1.11* 702.** Page 979, line 25: after that line insert:

21 ***b0796/1.11* “SECTION 1875d.** 86.31 (2) (b) of the statutes is amended to read:

22 86.31 (2) (b) Except as provided in par. (d), improvements for highway
23 construction projects funded under the program shall be under contracts. ~~Such~~ The
24 contracts are subject to ss. 59.52 (29) (c), 60.47 (5m), 61.55 (3) and 62.15 (15). The

1 contracts shall be awarded on the basis of competitive bids and shall be awarded to
2 the lowest responsible bidder. If a city, ~~village or town~~ or village does not receive a
3 responsible bid for an improvement, the city, ~~village or town~~ or village may contract
4 with a county for the improvement. A town may contract with a county for the
5 improvement subject to the criteria and procedures promulgated as rules under sub.
6 (6) (h)".

7 *b0895/2.1* **703.** Page 979, line 25: after that line insert:

8 *b0895/2.1* "SECTION 1875cb. 86.31 (1) (am) of the statutes is amended to
9 read:

10 86.31 (1) (am) "County highway improvement program district committee"
11 means a committee established by the department by rule under sub. (6) (f)
12 consisting of ~~not more than 5 county executives or county board chairpersons in~~
13 ~~counties that do not have county executives, or their designees,~~ all of the county
14 highway commissioners from counties within a county highway improvement
15 program district.

16 *b0895/2.1* SECTION 1875dc. 86.31 (2) (d) 1. of the statutes is repealed.

17 *b0895/2.1* SECTION 1875dd. 86.31 (2) (d) 1m. of the statutes is created to
18 read:

19 86.31 (2) (d) 1m. The county highway department demonstrates that it is
20 cost-effective for it to perform the work and that competitive bidding is to be used
21 for improvements with an estimated total cost at least equal to the total funds
22 allocated for its county trunk highway improvements under the program during the
23 current biennium.

24 *b0895/2.1* SECTION 1875de. 86.31 (2) (d) 2. of the statutes is repealed.

1 ***b0895/2.1* SECTION 1875df.** 86.31 (2) (d) 3. of the statutes is repealed.

2 ***b0895/2.1* SECTION 1875dg.** 86.31 (2) (d) 5. of the statutes is renumbered
3 86.31 (2) (d) 5. (intro.) and amended to read:

4 86.31 (2) (d) 5. (intro.) Each county highway improvement program district
5 committee shall ~~be responsible for ensuring compliance with this paragraph. do all~~
6 of the following with respect to any work to be performed by any county highway
7 department within the county highway improvement program district:

8 ***b0895/2.1* SECTION 1875dh.** 86.31 (2) (d) 5. a. and b. of the statutes are
9 created to read:

10 86.31 (2) (d) 5. a. Review the proposed work and determine that it is
11 cost-effective for the county highway department to perform the work.

12 b. Approve the proposed work prior to its being performed by the county
13 highway department.”.

14 ***b0759/1.3* 704.** Page 980, line 6: after that line insert:

15 ***b0759/1.3* “SECTION 1876e.** 87.30 (1) (d) of the statutes is created to read:

16 87.30 (1) (d) For an amendment to a floodplain zoning ordinance that affects
17 an activity that meets all of the requirements under s. 281.165 (1) to (5), the
18 department may not proceed under this subsection, or otherwise review the
19 amendment, to determine whether the ordinance, as amended, is insufficient.”.

20 ***b0895/2.2* 705.** Page 980, line 6: after that line insert:

21 ***b0895/2.2* “SECTION 1875gd.** 86.31 (6) (g) of the statutes is created to read:

22 86.31 (6) (g) Specific criteria for making determinations of cost-effectiveness
23 under sub. (2) (d) 5. a. and procedures for review by the department of disputes

1 relating to whether proposed work to be performed by a county highway department
2 is cost-effective for purposes of sub. (2) (d) 5. a.

3 ***b0895/2.2* SECTION 1875ge.** 86.31 (6) (h) of the statutes is created to read:

4 86.31 (6) (h) Criteria and procedures for contracting with a county for a town
5 road improvement that includes at least all of the following:

6 1. A requirement that a written and sealed estimate of the cost of the
7 improvement that includes the source of the estimate be prepared prior to the time
8 set for the opening of bids for the improvement and not be opened until after the
9 opening of all bids.

10 2. A requirement that all bids may be rejected and the contract awarded to a
11 county for the improvement if the lowest bid exceeds the cost estimate under subd.
12 1. by at least 10% and the town board notifies the 2 lowest bidders or, if only one bid
13 was received, the bidder to provide information on the accuracy of the cost estimate
14 under subd. 1.

15 3. A requirement that the amount of the contract with a county for the
16 improvement be at least 10% below the lowest bid received for the improvement.

17 4. A provision that permits rebidding if the amount of the proposed contract
18 with a county for the improvement is less than 10% below the lowest bid received for
19 the improvement.”.

20 ***b0902/2.5* 706.** Page 980, line 6: after that line insert:

21 ***b0902/2.5* “SECTION 1876b.** 88.11 (1) (f) of the statutes is amended to read:

22 88.11 (1) (f) Assist districts in applying for permits under ~~s. 88.31~~ chs. 30 and
23 31 from the department of natural resources.

24 ***b0902/2.5* SECTION 1876m.** 88.11 (1) (i) of the statutes is amended to read:

1 88.11 (1) (i) Establish, by rule, performance standards for drainage district
2 structures, ditches, maintenance and operations, in order to minimize adverse
3 effects on water quality. ~~The performance standards shall be consistent with any~~
4 ~~requirements imposed by the department of natural resources under s. 88.31.~~

5 ***b0866/1.1* 707.** Page 980, line 11: substitute “60%” for “40%”.

6 ***b0866/1.2* 708.** Page 980, line 17: substitute “2006” for “2004”.

7 ***b0900/2.8* 709.** Page 980, line 17: after that line insert:

8 ***b0900/2.8* “SECTION 1909m.** 92.05 (3) (L) of the statutes is created to read:

9 92.05 (3) (L) *Technical assistance; performance standards.* The department
10 shall provide technical assistance to county land conservation committees and local
11 units of government for the development of ordinances that implement standards
12 adopted under s. 92.07 (2), 92.105 (1), 92.15 (2) or (3) or 281.16 (3). The department’s
13 technical assistance shall include preparing model ordinances, providing data
14 concerning the standards and reviewing draft ordinances to determine whether the
15 draft ordinances comply with applicable statutes and rules.”.

16 ***b0902/2.6* 710.** Page 980, line 17: after that line insert:

17 ***b0902/2.6* “SECTION 1877c.** 88.31 (title) of the statutes is amended to read:

18 88.31 (title) **~~Special procedure in cases affecting~~ Drainage work in**
19 **navigable waters.**

20 ***b0902/2.6* SECTION 1877d.** 88.31 (1) to (7) of the statutes are repealed.

21 ***b0902/2.6* SECTION 1877e.** 88.31 (8) (intro.) of the statutes is amended to
22 read:

1 88.31 (8) (intro.) Subject to other restrictions imposed by this chapter, a
2 drainage board which has obtained a ~~permit under this chapter~~ all of the permits
3 required under chs. 30 and 31 may:

4 ***b0902/2.6* SECTION 1877f.** 88.35 (5m) of the statutes is repealed.

5 ***b0902/2.6* SECTION 1877h.** 88.35 (6) (intro.) of the statutes is amended to
6 read:

7 88.35 (6) (intro.) Upon the completion of its duties under subs. (1) to ~~(5m)~~ (5),
8 the board shall prepare a written report, including a copy of any maps, plans or
9 profiles that it has prepared. The assessment of benefits and awards of damages
10 shall be set forth in substantially the following form:

11 ***b0902/2.6* SECTION 1877j.** 88.62 (3) of the statutes is amended to read:

12 88.62 (3) If drainage work is undertaken in navigable waters, the drainage
13 board shall obtain a ~~permit under s. 30.20 or 88.31 or ch. 31, as directed by the~~
14 ~~department of natural resources~~ any permit that is required under ch. 30 or 31.

15 ***b0902/2.6* SECTION 1877m.** 88.72 (3) of the statutes is amended to read:

16 88.72 (3) At the hearing on the petition, any interested person may appear and
17 contest its sufficiency and the necessity for the work. If the drainage board finds that
18 the petition has the proper number of signers and that to afford an adequate outlet
19 it is necessary to remove dams or other obstructions from waters and streams which
20 may be navigable, or to straighten, clean out, deepen or widen any waters or streams
21 either within or beyond the limits of the district, the board shall ~~file an application~~
22 ~~with the department of natural resources as provided in s. 30.20 or 88.31, as directed~~
23 ~~by the department of natural resources. Thereafter, proceedings shall be had as~~
24 ~~provided in s. 30.20 or 88.31 insofar as the same is applicable~~ obtain any permit that
25 is required under ch. 30 or 31.

1 ***b0902/2.6* SECTION 1877p.** 88.72 (4) of the statutes is amended to read:

2 88.72 (4) Within 30 days after the department of natural resources has issued
3 ~~a permit under s. 30.20 or 88.31~~ all of the permits as required under chs. 30 and 31,
4 the board shall proceed to estimate the cost of the work, including the expenses of
5 the proceeding together with the damages that will result from the work, and shall,
6 within a reasonable time, award damages to all lands damaged by the work and
7 assess the cost of the work against the lands in the district in proportion to the
8 assessment of benefits then in force.”.

9 ***b0914/1.1* 711.** Page 980, line 17: after that line insert:

10 ***b0914/1.1* “SECTION 1903.** 91.75 (1) of the statutes is repealed and recreated
11 to read:

12 91.75 (1) A minimum lot size is specified.”.

13 ***b0870/2.2* 712.** Page 992, line 9: delete “amount”.

14 ***b0870/2.3* 713.** Page 992, line 10: delete lines 10 and 11 and substitute
15 “person is licensed under sub. (3).”.

16 ***b0870/2.4* 714.** Page 992, line 16: delete that line and substitute “grows
17 nursery stock for sale.”.

18 ***b0870/2.5* 715.** Page 992, line 17: delete lines 17 to 19.

19 ***b0870/2.6* 716.** Page 992, line 20: delete that line and substitute ““Nursery”
20 does not”.

21 ***b0870/2.7* 717.** Page 992, line 23: delete “or Christmas”.

22 ***b0870/2.8* 718.** Page 992, line 24: delete “tree grower”.

23 ***b0870/2.9* 719.** Page 993, line 10: delete that line.

1 ***b0870/2.10* 720.** Page 996, line 1: after “(c)” insert “and under par. (cm), if
2 applicable”.

3 ***b0870/2.11* 721.** Page 996, line 6: after “(e)” insert “, plus the additional
4 license fee under par. (cm), if applicable”.

5 ***b0870/2.12* 722.** Page 996, line 8: delete that line and substitute “stock,
6 \$40.”.

7 ***b0870/2.13* 723.** Page 996, line 10: delete “and Christmas trees, \$100” and
8 substitute “, \$75”.

9 ***b0870/2.14* 724.** Page 996, line 12: delete “and Christmas trees, \$200” and
10 substitute “, \$125”.

11 ***b0870/2.15* 725.** Page 996, line 14: delete “and Christmas trees, \$400” and
12 substitute “, \$200”.

13 ***b0870/2.16* 726.** Page 996, line 16: delete “and Christmas trees, \$600” and
14 substitute “, \$350”.

15 ***b0870/2.17* 727.** Page 996, line 18: delete “and Christmas trees, \$1,200”
16 and substitute “, \$600”.

17 ***b0870/2.18* 728.** Page 996, line 20: delete “and Christmas trees, \$2,400”
18 and substitute “, \$1,200”.

19 ***b0870/2.19* 729.** Page 996, line 21: before that line insert:

20 “(cm) *Additional license fee for Christmas tree sales.* A nursery grower that
21 sells Christmas trees shall pay the following additional license fee, based on annual
22 sales calculated according to par. (e):

1 1. If the nursery grower annually sells no more than \$5,000 worth of Christmas
2 trees, \$20.

3 2. If the nursery grower annually sells more than \$5,000 but not more than
4 \$20,000 worth of Christmas trees, \$55.

5 3. If the nursery grower annually sells more than \$20,000 but not more than
6 \$100,000 worth of Christmas trees, \$90.

7 4. If the nursery grower annually sells more than \$100,000 but not more than
8 \$200,000 worth of Christmas trees, \$150.

9 5. If the nursery grower annually sells more than \$200,000 but not more than
10 \$500,000 worth of Christmas trees, \$250.

