

1 ***b1249/2.14* 576.** Page 555, line 25: after that line insert:

2 ***b1249/2.14*** “SECTION 999p. 46.041 (1) (a) of the statutes is amended to read:

3 46.041 (1) (a) Provide for the temporary residence and evaluation of children
4 referred from courts assigned to exercise jurisdiction under chs. 48 and 938, the
5 institutions and services under the jurisdiction of the department, University of
6 Wisconsin Hospitals and Clinics Authority, county departments under s. 46.215,
7 46.22 or 46.23, private child welfare agencies, ~~schools~~ the Wisconsin School for the
8 ~~deaf and visually handicapped, Deaf, the Wisconsin Center for the Blind and~~
9 Visually Impaired and mental health facilities within the state at the discretion of
10 the ~~superintendent~~ director of the institution providing services under this section.”.

11 ***b0995/2.1* 577.** Page 560, line 13: after that line insert:

12 ***b0995/2.1*** “SECTION 1011g. 46.215 (1) (k) of the statutes is amended to read:

13 46.215 (1) (k) ~~Except as provided under sub. (1g), certify~~ Certify eligibility for
14 and issue food coupons to needy households in conformity with the federal ~~food stamp~~
15 ~~act~~ Food Stamp Act of 1964 as amended, and, in addition, the county department of
16 social services may certify eligibility for and distribute surplus commodities and food
17 stuffs.”.

18 ***b0995/2.2* 578.** Page 560, line 25: delete the material beginning with that
19 line and ending with page 561, line 5 and substitute:

20 ***b0995/2.2*** “SECTION 1014pb. 46.215 (1g) of the statutes is repealed.”.

21 ***b0995/2.3* 579.** Page 562, line 18: after that line insert:

22 ***b0995/2.3*** “SECTION 1021m. 46.22 (1) (b) 2. d. of the statutes is amended to
23 read:

1 46.22 (1) (b) 2. d. ~~Except as provided in sub. (1g), to~~ To certify eligibility for and
2 issue food coupons to needy households in conformity with 7 USC 2011 to 2029.”.

3 ***b0995/2.4* 580.** Page 564, line 17: delete lines 17 to 22 and substitute:

4 ***b0995/2.4* “SECTION 1026pb.** 46.22 (1g) of the statutes is repealed.”.

5 ***b1399/2.1* 581.** Page 569, line 25: delete “whether or not the person is a
6 private pay admittee at the time of admission.” and substitute “~~whether or not the~~
7 ~~person is a private pay admittee at the time of admission. except that a person~~
8 seeking admission or about to be admitted on a private pay basis may waive the
9 assessment, unless the person will be eligible for medical assistance within 6 months
10 of assessment.”.

11 ***b1399/2.2* 582.** Page 570, line 4: after that line insert:

12 ***b1399/2.2* “SECTION 1045g.** 46.27 (7) (cL) of the statutes is created to read:

13 46.27 (7) (cL) No county department or aging unit may deny services to a
14 person under par. (c) who refused to have an assessment completed as required
15 under par. (c) 3. a. before the effective date of this paragraph [revisor inserts
16 date].”.

17 ***b1399/2.3* 583.** Page 574, line 8: after that line insert:

18 ***b1399/2.3* “SECTION 1056r.** 46.27 (11) (c) 5q. of the statutes is created to read:

19 46.27 (11) (c) 5q. No county department or aging unit may deny services to a
20 person under subd. 5n. who refused to have an assessment completed as required
21 under subd. 5n. a. before the effective date of this subdivision [revisor inserts
22 date].”.

23 ***b1399/2.4* 584.** Page 574, line 23: delete “whether or not the person is a
24 private pay admittee at the time of admission.” and substitute “~~whether or not the~~

1 ~~person is a private pay admittee at the time of admission. except that a person~~
2 ~~seeking admission or about to be admitted on a private pay basis may waive the~~
3 ~~assessment, unless the person will be eligible for medical assistance within 6 months~~
4 ~~of assessment.~~”.

5 *b1399/2.5* **585.** Page 576, line 3: delete “whether or not the person is a
6 private pay admittee at the time of admission.” and substitute “~~whether or not the~~
7 ~~person is a private pay admittee at the time of admission. except that a person~~
8 ~~seeking admission or about to be admitted on a private pay basis may waive the~~
9 ~~assessment, unless the person will be eligible for medical assistance within 6 months~~
10 ~~of assessment.~~”.

11 *b1399/2.6* **586.** Page 594, line 9: after “supervision.” insert “A resource
12 center need not provide a financial screen for a person seeking admission or about
13 to be admitted on a private pay basis who waives the requirement for a financial
14 screen under this paragraph, unless the person will be eligible for medical assistance
15 within 6 months after performance of the financial screen.”.

16 *b1264/1.3* **587.** Page 622, line 7: delete lines 7 to 14.

17 *b1403/3.4* **588.** Page 622, line 18: delete “\$283,778,800” and substitute
18 “\$285,378,800”.

19 *b1403/3.5* **589.** Page 622, line 19: delete “\$279,886,800” and substitute
20 “\$287,386,800”.

21 *b1197/1.2* **590.** Page 624, line 14: after that line insert:

22 *b1197/1.2* “SECTION 1091k. 46.46 (1) of the statutes is amended to read:

23 46.46 (1) The department shall perform activities to augment the amount of
24 moneys received under 42 USC 670 to 679a, 42 USC 1395 to 1395ddd and 42 USC

1 1396 to 1396v. The department shall perform those income augmentation activities
2 itself and may not contract with any person to perform those income augmentation
3 activities. From the appropriation account under s. 20.435 (8) (mb), the department
4 shall support costs that are exclusively related to the operational costs of
5 ~~augmenting the amount of moneys received under 42 USC 670 to 679a, 42 USC 1395~~
6 ~~to 1395ddd and 42 USC 1396 to 1396v~~ performing those income augmentation
7 activities. In addition, the department may expend moneys from the appropriation
8 account under s. 20.435 (8) (mb) as provided in sub. (2).”.

9 *b1200/4.4* **591.** Page 625, line 25: after that line insert:

10 *b1200/4.4* **SECTION 1098m.** 46.48 (30) of the statutes is created to read:

11 46.48 (30) SUBSTANCE ABUSE TREATMENT GRANTS. (a) From the appropriation
12 under s. 20.435 (7) (bc), the department shall distribute grants on a competitive basis
13 to county departments of social services and to private nonprofit organizations, as
14 defined in s. 103.21 (2), for the provision of alcohol and other drug abuse treatment
15 services in counties with a population of 500,000 or more. Grants distributed under
16 this subsection may be used only to provide treatment for alcohol and other drug
17 abuse to individuals who are eligible for federal temporary assistance for needy
18 families under 42 USC 601 et. seq. and who have a family income of not more than
19 200% of the poverty line, as defined in s. 49.001 (5).

20 (b) Notwithstanding par. (a), the department may distribute grants under par.
21 (a) only to the extent that the distribution meets the maintenance-of-effort
22 requirement under the federal temporary assistance for needy families program
23 under 42 USC 601 et. seq.”.

24 *b1024/1.2* **592.** Page 626, line 4: after that line insert:

1 ***b1024/1.2*** “SECTION 1099g. 46.481 (5) of the statutes is created to read:

2 46.481 (5) HEALTHY FAMILIES PROGRAM. The department shall distribute
3 \$100,000 in each fiscal year to Kenosha Area Family and Aging Services, Inc., for the
4 provision of home visiting services for mothers who are under 18 years of age under
5 that organization’s healthy families program.”.

6 ***b1025/1.2* 593.** Page 626, line 4: after that line insert:

7 ***b1025/1.2*** “SECTION 1099m. 46.481 (6) of the statutes is created to read:

8 46.481 (6) CHILDREN’S SAFE HOUSE CHILD CARE PROGRAM. The department shall
9 distribute \$50,000 in each fiscal year to the children’s safe house child care program
10 in Kenosha County for the operation of that program.”.

11 ***b1027/3.3* 594.** Page 627, line 19: after that line insert:

12 ***b1027/3.3*** “SECTION 1104L. 46.515 (2) of the statutes is amended to read:

13 46.515 (2) FUNDS PROVIDED. If a county or Indian tribe applies and is selected
14 by the department under sub. (5) to participate in the program under this section,
15 the department shall award, from the ~~appropriation~~ appropriations under s. 20.435
16 (3) (de) and (km), a grant annually to be used only for the purposes specified in sub.
17 (4) (a) and (am). The minimum amount of a grant is \$10,000. The department shall
18 determine the amount of a grant awarded to a county, other than a county with a
19 population of 500,000 or more, or Indian tribe in excess of the minimum amount
20 based on the number of births that are funded by medical assistance under subch.
21 IV of ch. 49 in that county or the reservation of that Indian tribe in proportion to the
22 number of births that are funded by medical assistance under subch. IV of ch. 49 in
23 all of the counties and the reservations of all of the Indian tribes to which grants are
24 awarded under this section. The department shall determine the amount of a grant

1 awarded to a county with a population of 500,000 or more in excess of the minimum
2 amount based on 60% of the number of births that are funded by medical assistance
3 under subch. IV of ch. 49 in that county in proportion to the number of births that
4 are funded by medical assistance under subch. IV of ch. 49 in all of the counties and
5 the reservations of all of the Indian tribes to which grants are awarded under this
6 section.

7 ***b1027/3.3* SECTION 1104m.** 46.515 (3) (a) of the statutes is amended to read:

8 46.515 (3) (a) *Number selected.* In the ~~1997–99~~ 2000–01 state fiscal biennium,
9 no more than ~~6~~ 20 rural counties, ~~3~~ 9 urban counties and ~~2~~ 5 Indian tribes may be
10 selected by the department to participate in the program under this section.

11 ***b1027/3.3* SECTION 1104p.** 46.515 (4) (a) 4m. of the statutes is amended to
12 read:

13 46.515 (4) (a) 4m. Other than in a county with a population of 500,000 or more,
14 to reimburse a case management provider under s. 49.45 (25) (b) for the amount of
15 the allowable charges under the medical assistance program that is not provided by
16 the federal government for case management services provided to a medical
17 assistance beneficiary described in s. 49.45 (25) (am) 9. who is a child and who is a
18 member of a family that receives home visitation program services under par. (b) 1,
19 or to reimburse a case management provider as permitted under the temporary
20 assistance for needy families program, 42 USC 601 to 619.”.

21 ***b0812/1.15* 595.** Page 645, line 22: after that line insert:

22 ***b0812/1.15* “SECTION 1130c.** 48.09 (5) of the statutes is amended to read:

23 48.09 (5) By the district attorney or, if designated by the county board of
24 supervisors, by the corporation counsel, in any matter arising under s. 48.13, 48.133

1 or 48.977. If the county board transfers this authority to or from the district attorney
2 on or after May 11, 1990, the board may do so only if the action is effective on
3 September 1 of an odd-numbered year and the board notifies the department of
4 ~~administration~~ justice of that change by January 1 of that odd-numbered year.”.