11 6. If the nursery grower annually sells more than \$500,000 but not more than
12 \$2,000,000 worth of Christmas trees, \$450.

13 7. If the nursery grower annually sells more than \$2,000,000 worth of
14 Christmas trees, \$900.”.

15 ***b0870/2.20* 730.** Page 996, line 22: after “(c)” insert “and under par. (cm),
16 if applicable”.

17 ***b0870/2.21* 731.** Page 997, line 4: delete “and”.

18 ***b0870/2.22* 732.** Page 997, line 5: delete “Christmas trees”.

19 ***b0870/2.23* 733.** Page 997, line 6: after “sales” insert “of nursery stock”.

20 ***b0870/2.24* 734.** Page 997, line 8: after the period insert “If par. (cm)
21 applies to an applicant, the amount of the applicant’s additional license fee under
22 par. (cm) for a license year shall be based on the applicant’s sales of Christmas trees
23 during the applicant’s preceding fiscal year, except that if the applicant made no
24 sales of Christmas trees during the preceding fiscal year the fee shall be based on the

1 applicants good faith prediction of sales during the license year for which the
2 applicant is applying.”.

3 ***b0870/2.25* 735.** Page 998, line 2: delete “or nursery stock”.

4 ***b0870/2.26* 736.** Page 998, line 3: delete “or nursery stock”.

5 ***b0870/2.27* 737.** Page 998, line 10: on lines 10, 12, 14, 16, 18, 20 and 22,
6 delete “and nursery stock”.

7 ***b0870/2.28* 738.** Page 998, line 25: delete “and nursery stock”.

8 ***b0870/2.29* 739.** Page 999, line 5: delete “and nursery stock”.

9 ***b0870/2.30* 740.** Page 999, line 11: delete “or Christmas tree grower”.

10 ***b0870/2.31* 741.** Page 999, line 15: after that line insert:

11 “(c) The holder of a Christmas tree grower license shall notify the department
12 in writing before adding, during the license year, any new location at which the
13 license holder will grow evergreen trees for eventual sale as Christmas trees or hold
14 Christmas trees for sale.”.

15 ***b0870/2.32* 742.** Page 1000, line 15: delete that line and substitute
16 “nursery stock,”.

17 ***b0870/2.33* 743.** Page 1002, line 9: delete that line and substitute “inspect
18 premises at”.

19 ***b0815/2.4* 744.** Page 1006, line 16: delete lines 16 to 24.

20 ***b0815/2.5* 745.** Page 1007, line 1: delete lines 1 to 25.

21 ***b0815/2.6* 746.** Page 1008, line 1: delete lines 1 to 25.

22 ***b0815/2.7* 747.** Page 1009, line 1: delete lines 1 to 25.

1 ***b0815/2.8* 748.** Page 1010, line 1: delete lines 1 to 24.

2 ***b0815/2.9* 749.** Page 1011, line 1: delete lines 1 and 2.

3 ***b0897/2.1* 750.** Page 1012, line 20: after that line insert:

4 ***b0897/2.1* "SECTION 1946m.** 97.30 (1) (bm) of the statutes is repealed and
5 recreated to read:

6 97.30 (1) (bm) Except as provided by the department by rule, "potentially
7 hazardous food" means a food that requires temperature control because it is in a
8 form capable of supporting any of the following:

- 9 1. Rapid and progressive growth of infectious or toxigenic microorganisms.
10 2. Growth and toxin production of Clostridium botulinum.
11 3. In raw shell eggs, growth of Salmonella enteritidis.

12 ***b0897/2.1* SECTION 1946n.** 97.42 (4) (intro.) of the statutes is amended to
13 read:

14 97.42 (4) RULES. (intro.) The department ~~shall~~ may issue reasonable rules
15 requiring or prescribing any of the following:

16 ***b0897/2.1* SECTION 1946p.** 97.42 (4m) of the statutes is created to read:

17 97.42 (4m) FEDERAL REQUIREMENTS. Except as provided in rules promulgated
18 under sub. (4), the operator of an establishment that is required to be licensed under
19 this section shall comply with 9 CFR parts 307 to 311, 313 to 315, 317 to 319, 416 and
20 417 and part 381 subparts G, H, I, J, K, L, O and P as they apply to federally licensed
21 establishments.".

22 ***b0816/1.1* 751.** Page 1014, line 6: after that line insert:

23 ***b0816/1.1* "SECTION 1952m.** 98.12 of the statutes is amended to read:

1 **98.12 ~~Standard containers; frozen desserts~~ Sale of ice cream and**
2 **similar frozen products.** Ice cream, ice milk, water ices or other frozen desserts
3 of a similar nature packaged prior to sale ~~may~~ shall be sold by liquid measure ~~only~~
4 ~~and shall be packaged only in containers with capacities of one-half liquid pint, one~~
5 ~~liquid pint, one liquid quart, or a multiple of one liquid quart.~~ This section does not
6 apply if ~~such~~ the products are packaged at time of sale at retail or sold in quantities
7 of less than one-half liquid pint.”.

8 ***b0816/1.2* 752.** Page 1014, line 10: after that line insert:

9 ***b0816/1.2* “SECTION 1953e.** 98.21 of the statutes is repealed and recreated
10 to read:

11 **98.21 Sale of bread.** (1) Except as provided in sub. (2), no person may
12 manufacture for sale in this state, offer to sell or sell bread unless the bread is sold
13 by weight.

14 (2) Subsection (1) does not apply to stale bread if the bread is conspicuously
15 marked “stale bread” or is placed in a container conspicuously marked “stale bread”
16 and sold as and for stale bread.”.

17 ***b1207/1.1* 753.** Page 1015, line 9: delete the material beginning with that
18 line and ending with page 1016, line 9.

19 ***b0894/3.1* 754.** Page 1017, line 24: after that line insert:

20 ***b0894/3.1* “SECTION 1975m.** 101.09 (2) (cm) of the statutes is created to read:
21 101.09 (2) (cm) Any rules promulgated under sub. (3) requiring an owner to test
22 the ability of a storage tank, connected piping or ancillary equipment to prevent an
23 inadvertent release of a stored substance, requiring an owner to implement a
24 program for determining whether a release of a stored substance has occurred or

1 requiring an owner to permanently close or upgrade a storage tank do not apply to
2 storage tanks that have a capacity of less than 1,100 gallons and that are used to
3 store heating oil for residential, consumptive use on the premises where stored.”.

4 ***b0828/2.9* 755.** Page 1018, line 14: after that line insert:

5 ***b0828/2.9* “SECTION 1976r.** 101.123 (1)(b) of the statutes is amended to read:

6 101.123 (1) (b) “Inpatient health care facility” means a county home
7 established under s. 49.70, a county infirmary established under s. 49.72, or a
8 community-based residential facility or a nursing home licensed under s. 50.03 ~~or~~
9 ~~a tuberculosis sanatorium established under s. 58.06, 252.073 or 252.076.”.~~

10 ***b1141/2.13* 756.** Page 1018, line 14: after that line insert:

11 ***b1141/2.13* “SECTION 1978m.** 101.126 (1) (intro.) of the statutes is amended

12 to read:

13 101.126 (1) (intro.) The department shall establish, by rule, requirements for
14 a person engaging in any of the following to provide adequate space in or adjacent
15 to the building for the separation, temporary storage and collection of the materials
16 listed in s. 287.07 (3), 1997 stats., or s. 287.07 (4), 1997 stats., likely to be generated
17 by the occupants of the building:”.

18 ***b0937/2.1* 757.** Page 1032, line 22: delete lines 22 to 25 and substitute:

19 “(g) 1. Subject to the limitation under subd. 2., the building commission shall
20 contract revenue obligations under this subsection, as soon as practicable after the
21 effective date of this subdivision [revisor inserts date], in the maximum amount
22 that the building commission believes can be fully paid on a timely basis from moneys
23 received or anticipated to be received.

24 2. Revenue obligations issued under this subsection may not”.

1 ***b0937/2.2* 758.** Page 1033, line 6: delete lines 6 to 21.

2 ***b1141/2.14* 759.** Page 1037, line 19: after that line insert:

3 ***b1141/2.14* "SECTION 1998ae.** 101.578 (1) of the statutes is amended to read:

4 101.578 (1) In this section, "medical waste incinerator" has the meaning given

5 in s. 287.07 ~~(7) (c) 1. or (8) (a) 5.~~"

6 ***b0982/3.9* 760.** Page 1043, line 22: after that line insert:

7 **"(1m)** On the form or in the automated format for application for a certificate
8 of title, the department may show the fee under s. 101.9208 (1) (dm) separately from
9 the fee under s. 101.9208 (1) (a) or (d)."

10 ***b0982/3.10* 761.** Page 1047, line 4: before "The department" insert **"(1)"**.

11 ***b0982/3.11* 762.** Page 1047, line 5: delete **"(1)"** and substitute **"(a)"**.

12 ***b0982/3.12* 763.** Page 1047, line 7: delete **"(2)"** and substitute **"(b)"**.

13 ***b0982/3.13* 764.** Page 1047, line 15: delete **"(3)"** and substitute **"(c)"**.

14 ***b0982/3.14* 765.** Page 1047, line 17: delete **"(4)"** and substitute **"(d)"**.

15 ***b0982/3.15* 766.** Page 1047, line 18: after that line insert:

16 **"(dm)** Upon filing an application under par. (a) or (d), a supplemental title fee
17 of \$7.50 by the owner of the mobile home, except that this fee shall be waived with
18 respect to an application under par. (d) for transfer of a decedent's interest in a mobile
19 home to his or her surviving spouse. The fee specified under this paragraph is in
20 addition to any other fee specified in this section."

21 ***b0982/3.16* 767.** Page 1047, line 19: delete **"(6)"** and substitute **"(f)"**.

22 ***b0982/3.17* 768.** Page 1047, line 21: delete **"(7)"** and substitute **"(g)"**.

23 ***b0982/3.18* 769.** Page 1047, line 22: delete **"(8)"** and substitute **"(h)"**.

1 ***b0982/3.19* 770.** Page 1048, line 1: delete “(9)” and substitute “(i)”.

2 ***b0982/3.20* 771.** Page 1048, line 3: delete “(10)” and substitute “(j)”.

3 ***b0982/3.21* 772.** Page 1048, line 4: after that line insert:

4 “(2) All fees collected under sub. (1), except fees collected under sub. (1) (b),
5 shall be deposited in the transportation fund.”.

6 ***b0982/3.22* 773.** Page 1064, line 8: delete “retained” and substitute
7 “deposited in the transportation fund, as required under s. 101.9208 (2),”.

8 ***b0982/3.23* 774.** Page 1070, line 8: after that line insert:

9 “(14) FEES TO TRANSPORTATION FUND. All moneys received as fees under this
10 section shall be deposited in the transportation fund.”.

11 ***b0828/2.10* 775.** Page 1079, line 7: after that line insert:

12 ***b0828/2.10* “SECTION 2000q.** 102.26 (2m) of the statutes is repealed.”.

13 ***b0828/2.11* 776.** Page 1079, line 20: after that line insert:

14 ***b0828/2.11* “SECTION 2003m.** 102.42 (6) of the statutes is amended to read:

15 102.42 (6) TREATMENT REJECTED BY EMPLOYEE. Unless the employee shall have
16 elected Christian Science treatment in lieu of medical, surgical, dental, or hospital
17 ~~or sanatorium~~ treatment, no compensation shall be payable for the death or
18 disability of an employee, if the death be caused, or insofar as the disability may be
19 aggravated, caused or continued by an unreasonable refusal or neglect to submit to
20 or follow any competent and reasonable medical, surgical or dental treatment or, in
21 the case of tuberculosis, by refusal or neglect to submit to or follow hospital ~~or~~
22 ~~sanatorium~~ or medical treatment when found by the department to be necessary.
23 The right to compensation accruing during a period of refusal or neglect to submit
24 to or follow hospital ~~or sanatorium~~ or medical treatment when found by the

1 department to be necessary in the case of tuberculosis shall be barred, irrespective
2 of whether disability was aggravated, caused or continued thereby.”.

3 ***b0801/1.1* 777.** Page 1080, line 2: after that line insert:

4 ***b0801/1.1* “SECTION 2005dd.** 103.21 (1) of the statutes is amended to read:

5 103.21 (1) Every minor selling or distributing newspapers, shoppers guides or
6 magazines on ~~the streets~~ any street or other public place, or from house to house, is
7 in an “employment” and an “~~employee,~~” “employee”; and each independent news
8 agency ~~or (in or, in the absence of all such agencies),~~ each selling agency of a publisher
9 ~~or (in or, in the absence of all such agencies),~~ each publisher, whose newspapers,
10 shoppers guides or magazines the minor sells or distributes, is an “employer” of the
11 minor. Every minor engaged in any other street trade is in an “employment” and an
12 “~~employee,~~” “employee”; and each person furnishing the minor articles for sale or
13 distribution or regularly furnishing the minor material for blacking boots is the
14 minor’s “employer”.

15 ***b0801/1.1* SECTION 2005dg.** 103.21 (1v) of the statutes is created to read:

16 103.21 (1v) “Newspaper” means a publication that is printed and distributed
17 at daily, weekly or other short, periodic intervals for the dissemination of current
18 news and information of a general character and of a general interest to the public.

19 ***b0801/1.1* SECTION 2005dj.** 103.21 (5r) of the statutes is created to read:

20 103.21 (5r) “Shoppers guide” has the meaning given in s. 77.54 (15).

21 ***b0801/1.1* SECTION 2005dm.** 103.21 (6) of the statutes is amended to read:

22 103.21 (6) “Street trade” means the selling, offering for sale, soliciting for,
23 collecting for, displaying or distributing any articles, goods, merchandise,

1 commercial service, posters, circulars, newspapers, shoppers guides or magazines,
2 or the blacking of boots, on any street or other public place or from house to house.

3 ***b0801/1.1* SECTION 2005dp.** 103.23 (2) of the statutes is renumbered 103.23
4 (2) (a).

5 ***b0801/1.1* SECTION 4.** 103.23 (2) (b) of the statutes is created to read:
6 103.23 (2) (b) A minor who is 11 years of age or over may be employed or
7 permitted to work in the sale or distribution of newspapers or shoppers guides.

8 ***b0801/1.1* SECTION 2005dt.** 103.25 (3m) (c) of the statutes is amended to
9 read:

10 103.25 (3m) (c) This subsection does not apply to employment of a minor by a
11 newspaper or shoppers guide publisher or in a fund-raising sale for a nonprofit
12 organization, a public school or a private school.

13 ***b0801/1.1* SECTION 2005dv.** 103.275 (8) of the statutes is amended to read:
14 103.275 (8) EXCEPTION. This section does not apply to the employment of a
15 minor by a newspaper or shoppers guide publisher or in a fund-raising sale for a
16 nonprofit organization, a public school or a private school.

17 ***b0801/1.1* SECTION 2005dx.** 103.30 of the statutes is amended to read:
18 **103.30 Penalty on newspapers and shoppers guides for allowing**
19 **minors to loiter around premises.** A newspaper or shoppers guide publisher or
20 printer or person having for sale or distribution newspapers, shoppers guides or
21 magazines ~~shall~~ may not permit any minor under 18 years of age to loiter or remain
22 around any premises where the newspapers, shoppers guides or magazines are
23 printed, assembled, prepared for sale or distribution, distributed or sold when the
24 minor is required under s. 118.15 to attend school. Any person violating this section
25 is subject to the penalties specified in s. 103.29.”

1 ***b0800/1.2* 778.** Page 1080, line 3: delete lines 3 to 24.

2 ***b0801/1.2* 779.** Page 1080, line 24: after that line insert:

3 ***b0801/1.2* "SECTION 2005hd.** 103.64 (1v) of the statutes is created to read:

4 103.64 (1v) "Newspaper" means a publication that is printed and distributed
5 at daily, weekly or other short, periodic intervals for the dissemination of current
6 news and information of a general character and of a general interest to the public.

7 ***b0801/1.2* SECTION 2005hg.** 103.64 (6) of the statutes is created to read:

8 103.64 (6) "Shoppers guide" has the meaning given in s. 77.54 (15).

9 ***b0801/1.2* SECTION 2005hj.** 103.67 (2) (c) of the statutes is amended to read:

10 103.67 (2) (c) Minors 11 years of age or older may be employed in the sale or
11 distribution of newspapers or shoppers guides, minors 12 years of age or older may
12 be employed in other street trades, and any minor may work in fund-raising sales
13 for nonprofit organizations, public schools or private schools, as provided in ss.
14 103.21 to 103.31.

15 ***b0801/1.2* SECTION 2005hm.** 103.71 (2) (a) of the statutes is renumbered
16 103.71 (2) (a) (intro.) and amended to read:

17 103.71 (2) (a) (intro.) The employment of minors 11 to 13 years of age as follows:

18 1. As ball monitors at high school football games as provided in s. 103.67 (2) (i).

19 ***b0801/1.2* SECTION 2005hp.** 103.71 (2) (a) 2. of the statutes is created to read:

20 103.71 (2) (a) 2. In the sale or distribution of newspapers or shoppers guides
21 as provided in s. 103.67 (2) (c).

22 ***b0801/1.2* SECTION 2005hr.** 103.71 (2) (b) (intro.) of the statutes is amended
23 to read:

1 103.71 (2) (b) (intro.) The employment of minors 12 years of age and over as
2 follows:

3 ***b0801/1.2* SECTION 2005ht.** 103.81 (1) of the statutes is amended to read:

4 103.81 (1) During the term that the public schools are in session, ~~a person shall~~
5 ~~not no person may~~ advertise or cause or permit any advertisement to be published
6 in any newspaper or shoppers guide for the labor or services of any minor during
7 school hours in any employment for which a child labor permit is required under s.
8 103.70 which does not specifically state the minimum age of the minor whose services
9 are desired, which age must be 18 years or over.”.

10 ***b0804/2.5* 780.** Page 1083, line 8: delete lines 8 to 17 and substitute:

11 ***b0804/2.5* “SECTION 2017d.** 106.13 (1) of the statutes is renumbered 106.13
12 (1) (intro.) and amended to read:

13 106.13 (1) (intro.) The ~~department~~ board shall provide ~~a~~ all of the following:

14 (a) A youth apprenticeship program and a that includes the grant programs
15 under subs. (3) and (4).

16 (b) A school-to-work program in accordance with 20 USC 6101 to 6251 that
17 includes the school-to-work program for children at risk under sub. (4m).

18 ***b0804/2.5* SECTION 2017g.** 106.13 (1) (c) of the statutes is created to read:

19 106.13 (1) (c) A work-based learning program for youths who are eligible to
20 receive temporary assistance for needy families under 42 USC 601 to 619 that
21 includes a component that would permit a participant to earn a youth apprenticeship
22 skills certificate through participation in that program if the participant meets the
23 requirements for earning that certificate.

24 ***b0804/2.5* SECTION 2017j.** 106.13 (1) (d) of the statutes is created to read:

1 106.13 (1) (d) A work-based learning program for students of a tribal college
2 as provided under sub. (4r).”.

3 ***b0804/2.6* 781.** Page 1086, line 7: after that line insert:

4 ***b0804/2.6* “SECTION 2023m.** 106.13 (4r) of the statutes is created to read:

5 106.13 (4r) From the appropriation under s. 20.445 (7) (kd), the board may
6 award a grant to an applying tribal college that is recognized as a land grant college
7 under 7 USC 301, as amended to October 20, 1994, for the provision of work-based
8 learning programs for students of the tribal college if the board approves the
9 application of the tribal college.”.

10 ***b0713/1.1* 782.** Page 1092, line 20: after that line insert:

11 ***b0713/1.1* “SECTION 2033p.** 111.35 (2) (d) of the statutes is amended to read:

12 111.35 (2) (d) Constitutes a violation of s. ~~938.983~~ 254.92 (2).”.

13 ***b0727/1.1* 783.** Page 1092, line 20: after that line insert:

14 ***b0727/1.1* “SECTION 2033r.** 111.70 (1) (a) of the statutes is amended to read:

15 ***b0727/1.1* SECTION 5.** 111.70 (1) (a) of the statutes is amended to read:

16 111.70 (1) (a) “Collective bargaining” means the performance of the mutual
17 obligation of a municipal employer, through its officers and agents, and the
18 representative of its municipal employes in a collective bargaining unit, to meet and
19 confer at reasonable times, in good faith, with the intention of reaching an
20 agreement, or to resolve questions arising under such an agreement, with respect to
21 wages, hours and conditions of employment, and with respect to a requirement of the
22 municipal employer for a municipal employe to perform law enforcement and fire
23 fighting services under s. 61.66, except as provided in sub. (4) (m) and (o) and s. 40.81
24 (3) and except that a municipal employer shall not meet and confer with respect to

1 any proposal to diminish or abridge the rights guaranteed to municipal employes
2 under ch. 164. The duty to bargain, however, does not compel either party to agree
3 to a proposal or require the making of a concession. Collective bargaining includes
4 the reduction of any agreement reached to a written and signed document. The
5 municipal employer shall not be required to bargain on subjects reserved to
6 management and direction of the governmental unit except insofar as the manner
7 of exercise of such functions affects the wages, hours and conditions of employment
8 of the municipal employes in a collective bargaining unit. In creating this subchapter
9 the legislature recognizes that the municipal employer must exercise its powers and
10 responsibilities to act for the government and good order of the jurisdiction which it
11 serves, its commercial benefit and the health, safety and welfare of the public to
12 assure orderly operations and functions within its jurisdiction, subject to those
13 rights secured to municipal employes by the constitutions of this state and of the
14 United States and by this subchapter.”.

15 *b0725/1.3* **784.** Page 1093, line 2: after that line insert:

16 *b0725/1.3* “**SECTION 2034p.** 111.91 (2) (r) of the statutes is created to read:
17 111.91 (2) (r) The definition of “dependent” in s. 40.02 (20) and the restrictions
18 on the scope of insurance coverage specified in s. 40.56.”.

19 *b0727/1.2* **785.** Page 1093, line 2: after that line insert:

20 *b0727/1.2* “**SECTION 2035m.** 111.70 (4) (o) of the statutes is created to read:
21 111.70 (4) (o) *Permissive subjects of collective bargaining.* In a school district,
22 the municipal employer is not required to bargain collectively with respect to the
23 establishment of the school calendar. This paragraph shall not be construed to
24 eliminate a school district’s duty to bargain collectively with the recognized or

1 certified representative of school district employees in a collective bargaining unit
2 concerning the total number of days of work and the number of those days which are
3 allocated to different purposes such as days on which school is taught, in-service
4 days, staff preparation days, convention days, paid holidays and parent-teacher
5 conference days, and to bargain collectively with that representative with regard to
6 the impact of the school calendar on wages, hours and conditions of employment.”.

7 ***b1203/1.2* 786.** Page 1093, line 2: after that line insert:

8 ***b1203/1.2* “SECTION 2036r.** 111.91 (2) (nm) of the statutes is created to read:
9 111.91 (2) (nm) The prohibition under s. 632.872 related to denying payment
10 for certain procedures.”.

11 ***b0738/1.1* 787.** Page 1094, line 22: after that line insert:

12 ***b0738/1.1* “SECTION 2042m.** 115.28 (42) of the statutes is created to read:
13 115.28 (42) DIRECT INSTRUCTION PROGRAM. From the appropriation under s.
14 20.255 (1) (me), award a grant of \$280,000 annually in the 1999–2000, 2000–01,
15 2001–02 and 2002–03 fiscal years to the University of Wisconsin–Milwaukee to
16 conduct a direct instruction pilot program. The purpose of the program shall be to
17 determine the efficiency of direct instruction in improving the ability of children to
18 read. By August 1 of 2000, 2001, 2002 and 2003, the University of
19 Wisconsin–Milwaukee shall submit a report to the appropriate standing committees
20 of the legislature under s. 13.172, and to the state superintendent, that describes the
21 findings and conclusions of the study.”.

22 ***b0892/4.21* 788.** Page 1094, line 22: after that line insert:

23 ***b0892/4.21* “SECTION 2042g.** 115.31 (1)(b) of the statutes is amended to read:

1 115.31 (1) (b) “Educational agency” means a school district, cooperative
2 educational service agency, state correctional institution under s. 302.01, secured
3 correctional facility, as defined in s. 938.02 (15m), secured child caring institution,
4 as defined in s. 938.02 (15g), the ~~Wisconsin school for the visually handicapped~~
5 Wisconsin Center for the Blind and Visually Impaired, the Wisconsin school School
6 for the ~~deaf~~ Deaf, the Mendota mental health institute, the Winnebago mental health
7 institute, a state center for the developmentally disabled, a private school or a
8 private, nonprofit, nonsectarian agency under contract with a school board under s.
9 118.153 (3) (c).”.