5 *b1128/2.1* **596.** Page 645, line 22: after that line insert:

6 *b1128/2.1* “**SECTION 1130m.** 48.20 (8) of the statutes is amended to read:

7 48.20 (8) If a child is held in custody, the intake worker shall notify the child’s
8 parent, guardian and legal custodian of the reasons for holding the child in custody
9 and of the child’s whereabouts unless there is reason to believe that notice would
10 present imminent danger to the child. The parent, guardian and legal custodian
11 shall also be notified of the time and place of the detention hearing required under
12 s. 48.21, the nature and possible consequences of that hearing, the right to counsel
13 under s. 48.23 regardless of ability to pay and the right to present and cross-examine
14 witnesses at the hearing. If the parent, guardian or legal custodian is not
15 immediately available, the intake worker or another person designated by the court
16 shall provide notice as soon as possible. When the child is 12 years of age or older,
17 the child shall receive the same notice about the detention hearing as the parent,
18 guardian or legal custodian. The intake worker shall notify both the child and the
19 child’s parent, guardian or legal custodian. When the child is an expectant mother
20 who has been taken into custody under s. 48.19 (1) (cm) or (d) 8., the unborn child,
21 through the unborn child’s guardian ad litem, shall receive the same notice about the
22 whereabouts of the child expectant mother, about the reasons for holding the child
23 expectant mother in custody and about the detention hearing as the child expectant
24 mother and her parent, guardian or legal custodian. The intake worker shall notify

1 the child expectant mother, her parent, guardian or legal custodian and the unborn
2 child, by the unborn child's guardian ad litem.

3 ***b1128/2.1* SECTION 1130p.** 48.21 (3) (d) of the statutes is amended to read:

4 48.21 (3) (d) Prior to the commencement of the hearing, the parent, guardian
5 or legal custodian shall be informed by the court of the allegations that have been
6 made or may be made, the nature and possible consequences of this hearing as
7 compared to possible future hearings, the right to counsel under s. 48.23 regardless
8 of ability to pay, the right to confront and cross-examine witnesses and the right to
9 present witnesses.

10 ***b1128/2.1* SECTION 1130r.** 48.23 (2) of the statutes is renumbered 48.23 (2)
11 (a) and amended to read:

12 48.23 (2) (a) Whenever a child is alleged to be in need of protection or services
13 under s. 48.13 or is the subject of a proceeding involving a contested adoption or the
14 involuntary termination of parental rights, any parent under 18 years of age who
15 appears before the court shall be represented by counsel; but no such parent may
16 waive counsel. A minor parent petitioning for the voluntary termination of parental
17 rights shall be represented by a guardian ad litem. If a proceeding involves a
18 contested adoption or the involuntary termination of parental rights, any parent 18
19 years old or older who appears before the court shall be represented by counsel; but
20 the parent may waive counsel provided the court is satisfied such waiver is
21 knowingly and voluntarily made.

22 ***b1128/2.1* SECTION 1130s.** 48.23 (2) (b) of the statutes is created to read:

23 48.23 (2) (b) If a petition under s. 48.13 is contested, no child may be placed
24 outside of his or her home unless the nonpetitioning parent is represented by counsel
25 at the fact-finding hearing and subsequent proceedings. If the petition is not

1 contested, the child may not be placed outside of his or her home unless the
2 nonpetitioning parent is represented by counsel at the hearing at which the
3 placement is made. A parent who is required under this paragraph to be represented
4 by counsel may, however, waive counsel if the court is satisfied that such waiver is
5 knowingly and voluntarily made, and the court may place the child outside the home
6 even though the parent was not represented by counsel.

7 ***b1128/2.1* SECTION 1130t.** 48.23 (3) of the statutes is amended to read:

8 48.23 (3) POWER OF THE COURT TO APPOINT COUNSEL. ~~Except in proceedings under~~
9 ~~s. 48.13, at~~ At any time, upon request or on its own motion, the court may appoint
10 counsel for the child or any party, unless the child or the party has or wishes to retain
11 counsel of his or her own choosing. ~~The court may not appoint counsel for any party~~
12 ~~other than the child in a proceeding under s. 48.13.~~

13 ***b1128/2.1* SECTION 1130x.** 48.23 (4) of the statutes is amended to read:

14 48.23 (4) PROVIDING COUNSEL. In any situation under this section in which a
15 ~~person~~ child has a right to be represented by counsel or is provided counsel at the
16 discretion of the court and counsel is not knowingly and voluntarily waived, the court
17 shall refer the ~~person~~ child to the state public defender and counsel shall be
18 appointed by the state public defender under s. 977.08 without a determination of
19 indigency. If the referral is of a ~~person~~ child who has filed a petition under s. 48.375
20 (7), the state public defender shall appoint counsel within 24 hours after that
21 referral. Any counsel appointed in a petition filed under s. 48.375 (7) shall continue
22 to represent the child in any appeal brought under s. 809.105 unless the child
23 requests substitution of counsel or extenuating circumstances make it impossible for
24 counsel to continue to represent the child. In any situation under sub. (2) or (2m) in
25 which a parent 18 years of age or over or an adult expectant mother is entitled to

1 representation by counsel; counsel is not knowingly and voluntarily waived; and it
2 appears that the parent or adult expectant mother is unable to afford counsel in full,
3 or the parent or adult expectant mother so indicates; the court shall refer the parent
4 or adult expectant mother to the authority for indigency determinations specified
5 under s. 977.07 (1). In any other situation under this section in which a person has
6 a right to be represented by counsel or is provided counsel at the discretion of the
7 court, competent and independent counsel shall be provided and reimbursed in any
8 manner suitable to the court regardless of the person's ability to pay, except that the
9 court may not order a person who files a petition under s. 813.122 or 813.125 to
10 reimburse counsel for the child who is named as the respondent in that petition.”.

11 *b1237/1.1* **597.** Page 645, line 22: after that line insert:

12 *b1237/1.1* “SECTION 1131c. 48.207 (1) (a) of the statutes is amended to read:

13 48.207 (1) (a) The home of a parent or guardian, except that a child may not
14 be held in the home of a parent or guardian if the parent or guardian has been
15 convicted under s. 940.01 of the first-degree intentional homicide, or under s. 940.05
16 of the 2nd-degree intentional homicide, of a parent of the child, and the conviction
17 has not been reversed, set aside or vacated, unless the person making the custody
18 decision determines by clear and convincing evidence that the placement would be
19 in the best interests of the child. The person making the custody decision shall
20 consider the wishes of the child in making that determination.

21 *b1237/1.1* SECTION 1131cf. 48.207 (1) (b) of the statutes is amended to read:

22 48.207 (1) (b) The home of a relative, except that a child may not be held in the
23 home of a relative if the relative has been convicted under s. 940.01 of the
24 first-degree intentional homicide, or under s. 940.05 of the 2nd-degree intentional

1 homicide, of a parent of the child, and the conviction has not been reversed, set aside
2 or vacated, unless the person making the custody decision determines by clear and
3 convincing evidence that the placement would be in the best interests of the child.
4 The person making the custody decision shall consider the wishes of the child in
5 making that determination.”.

6 *b1023/1.1* **598.** Page 646, line 3: after that line insert:

7 *b1023/1.1* “SECTION 1131h. 48.32 (2) (a) of the statutes is amended to read:
8 48.32 (2) (a) A consent decree shall remain in effect up to ~~6 months~~ one year
9 unless the child, parent, guardian, legal custodian or expectant mother is discharged
10 sooner by the judge or juvenile court commissioner.”.

11 *b1128/2.2* **599.** Page 646, line 3: after that line insert:

12 *b1128/2.2* “SECTION 1131gb. 48.27 (4) (a) 2. of the statutes is amended to
13 read:
14 48.27 (4) (a) 2. Advise the child and any other party, if applicable, of his or her
15 right to legal counsel regardless of ability to pay.”.

16 *b1237/1.2* **600.** Page 646, line 3: after that line insert:

17 *b1237/1.2* “SECTION 1131h. 48.345 (3) (a) of the statutes is amended to read:
18 48.345 (3) (a) The home of a parent or other relative of the child, except that
19 the judge may not designate the home of a parent or other relative of the child as the
20 child’s placement if the parent or other relative has been convicted under s. 940.01
21 of the first-degree intentional homicide, or under s. 940.05 of the 2nd-degree
22 intentional homicide, of a parent of the child, and the conviction has not been
23 reversed, set aside or vacated, unless the judge determines by clear and convincing

1 evidence that the placement would be in the best interests of the child. The judge
2 shall consider the wishes of the child in making that determination.

3 *b1237/1.2* SECTION 1131hd. 48.345 (3) (b) of the statutes is amended to read:

4 48.345 (3) (b) ~~A home which need not be~~ The home of a person who is not
5 required to be licensed if placement is for less than 30 days, except that the judge may
6 not designate the home of a person who is not required to be licensed as the child's
7 placement if the person has been convicted under s. 940.01 of the first-degree
8 intentional homicide, or under s. 940.05 of the 2nd-degree intentional homicide, of
9 a parent of the child, and the conviction has not been reversed, set aside or vacated,
10 unless the judge determines by clear and convincing evidence that the placement
11 would be in the best interests of the child. The judge shall consider the wishes of the
12 child in making that determination.

13 *b1237/1.2* SECTION 1131i. 48.355 (3) of the statutes is renumbered 48.355

14 (3) (a) and amended to read:

15 48.355 (3) (a) ~~If~~ Except as provided in par. (b), if, after a hearing on the issue
16 with due notice to the parent or guardian, the judge ~~court~~ finds that it would be in
17 the best interest of the child, the judge ~~court~~ may set reasonable rules of parental
18 visitation.

19 *b1237/1.2* SECTION 1131id. 48.355 (3) (b) of the statutes is created to read:

20 48.355 (3) (b) 1. Except as provided in subd. 2., the court may not grant
21 visitation under par. (a) to a parent of a child if the parent has been convicted under
22 s. 940.01 of the first-degree intentional homicide, or under s. 940.05 of the
23 2nd-degree intentional homicide, of the child's other parent, and the conviction has
24 not been reversed, set aside or vacated.

1 1m. Except as provided in subd. 2., if a parent who is granted visitation rights
2 with a child under par. (a) is convicted under s. 940.01 of the first-degree intentional
3 homicide, or under s. 940.05 of the 2nd-degree intentional homicide, of the child's
4 other parent, and the conviction has not been reversed, set aside or vacated, the court
5 shall issue an order prohibiting the parent from having visitation with the child on
6 petition of the child, the guardian or legal custodian of the child, a person or agency
7 bound by the dispositional order or the district attorney or corporation counsel of the
8 county in which the dispositional order was entered, or on the court's own motion,
9 and on notice to the parent.