10 ***b1104/3.3* 789.** Page 1094, line 22: after that line insert:

11 ***b1104/3.3* “SECTION 2042g.** 115.28 (43) of the statutes is created to read:

12 115.28 (43) SCHOOL SAFETY FUNDING. With the department of justice, seek and
13 apply for federal funds relating to school safety and reducing violence and disruption
14 in schools, including funds for alternative schools or programs. Each department
15 shall make a report by January 1, 2001, and January 1, 2003, of its progress in
16 applying for and obtaining funds under this subsection. The report shall be provided
17 to the legislature in the manner provided under s. 13.172 (2) to the cochairpersons
18 of the joint committee on finance and to the governor.”.

19 ***b0892/4.22* 790.** Page 1096, line 8: after that line insert:

20 ***b0892/4.22* “SECTION 2047g.** 115.37 of the statutes is repealed and recreated
21 to read:

22 **115.37 Blind and visual impairment education council.** (1) In this
23 section:

24 (a) “Council” means the blind and visual impairment education council.

1 (b) “Visually impaired” has the meaning given in s. 115.51 (4).

2 (2) The state superintendent shall seek the advice of and consult with the
3 council on issues related to persons who are visually impaired. The state
4 superintendent and the director of the Wisconsin Center for the Blind and Visually
5 Impaired, or their designees, shall attend meetings of the council.

6 (3) The council shall do all of the following:

7 (a) Meet at least twice each year.

8 (b) Advise the state superintendent on such statewide services, activities,
9 programs, investigations and research as in its judgment will benefit pupils who are
10 visually impaired.

11 (c) Make recommendations for the improvement of services provided by the
12 Wisconsin Center for the Blind and Visually Impaired.

13 (d) Review the level and quality of services available to pupils in the state who
14 are visually impaired and make recommendations about those services.

15 (e) Propose to the state superintendent ways to improve the preparation of
16 teachers and other staff who provide services to pupils who are visually impaired.

17 (f) Propose to the state superintendent ways to improve coordination between
18 the department and other agencies in providing services to persons who are visually
19 impaired.

20 (4) The council may initiate consultations with the department.

21 (5) The council shall have access to public files, public records and statistics
22 kept in the department that relate to matters concerning children who are visually
23 impaired.”.

24 *b1104/3.4* 791. Page 1096, line 8: after that line insert:

1 ***b1104/3.4* "SECTION 2048m.** 115.38 (1) (b) of the statutes is renumbered
2 115.38 (1) (b) 1. and amended to read:

115.38 (1) (b) 1. Other indicators of school and school district performance, including dropout, attendance, retention in grade and graduation rates; ~~numbers of suspensions and expulsions~~; percentage of habitual truants, as defined in s. 118.16 (1) (a); percentage of pupils participating in extracurricular and community activities and advanced placement courses; percentage of graduates enrolled in postsecondary educational programs; and percentage of graduates entering the workforce.

10 ***b1104/3.4* SECTION 2048t.** 115.38 (1) (b) 2. of the statutes is created to read:

11 115.38 (1) (b) 2. The numbers of suspensions and expulsions; the reasons for
12 which pupils are suspended or expelled, reported according to categories specified by
13 the state superintendent; the length of time for which pupils are expelled, reported
14 according to categories specified by the state superintendent; whether pupils return
15 to school after their expulsion; the educational programs and services, if any,
16 provided to pupils during their expulsions, reported according to categories specified
17 by the state superintendent; the schools attended by pupils who are suspended or
18 expelled; and the grade, sex and ethnicity of pupils who are suspended or expelled
19 and whether the pupils are children with disabilities, as defined in s. 115.76 (5).”.

20 ***b0892/4.23* 792.** Page 1097, line 2: after that line insert:

21 ***b0892/4.23*** “SECTION 2053b. Subchapter III (title) of chapter 115 [precedes
22 115.51] of the statutes is amended to read:

23 CHAPTER 115

SUBCHAPTER III
STATE SCHOOLS SCHOOL FOR THE
DEAF AND STATE CENTER FOR THE
BLIND AND VISUALLY IMPAIRED

***b0892/4.23* SECTION 2053c.** 115.51 (1) of the statutes is repealed.

***b0892/4.23* SECTION 2053d.** 115.51 (3) and (4) of the statutes are created to read:

115.51 (3) "Local educational agency" has the meaning given in s. 115.76 (10).

(4) "Visually impaired" means loss of vision or blindness as described in the rule promulgated by the state superintendent to define "visual impairments" for the purposes of s. 115.76 (5) (a) 4.

***b0892/4.23* SECTION 2053f.** 115.52 of the statutes is amended to read:

115.52 Wisconsin schools School for the visually handicapped and the deaf Deaf. (1) The object of the ~~Wisconsin school for the visually handicapped and the Wisconsin school~~ School for the ~~deaf~~ Deaf is to afford persons ~~with visual impairments and persons~~ with hearing impairments a practical education and physical rehabilitation which may aid them to make a living, discharge their duties as citizens and secure to them all possible happiness.

(2) The state superintendent shall maintain and govern the ~~school for the visually handicapped and the school~~ School for the ~~deaf~~ Deaf. The state superintendent may fix the period of the school year at the ~~schools~~ school at not less than 38 weeks, prescribe the school terms and confer diplomas upon meritorious pupils who have completed the prescribed curricula.

(3) All the ~~blind and the deaf~~ residents of this state 6 to 20 years old, and for the duration of a school term all the ~~blind or deaf~~ residents of this state who become

1 21 years old during that school term, who are capable of receiving instruction shall
2 be received and taught in the schools School for the Deaf free of charge. Like
3 nonresident pupils also may be received upon payment in advance of the fees fixed
4 by the state superintendent at an amount not less than \$75 per month, but no
5 nonresident shall be received to the exclusion of a resident pupil. The state
6 superintendent also may admit pupils who are 21 years of age or older prior to the
7 beginning of a school term upon the payment of fees fixed by the superintendent and
8 upon the recommendation of the secretary of health and family services, the director
9 of the technical college system or the superintendent of the school to which the pupil
10 will be assigned School for the Deaf. All pupils shall equally and freely enjoy the
11 benefits and privileges of the schools school and have the use of the library and books
12 of instruction and receive board, lodging and laundry, without discrimination. The
13 schools school may provide transportation for resident pupils.

14 (5) The state superintendent may grant approval for the maintenance of a
15 summer school at the school School for the deaf Deaf whenever it will be to the
16 advantage of persons with hearing impairments and may grant approval for the
17 maintenance of a summer school at the school for the visually handicapped whenever
18 it will be to the advantage of children with visual impairments. There shall be a
19 summer school each year at the school for the visually handicapped for adults with
20 visual impairments.

21 (6) The state superintendent may make charges for meals, living quarters,
22 laundry and other services furnished to employes of the schools School for the Deaf
23 and their families. The state superintendent also may make charges for services
24 furnished to visitors at the schools school and participants in training programs and
25 institutes.

1 (7) The Wisconsin ~~school~~ School for the deaf Deaf may provide instruction for
2 preschool children with hearing impairments and their parents. ~~The Wisconsin~~
3 ~~school for the visually handicapped may provide instruction for preschool children~~
4 ~~with visual impairments and their parents.~~ Such instruction or treatment shall be
5 subject to the approval of, and shall comply with requirements established by, the
6 department.

7 ***b0892/4.23* SECTION 2053h.** 115.525 of the statutes is created to read:

8 **115.525 Wisconsin Center for the Blind and Visually Impaired. (1)**

9 DEFINITION. In this section, “center” means the Wisconsin Center for the Blind and
10 Visually Impaired.

11 **(1m) PURPOSE.** The purpose of the center is to serve as a statewide educational
12 resource relating to visual impairments to benefit all Wisconsin children who are
13 visually impaired.

14 **(2) GOVERNANCE.** The state superintendent shall maintain and govern the
15 center. The state superintendent shall appoint an individual who has training and
16 experience in educating pupils who are visually impaired to serve as the director of
17 the center.

18 **(3) SERVICES.** The center shall provide services that benefit children
19 throughout the state who are visually impaired.

20 **(a) School.** 1. ‘Residents 3 to 20 years old.’ The center shall operate a school
21 at which any resident of this state 3 to 20 years old who is visually impaired, and for
22 the duration of a school term any resident of this state who is visually impaired and
23 becomes 21 years old during that school term, shall be received and taught free of
24 charge if the individualized education program for the resident under s. 115.787 and

1 the educational placement under s. 115.79 specify the school operated by the center
2 as the appropriate placement.

3 2. 'Residents 21 years old or older.' The state superintendent may admit to the
4 school operated by the center a resident of the state who is visually impaired and is
5 21 years of age or older prior to the beginning of a school term upon the payment of
6 fees fixed by the state superintendent and upon the recommendation of the secretary
7 of health and family services, the director of the technical college system or the
8 director of the center.

9 3. 'Nonresidents.' A nonresident of this state, who is visually impaired, who
10 either is 3 to 20 years old or becomes 21 years old during a school term, whose
11 individualized education program under 20 USC 1414 (d) and educational placement
12 specify the school operated by the center as the appropriate placement and who is
13 capable of receiving instruction may be received at the school upon payment in
14 advance of the fees fixed by the state superintendent, but no nonresident may be
15 received to the exclusion of a resident pupil.

16 4. 'Pupil use of residential facilities.' Except as provided in sub. (4), the director
17 of the center shall make the residential facilities at the center available to all pupils
18 received at the school operated by the center.

19 5. 'School term.' The state superintendent shall fix the period of the school term
20 at the school operated by the center at not less than 38 weeks, prescribe the school
21 sessions and confer diplomas upon meritorious pupils who have completed the
22 prescribed curriculum. Pursuant to a pupil's individualized education program
23 under s. 115.787, a pupil may be placed at the school for less than a school term.

24 6. 'Transportation.' The center may provide transportation for resident pupils
25 at the school operated by the center.

1 (b) *Other statewide services.* The center may do any of the following:

2 1. Provide testing, evaluation and assessment services to assist local
3 educational agencies, cooperative educational service agencies and county children
4 with disabilities education boards.

5 2. Provide technical assistance and consultation services to entities such as
6 local educational agencies, cooperative educational service agencies, county children
7 with disabilities education boards and private schools.

8 3. Develop and disseminate curriculum and instructional materials.

9 4. Provide in service and other training to teachers and other staff serving
10 pupils who are visually impaired.

11 5. Provide training, technical assistance and consultation services for parents
12 of children who are visually impaired and for professionals who work with children
13 who are visually impaired.

14 6. Provide materials in braille, large print and other appropriate formats to
15 children who are visually impaired.

16 7. Train teachers and braillists about braille codes and formats used by
17 individuals who are visually impaired.

18 8. Loan books and other materials from the library described in par. (c) 2.

19 9. Serve as a clearinghouse for information about children who are visually
20 impaired, including information related to library resources, adapted materials and
21 current research.

22 10. Assist in providing assistive technology services, as defined in s. 115.76 (2),
23 for pupils who are visually impaired.

1 11. Lend, rent or lease technological materials and assistive technology
2 devices, as defined in s. 115.76 (1), to local educational agencies, cooperative
3 educational service agencies and county children with disabilities education boards.

4 12. Facilitate the preparation of teachers of pupils who are visually impaired
5 by providing assistance to teacher preparation programs.

6 13. Coordinate and collaborate with public and private agencies and
7 organizations that provide services to individuals who are visually impaired,
8 including the development of employment skills and opportunities.

9 14. Provide other statewide services that relate to the education of children who
10 are visually impaired.

11 (c) *Additional services.* 1. 'Birth to 2 services.' The center may provide
12 instruction or services, or both, for children who are under the age of 2 and are
13 visually impaired and their parents. The instruction or services are subject to the
14 approval of, and shall comply with requirements established by, the department.

15 2. 'Library.' Embossed, clear type or large type books acquired by the center
16 constitute a circulating collection for persons who are visually impaired. The
17 collection shall be kept at the center and be under the supervision of its director. All
18 school age children of the state who are visually impaired may use such books upon
19 compliance with criteria established by the director of the center and approved by
20 the state superintendent.

21 3. 'Summer programs.' The center shall provide summer programs each year
22 for children who are visually impaired.

23 4. 'Adult summer program.' The center shall provide a summer program each
24 year for adults who are visually impaired. The state superintendent may contract
25 with other entities to provide this program.

1 5. 'Independent living skills.' With the approval of the state superintendent,
2 the center may use state-owned housing on the grounds of the center in Janesville
3 as a facility in which individuals receive instruction in and practice independent
4 living skills.

5 (d) *Provision of services.* In addition to providing services at the center's facility
6 in Janesville, the center may provide services at any location in the state and may
7 operate regional satellite facilities throughout the state to provide services.

8 (4) NONDISCRIMINATION. All pupils at the center may equally and freely enjoy
9 the benefits and privileges of the center, have the use of the library and books of
10 instruction and receive board, lodging and laundry, without discrimination, except
11 that the director of the center may determine that board, lodging and laundry may
12 not be provided to an individual because appropriate services are not available for
13 that individual at the center's residential facilities.

14 (5) CHARGES. The state superintendent may charge for meals, living quarters,
15 laundry and other services furnished to employees of the center and their families.
16 The state superintendent may charge for services furnished to visitors at the center
17 and participants in training programs and institutes.

18 (6) LEASING OF SPACE. The state superintendent may lease space at the center
19 in Janesville that is not required by the center to any person if the state
20 superintendent determines that the use will not be inconsistent with the operation
21 of the center.

22 (7) AUDIT. In the 2002–03 fiscal year, the legislative audit bureau shall perform
23 a performance evaluation audit of the center. The bureau shall submit copies of the
24 audit report to the chief clerk of each house of the legislature for distribution to the
25 appropriate standing committees under s. 13.172 (3) by June 30, 2003.

1 ***b0892/4.23* SECTION 2053j.** 115.53 (2) of the statutes is amended to read:

2 **115.53 (2)** Arrange for vocational, trade or academic training for any pupil in
3 either ~~state school~~ the school operated by the Wisconsin Center for the Blind and
4 Visually Impaired or the Wisconsin School for the Deaf qualified to take such
5 training advantageously, in either a public school or technical college or a private
6 business establishment in Janesville or Delavan. The public school and the technical
7 college shall be paid the regular tuition for full-time attendance and proportionally
8 for part-time attendance by the school district responsible for the provision of a free
9 appropriate public education under subch. V.

10 ***b0892/4.23* SECTION 2053k.** 115.53 (3) of the statutes is renumbered 115.53
11 (3) (a) and amended to read:

12 115.53 (3) (a) Arrange for otological or ophthalmic examination of any pupil or
13 prospective pupil of the schools Wisconsin School for the Deaf. The examination shall
14 be paid for from the appropriation in s. 20.255 (1) (b), (gh) or (gs).

15 ***b0892/4.23* SECTION 2053L.** 115.53 (3) (b) of the statutes is created to read:

16 115.53 (3) (b) Arrange for ophthalmic or otological examination of any pupil or
17 prospective pupil of the school operated by the Wisconsin Center for the Blind and
18 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255
19 (1) (b), (gh), (gL) or (gs).

20 ***b0892/4.23* SECTION 2053m.** 115.53 (4) and (5) of the statutes are amended
21 to read:

22 115.53 (4) Apply to the board of directors of the University of Wisconsin
23 Hospitals and Clinics Authority for admission to the University of Wisconsin
24 Hospitals and Clinics of any pupil ~~in at the state schools~~ Wisconsin School for the

1 Deaf or the school operated by the Wisconsin Center for the Blind and Visually
2 Impaired.

3 (a) The application shall be accompanied by the report of a physician appointed
4 by the ~~appropriate school~~ superintendent of the Wisconsin School for the Deaf or the
5 director of the Wisconsin Center for the Blind and Visually Impaired and shall be in
6 the same form as reports of other physicians for admission of patients to such
7 hospital.

8 (b) The net cost of hospital treatment shall be at the rate established under s.
9 233.40 (1) and shall be ~~chargeable to~~ paid from the appropriation ~~for operating the~~
10 ~~patient's school~~ under s. 20.255 (1) (b), (gh) or (gs) if the patient is a pupil at the
11 Wisconsin School for the Deaf or from the appropriation under s. 20.255 (1) (b), (gh),
12 (gL) or (gs) if the patient is a pupil at the school operated by the Wisconsin Center
13 for the Blind and Visually Impaired. The state superintendent likewise may
14 authorize payment for the expense of transporting patients to and from the hospital.
15 The state superintendent shall make payments for the treatment to the University
16 of Wisconsin Hospitals and Clinics Authority. Funds collected by the state
17 superintendent on account of the hospitalization shall be ~~deposited in~~ credited to the
18 appropriation under s. 20.255 (1) ~~(b)~~ (gh) for the school or center concerned.

19 (5) Arrange for visits by members of the staff of either ~~school~~ the Wisconsin
20 School for the Deaf or the Wisconsin Center for the Blind and Visually Impaired to
21 other public schools or to families of ~~blind or deaf children~~ or children who are
22 visually impaired, whenever it appears to the state superintendent that such visits
23 will be of advantage to ~~blind or deaf~~ such children.

24 *b0892/4.23* SECTION 2053p. 115.54 of the statutes is amended to read:

1 **115.54 Compulsory education.** If it appears, by affidavit, to any circuit
2 judge that any ~~blind or deaf child~~ or child who is visually impaired between the ages
3 of 6 and 21 is deprived of a suitable education by the failure of the person having the
4 care and custody of the child to provide a suitable education, the judge shall order
5 the person to bring the child before the judge. If the material allegations of the
6 affidavit are denied, the judge shall subpoena witnesses and hear testimony. If the
7 allegations are admitted or established, the judge may order the child sent to the
8 school Wisconsin School for the ~~visually handicapped~~ or for the deaf Deaf, the school
9 operated by the Wisconsin Center for the Blind and Visually Impaired or to some
10 class or other school for instruction, but the order ~~shall~~ may not make a direct charge
11 for the class or school against any county.

12 ***b0892/4.23* SECTION 2053q.** 115.55 of the statutes is repealed.

13 ***b0892/4.23* SECTION 2053r.** 115.58 of the statutes is amended to read:

14 **115.58 Park grounds.** The state superintendent may permit the city of
15 Janesville to use portions of the grounds of the ~~state school for the visually~~
16 ~~handicapped~~ Wisconsin Center for the Blind and Visually Impaired at Janesville,
17 which abut on the Rock river, for purposes of operating a city park. Any construction
18 on such grounds is subject to prior approval by the state superintendent. Any
19 agreement pursuant hereto shall be cancelable at the option of either party without
20 liability. Any such grounds so used by the city of Janesville shall be supervised by
21 the city and shall be subject to the ordinances of the city of Janesville applicable to
22 city parks.”.

23 ***b1105/1.1* 793.** Page 1097, line 14: delete “An” and substitute “(1) Except
24 as provided in sub. (2), an”.

1 ***b1105/1.2* 794.** Page 1097, line 16: after that line insert:

2 “(2) The board of directors of the school district operating under ch. 119 is a
3 local educational agency under this section and shall comply with 20 USC 1400 to
4 1491o if the board of directors enters into an agreement with an operator of a charter
5 school under s. 118.40 (2r) under which the board of directors agrees to serve as the
6 local educational agency.”.

7 ***b0773/2.26* 795.** Page 1101, line 16: after that line insert:

8 ***b0773/2.26* “SECTION 2063p.** 115.92 (1) of the statutes is amended to read:

9 115.92 (1) Any school board may establish a program for school age parents
10 who are residents of the school district. The program shall be designed to provide
11 services and instruction to meet the needs of school age parents, including education
12 on the skills required of a parent; ~~family planning, as defined in s. 253.07 (1) (a),~~
13 ~~including natural family planning;~~ and instruction on adoption and adoption
14 services. The instruction provided on adoption and adoption services shall include
15 instruction on the options available and the procedures followed in independent and
16 agency adoptions, including current practices regarding a birth parent’s
17 involvement in the selection of an adoptive home and the sharing of information
18 between birth parents and adoptive parents, instruction on the impact of adoption
19 on birth parents and children who have been adopted and an explanation that the
20 adoption process may be initiated even after a child has been born and has left the
21 hospital. The program shall be coordinated with existing vocational and job training
22 programs in the school district.”.

23 ***b0773/2.27* 796.** Page 1102, line 25: after that line insert:

1 ***b0773/2.27* "SECTION 2067n.** 118.019 (2) (e) of the statutes is amended to
2 read:

3 118.019 (2) (e) Human sexuality; reproduction; ~~family planning, as defined in~~
4 ~~s. 253.07 (1) (a), including natural family planning;~~ human immunodeficiency virus
5 and acquired immunodeficiency syndrome; prenatal development; childbirth;
6 adoption; available prenatal and postnatal support; and male responsibility.”.

7 ***b0793/2.19* 797.** Page 1102, line 25: after that line insert:

8 ***b0793/2.19* "SECTION 2065q.** 117.20 of the statutes is amended to read:

9 **117.20 Referendum procedures.** (1) If a referendum is required under ss.
10 117.08 to 117.11, it shall be held on the Tuesday after the first Monday in November
11 occurring not sooner than 45 days following receipt of the petition or adoption of the
12 resolution under s. 117.08 (3) (a), 117.09 (3) (a), 117.10 (3) (a) or 117.11 (4) (a). If a
13 referendum is required under s. 117.105, it shall be held on the Tuesday after the first
14 Monday in the 2nd November occurring not sooner than 45 days following receipt of
15 the petition or adoption of the resolution under s. 117.105 (1).

16 (2) The clerk of each affected school district shall publish notice, as required
17 under s. ~~8.55~~ 10.06 (4), in the territory of that school district. The procedures for
18 school board elections under s. 120.06 (5), (9), (11), (13) and (14) apply to a
19 referendum held under this section. The school board and school district clerk of each
20 affected school district shall each perform, for that school district, the functions
21 assigned to the school board and the school district clerk, respectively, under those
22 subsections. The form of the ballot shall correspond to the form prescribed by the
23 elections board under ss. 5.64 (2) and 7.08 (1) (a). The clerk of each affected school
24 district shall file with the secretary of the board a certified statement prepared by

1 the school district board of canvassers of the results of the referendum in that school
2 district.”.

3 ***b0803/3.13* 798.** Page 1102, line 25: after that line insert:

4 ***b0803/3.13* “SECTION 2067d.** 118.125 (4) of the statutes is amended to read:

5 118.125 (4) TRANSFER OF RECORDS. Within 5 working days, a school district shall
6 transfer to another school or school district all pupil records relating to a specific
7 pupil if the transferring school district has received written notice from the pupil if
8 he or she is an adult or his or her parent or guardian if the pupil is a minor that the
9 pupil intends to enroll in the other school or school district or written notice from the
10 other school or school district that the pupil has enrolled or from a court that the pupil
11 has been placed in a juvenile secured correctional facility or, as defined in s. 938.02
12 (15m), a secured child caring institution, as defined in s. 938.02 (15g), or a secured
13 group home, as defined in s. 938.02 (15p). In this subsection, “school” and “school
14 district” include any juvenile secured correctional facility, secured child caring
15 institution ~~as defined in s. 938.02 (15g), secured group home,~~ adult correctional
16 institution, mental health institute or center for the developmentally disabled, that
17 provides an educational program for its residents instead of or in addition to that
18 which is provided by public and private schools.”.

19 ***b1104/3.5* 799.** Page 1103, line 16: after that line insert:

20 ***b1104/3.5* “SECTION 2068m.** 118.16 (1m) of the statutes is created to read:

21 118.16 (1m) The period during which a pupil is absent from school due to a
22 suspension or expulsion under s. 120.13 or 119.25 is neither an absence without an
23 acceptable excuse for the purposes of sub. (1) (a) nor an absence without legal cause
24 for the purposes of sub. (1) (c).

1 ***b1104/3.5* SECTION 2068r.** 118.175 of the statutes is created to read:

2 **118.175 Pupils without parents or guardians; report required.** (1) This
3 section does not apply to a pupil who has a legal custodian, as defined in s. 48.02 (11)
4 or 938.02 (11), or who is cared for by a kinship care relative, as defined in s. 48.57 (3m)
5 (a).

6 (2) If a pupil is a child who is without a parent or guardian, any school teacher,
7 school administrator, school counselor or school social worker who knows that the
8 child is without a parent or guardian shall report that fact as soon as possible to the
9 county department under s. 46.22 or 46.23 or, in a county having a population of
10 500,000 or more, to the department of health and family services.”.

11 ***b0796/1.12* 800.** Page 1104, line 5: after that line insert:

12 ***b0796/1.12* “SECTION 2070m.** 118.265 of the statutes is created to read:

13 **118.265 Contracts with labor organizations.** (1) In this section, “labor
14 organization” has the meaning given in s. 5.02 (8m).