10 2. Subdivisions 1. and 1m. do not apply if the court determines by clear and
11 convincing evidence that the visitation would be in the best interests of the child.
12 The court shall consider the wishes of the child in making that determination.

13 ***b1237/1.2* SECTION 1131ir.** 48.357 (4d) of the statutes is created to read:

14 48.357 (4d) (a) Except as provided in par. (b), the court may not change a child's
15 placement to a placement in the home of a person who has been convicted under s.
16 940.01 of the first-degree intentional homicide, or under s. 940.05 of the 2nd-degree
17 intentional homicide, of a parent of the child, if the conviction has not been reversed,
18 set aside or vacated.

19 (am) Except as provided in par (b), if a parent in whose home a child is placed
20 is convicted under s. 940.01 of the first-degree intentional homicide, or under s.
21 940.05 of the 2nd-degree intentional homicide, of the child's other parent, and the
22 conviction has not been reversed, set aside or vacated, the court shall change the
23 child's placement to a placement out of the home of the parent on petition of the child,
24 the guardian or legal custodian of the child, a person or agency bound by the
25 dispositional order or the district attorney or corporation counsel of the county in

1 which the dispositional order was entered, or on the court's own motion, and on notice
2 to the parent.

3 (b) Paragraphs (a) and (am) do not apply if the court determines by clear and
4 convincing evidence that the placement would be in the best interests of the child.
5 The court shall consider the wishes of the child in making that determination.”.

6 *b1018/1.1* **601.** Page 647, line 9: after that line insert:

7 *b1018/1.1* “**SECTION 1131p.** 48.415 (8) of the statutes is amended to read:

8 48.415 (8) ~~INTENTIONAL OR RECKLESS HOMICIDE~~ HOMICIDE OR SOLICITATION TO
9 COMMIT HOMICIDE OF PARENT. ~~Intentional or reckless~~ Homicide or solicitation to
10 commit homicide of a parent, which shall be established by proving that a parent of
11 the child has been a victim of first-degree intentional homicide in violation of s.
12 940.01, first-degree reckless homicide in violation of s. 940.02 or 2nd-degree
13 intentional homicide in violation of s. 940.05 or a crime under federal law or the law
14 of any other state that is comparable to ~~a crime specified in this subsection~~ any of
15 those crimes, or has been the intended victim of a solicitation to commit first-degree
16 intentional homicide in violation of s. 939.30 or a crime under federal law or the law
17 of any other state that is comparable to that crime, and that the person whose
18 parental rights are sought to be terminated has been convicted of that intentional
19 or reckless homicide, solicitation or crime under federal law or the law of any other
20 state as evidenced by a final judgment of conviction.”.

21 *b1237/1.3* **602.** Page 647, line 9: after that line insert:

22 *b1237/1.3* “**SECTION 1131p.** 48.42 (1m) (b) of the statutes is amended to read:

23 48.42 (1m) (b) The Subject to par. (e), the court may issue the temporary order
24 ex parte or may refuse to issue the temporary order and hold a hearing on whether

1 to issue an injunction. The temporary order is in effect until a hearing is held on the
2 issuance of an injunction. The court shall hold a hearing on the issuance of an
3 injunction on or before the date of the hearing on the petition to terminate parental
4 rights under s. 48.422 (1).

5 ***b1237/1.3* SECTION 1131pd. 48.42 (1m) (c)** of the statutes is amended to read:

6 48.42 (1m) (c) Notwithstanding any other order under s. 48.355 (3), the court,
7 subject to par. (e), may grant an injunction prohibiting the respondent from visiting
8 or contacting the child if the court determines that the prohibition would be in the
9 best interests of the child. An injunction under this subsection is effective according
10 to its terms but may not remain in effect beyond the date the court dismisses the
11 petition for termination of parental rights under s. 48.427 (2) or issues an order
12 terminating parental rights under s. 48.427 (3).

13 ***b1237/1.3* SECTION 1131pg. 48.42 (1m) (e)** of the statutes is created to read:

14 48.42 (1m) (e) 1. Except as provided in subd. 2., the court shall issue a
15 temporary order and injunction prohibiting a parent of a child from visitation or
16 contact with the child if the parent has been convicted under s. 940.01 of the
17 first-degree intentional homicide, or under s. 940.05 of the 2nd-degree intentional
18 homicide, of the child's other parent, and the conviction has not been reversed, set
19 aside or vacated.

20 2. Subdivision 1. does not apply if the court determines by clear and convincing
21 evidence that the visitation or contact would be in the best interests of the child. The
22 court shall consider the wishes of the child in making that determination.

23 ***b1237/1.3* SECTION 1131pm. 48.428 (6)** of the statutes is renumbered 48.428

24 (6) (a) and amended to read:

1 48.428 (6) (a) The Except as provided in par. (b), the court may order or prohibit
2 visitation by a birth parent of a child placed in sustaining care.

3 ***b1237/1.3* SECTION 1131pp.** 48.428 (6) (b) of the statutes is created to read:

4 48.428 (6) (b) 1. Except as provided in subd. 2., the court may not grant
5 visitation under par. (a) to a birth parent of a child who has been placed in sustaining
6 care if the birth parent has been convicted under s. 940.01 of the first-degree
7 intentional homicide, or under s. 940.05 of the 2nd-degree intentional homicide, of
8 the child's other birth parent, and the conviction has not been reversed, set aside or
9 vacated.

10 1m. Except as provided in subd. 2., if a birth parent who is granted visitation
11 rights with a child under par. (a) is convicted under s. 940.01 of the first-degree
12 intentional homicide, or under s. 940.05 of the 2nd-degree intentional homicide, of
13 the child's other birth parent, and the conviction has not been reversed, set aside or
14 vacated, the court shall issue an order prohibiting the birth parent from having
15 visitation with the child on petition of the child, the guardian or legal custodian of
16 the child, or the district attorney or corporation counsel of the county in which the
17 dispositional order was entered, or on the court's own motion, and on notice to the
18 birth parent.

19 2. Subdivisions 1. and 1m. do not apply if the court determines by clear and
20 convincing evidence that the visitation would be in the best interests of the child.
21 The court shall consider the wishes of the child in making that determination.”.

22 ***b1031/1.1* 603.** Page 649, line 21: after that line insert:

23 ***b1031/1.1* “SECTION 1142g.** 48.57 (3m) (f) of the statutes is amended to read:

1 48.57 (3m) (f) Any person whose application for payments under par. (am) is
2 not acted on promptly or is denied on the grounds that ~~a condition~~ any of the
3 conditions specified in par. (am) 1., ~~2., 5. or to~~ 6. has not been met and any person
4 whose payments under par. (am) are discontinued under par. (d) may petition the
5 department under par. (g) for a review of that action or failure to act. Review is
6 unavailable if the action or failure to act arose more than 45 days before submission
7 of the petition for review.”.

8 ***b1031/1.2* 604.** Page 650, line 5: after that line insert:

9 ***b1031/1.2* SECTION 1145g.** 48.57 (3n) (f) of the statutes is amended to read:

10 48.57 (3n) (f) Any person whose application for payments under par. (am) is not
11 acted on promptly or is denied on the grounds that ~~a condition~~ any of the conditions
12 specified in par. (am) 1., ~~2., 5., 5m. or to~~ 5r. has not been met and any person whose
13 payments under par. (am) are discontinued under par. (d) may petition the
14 department under par. (g) for a review of that action or failure to act. Review is
15 unavailable if the action or failure to act arose more than 45 days before submission
16 of the petition for review.

17 ***b1031/1.2* SECTION 1145h.** 48.57 (3p) (fm) 1. of the statutes is amended to
18 read:

19 48.57 (3p) (fm) 1. The county department or, in a county having a population
20 of 500,000 or more, the department of health and family services may provisionally
21 approve the making of payments under sub. (3m) based on the applicant’s statement
22 under sub. (3m)(am) 4m. The county department or department of health and family
23 services may not finally approve the making of payments under sub. (3m) unless the
24 county department or department of health and family services receives information

1 from the department of justice indicating that the conviction record of the applicant
2 under the law of this state is satisfactory according to the criteria specified in par.
3 (g) 1. to 3. ~~or payment is approved under par. (h) 4.~~ The county department or
4 department of health and family services may make payments under sub. (3m)
5 conditioned on the receipt of information from the federal bureau of investigation
6 indicating that the person's conviction record under the law of any other state or
7 under federal law is satisfactory according to the criteria specified in par. (g) 1. to 3.

8 ***b1031/1.2* SECTION 1145j.** 48.57 (3p) (g) (intro.) of the statutes is amended
9 to read:

10 48.57 (3p) (g) (intro.) ~~Except as provided in par. (h), the A~~ county department
11 or, in a county having a population of 500,000 or more, the department of health and
12 family services may not make payments to a person applying for payments under
13 sub. (3m) and a person receiving payments under sub. (3m) may not employ a person
14 in a position in which that person would have regular contact with the child for whom
15 those payments are being made or permit a person to be an adult resident if any of
16 the following applies:

17 ***b1031/1.2* SECTION 1145m.** 48.57 (3p) (h) of the statutes is repealed.

18 ***b1031/1.2* SECTION 1145p.** 48.57 (3t) of the statutes is amended to read:

19 48.57 (3t) Notwithstanding subs. (3m), (3n) and (3p), the department may
20 enter into an agreement with the governing body of a federally recognized American
21 Indian tribe or band to allow that governing body to administer the program under
22 subs. (3m), (3n) and (3p) within the boundaries of that reservation. ~~Any agreement~~
23 ~~under this subsection relating to the administration of the program under sub. (3m)~~
24 ~~shall specify the person with whom a request for review under sub. (3p) (h) 2. may~~
25 ~~be filed and the person who has been designated by the governing body to conduct~~

1 ~~the review under sub. (3p) (h) 3. and make the determination under sub. (3p) (h) 4.~~
2 Any agreement under this subsection relating to the administration of the program
3 under sub. (3n) shall specify who is to make any determination as to whether a
4 conviction record is satisfactory.”.

5 *b1023/1.2* **605.** Page 654, line 25: after that line insert:

6 *b1023/1.2* “SECTION 1195m. 48.981 (7) (b) of the statutes is amended to read:
7 48.981 (7) (b) Notwithstanding par. (a), either parent of a child may authorize
8 the disclosure of a record for use in a child custody proceeding under s. 767.24 or
9 767.325 or in an adoption proceeding under s. 48.833 (1), 48.835, 48.837 or 48.839
10 when the child has been the subject of a report. Any information that would identify
11 a reporter shall be deleted before disclosure of a record under this paragraph.”.

12 *b1237/1.4* **606.** Page 654, line 25: after that line insert:

13 *b1237/1.4* “SECTION 1192p. 48.925 (1) (intro.) of the statutes is amended to
14 read:

15 48.925 (1) (intro.) Upon petition by a relative who has maintained a
16 relationship similar to a parent–child relationship with a child who has been adopted
17 by a stepparent or relative, the court, subject to subs. (1m) and (2), may grant
18 reasonable visitation rights to that person if the petitioner has maintained such a
19 relationship within 2 years prior to the filing of the petition, if the adoptive parent
20 or parents, or, if a birth parent is the spouse of an adoptive parent, the adoptive
21 parent and birth parent, have notice of the hearing and if the court determines all
22 of the following:

23 *b1237/1.4* SECTION 1192r. 48.925 (1m) of the statutes is created to read:

1 48.925 (1m) (a) Except as provided in par. (b), the court may not grant
2 visitation rights under sub. (1) to a relative who has maintained a relationship
3 similar to a parent-child relationship with a child if the relative has been convicted
4 under s. 940.01 of the first-degree intentional homicide, or under s. 940.05 of the
5 2nd-degree intentional homicide, of a parent of the child, and the conviction has not
6 been reversed, set aside or vacated.

7 (am) Except as provided in par. (b), if a relative who is granted visitation rights
8 with a child under sub. (1) is convicted under s. 940.01 of the first-degree intentional
9 homicide, or under s. 940.05 of the 2nd-degree intentional homicide, of a parent of
10 the child, and the conviction has not been reversed, set aside or vacated, the court
11 shall issue an order prohibiting the relative from having visitation with the child on
12 petition of the child or the parent, guardian or legal custodian of the child, or on the
13 court's own motion, and on notice to the relative.

14 (b) Paragraphs (a) and (am) do not apply if the court determines by clear and
15 convincing evidence that the visitation would be in the best interests of the child.
16 The court shall consider the wishes of the child in making that determination.”.

17 ***b0995/2.5* 607.** Page 657, line 21: after that line insert:

18 ***b0995/2.5*** “SECTION 1209qt. 49.124 (2) (a) of the statutes is amended to read:

19 49.124 (2) (a) A county, or federally recognized American Indian tribe ~~or~~
20 ~~Wisconsin works agency~~ is liable for all food stamp coupons lost, misappropriated or
21 destroyed while under the county's, or tribe's ~~or Wisconsin works agency's~~ direct
22 control, except as provided in par. (b).

23 ***b0995/2.5* SECTION 1209qu.** 49.124 (2) (b) of the statutes is amended to read:

1 49.124 (2) (b) A county, or federally recognized American Indian tribe ~~or~~
2 Wisconsin works agency is not liable for food stamp coupons lost in natural disasters
3 if it provides evidence acceptable to the department that the coupons were destroyed
4 and not redeemed.

5 ***b0995/2.5* SECTION 1209qv.** 49.124 (2) (c) of the statutes is amended to read:

6 49.124 (2) (c) A county, or federally recognized American Indian tribe or
7 Wisconsin works agency is liable for food stamp coupons mailed to residents of the
8 county, or members of the tribe ~~or participants in the Wisconsin works program~~ and
9 lost in the mail due to incorrect information submitted to the department by the
10 county, or tribe ~~or Wisconsin works agency~~.

11 ***b0995/2.5* SECTION 1209qw.** 49.125 (1) of the statutes is amended to read:

12 49.125 (1) The department, ~~or~~ a county, or an elected governing body of a
13 federally recognized American Indian tribe or band ~~or a Wisconsin works agency~~
14 acting on behalf of the department, may recover overpayments that arise from an
15 overissuance of food coupons under the food stamp program administered under s.
16 46.215 (1) (k), or 46.22 (1) (b) 2. d. ~~or 49.143 (2) (e)~~. Recovery shall be made in
17 accordance with 7 USC 2022.”.

18 ***b1000/1.1* 608.** Page 657, line 21: after that line insert:

19 ***b1000/1.1* “SECTION 1209qm.** 49.124 (1m) (e) of the statutes is created to
20 read:

21 49.124 (1m) (e) 1. In this paragraph, “area” means a county or combination of
22 counties; a city; a village; a town; a smaller geographic region of a county, city, village
23 or town; or a federally recognized American Indian reservation.

1 2. The department shall request a waiver from the secretary of the federal
2 department of agriculture to permit the department to waive the work requirement
3 under par. (a) for any group of individuals, to the extent permitted under federal law,
4 for whom any of the following is true:

5 a. The group resides in an area determined by the department to have an
6 unemployment rate of over 10%.

7 b. The group resides in an area that the department determines does not have
8 a sufficient number of jobs to provide employment for that group of individuals.

9 3. If the waiver under subd. 2. is granted and in effect, the department shall
10 implement the waiver.”

11 ***b0997/2.2* 609.** Page 661, line 5: delete “budgeting”.

12 ***b0997/2.3* 610.** Page 661, line 6: delete that line and substitute “credit
13 establishment and credit repair”.

14 ***b0997/2.4* 611.** Page 661, line 7: delete “assistance training” and substitute
15 “assistance”.

16 ***b0995/2.6* 612.** Page 662, line 1: delete lines 1 to 7 and substitute:

17 ***b0995/2.6*** “SECTION 1222b. 49.143 (2) (e) of the statutes is repealed.”.

18 ***b0999/1.1* 613.** Page 662, line 7: after that line insert:

19 ***b0999/1.1*** “SECTION 1222g. 49.143 (2) (es) of the statutes is created to read:
20 49.143 (2) (es) Provide to every individual who requests assistance from the
21 Wisconsin works agency a single–page description of all of the benefits and services
22 that may be provided to any individual by the Wisconsin works agency. The
23 department shall develop the description and distribute it to all Wisconsin works

1 agencies. The department shall update the description as frequently as necessary
2 to reflect all benefits and services that may be offered by Wisconsin works agencies.”.

3 ***b0990/1.1* 614.** Page 662, line 11: after “works.” insert “In establishing the
4 performance standards, the department may not consider the degree to which any
5 Wisconsin works agency contracts with faith-based providers.”.

6 ***b1049/3.1* 615.** Page 662, line 11: after “standards” insert “by rule”.

7 ***b1049/3.2* 616.** Page 662, line 11: after “works.” insert “In developing the
8 standards, the department shall consult with the appropriate standing committees
9 of the legislature and shall consider all of the criteria specified under sub. (3g).”.

10 ***b0990/1.2* 617.** Page 663, line 5: after that line insert:

11 “(bg) The department may not base any performance bonus payments on a
12 Wisconsin works agency’s decision whether to contract with faith-based providers.”.

13 ***b0926/3.2* 618.** Page 664, line 6: after that line insert:

14 ***b0926/3.2* “SECTION 1226v.** 49.145 (3) (b) 1. of the statutes is amended to
15 read:

16 49.145 (3) (b) 1. All earned and unearned income of the individual, except any
17 amount received under section 32 of the internal revenue code, as defined in s. 71.01
18 (6), any amount received under s. 71.07 (9e), any payment made by an employer
19 under section 3507 of the internal revenue code, as defined in s. 71.01 (6), and any
20 assistance received under s. 49.148. In determining the earned and unearned
21 income of the individual, the Wisconsin works agency may not include income earned
22 by a dependent child of the individual.”.

23 ***b1051/2.1* 619.** Page 666, line 15: delete “and (av)” and substitute “(av), and
24 sub. (5m)”.

1 ***b0991/1.1* 620.** Page 668, line 4: after that line insert:

2 ***b0991/1.1* "SECTION 1229qc.** 49.147 (6) (a) 2. of the statutes is amended to
3 read:

4 49.147 (6) (a) 2. The individual needs the loan to obtain or continue
5 employment. Fulfillment of this requirement includes a loan that is needed to repair
6 or purchase a vehicle that is needed to obtain or continue employment.”.

7 ***b1051/2.2* 621.** Page 668, line 4: after that line insert:

8 ***b1051/2.2* "SECTION 1233g.** 49.147 (5) (bs) of the statutes is amended to read:

9 49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m),
10 a Wisconsin works agency may require a participant placed in a transitional
11 placement to engage in activities under par. (b) 1. for up to 28 hours per week. ~~A-~~
12 Except as provided in sub. (5m), a Wisconsin works agency may require a participant
13 placed in a transitional placement to participate in education or training activities
14 under par. (bm) for not more than 12 hours per week.

15 ***b1051/2.2* SECTION 1233m.** 49.147 (5m) of the statutes is created to read:

16 49.147 (5m) POSTSECONDARY EDUCATION. (a) To the extent permitted under 42
17 USC 607, and except as provided in par. (bL), a participant under sub. (4) (b) or (5)
18 may elect to participate in a self-initiated technical college education program as
19 part of a community service job placement or transitional placement if all of the
20 following requirements are met:

21 1. The Wisconsin works agency, in consultation with the community steering
22 committee established under s. 49.143 (2) (a) and the technical college district board,
23 determines that the technical college education program is likely to lead to
24 employment.

1 2. The participant maintains full-time status in the technical college education
2 program, as determined by the technical college that the participant attends, and
3 regularly attends all classes.

4 3. The participant maintains a grade point average of at least a 2.0, or the
5 equivalent as determined by the technical college.

6 4. The participant is employed or engages in work under a community service
7 job or transitional placement.

8 (b) No Wisconsin works agency may require a participant under this subsection
9 to be employed or to engage in work or other activities under a community service
10 job or transitional placement for more than 15 hours per week.

11 (bL) A participant may participate under this subsection for the duration of the
12 technical college education program, except that the participant may not participate
13 under this subsection for more than 2 years.

14 (c) The Wisconsin works agency shall work with the community steering
15 committee established under s. 49.143 (2) (a) and the technical college district board
16 to monitor the participant's progress in the technical college education program and
17 the effectiveness of the program in leading to employment.”.

18 ***b0998/1.1* 622.** Page 668, line 21: delete “or by the department under sub
19 (2)”.

20 ***b1051/2.3* 623.** Page 669, line 21: after that line insert:

21 ***b1051/2.3* “SECTION 1237f.** 49.148 (1) (b) 3. of the statutes is created to read:
22 49.148 (1) (b) 3. For a participant in a community service job who participates
23 in self-initiated technical college education under s. 49.147 (5m), a monthly grant
24 of \$673, paid by the Wisconsin works agency. For every hour that the participant

1 misses work or other required activities without good cause, the grant amount shall
2 be reduced by \$5.15. Good cause shall be determined by the financial and
3 employment planner in accordance with rules promulgated by the department. Good
4 cause shall include required court appearances for a victim of domestic abuse.

5 ***b1051/2.3* SECTION 1237h.** 49.148 (1) (c) of the statutes is amended to read:

6 49.148 (1) (c) *Transitional placements.* For a participant in a transitional
7 placement under s. 49.147 (5) or in a transitional placement and in self-initiated
8 technical college education under s. 49.147 (5m), a grant of \$628, paid monthly by
9 the Wisconsin works agency ~~or by the department under sub. (2)~~. For every hour that
10 the participant fails to participate in any required activity without good cause,
11 including any activity under s. 49.147 (5) (b) 1. a. to e., the grant amount shall be
12 reduced by \$5.15. Good cause shall be determined by the financial and employment
13 planner in accordance with rules promulgated by the department. Good cause shall
14 include required court appearances for a victim of domestic abuse.”.