15 (2) The school board shall ensure that the specifications for bids and contracts
16 for construction projects entered into by the school board do not do any of the
17 following:

18 (a) Require any bidder, contractor or subcontractor to enter into or to adhere
19 to an agreement with any labor organization concerning services to be performed in
20 relation to the project or a related project.

21 (b) Discriminate against any bidder, contractor or subcontractor for refusing
22 to enter into or continue to adhere to an agreement with any labor organization
23 concerning services to be performed in relation to the project or a related project.

1 (c) Require any bidder, contractor or subcontractor to enter into, continue to
2 adhere to or enforce any agreement that requires its employees, as a condition of
3 employment, to do any of the following:

- 4 1. Become members of or become affiliated with a labor organization.
5 2. Make payments to a labor organization, without the authorization of the
6 employees, exceeding the employees' proportionate share of the cost of collective
7 bargaining, contract administration and grievance adjustment.

8 (3) Any taxpayer of this state or any other person who enters into contracts or
9 subcontracts for building construction services may bring an action to require
10 compliance with sub. (2). If that person prevails in his or her action, the court shall
11 award to that person reasonable actual attorney fees in addition to other costs
12 allowed to prevailing parties under ch. 814.”.

13 *b0891/1.1* **801.** Page 1108, line 25: substitute “be” for “include”.

14 *b0891/1.2* **802.** Page 1109, line 3: delete the material beginning with “, and”
15 and ending with “board” on line 4 and substitute “, which shall be based solely on the
16 pupil’s academic performance”.

17 *b0891/1.3* **803.** Page 1109, line 15: substitute “be” for “include”.

18 *b0891/1.4* **804.** Page 1109, line 18: delete the material beginning with “,
19 and” and ending with “school” on line 19 and substitute “, which shall be based solely
20 on the pupil’s academic performance”.

21 *b1111/2.2* **805.** Page 1111, line 15: after “paid” insert “per pupil”.

22 *b0996/2.3* **806.** Page 1117, line 12: after that line insert:

23 *b0996/2.3* “**SECTION 2109c.** 119.23 (1) of the statutes is renumbered 119.23
24 (1) (intro.) and amended to read:

1 119.23 (1) (intro.) In this section, ~~“membership”~~;

2 (a) “Membership” has the meaning given in s. 121.004 (5).

3 ***b0996/2.3* SECTION 2109g.** 119.23 (1) (b) and (c) of the statutes are created
4 to read:

5 119.23 (1) (b) “Summer average daily membership equivalent” has the
6 meaning given in s. 121.004 (8).

7 (c) “Summer choice average daily membership equivalent” means the summer
8 average daily membership equivalent of pupils who were attending a private school
9 under this section on the 2nd Friday of January of the school term immediately
10 preceding that summer or whose applications have been accepted under sub. (3) for
11 attendance at the private school in the school term immediately following that
12 summer.”.

13 ***b1104/3.6* 807.** Page 1117, line 12: after that line insert:

14 ***b1104/3.6* “SECTION 2108m.** 119.04 (1) of the statutes is amended to read:

15 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c),
16 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38
17 (2), 115.45, 118.001 to 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14,
18 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19,
19 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.165, 118.30
20 to 118.43, 118.51, 118.52, 118.55, 120.12 (5) and (15) to ~~(25)~~ (26), 120.125, 120.13 (1),
21 (2) (b) to (g), (3), (14), (17) to (19), (26), (34) and (35) and 120.14 are applicable to a
22 1st class city school district and board.”.

23 ***b0996/2.4* 808.** Page 1117, line 20: before “(intro.)” insert “(b)”.

24 ***b0996/2.5* 809.** Page 1117, line 22: after “(4)” insert “(b)”.

1 ***b0996/2.6* 810.** Page 1117, line 23: after “school” insert “during a school
2 term”.

3 ***b0996/2.7* 811.** Page 1118, line 3: delete “(a)”.

4 ***b0996/2.8* 812.** Page 1118, line 8: delete “(b)” and substitute “(c)”.

5 ***b0996/2.9* 813.** Page 1118, line 8: delete “(a)” and substitute “(b)”.

6 ***b0996/2.10* 814.** Page 1118, line 9: after “May.” insert “The state
7 superintendent may include the entire amount under sub. (4m) in one of those
8 instalments or apportion the entire amount among one or more of those
9 instalments.”.

10 ***b0996/2.11* 815.** Page 1118, line 11: after that line insert:

11 ***b0996/2.11* “SECTION 2109q.** 119.23 (4) (a) of the statutes is created to read:
12 119.23 (4) (a) Annually, on or before October 15, a private school participating
13 in the program under this section shall file with the department a report stating its
14 summer average daily membership equivalent and its summer choice average daily
15 membership equivalent for the purpose of sub. (4m).”.

16 ***b0996/2.12* 816.** Page 1118, line 12: substitute “(b)” for “(a)”.

17 ***b0996/2.13* 817.** Page 1118, line 13: substitute “(b)” for “(a)”.

18 ***b1111/2.3* 818.** Page 1118, line 14: after “paid” insert “per pupil”.

19 ***b0996/2.15* 819.** Page 1118, line 14: after that line insert:

20 ***b0996/2.15* “SECTION 2109s.** 119.23 (4m) of the statutes is created to read:
21 119.23 (4m) Beginning in the 1999–2000 school year, in addition to the
22 payment under sub. (4) the state superintendent shall pay to the parent or guardian
23 of each pupil enrolled in a private school under this section, in the manner described

1 in sub. (4) (c), an amount determined by multiplying the payment under sub. (4) by
2 the quotient determined by dividing the summer choice average daily membership
3 equivalent of the private school by the total number of pupils for whom payments are
4 being made under sub. (4).”

5 ***b0793/2.20* 820.** Page 1119, line 8: after that line insert:

6 ***b0793/2.20* “SECTION 2114a.** 119.48 (4) (b) and (c) of the statutes are
7 amended to read:

8 119.48 (4) (b) The communication shall state the purposes for which the funds
9 from the increase in the levy rate will be used and shall request the common council
10 to submit to the voters of the city the question of exceeding the levy rate specified in
11 s. 65.07 (1) (f) at the ~~September election or a special~~ an election authorized under s.
12 8.065.

13 (c) Upon receipt of the communication, the common council shall cause the
14 question of exceeding the levy rate specified under s. 65.07 (1) (f) to be submitted to
15 the voters of the city at the ~~September election or at a special~~ next election authorized
16 under s. 8.065 (2) or an election authorized under s. 8.065 (3) to be held not sooner
17 than 45 days after receipt of the communication. The question of exceeding the levy
18 rate specified under s. 65.07 (1) (f) shall be submitted upon a separate ballot or in
19 some other manner so that the vote upon exceeding the levy rate specified in s. 65.07
20 (1) (f) is taken separately from any other question submitted to the voters. If a
21 majority of the electors voting on the question favors exceeding the levy rate specified
22 under s. 65.07 (1) (f), the common council shall approve the increase in the levy rate
23 and shall levy and collect a tax equal to the amount of money approved by the
24 electors.

1 ***b0793/2.20* SECTION 2116a.** 119.49 (1) (b) of the statutes is amended to read:

2 119.49 (1) (b) The communication shall state the amount of funds needed under
3 par. (a) and the purposes for which the funds will be used and shall request the
4 common council to submit to the voters of the city at the next election authorized
5 under s. 8.065 (2) or an election authorized under s. 8.065 (3) to be held in the city
6 not sooner than 45 days after receipt of the communication the question of issuing
7 school bonds in the amount and for the purposes stated in the communication.

8 ***b0793/2.20* SECTION 2116b.** 119.49 (2) of the statutes is amended to read:

9 119.49 (2) Upon receipt of the communication, the common council shall cause
10 the question of issuing such school bonds in the stated amount and for the stated
11 school purposes to be submitted to the voters of the city at the next election ~~held in~~
12 ~~the city~~ authorized under s. 8.065 (2) or an election authorized under s. 8.065 (3) that
13 occurs not sooner than 45 days after the date of receipt of the communication. The
14 question of issuing such school bonds shall be submitted upon a separate ballot or
15 in some other manner so that the vote upon issuing such school bonds is taken
16 separately from any other question submitted to the voters. If a majority of the
17 electors voting on the school bond question favors issuing such school bonds, the
18 common council shall cause the school bonds to be issued immediately or within the
19 period permitted by law, in the amount requested by the board and in the manner
20 other bonds are issued.”.

21 ***b0727/1.3* 821.** Page 1121, line 18: after that line insert:

22 ***b0727/1.3* “SECTION 2124m.** 120.12 (15) of the statutes is amended to read:

23 120.12 (15) SCHOOL HOURS. Establish rules scheduling the hours of a normal
24 school day. The school board may differentiate between the various elementary and

1 high school grades in scheduling the school day. The equivalent of 180 such days, as
2 defined in s. 115.01 (10), shall be held during the school term. ~~This subsection shall~~
3 ~~not be construed to eliminate a school district's duty to bargain with the employee's~~
4 ~~collective bargaining representative over any calendaring proposal which is~~
5 ~~primarily related to wages, hours and conditions of employment."~~

6 *b1104/3.7* **822.** Page 1121, line 18: after that line insert:

7 *b1104/3.7* "SECTION 2124m. 120.12 (26) of the statutes is created to read:

8 120.12 (26) SCHOOL SAFETY PLANS. Have in effect a school safety plan for each
9 school in the school district.

10 *b1104/3.7* SECTION 2124t. 120.13 (1) (b) of the statutes is amended to read:

11 120.13 (1) (b) The school district administrator or any principal or teacher
12 designated by the school district administrator also may make rules, with the
13 consent of the school board, and may suspend a pupil for not more than 5 school days
14 or, if a notice of expulsion hearing has been sent under par. (c) 4 or (e) 4. or s. 119.25
15 (2) (c), for not more than a total of 15 consecutive school days for noncompliance with
16 such rules or school board rules, or for knowingly conveying any threat or false
17 information concerning an attempt or alleged attempt being made or to be made to
18 destroy any school property by means of explosives, for conduct by the pupil while
19 at school or while under the supervision of a school authority which endangers the
20 property, health or safety of others, or for conduct while not at school or while not
21 under the supervision of a school authority which endangers the property, health or
22 safety of others at school or under the supervision of a school authority or endangers
23 the property, health or safety of any employee or school board member of the school
24 district in which the pupil is enrolled. In this paragraph, conduct that endangers a

1 person or property includes making a threat to the health or safety of a person or
2 making a threat to damage property. Prior to any suspension, the pupil shall be
3 advised of the reason for the proposed suspension. The pupil may be suspended if
4 it is determined that the pupil is guilty of noncompliance with such rule, or of the
5 conduct charged, and that the pupil's suspension is reasonably justified. The parent
6 or guardian of a suspended minor pupil shall be given prompt notice of the
7 suspension and the reason for the suspension. The suspended pupil or the pupil's
8 parent or guardian may, within 5 school days following the commencement of the
9 suspension, have a conference with the school district administrator or his or her
10 designee who shall be someone other than a principal, administrator or teacher in
11 the suspended pupil's school. If the school district administrator or his or her
12 designee finds that the pupil was suspended unfairly or unjustly, or that the
13 suspension was inappropriate, given the nature of the alleged offense, or that the
14 pupil suffered undue consequences or penalties as a result of the suspension,
15 reference to the suspension on the pupil's school record shall be expunged. Such
16 finding shall be made within 15 days of the conference. A pupil suspended under this
17 paragraph shall not be denied the opportunity to take any quarterly, semester or
18 grading period examinations or to complete course work missed during the
19 suspension period, as provided in the attendance policy established under s. 118.16
20 (4) (a).

21 ***b1104/3.7* SECTION 2124u.** 120.13 (1)(c) 1. of the statutes is amended to read:

22 120.13 (1) (c) 1. The school board may expel a pupil from school whenever it
23 finds the pupil guilty of repeated refusal or neglect to obey the rules, or finds that a
24 pupil knowingly conveyed or caused to be conveyed any threat or false information
25 concerning an attempt or alleged attempt being made or to be made to destroy any

1 school property by means of explosives, or finds that the pupil engaged in conduct
2 while at school or while under the supervision of a school authority which
3 endangered the property, health or safety of others, or finds that a pupil while not
4 at school or while not under the supervision of a school authority engaged in conduct
5 which endangered the property, health or safety of others at school or under the
6 supervision of a school authority or endangered the property, health or safety of any
7 employe or school board member of the school district in which the pupil is enrolled,
8 and is satisfied that the interest of the school demands the pupil's expulsion. In this
9 subdivision, conduct that endangers a person or property includes making a threat
10 to the health or safety of a person or making a threat to damage property."