15 ***b0998/1.2* 624.** Page 670, line 23: delete the material beginning with that
16 line and ending with page 671, line 5 and substitute:

17 ***b0998/1.2* “SECTION 1237t.** 49.148 (2m) of the statutes is created to read:

18 49.148 (2m) PAY PERIOD. (a) Except as provided in par. (b), benefits under this
19 section shall be paid on the first day of each month. A payment made under this
20 paragraph shall be for any participation from the 26th day of the month immediately
21 preceding the month that immediately precedes the month in which the payment is
22 made through the 25th day of the month that immediately precedes the month in
23 which the payment is made.

1 (b) The Wisconsin works agency shall make the first grant payment under this
2 section 14 days after the participant begins participating under s. 49.147 (4).
3 Payments made under this paragraph shall include payment for all participation
4 through the date of the payment.”.

5 *b0949/2.2* **625.** Page 673, line 7: delete that line and substitute:

6 *b0949/2.2* “SECTION 1250b. 49.155 (1m) (a) 4. (intro.) of the statutes is
7 renumbered 49.155 (1m) (a) 4. and amended to read:”.

8 *b0949/2.3* **626.** Page 673, line 8: delete “(intro.)”.

9 *b0949/2.4* **627.** Page 673, line 20: delete lines 20 to 24 and substitute “for
10 up to two 2 years. ~~An individual may not receive aid under this subdivision unless~~
11 ~~the individual meets at least one of the following conditions:~~

12 *b0949/2.4* SECTION 1251b. 49.155 (1m) (a) 4. a. of the statutes is repealed.

13 *b0949/2.4* SECTION 1251c. 49.155 (1m) (a) 4. b. of the statutes is repealed.”.

14 *b0949/2.5* **628.** Page 674, line 5: delete “years. An individual” and
15 substitute “years.”.

16 *b0949/2.6* **629.** Page 674, line 6: delete lines 6 to 10.

17 *b0942/1.1* **630.** Page 674, line 17: delete “200%” and substitute “200%
18 225%”.

19 *b0940/2.2* **631.** Page 676, line 15: delete lines 15 to 17 and substitute:

20 “49.155 (5) LIABILITY FOR PAYMENT. An individual receiving aid under this
21 section is liable for the a percentage of the cost of the child care that received, payable
22 in accordance with a sliding scale formula developed by the department specified
23 based on ability to pay. In developing the sliding scale formula, the department may
24 not require any individual to pay more than 10% of the individual’s family’s income

1 for the cost of the child care received. An individual who is under the age of 20 and
2 is attending high”.

3 *b0992/2.3* **632.** Page 677, line 1: delete “or 49.19”.

4 *b0992/2.4* **633.** Page 677, line 11: delete “or 49.19”.

5 *b1388/1.1* **634.** Page 680, line 12: after “following” insert “to any person
6 who is eligible for for the federal temporary assistance to needy families program
7 under 42 USC 601 et. seq.”.

8 *b1049/3.3* **635.** Page 682, line 13: delete “\$2,779,800” and substitute
9 “\$2,570,100”.

10 *b1049/3.4* **636.** Page 682, line 14: delete “\$5,559,800” and substitute
11 “\$5,350,100”.

12 *b0997/2.5* **637.** Page 682, line 14: after that line insert:

13 “(cr) *Credit assistance.* For payments to Wisconsin works agencies in 1st class
14 cities for the provision of credit establishment and credit repair assistance to
15 Wisconsin works participants, not more than \$3,000,000 in each fiscal year.
16 Notwithstanding sub. (2), the department may not use any funds allocated under
17 this paragraph for any other purpose under this subsection.”.

18 *b1264/1.4* **638.** Page 682, line 16: delete “49.143 (3p)” and substitute
19 “49.179”.

20 *b1518/1.1* **639.** Page 682, line 21: delete “\$95,000,000” and substitute
21 “\$76,998,600”.

22 *b0926/3.3* **640.** Page 683, line 19: delete “\$159,330,000” and substitute
23 “\$59,430,000”.

1 ***b0926/3.4* 641.** Page 683, line 19: delete “\$180,700,000” and substitute
2 “\$180,900,000”.

3 ***b0940/2.3* 642.** Page 683, line 19: delete “\$159,330,000” and substitute
4 “\$160,930,000”.

5 ***b0940/2.4* 643.** Page 683, line 19: delete “\$180,700,000” and substitute
6 “\$187,100,000”.

7 ***b0949/2.7* 644.** Page 683, line 19: delete “\$159,330,000” and substitute
8 “\$159,460,000”.

9 ***b0949/2.8* 645.** Page 683, line 19: delete “\$180,700,000” and substitute
10 “\$180,850,000”.

11 ***b1033/3.12* 646.** Page 685, line 1: delete lines 1 to 3.

12 ***b1022/1.1* 647.** Page 685, line 12: delete “\$24,489,400” and substitute
13 “\$24,530,100”.

14 ***b1022/1.2* 648.** Page 685, line 13: delete “\$26,109,800” and substitute
15 “\$26,164,100”.

16 ***b1264/1.5* 649.** Page 686, line 6: after “46.93” insert “, 46.99”.

17 ***b0989/1.2* 650.** Page 687, line 10: delete “\$100,000” and substitute
18 “\$200,000”.

19 ***b1027/3.4* 651.** Page 688, line 2: after that line insert:

20 ***b1027/3.4* “SECTION 1330m.** 49.175 (1) (ze) 10. of the statutes is created to
21 read:

22 49.175 (1) (ze) 10. ‘Child abuse and neglect prevention grants.’ For child abuse
23 and neglect prevention grants under s. 46.515 (2), \$2,100,000 in each fiscal year.”.

1 ***b0992/2.5* 652.** Page 693, line 2: delete “and” and substitute “. The
2 department”.

3 ***b0992/2.6* 653.** Page 693, line 3: delete “or for” and substitute “if the person
4 received the overpayment under s. 49.141 to 49.161, and for”.

5 ***b0992/2.7* 654.** Page 693, line 7: after “subsection.” insert “The rules shall
6 include notification procedures similar to those established for child support
7 collections. The department may not recover overpayments made as a result of
8 department error.”.

9 ***b0992/2.8* 655.** Page 693, line 24: delete “60” and substitute “90”.

10 ***b0992/2.9* 656.** Page 695, line 9: after that line insert:

11 “(h) If the department arranges a payment schedule with the debtor and the
12 debtor complies with the payment schedule, the department shall issue a notice of
13 withdrawal of the warrant to the clerk of circuit court for the county in which the
14 warrant is filed. The clerk shall void the warrant and the resulting liens.”.

15 ***b0992/2.10* 657.** Page 697, line 11: delete “No other action to”.

16 ***b0992/2.11* 658.** Page 697, line 12: delete lines 12 and 13.

17 ***b0992/2.12* 659.** Page 702, line 2: after that line insert:

18 ***b0992/2.12* “SECTION 1346c.** 49.195 (3s) of the statutes is created to read:
19 49.195 (3s) The department shall specify by rule when requests for reviews,
20 hearings and appeals under this section may be made and the process to be used for
21 the reviews, hearings and appeals. In promulgating the rules, the department shall
22 provide for a hearing or review after a warrant under sub. (3m) has been issued and
23 before the warrant has been executed, before property is levied under sub. (3m) or

1 (3n) and after levied property is seized and before it is sold. The department shall
2 specify by rule the time limit for a request for review or hearing. The department
3 shall also specify by rule a minimum amount that must be due before collection
4 proceedings under this section may be commenced.”.

5 *b0830/3.3* **660.** Page 706, line 19: after that line insert:

6 *b0830/3.3* **SECTION 1375m.** 49.45 (3) (e) 11. of the statutes is created to read:
7 49.45 (3) (e) 11. Notwithstanding subs. 1. to 10., the department may
8 authorize the public service commission to determine price caps for reimbursement
9 rates under subch. II of ch. 196.”.

10 *b0952/2.2* **661.** Page 716, line 21: after that line insert:

11 *b0952/2.2* **SECTION 1418m.** 49.45 (7) (a) of the statutes is amended to read:
12 49.45 (7) (a) A recipient who is a patient in a public medical institution or an
13 accommodated person and has a monthly income exceeding the payment rates
14 established under 42 USC 1382 (e) may retain \$40 \$45 unearned income or the
15 amount of any pension paid under 38 USC 3203 (f), whichever is greater, per month
16 for personal needs. Except as provided in s. 49.455 (4) (a), the recipient shall apply
17 income in excess of \$40 \$45 or the amount of any pension paid under 38 USC 3203
18 (f), whichever is greater, less any amount deducted under rules promulgated by the
19 department, toward the cost of care in the facility.”.

20 *b1042/1.1* **662.** Page 717, line 10: delete lines 10 to 15 and substitute
21 “department shall determine which medical assistance recipients who have attained
22 the age of 3 but have not attained the age of 6 and who are at risk for lead poisoning
23 have not received lead screening from those health maintenance organizations. The
24 department shall report annually to the appropriate standing committees of the

1 legislature under s. 13.172 (3) on the percentage of medical assistance recipients
2 under the age of 2 who received a lead screening test in that year provided by a health
3 maintenance organization compared with the percentage that the department set as
4 a goal for that year.”.

5 *b1249/2.15* **663.** Page 717, line 24: delete the material beginning with
6 “School for” and ending with “Handicapped” on line 25 and substitute “Center for the
7 Blind and Visually Impaired”.

8 *b1249/2.16* **664.** Page 718, line 9: delete that line and substitute “behalf of
9 the Wisconsin Center for the Blind and Visually Impaired and the Wisconsin”.

10 *b1249/2.17* **665.** Page 718, line 14: delete that line and substitute “pars. (b)
11 and (c) to the Wisconsin Center for the Blind and Visually Impaired and the”.

12 *b1389/1.1* **666.** Page 718, line 16: after “is” insert “renumbered 49.45 (39)
13 (b) 1. and”.

14 *b1389/1.2* **667.** Page 718, line 17: delete “*Payment for school medical*
15 *services.*” and substitute “1. *Payment for school medical services.*”.

16 *b1389/1.3* **668.** Page 718, line 21: after “and” insert “, as specified in subd.
17 2.”.

18 *b1249/2.18* **669.** Page 718, line 22: delete that line and substitute
19 “administrative costs. If the Wisconsin Center for the Blind and Visually Impaired
20 or the”.

21 *b1249/2.19* **670.** Page 719, line 1: delete that line and substitute “medical
22 services that the Wisconsin Center for the Blind and Visually Impaired or the”.

1 ***b1389/1.4* 671.** Page 719, line 2: delete “for allowable administrative
2 costs.” and substitute “, as specified in subd. 2., for allowable administrative costs.
3 A school district, cooperative educational service agency, the Wisconsin School for the
4 Visually Handicapped or the Wisconsin School for the Deaf may submit, and the
5 department shall allow, claims for common carrier transportation costs as a school
6 medical service unless the department receives notice from the federal health care
7 financing administration that, under a change in federal policy, the claims are not
8 allowed. If the department receives the notice, a school district, cooperative
9 educational service agency, the Wisconsin School for the Visually Handicapped or the
10 Wisconsin School for the Deaf may submit, and the department shall allow,
11 unreimbursed claims for common carrier transportation costs incurred before the
12 date of the change in federal policy.”.

13 ***b1249/2.20* 672.** Page 719, line 8: delete “School for the Visually
14 Handicapped” and substitute “Center for the Blind and Visually Impaired”.

15 ***b1389/1.5* 673.** Page 719, line 11: after that line insert:
16 ***b1389/1.5* “SECTION 1427j.** 49.45 (39) (b) 2. of the statutes is created to read:
17 49.45 (39) (b) 2. ‘Payment for school medical services administrative costs.’ The
18 department shall reimburse a school district or a cooperative educational service
19 agency specified under subd. 1. and the department of public instruction on behalf
20 of the Wisconsin School for the Visually Handicapped or the Wisconsin School for the
21 Deaf for allowable administrative costs, on a quarterly basis, using time studies,
22 beginning in the first quarter of fiscal year 1999–2000. A school district or a
23 cooperative education service agency may submit, and the department shall allow,

1 claims for administrative costs incurred during the period that is up to 24 months
2 before the date of the claim, if allowable under federal law.”.

3 *b1408/1.2* **674.** Page 720, line 14: after that line insert:

4 *b1408/1.2* “SECTION 1429d. 49.45 (48) of the statutes is created to read:

5 49.45 (48) PURCHASE OF INCONTINENCE PRODUCTS. The department may not
6 authorize the purchase of incontinence products from a single supplier under this
7 section.”.

8 *b1044/1.1* **675.** Page 722, line 25: delete “(b) 17.”.

9 *b1044/1.2* **676.** Page 723, line 2: delete “(b) 17.”.

10 *b1044/1.3* **677.** Page 723, line 13: delete lines 13 to 16.

11 *b0830/3.4* **678.** Page 728, line 9: after that line insert:

12 *b0830/3.4* “SECTION 1443m. 49.49 (2) (c) 1. of the statutes is amended to
13 read:

14 49.49 (2) (c) 1. A discount or other reduction in price obtained by a provider of
15 services or other entity under chs. 46 to 51 and 58 and subch. II of ch. 196 if the
16 reduction in price is properly disclosed and appropriately reflected in the costs
17 claimed or charges made by the provider or entity under a medical assistance
18 program.”.

19 *b1265/2.5* **679.** Page 732, line 24: after that line insert:

20 *b1265/2.5* “SECTION 1466m. 49.665 (1) (bq) of the statutes is created to read:

21 49.665 (1) (bq) “Eligible individual” means an individual who is eligible under
22 sub. (4) (ag) for health care coverage under this section.

23 *b1265/2.5* SECTION 1466q. 49.665 (1) (c) of the statutes is renumbered
24 49.665 (1) (c) (intro.) and amended to read:

1 49.665 (1) (c) (intro.) “Employer–subsidized health care coverage” means one
2 of the following:

3 1. With respect to a family eligible under sub. (4) (a), family coverage under a
4 group health insurance plan offered by an employer for which the employer pays at
5 least 80% of the cost, excluding any deductibles or copayments that may be required
6 under the plan.

7 ***b1265/2.5* SECTION 1466t.** 49.665 (1) (c) 2. of the statutes is created to read:

8 49.665 (1) (c) 2. With respect to an eligible individual, coverage under a group
9 health insurance plan offered by the eligible individual’s employer, or by the
10 employer of a family member of the eligible individual, for which the eligible
11 individual qualifies and for which the employer pays at least 80% of the cost,
12 excluding any deductibles or copayments that may be required under the plan.”.

13 ***b1265/2.6* 680.** Page 733, line 11: after “(4)” insert “and to eligible
14 individuals”.

15 ***b1265/2.7* 681.** Page 733, line 17: after “household” insert “or individual
16 coverage offered by the employer of an eligible individual.”.

17 ***b1265/2.8* 682.** Page 734, line 9: after that line insert:

18 ***b1265/2.8* “SECTION 1470m.** 49.665 (4) (ag) of the statutes is created to read:

19 49.665 (4) (ag) Beginning on July 1, 2001, an individual is eligible for health
20 care coverage under this section if the individual meets all of the following
21 requirements:

22 1. The individual is employed by a child care provider as a child care worker
23 for at least 30 hours per week.

1 2. The individual's income does not exceed 185% of the poverty line, except that
2 an individual who is already receiving health care coverage under this section may
3 have an income that does not exceed 200% of the poverty line. The department shall
4 establish by rule the criteria to be used to determine income.

5 3. The individual does not have access to employer-subsidized health care
6 coverage and has not had access to employer-subsidized health care coverage within
7 the time period established by the department by rule, but not to exceed 18 months,
8 immediately preceding application for health care coverage under this section. The
9 department may establish exceptions to this subdivision by rule.

10 4. The individual meets all other requirements established by the department
11 by rule. The department may not require that an individual under this paragraph
12 be a parent as a condition of eligibility.”.

13 ***b1265/2.9* 683.** Page 736, line 5: delete “or” and substitute “a”.

14 ***b1265/2.10* 684.** Page 736, line 6: after “parent,” insert “or an eligible
15 individual”.

16 ***b1265/2.11* 685.** Page 736, line 9: delete “or” and substitute “a”.

17 ***b1265/2.12* 686.** Page 736, line 10: delete that line and substitute “parent
18 or an eligible individual to contribute more than 3% of the family's, child's or eligible
19 individual's income toward the cost”.

20 ***b1265/2.13* 687.** Page 736, line 19: delete “or” and substitute “a”.

21 ***b1265/2.14* 688.** Page 736, line 20: delete that line and substitute “parent
22 or an eligible individual to contribute more than 3% of the family's, child's or eligible
23 individual's income unless the joint”.

24 ***b1265/2.15* 689.** Page 736, line 22: delete “family” and substitute “family.”.

1 ***b1265/2.16* 690.** Page 736, line 23: delete that line and substitute “child or
2 an eligible individual to contribute more than 3.5% of the family’s, child’s or eligible
3 individual’s income toward the cost”.

4 ***b1265/2.17* 691.** Page 737, line 1: delete “or” and substitute “a”.

5 ***b1265/2.18* 692.** Page 737, line 2: after “parent,” insert “or an eligible
6 individual”.

7 ***b1265/2.19* 693.** Page 737, line 3: after that line insert:

8 ***b1265/2.19* SECTION 1476b.** 49.665 (5) (c) of the statutes is amended to read:
9 49.665 (5) (c) The department may establish by rule requirements for wage
10 withholding as a means of collecting the family’s or eligible individual’s share of the
11 cost of the health care coverage under this section.”.

12 ***b0830/3.5* 694.** Page 739, line 8: after that line insert:

13 ***b0830/3.5* SECTION 1483m.** 49.74 of the statutes is amended to read:
14 **49.74** (title) **Institutions subject to ~~chapter~~ chapters 150 and 196.** Any
15 institution created under the authority of s. ~~49.70, 49.71, 49.72~~ or 49.73 is subject to
16 ch. 150 and subch. II of ch. 196.”.

17 ***b0994/1.1* 695.** Page 739, line 8: after that line insert:

18 ***b0994/1.1* SECTION 1483k.** 49.775 (2) (a) of the statutes is amended to read:
19 49.775 (2) (a) The custodial parent is a recipient of eligible for supplemental
20 security income under 42 USC 1381 to 1383c or ~~of~~ for state supplemental payments
21 under s. 49.77, or both.

22 ***b0994/1.1* SECTION 1483L.** 49.775 (2) (b) of the statutes is amended to read:

1 49.775 (2) (b) If the dependent child has 2 custodial parents, each custodial
2 parent ~~receives~~ is eligible for supplemental security income under 42 USC 1381 to
3 1383c or for state supplemental payments under s. 49.77, or both.”.

4 ***b0993/1.2* 696.** Page 739, line 9: delete lines 9 to 12 and substitute:

5 ***b0993/1.2* SECTION 1483t.** 49.775 (1) (a) of the statutes is amended to read:

6 49.775 (1) (a) “Custodial parent” ~~has the meaning given in s. 49.141 (1) (b)~~
7 means, with respect to a dependent child, a parent who is a recipient of supplemental
8 security income under 42 USC 1381 to 1383d or of state supplemental payments
9 under s. 49.77, or both, and who resides with a dependent child and, if there has been
10 a determination of legal custody with respect to the dependent child, has legal
11 custody of that child. For the purposes of this paragraph, “legal custody” has the
12 meaning given in s. 767.001 (2) (a).

13 ***b0993/1.2* SECTION 1483u.** 49.775 (1) (b) of the statutes is amended to read:

14 49.775 (1) (b) “Dependent child” ~~has the meaning given in s. 49.141 (1) (e)~~
15 means a person who is the son or daughter of a custodial parent, who resides with
16 that parent and who is under the age of 18 or, if the person is a full-time student at
17 a secondary school or a vocational or technical equivalent and is reasonably expected
18 to complete the program before attaining the age of 19, is under the age of 19.

19 ***b0993/1.2* SECTION 1483v.** 49.775 (1) (c) of the statutes is created to read:

20 49.775 (1) (c) “Grandchild” means a person who is the son or daughter of a
21 custodial parent’s dependent child who resides with the dependent child and, if there
22 has been a determination of legal custody with respect to that person, of whom the
23 dependent child has legal custody. For the purposes of this paragraph, “legal
24 custody” has the meaning given in s. 767.001 (2) (a).

1 ***b0993/1.2* SECTION 1483w.** 49.775 (1) (d) of the statutes is created to read:
2 49.775 (1) (d) "Parent" has the meaning given in s. 49.141 (1) (j).

3 ***b0993/1.2* SECTION 1483x.** 49.775 (2) (intro.) of the statutes is amended to
4 read:

5 49.775 (2) SUPPLEMENTAL PAYMENTS. (intro.) Subject to sub. (3), from the
6 appropriation under s. 20.435 (7) (ky), the department shall make a monthly
7 payment in the amount specified in sub. (4) to a custodial parent for the support of
8 each dependent child of the custodial parent, and for the support of each grandchild.
9 if all of the following conditions are met:

10 ***b0993/1.2* SECTION 1483y.** 49.775 (2) (a) of the statutes is repealed.