11 *b1144/1.7* **823.** Page 1121, line 18: after that line insert:

12 *b1144/1.7* "SECTION 2124m. 120.13 (14) of the statutes is amended to read:

13 120.13 (14) DAY CARE PROGRAMS. Establish and provide or contract for the
14 provision of day care programs for children. The school board may receive federal
15 or state funds for this purpose. The school board may charge a fee for all or part of
16 the cost of the service for participation in a day care program established under this
17 subsection. Costs associated with a day care program under this subsection may not
18 be included in shared costs under s. 121.07 (6). Day care programs established under
19 this subsection shall meet the standards for licensed day care centers established by
20 the department of health and family services. If a school board proposes to contract
21 for or renew a contract for the provision of a day care program under this subsection
22 or if on July 1, 1996, a school board is a party to a contract for the provision of a day
23 care program under this subsection, the school board shall refer the contractor or
24 proposed contractor to the department of health and family services for the criminal

1 history and child abuse record search required under s. 48.685. Each school board
2 shall provide the department of health and family services with information about
3 each person who is denied a contract for a reason specified in s. 48.685 ~~(2)~~ (4m) (a)
4 1. to 5.”.

5 ***b1110/2.2* 824.** Page 1122, line 21: delete lines 21 and 22 and substitute
6 “follows or, if appropriate, as a number equal to the result obtained by multiplying
7 the following number by the appropriate fraction under par. (c), (cm) or (d):

8 1. In the 1999–2000 school year, 1.0 pupil.

9 2. In the 2000–01 school year, 0.75 pupil.

10 3. In the 2001–02 school year, 0.50 pupil.

11 4. In the 2002–03 school year, 0.25 pupil.

12 5. In the 2003–04 school year and thereafter, 0 pupil.”.

13 ***b0736/1.1* 825.** Page 1122, line 22: after that line insert:

14 ***b0736/1.1* “SECTION 2128m.** 121.02 (1) (L) 5. of the statutes is repealed.”.

15 ***b0996/2.16* 826.** Page 1122, line 22: after that line insert:

16 ***b0996/2.16* “SECTION 2128m.** 121.004 (8) of the statutes is amended to read:

17 121.004 (8) SUMMER AVERAGE DAILY MEMBERSHIP EQUIVALENT. “Summer average
18 daily membership equivalent” is the ~~sum of all~~ total number of minutes in which
19 pupils are enrolled in academic summer classroom classes or laboratory periods in
20 ~~which each pupil is enrolled as determined by multiplying the total number of~~
21 ~~periods in each day in which the pupil is enrolled by the total number of days for~~
22 which the pupil is enrolled, as defined by the state superintendent under s. 121.14,
23 divided by ~~1,080~~ 48,600.”.

24 ***b0892/4.24* 827.** Page 1123, line 7: after that line insert:

1 ***b0892/4.24* “SECTION 2131d.** 121.05 (1) (a) 8. of the statutes is amended to
2 read:

3 121.05 (1) (a) 8. Pupils enrolled in ~~a residential school operated by the state~~ the
4 Wisconsin School for the Deaf or the school operated by the Wisconsin Center for the
5 Blind and Visually Impaired under subch. III of ch. 115 for whom the school district
6 is paying tuition under s. 115.53 (2) determined by multiplying the total number of
7 periods in each day in which the pupils are enrolled in the local public school by the
8 total number of days for which the pupils are enrolled in the local public school and
9 dividing the product by 1,080.”.

10 ***b1111/2.4* 828.** Page 1124, line 21: delete “ss. 118.40 (2r) (e) and 119.23 (4)”
11 and substitute “s. 118.40 (2r)”.

12 ***b1111/2.5* 829.** Page 1124, line 24: after “(ac)” insert “, calculated as if the
13 reduction under par. (c) had not occurred”.

14 ***b1111/2.6* 830.** Page 1125, line 2: after “(ac)” insert “, calculated as if the
15 reduction under par. (c) had not occurred,”.

16 ***b1111/2.7* 831.** Page 1125, line 2: after that line insert:

17 “(b) The amount of state aid that the school district operating under ch. 119 is
18 eligible to be paid from the appropriation under s. 20.255 (2) (ac) shall also be reduced
19 by 50% of the amounts paid under s. 119.23 (4) and (4m) in the current school year.

20 (c) The amount of state aid that each school district other than the school
21 district operating under ch. 119 is eligible to be paid from the appropriation under
22 s. 20.255 (2) (ac) shall also be reduced by an amount calculated as follows:

23 1. Add the amounts paid under s. 119.23 (4) and (4m) in the current school year
24 and divide the sum by 2.

1 2. Divide the result obtained under subd. 1. by the total amount of state aid that
2 all school districts other than the school district operating under ch. 119 are eligible
3 to be paid from the appropriation under s. 20.255 (2) (ac), calculated as if the
4 reduction under par. (a) had not occurred.

5 3. Multiply the amount of state aid that the school district is eligible to be paid
6 from the appropriation under s. 20.225 (2) (ac), calculated as if the reduction under
7 par. (a) had not occurred, by the quotient under subd. 2.”.

8 ***b1111/2.8* 832.** Page 1125, line 3: substitute “(d)” for “(b)”.

9 ***b1111/2.9* 833.** Page 1125, line 4: delete “par. (a)” and substitute “pars. (a)
10 to (c)”.

11 ***b0892/4.25* 834.** Page 1127, line 17: after that line insert:

12 ***b0892/4.25* “SECTION 2142m.** 121.54 (3) of the statutes is amended to read:
13 121.54 (3) TRANSPORTATION FOR CHILDREN WITH DISABILITIES. Every school board
14 shall provide transportation for children with disabilities, as defined in s. 115.76 (5),
15 to any public or private elementary or high school, to the ~~Wisconsin school for the~~
16 ~~visually handicapped school operated by the Wisconsin Center for the Blind and~~
17 Visually Impaired or the Wisconsin ~~school~~ School for the ~~deaf~~ Deaf or to any special
18 education program for children with disabilities sponsored by a state tax-supported
19 institution of higher education, including a technical college, regardless of distance,
20 if the request for such transportation is approved by the state superintendent.
21 Approval shall be based on whether or not the child can walk to school with safety
22 and comfort. Section 121.53 shall apply to transportation provided under this
23 subsection.”.

1 ***b1109/1.3* 835.** Page 1129, line 19: delete the material beginning with that
2 line and ending with page 1130, line 14, and substitute:

3 “121.85 (6) (ar) *Hold harmless.* The department shall pay to the school district
4 operating under ch. 119 the amount of aid to which the school district is entitled
5 under par. (a), as reduced by par. (am), or \$30,000,000, whichever is less.”.

6 ***b0793/2.21* 836.** Page 1135, line 3: after that line insert:

7 ***b0793/2.21* “SECTION 2156a.** 121.91 (3) (a) of the statutes is amended to read:

8 121.91 (3) (a) If a school board wishes to exceed the limit under sub. (2m)
9 otherwise applicable to the school district in any school year, it shall promptly adopt
10 a resolution supporting inclusion in the final school district budget of an amount
11 equal to the proposed excess revenue. The resolution shall specify whether the
12 proposed excess revenue is for a recurring or nonrecurring purpose, or, if the
13 proposed excess revenue is for both recurring and nonrecurring purposes, the
14 amount of the proposed excess revenue for each purpose. Within 10 days after
15 adopting the resolution, the school board shall notify the department of the
16 scheduled date of the referendum and submit a copy of the resolution to the
17 department. The school board shall call a ~~special~~ referendum in accordance with s.
18 8.065 for the purpose of submitting the resolution to the electors of the school district
19 for approval or rejection. ~~In lieu of a special referendum, the school board may~~
20 ~~specify that the referendum be held at the next succeeding spring primary or election~~
21 ~~or September primary or general election, if such election is, to be held not earlier~~
22 sooner than 35 days after the adoption of the resolution of the school board. The
23 school district clerk shall certify the results of the referendum to the department
24 within 10 days after the referendum is held.”.

1 ***b1110/2.3* 837.** Page 1136, line 1: substitute “2000–01” for “1999–2000”.

2 ***b0705/2.1* 838.** Page 1137, line 5: after that line insert:

3 ***b0705/2.1* “SECTION 2164r.** 125.12 (1) (a) of the statutes is amended to read:

4 125.12 (1) (a) Except as provided in ~~par. (b)~~ this subsection, any municipality
5 or the department may revoke, suspend or refuse to renew any license or permit
6 under this chapter, as provided in this section.

7 ***b0705/2.1* SECTION 2164s.** 125.12 (1) (c) of the statutes is created to read:

8 125.12 (1) (c) Neither a municipality nor the department may consider an
9 arrest or conviction for a violation punishable under s. 945.03 (2m), 945.04 (2m) or
10 945.05 (1m) in any action to revoke, suspend or refuse to renew a Class “B” or “Class
11 B” license or permit.”.

12 ***b1138/1.1* 839.** Page 1138, line 8: after that line insert:

13 ***b1138/1.1* “SECTION 2165g.** 125.51 (3) (am) of the statutes is amended to
14 read:

15 125.51 (3) (am) A “Class B” license issued to a winery authorizes the sale of
16 wine to be consumed by the glass or in opened containers only on the premises where
17 sold and also authorizes the sale of wine in the original package or container to be
18 consumed off the premises where sold, but does not authorize the sale of fermented
19 malt beverages or any intoxicating liquor other than wine. A restaurant for which
20 a permit is issued under s. 125.535 shall not be considered a winery under this
21 paragraph.”.

22 ***b0713/1.2* 840.** Page 1139, line 11: after that line insert:

23 ***b0713/1.2* “SECTION 2165m.** 134.66 (2) (a) of the statutes is amended to read:

1 134.66 (2) (a) No retailer, manufacturer, distributor, jobber or subjobber, no
2 agent, employe or independent contractor of a retailer, manufacturer, distributor,
3 jobber or subjobber and no agent or employe of an independent contractor may sell
4 or provide for nominal or no consideration cigarettes or tobacco products to any
5 person under the age of 18, except as provided in s. ~~938.983 (3)~~ 254.92 (2) (a). A
6 vending machine operator is not liable under this paragraph for the purchase of
7 cigarettes or tobacco products from his or her vending machine by a person under the
8 age of 18 if the vending machine operator was unaware of the purchase.

9 ***b0713/1.2* SECTION 2165n.** 134.66 (2) (b) 1. of the statutes is amended to
10 read:

11 134.66 (2) (b) 1. A retailer shall post a sign in areas within his or her premises
12 where cigarettes or tobacco products are sold to consumers stating that the sale of
13 any cigarette or tobacco product to a person under the age of 18 is unlawful under
14 this section and s. ~~938.983~~ 254.92.

15 ***b0713/1.2* SECTION 2165p.** 134.66 (2) (b) 2. of the statutes is amended to
16 read:

17 134.66 (2) (b) 2. A vending machine operator shall attach a notice in a
18 conspicuous place on the front of his or her vending machines stating that the
19 purchase of any cigarette or tobacco product by a person under the age of 18 is
20 unlawful under s. ~~938.983~~ 254.92 and that the purchaser is subject to a forfeiture of
21 not to exceed \$25.”.

22 ***b0730/1.6* 841.** Page 1139, line 11: after that line insert:

23 ***b0730/1.6* “SECTION 2166a.** 138.052 (5) (am) 2. a. of the statutes is amended
24 to read:

1 138.052 (5) (am) 2. a. On January 1, 1994, and annually thereafter, the division
2 of banking for banks, the division of savings ~~and loan~~ institutions for savings and
3 loan associations and savings banks and the office of credit unions for credit unions
4 shall determine the interest rate that is the average of the interest rates paid,
5 rounded to the nearest one-hundredth of a percent, on regular passbook deposit
6 accounts by institutions under the division's or office's jurisdiction at the close of the
7 last quarterly reporting period that ended at least 30 days before the determination
8 is made.

9 ***b0730/1.6* SECTION 2167a.** 138.052 (5) (am) 2. b. of the statutes is amended
10 to read:

11 138.052 (5) (am) 2. b. The office of credit unions and the division of banking
12 shall report the rate calculated to the division of savings ~~and loan~~ institutions within
13 5 days after the date on which the determination is made. The division of savings
14 ~~and loan~~ institutions shall calculate the average, rounded to the nearest
15 one-hundredth of a percent, of the 3 rates and report that interest rate to the revisor
16 of statutes within 5 days after the date on which the determination is made.