11 ***b0993/1.2* SECTION 1483z.** 49.775 (2) (c) of the statutes is amended to read:

12 49.775 (2) (c) The dependent child and grandchild, if any, of the ~~custodian~~
13 custodial parent meets meet the eligibility criteria under the aid to families with
14 dependent children program under s. 49.19 (1) to (19) or would meet the eligibility
15 criteria under s. 49.19 but for the application of s. 49.19 (20).

16 ***b0993/1.2* SECTION 1483zb.** 49.775 (2) (d) of the statutes is amended to read:

17 49.775 (2) (d) The dependent child or the grandchild does not receive
18 supplemental security income under 42 USC 1381 to 1383d.

19 ***b0993/1.2* SECTION 1484b.** 49.775 (4) of the statutes is renumbered 49.775

20 (4) (a) and amended to read:

21 49.775 (4) PAYMENT AMOUNT. (a) The payment under sub. (2) is \$100 \$250 per
22 month ~~per~~ for one dependent child and \$150 per month for each additional dependent
23 child and, except as provided in par. (b), \$150 per month for each grandchild.

24 ***b0993/1.2* SECTION 1484c.** 49.775 (4) (b) of the statutes is created to read:

1 49.775 (4) (b) If the custodial parent receives a payment under s. 48.57 (3m)
2 for the care and maintenance of a child, no payment may be made under this section
3 with respect to that child.”

4 ***b0884/1.1* 697.** Page 739, line 23: after that line insert:

5 ***b0884/1.1* “SECTION 1488m.** 49.857 (1) (d) 12. of the statutes is amended to
6 read:

7 49.857 (1) (d) 12. A license or certificate of registration issued under s. 138.09,
8 138.12, 217.06, 218.01, 218.02, 218.04, 218.05 ~~or~~, 224.72, 224.93 or subch. III of ch.
9 551.”.

10 ***b1399/2.7* 698.** Page 742, line 12: after that line insert:

11 “(d) For performance of a financial screen, the person, if seeking admission or
12 about to be admitted on a private pay basis, waives the requirement under s. 46.283
13 (4) (g), unless the person will be eligible for medical assistance within 6 months after
14 performance of the financial screen.”.

15 ***b1399/2.8* 699.** Page 743, line 11: after that line insert:

16 “(d) For performance of a financial screen, the person, if seeking admission or
17 about to be admitted on a private pay basis, waives the requirement under s. 46.283
18 (4) (g), unless the person will be eligible for medical assistance within 6 months after
19 performance of the financial screen.”.

20 ***b1399/2.9* 700.** Page 745, line 25: after that line insert:

21 “(d) For performance of a financial screen, the person, if seeking admission or
22 about to be admitted on a private pay basis, waives the requirement under s. 46.283
23 (4) (g), unless the person will be eligible for medical assistance within 6 months after
24 performance of the financial screen.”.

1 ***b1399/2.10* 701.** Page 748, line 18: after that line insert:

2 “4. For performance of a financial screen, the person, if seeking admission or
3 about to be admitted on a private pay basis, waives the requirement under s. 46.283
4 (4) (g), unless the person will be eligible for medical assistance within 6 months after
5 performance of the financial screen.”.

6 ***b1399/2.11* 702.** Page 749, line 17: after “(1)” insert “. For performance of
7 a financial screen, the individual who consents, if seeking admission for the
8 individual or if the individual is about to be admitted on a private pay basis, may
9 waive the requirement under s. 46.283 (4) (g), unless the person will be eligible for
10 medical assistance within 6 months after performance of the financial screen”.

11 ***b0830/3.6* 703.** Page 750, line 3: after that line insert:

12 ***b0830/3.6* “SECTION 1524m.** 50.36 (1) of the statutes is amended to read:

13 50.36 (1) The department shall promulgate, adopt, amend and enforce such
14 rules and standards for hospitals for the construction, maintenance and operation
15 of the hospitals deemed necessary to provide safe and adequate care and treatment
16 of the patients in the hospitals and to protect the health and safety of the patients
17 and employes; and nothing contained herein shall pertain to a person licensed to
18 practice medicine and surgery or dentistry. The building codes and construction
19 standards of the department of commerce shall apply to all hospitals and the
20 department may adopt additional construction codes and standards for hospitals,
21 provided they are not lower than the requirements of the department of commerce.
22 Except for the construction codes and standards of the department of commerce and
23 except as provided in s. 50.39 (3) and subch. II of ch. 196, the department shall be the
24 sole agency to adopt and enforce rules and standards pertaining to hospitals.”.

1 ***b1397/1.1* 704.** Page 752, line 10: after that line insert:

2 ***b1397/1.1* "SECTION 1531p.** 50.94 of the statutes is created to read:

3 **50.94 Certain admissions to facilities. (1)** In this section:

4 (a) "Close friend" means a person who is at least 18 years of age and who has
5 exhibited special care and concern for the incapacitated individual.

6 (b) "Incapacitated" means unable to receive and evaluate information
7 effectively or to communicate decisions to such an extent that the individual lacks
8 the capacity to manage his or her health care decisions.

9 (2) A person under sub. (3) may, except as provided in sub. (5), make decisions
10 related to care in a hospice on behalf of an incapacitated individual who does not have
11 a valid living will or a valid power of attorney for health care and who has not been
12 adjudicated incompetent under ch. 880, if, to the best knowledge of the physician who
13 oversees the care, no person who is listed under sub. (3) in the same order of priority
14 as, or higher in priority than, the person who is making the decisions disagrees with
15 the proposed decisions.

16 (3) The following persons, in the following order of priority, may serve as a
17 substitute decision maker under sub. (2):

18 (a) The spouse of the incapacitated individual.

19 (b) An adult child of the incapacitated individual.

20 (c) A parent of the incapacitated individual.

21 (d) An adult sibling of the incapacitated individual.

22 (e) A close friend of the incapacitated individual.

23 (4) A determination that an individual is incapacitated for purposes of sub. (2)
24 shall be made by 2 physicians, as defined in s. 448.01 (5), or by one physician and one

1 licensed psychologist, as defined in s. 455.01 (4), who personally examine the
2 individual and sign a statement specifying that the individual is incapacitated. Mere
3 old age, eccentricity or physical disability, either singly or together, are insufficient
4 to make a finding that an individual is incapacitated. Neither of the individuals who
5 make a finding that an individual is incapacitated may be a relative, as defined in
6 s. 242.01 (11), of the individual or have knowledge that he or she is entitled to or has
7 a claim on any portion of the individual's estate. A copy of the statement shall be
8 included in the individual's records in the facility to which he or she is admitted.

9 (5) A person who serves as a substitute decision maker under sub. (2) may not
10 authorize expenditures related to care in a hospice for the incapacitated individual
11 if the incapacitated individual has an agent under a durable power of attorney, as
12 defined in s. 243.07 (1) (a), who may authorize expenditures related to care in a
13 hospice.”.

14 *b1390/3.2* **705.** Page 759, line 13: after that line insert:

15 *b1390/3.2* **SECTION 1572g.** 51.437 (4rm) (c) 2. b. of the statutes is amended
16 to read:

17 51.437 (4rm) (c) 2. b. Bill the county department of developmental disabilities
18 services for services provided on or after December 31, 1997, at \$48 per day, if an
19 independent professional review established under 42 USC 1396a (a) (31) designates
20 the person served as appropriate for community care, including persons who have
21 been admitted for more than 180 consecutive days and for whom the cost of care in
22 the community would be less than ~~\$184~~ \$200 per day. The department of health and
23 family services shall use money it receives from the county department of
24 developmental disabilities services to offset the state's share of medical assistance.

1 Payment is due from the county department of developmental disabilities services
2 within 60 days of the billing date, subject to provisions of the contract. If the
3 department of health and family services does not receive any payment within 60
4 days, it shall deduct all or part of the amount due from any payment the department
5 of health and family services is required to make to the county department of
6 developmental disabilities services. The department of health and family services
7 shall first use collections received under s. 46.10 as a result of care at a center for the
8 developmentally disabled to reduce the costs paid by medical assistance, and shall
9 remit the remainder to the county department of developmental disabilities services
10 up to the portion billed. The department of health and family services shall use the
11 appropriation under s. 20.435 (2) (gk) to remit collection credits and other
12 appropriate refunds to county departments of developmental disabilities services.”.

13 *b0843/3.3* **706.** Page 759, line 14: after that line insert:

14 *b0843/3.3* **SECTION 1575n.** 59.10 (2) (a) of the statutes is amended to read:
15 59.10 (2) (a) *Composition; supervisory districts.* Within 60 days after the
16 population count by block, established in the decennial federal census of population,
17 and maps showing the location and numbering of census blocks become available in
18 printed form from the federal government or are published for distribution by an
19 agency of this state, but no later than July 1 following the year of each decennial
20 census, the board shall adopt and transmit to the governing body of each city and
21 village wholly or partially contained within the county a tentative county
22 supervisory district plan to be considered by the cities and villages when dividing
23 into wards. The plan shall specify the number of supervisors to be elected and shall
24 divide the county into a number of districts equal to the number of supervisors, with

1 each district substantially equal in population and consisting of contiguous whole
2 wards. In any plan that specifies districts to be created within the boundaries of the
3 1st judicial administration district, the number of districts and the number of
4 supervisors under the plan shall equal the number of odd-numbered branches of the
5 circuit court within the 1st judicial administration district. Except as otherwise
6 provided in this paragraph, the board shall develop and adopt the tentative plan in
7 accordance with sub. (3) (b) 1. The board shall adopt a final plan by enacting an
8 ordinance in accordance with sub. (3) (b) 2. to 4.”

9 ***b1352/2.3* 707.** Page 761, line 21: after that line insert:

10 ***b1352/2.3* “SECTION 1577mm.** 59.52 (29) (a) of the statutes is amended to
11 read:

12 59.52 (29) (a) All Except as provided in par. (c) 2., all public work, including any
13 contract for the construction, repair, remodeling or improvement of any public work,
14 building, or furnishing of supplies or material of any kind where the estimated cost
15 of such work will exceed \$20,000 shall be let by contract to the lowest responsible
16 bidder. Any public work, the estimated cost of which does not exceed \$20,000, shall
17 be let as the board may direct. If the estimated cost of any public work is between
18 \$5,000 and \$20,000, the board shall give a class 1 notice under ch. 985 before it
19 contracts for the work or shall contract with a person qualified as a bidder under s.
20 66.29 (2). A contract, the estimated cost of which exceeds \$20,000, shall be let and
21 entered into under s. 66.29, except that the board may by a three-fourths vote of all
22 the members entitled to a seat provide that any class of public work or any part
23 thereof may be done directly by the county without submitting the same for bids.

1 This subsection does not apply to highway contracts which the county highway
2 committee or the county highway commissioner is authorized by law to let or make.

3 *b1352/2.3* SECTION 2577nm. 59.52 (29) (c) to (f) of the statutes are created
4 to read:

5 59.52 (29) (c) 1. In this subsection, “design–build construction process” means
6 a procurement process under which the engineering, design and construction
7 services are provided by a single entity under a process described under par. (d).