17 ***b0730/1.6* SECTION 2168a.** 138.055 (4) (a) of the statutes is amended to read:
18 138.055 (4) (a) The division of savings ~~and loan~~ institutions, if the lender is a
19 savings and loan association or savings bank;

20 ***b0730/1.6* SECTION 2169a.** 138.056 (1) (a) 4. a. of the statutes is amended to
21 read:

22 138.056 (1) (a) 4. a. The division of savings ~~and loan~~ institutions, if the lender
23 is a savings and loan association or savings bank;”.

24 ***b0809/1.1* 842.** Page 1139, line 11: after that line insert:

1 ***b0809/1.1* "SECTION 2165m.** 125.51 (4) (v) 2. of the statutes is amended to
2 read:

3 125.51 (4) (v) 2. A hotel that has 100 50 or more rooms of sleeping
4 accommodations and that has either an attached restaurant with a seating capacity
5 of 150 or more persons or a banquet room in which banquets attended by 400 or more
6 persons may be held.”.

7 ***b1138/1.2* 843.** Page 1139, line 11: after that line insert:

8 ***b1138/1.2* "SECTION 2165m.** 125.535 of the statutes is created to read:

9 **125.535 Restaurant-winery permit.** The department shall issue a
10 restaurant-winery permit authorizing the retail sale of wine manufactured on the
11 premises for consumption on the premises where sold or in an original unopened
12 package or container for consumption off the premises where sold. The department
13 may issue a restaurant-winery permit to any person who is qualified under s. 125.04
14 (5) and who holds a valid certificate under s. 73.03 (50). A restaurant-winery permit
15 may be issued only for a restaurant in which the sale of alcohol beverages accounts
16 for less than 50% of gross receipts and that manufactures less than 2,500 gallons of
17 wine per year. A restaurant issued a permit under this section shall not be
18 considered a winery for purposes of s. 125.51 (3) (am).

19 ***b1138/1.2* SECTION 2165p.** 125.69 (1) (a) of the statutes is renumbered
20 125.69 (1) (a) 1. and amended to read:

21 125.69 (1) (a) 1. ~~No~~ Except as provided in subds. 2. and 3., no intoxicating liquor
22 manufacturer, rectifier or wholesaler may hold any direct or indirect interest in any
23 “Class A” license or establishment and no “Class A” licensee may hold any direct or
24 indirect interest in a wholesale permit or establishment, ~~except that a,~~

1 2. A winery that ~~has~~ holds a permit under s. 125.53 may have an ownership
2 interest in a "Class A" license.

3 ***b1138/1.2* SECTION 2165t.** 125.69 (1) (a) 3. of the statutes is created to read:
4 125.69 (1) (a) 3. A restaurant that holds a permit under s. 125.535 may hold
5 a "Class A" license.

6 ***b1138/1.2* SECTION 2165w.** 125.69 (1) (b) 1. of the statutes is amended to
7 read:

8 125.69 (1) (b) 1. Except as provided under subds. 2. to ~~4.~~ 5., no intoxicating
9 liquor manufacturer, rectifier or wholesaler may hold any direct or indirect interest
10 in any "Class B" license or permit or establishment or "Class C" license or
11 establishment and no "Class B" licensee or permittee or "Class C" licensee may hold
12 any direct or indirect interest in a wholesale permit or establishment.

13 ***b1138/1.2* SECTION 2165y.** 125.69 (1) (b) 5. of the statutes is created to read:
14 125.69 (1) (b) 5. A restaurant that holds a permit under s. 125.535 may hold
15 a "Class B" license or permit or a "Class C" license."

16 ***b1139/1.1* 844.** Page 1139, line 11: after that line insert:

17 ***b1139/1.1* "SECTION 2165L.** 125.51 (3m) (c) of the statutes is amended to
18 read:

19 125.51 (3m) (c) A "Class C" license may be issued to a person qualified under
20 s. 125.04 (5) for a restaurant in which the sale of alcohol beverages accounts for less
21 than 50% of gross receipts and which does not have a barroom ~~if the municipality's~~
22 ~~quota under sub. (4) prohibits the municipality from issuing a "Class B" license to~~
23 ~~that person or for a restaurant in which the sale of alcohol beverages accounts for less~~
24 than 50% of gross receipts and which has a barroom in which wine is the only

1 intoxicating liquor sold. A "Class C" license may not be issued to a foreign
2 corporation, a foreign limited liability company or a person acting as agent for or in
3 the employ of another."

4 *b0730/1.7* **845.** Page 1139, line 23: after that line insert:

5 *b0730/1.7* "SECTION 2170a. 138.12 (5) (a) of the statutes is amended to read:

6 138.12 (5) (a) The ~~commissioner~~ division may revoke or suspend the license of
7 any insurance premium finance company if the ~~commissioner~~ division finds that any
8 of the following:

- 9 1. Any license issued to such company was obtained by fraud,
- 10 2. There was any misrepresentation in the application for the license,
- 11 3. The holder of such license has otherwise shown himself or herself
12 untrustworthy or incompetent to act as a premium finance company,
- 13 4. ~~Such~~ The company has violated any provision of this section, ~~or~~,
- 14 5. ~~Such~~ The company has been rebating part of the service charge as allowed
15 and permitted herein to any insurance agent or insurance broker or any employee of
16 an insurance agent or insurance broker or to any other person as an inducement to
17 the financing of any insurance policy with the premium finance company."

18 *b0777/2.15* **846.** Page 1139, line 23: after that line insert:

19 *b0777/2.15* "SECTION 2169v. Chapter 139 (title) of the statutes is amended
20 to read:

21 **CHAPTER 139**

22 **BEVERAGE, CONTROLLED SUBSTANCES AND,**

23 **TOBACCO AND**

24 **ATTORNEY FEES TAXES".**

1 ***b1063/1.1* 847.** Page 1139, line 23: after that line insert:

2 ***b1063/1.1* "SECTION 2169s.** 139.03 (5) (b) of the statutes is renumbered
3 139.03 (5) (b) 1. and amended to read:

4 139.03 (5) (b) 1. Any Except as provided in subd. 2., any person, except an
5 underage person as defined under s. 125.02 (20m), who leaves a foreign country, after
6 spending at least 48 hours in that foreign country, with the purpose of entering this
7 state may have in that person's possession and bring into the state intoxicating
8 liquor or wine in sealed original containers in amounts not to exceed, in the
9 aggregate, 4 liters without payment of the tax imposed under this subchapter. The
10 4 liters of tax-free intoxicating liquor and wines may not be sent, shipped or carried
11 into the state other than in the immediate possession of the person as qualified by
12 this subsection.

13 ***b1063/1.1* SECTION 2169t.** 139.03 (5) (b) 2. of the statutes is created to read:

14 139.03 (5) (b) 2. A person who is a member of the national guard, the U. S.
15 armed forces or a reserve component of the U. S. armed forces; who is a state resident;
16 and who leaves a foreign country, after spending at least 48 hours in that foreign
17 country on duty or for training, with the purpose of entering into this state may bring
18 into the state, in sealed original containers and in the person's immediate possession,
19 intoxicating liquor and wine in an aggregate amount not exceeding 16 liters without
20 paying the tax imposed under this subchapter on that amount."

21 ***b1207/1.2* 848.** Page 1140, line 3: delete that line.

22 ***b1176/1.1* 849.** Page 1140, line 22: delete "70%" and substitute "50%".

23 ***b1207/1.3* 850.** Page 1140, line 25: delete the material beginning with that
24 line and ending with page 1142, line 6.

1 ***b1178/1.1* 851.** Page 1144, line 9: delete "70%" and substitute "50%".

2 ***b0777/2.16* 852.** Page 1144, line 23: after that line insert:

3 ***b0777/2.16*** “SECTION 2182j. Subchapter V of chapter 139 [precedes 139.97]
4 of the statutes is created to read:

CHAPTER 139

SUBCHAPTER V

ATTORNEY FEES TAX

8 **139.97 Imposition.** (1) (a) In this subsection “attorney fees” means fees for
9 legal services, not including the reimbursement of out-of-pocket expenses, paid to
10 a private attorney or a law firm under a contract with the state to provide legal
11 services for the state and awarded to a private attorney or a law firm by a court order,
12 settlement agreement, contingency fee arrangement, arbitration procedure or
13 alternative dispute resolution procedure.

(b) An occupational tax is imposed on attorney fees at the rate of 80% of the amount of attorney fees that exceeds the rate of \$500 an hour for legal services provided to the state, regardless of the basis on which the attorney fees are paid.

17 **139.98 Administration.** (1) The department of revenue shall administer the
18 tax under this subchapter and may take any action, conduct any proceeding and
19 impose interest and penalties related to the tax under this subchapter.

(2) Sections 77.51 (4) (a), (b) 1., 2. and 4., (c) 1. to 3., (d) and (17), 77.52 (3), (6), (13), (14), (18) and (19), 77.58 (1) to (5) and (7), 77.59, 77.60, 77.61 (2), (5), (8), (9) and (12) to (14) and 77.62, as they apply to the taxes under subch. III of ch. 77, apply to the tax under this subchapter.

1 (3) A person who is subject to the tax under this subchapter shall provide the
2 department of revenue with documentation of the actual hours worked by the person
3 or the person's employees that are related to the attorney fees on which the tax under
4 this subchapter is imposed. A person who is subject to the tax under this subchapter
5 and who fails to provide such documentation is guilty of a misdemeanor.

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

8 ***b0903/1.4* 853.** Page 1144, line 23: after that line insert:

9 ***b0903/1.4* “SECTION 2188m.** 145.02 (5) of the statutes is created to read:
10 145.02 (5) Notwithstanding subs. (2) and (3), the department may not
11 promulgate or enforce a rule that requires the owner of a private sewage system to
12 discontinue use of the private sewage system and connect to a public sewer because
13 a public sewer becomes available.”.

14 ***b1161/1.1* 854.** Page 1156, line 10: after “(b)” insert “1. to 7.”.

15 ***b1161/1.2* 855.** Page 1156, line 21: delete lines 21 and 22.

16 ***b1161/1.3* 856.** Page 1158, line 3: after that line insert:

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

20 ***b1161/1.4* 857.** Page 1158, line 4: delete lines 4 to 11.

21 ***b0767/1.2* 858.** Page 1158, line 11: after that line insert:

22 ***b0767/1.2* “SECTION 2252m.** 146.81 (1) (eq) of the statutes is created to read:
23 146.81 (1) (eq) An athletic trainer licensed under subch. VI of ch. 448.”.

24 ***b0828/2.12* 859.** Page 1158, line 11: after that line insert:

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

2 ***b1143/2.2* 860.** Page 1158, line 11: after that line insert:

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

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

8 ***b1216/2.3* 861.** Page 1158, line 19: delete lines 19 to 21 and substitute
9 “commencement of each fiscal year, ~~estimate the total amount of expenditures and~~
10 ~~the department shall assess the estimated total amount under s. 20.435 (1) (gp) to~~
11 hospitals, as defined in s. 50.33 (2), a total of \$1,500,000, in proportion to each
12 hospital’s respective gross”.

13 ***b0844/2.1* 862.** Page 1169, line 20: after that line insert:

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

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

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

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

1 listed in sub. (2) (a), to reflect changes in the consumer price index for all urban
2 consumers, U.S. city average, as determined by the U.S. department of labor. With
3 any request for approval of adjustment under this subsection, the board shall submit
4 to the joint committee on finance the proposed adjusted amounts.”.

5 *b0818/1.1* **863.** Page 1170, line 5: delete the material beginning with “The
6 department” and ending with “requirements.” on line 8 and substitute “The
7 department shall consult with the board on prior authorization policy before
8 establishing any prior authorization requirements under the plan.”.

9 *b0828/2.13* **864.** Page 1170, line 11: after that line insert:

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

17 *b1143/2.3* **865.** Page 1170, line 18: after that line insert:

18 *b1143/2.3* “**SECTION 2280b.** 153.45 (1) (b) of the statutes is renumbered
19 153.45 (1) (b) 1. and amended to read:

20 153.45 (1) (b) 1. ~~Public~~ For information that is submitted by hospitals or
21 ambulatory surgery centers, public use data files which that do not permit the
22 identification of specific patients, employers or health care providers, as defined by
23 rules promulgated by the department. The identification of ~~these groups~~ patients,
24 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 c. 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), ~~(c), (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), (c) 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* 866.** 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* 867.** 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* 868.** 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* 869.** 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* 870.** 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* 871.** 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* 872.** 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.”.