8 2. Any public works contract described in par. (a), the estimated cost of which
9 exceeds \$3,000,000, may be let by a county with a population of at least 500,000 using
10 the design–build construction process.

11 (d) If a county with a population of at least 500,000 wishes to construct a public
12 work using the design–build construction process, the county shall use a selection
13 process that contains the following procedures:

14 1. The county shall issue a request for proposals from design–build teams by
15 publishing a class 1 notice under ch. 985. The notice shall include a project statement
16 that describes the space needs and design goals for the project, detailed submission
17 requirements, selection procedures, site information, an outline of specifications for
18 the project, a budget for the project, a project schedule, the composition of the
19 selection panel, the approximate amount of the bond that the county will require
20 under par. (e) and whether the county will offer a stipend to unsuccessful
21 design–build teams and, if so, the amount of the stipend.

22 2. Following receipt of the proposals, the county shall select 5 or less
23 design–build teams to participate in the final stage of the selection process. The
24 selection of teams under this subdivision shall be based on factors that include the
25 background, experience and qualifications of the members of the teams; the financial

1 strength and surety capacity of the teams; the quality of the initial proposal; and the
2 past performance and current workload of the teams. The county selection panel
3 that selects the teams under this subdivision for the final selection process under
4 subd. 3. may include design and construction professionals who work for the county
5 or are hired by the county to assist in the selection, members of the county board and
6 representatives from the county entity that will use the facility that is to be
7 constructed under the selection process described in this paragraph.

8 3. The county shall make a final selection from among the teams selected under
9 subd. 2. if the county determines that at least one of the teams selected as a finalist
10 under subd. 2. will be able to construct the public work in a way that is satisfactory
11 to the county. The final selection shall be made following interviews and
12 presentations from the finalists, based on criteria that are published as a class 1
13 notice under ch. 985. The notice shall state the weight that is given to each criterion.
14 The criteria to be used in making a final selection under this subdivision may include
15 the quality of the proposed design, the construction approach to be used to complete
16 the project, the extent to which a proposal demonstrates compliance with the project
17 statement described under subd. 1., the proposed management plan for the project,
18 the estimated cost of the project and a guaranteed maximum price for the project.

19 (e) If the county selects a design–build team under par. (d) 3. and enters into
20 a contract for the construction of the project, the design–build team shall obtain
21 bonding, in an amount specified by the county, to guarantee completion of the project
22 according to the terms of the contract.

23 (f) 1. In this paragraph:

24 a. “Minority business” has the meaning given in s. 560.036 (1) (e).

25 b. “Minority group member” has the meaning given in s. 560.036 (1) (f).

1 c. “Women’s business” means a sole proprietorship, partnership, joint venture
2 or corporation that is at least 51% owned, controlled and actively managed by
3 women.

4 2. The board shall ensure that, for construction work and professional services
5 contracts that relate to a public works contract for which the design–build
6 construction process is used, a person who is awarded such a contract by a district
7 shall agree, as a condition to receiving the contract, that his or her goal shall be to
8 ensure that at least 25% of the employes hired because of the contract will be
9 minority group members and at least 5% of the employes hired because of the
10 contract will be women if the contract is for the construction of any part of baseball
11 park facilities.

12 3. It shall be a goal of the board to ensure that at least 25% of the aggregate
13 dollar value of contracts awarded by the board in the following areas shall be
14 awarded to minority businesses and at least 5% of the aggregate dollar value of
15 contracts awarded by the district in the following areas shall be awarded to women’s
16 businesses:

17 a. Construction contracts that relate to a public works contract for which the
18 design–build construction process is used.

19 b. Professional services contracts that relate to a public works contract for
20 which the design–build construction process is used.

21 4. It shall be a goal of the board, with regard to each of the contracts described
22 under subd. 3. a. and b., to award at least 25% of the dollar value of such contracts
23 to minority businesses and at least 5% of the dollar value of such contracts to
24 women’s businesses.

1 5. a. The board shall ensure that, for construction work and professional
2 services contracts, a person who is awarded such a contract by the board shall agree,
3 as a condition to receiving the contract, that if he or she is unable to meet the goal
4 under subd. 2., he or she shall make a good faith effort to contract with the technical
5 college district board of the technical college district in which the facilities are to be
6 constructed or the professional services contract is to be performed, to develop
7 appropriate training programs designed to increase the pool of minority group
8 members and women who are qualified to perform the construction work or
9 professional services.

10 b. If the board is unable to meet the goals under subds. 3. and 4., the board shall
11 make a good faith effort to contract with the technical college district board of the
12 technical college district in which the contracts described under subd. 3. a. and b. are
13 to be performed, to develop appropriate training programs designed to increase the
14 pool of minority group members and women who are qualified to perform the
15 contracts described under subd. 3. a., b. and c.

16 6. a. The board shall hire an independent person to monitor the board's
17 compliance with minority contracting goals under subds. 2., 3. and 4. The person
18 hired shall have previous experience working with minority group members. The
19 board shall develop a mechanism to receive regular reports from the person hired
20 with respect to the results of the person's studies of compliance with minority
21 contracting goals.

22 b. If the board or a contractor is unable to meet the goals under subd. 2., 3. or
23 4., the person hired under this subd. 6. a. shall assess whether the board or contractor
24 made a good faith effort to reach the goals. In determining whether a good faith effort

1 was made to meet the goals, the person hired shall consider all of the factors listed
2 in subd. 7.

3 7. a. The supply of eligible minority businesses and women’s businesses that
4 have the financial capacity, technical capacity and previous experience in the areas
5 in which contracts were awarded.

6 b. The competing demands for the services provided by eligible minority
7 businesses and women’s businesses, as described in this subd. 7. a., in areas in which
8 contracts were awarded.

9 c. The extent to which the board or contractors advertised for and aggressively
10 solicited bids from eligible minority businesses and women’s businesses, as described
11 in this subd. 7. a., and the extent to which eligible minority businesses and women’s
12 businesses submitted bids.”.

13 *b0831/1.1* **708.** Page 762, line 13: delete the material beginning with that
14 line and ending with page 763, line 10.

15 *b1230/1.1* **709.** Page 763, line 10: after that line insert:

16 *b1230/1.1* **SECTION 1579u.** 59.692 (6m) of the statutes is created to read:
17 59.692 (6m) For an amendment to an ordinance enacted under this section that
18 affects an activity that meets all of the requirements under s. 281.165 (1) to (5), the
19 department may not proceed under sub. (6) or (7) (b) or (c), or otherwise review the
20 amendment, to determine whether the ordinance, as amended, fails to meet the
21 shoreland zoning standards.”.

22 *b1005/1.1* **710.** Page 763, line 11: delete lines 11 to 23.

23 *b1003/1.3* **711.** Page 763, line 23: after that line insert:

24 *b1003/1.3* **SECTION 1580p.** 60.615 of the statutes is created to read:

1 **60.615 Town of Troy farmland preservation pilot program; special**
2 **zoning powers, purchase of development rights. (1) TOWN BOARD PURCHASE OF**
3 DEVELOPMENT RIGHTS. (a) *Definitions.* In this section:

4 1. “Board” means the town of Troy board of supervisors.

5 2. “Conservation easement” means a holder’s nonpossessory interest in real
6 property that imposes a limitation or affirmative obligation the purpose of which is
7 to retain or protect natural, scenic or open space values of real property, assuring the
8 availability of real property for agricultural, forest, wildlife habitat, recreational or
9 open space use, protecting natural resources or maintaining or enhancing air or
10 water quality.

11 3. “Developer” means a person that constructs or creates a land development.

12 4. “Development rights” means a holder’s nonpossessory interest in farmland
13 that imposes a limitation or affirmative obligation the purpose of which is to retain
14 or protect natural, scenic or open space values of farmland, assuring the availability
15 of farmland for agricultural, forest, wildlife habitat, recreational or open space use,
16 protecting natural resources or maintaining or enhancing air or water quality.

17 5. “Farmland” has the meaning given for eligible farmland under s. 91.01 (6).

18 6. “Land development” means the construction of residential dwelling units
19 within the town of Troy in an area that is subject to zoning under sub. (2) (b).

20 7. “Town of Troy” means the town of Troy in St. Croix County.

21 (b) *Purchase of development rights.* 1. The board may purchase development
22 rights to farmland that is located in the town of Troy.

23 2. The town may purchase the development rights with the grant received from
24 the department of agriculture, trade and consumer protection under s. 20.115 (7) (dr)
25 or from funds received by a developer who makes the payments described under sub.

1 (2) (c) 2. If the board adopts a resolution requesting the department of agriculture,
2 trade and consumer protection to make the grant payment described under this
3 subdivision, the department shall do so.

4 3. The board shall determine which farmland in the town is the best farmland
5 and shall attempt to purchase the development rights to that farmland.

6 (2) SPECIAL ZONING PROVISIONS. (a) *Zoning authority*. Notwithstanding s. 91.77
7 (1), the board may rezone a parcel that is zoned for exclusive agricultural use under
8 subch. V of ch. 91 if the owner of the parcel grants a permanent conservation
9 easement to the town of Troy that applies to at least 60% of the parcel, including the
10 best farmland in the parcel as determined by the board. Except as provided in par.
11 (c), the provisions of s. 91.77 (2) do not apply to a parcel that is rezoned under this
12 paragraph or that is developed under par. (b).

13 (b) *Development procedures*. With regard to the portion of a parcel described
14 under par. (a) that is not subject to a permanent conservation easement, a developer
15 may, subject to par. (c), create a land development.

16 (c) *Development conditions*. 1. The board may determine population density
17 limits that apply to a land development.

18 2. If a developer creates a land development under par. (b) the developer shall
19 pay to the town of Troy the amount of tax credits that would be subject to a lien, as
20 calculated under s. 91.77 (2), on the parcels on which the land development is
21 proposed.

22 (3) SUNSET PROVISIONS. The board may not exercise the zoning authority
23 described under sub. (2) after the first day of the 24th month beginning after
24 publication.”.

1 ***b1352/2.4* 712.** Page 764, line 25: after that line insert:

2 ***b1352/2.4* "SECTION 1588m.** 62.03 (1) of the statutes is amended to read:

3 62.03 (1) This subchapter, except ss. 62.071, 62.08 (1), 62.09 (1) (e) and (11) (j)
4 and (k), 62.15 (1m), 62.175 and 62.23 (7) (em) and (he), does not apply to 1st class
5 cities under special charter.

6 ***b1352/2.4* SECTION 1588r.** 62.15 (1) of the statutes is amended to read:

7 62.15 (1) CONTRACTS; HOW LET. All Except as provided in sub. (1m), all public
8 construction, the estimated cost of which exceeds \$10,000, shall be let by contract to
9 the lowest responsible bidder; all other public construction shall be let as the council
10 may direct. If the estimated cost of any public construction exceeds \$5,000 but is not
11 greater than \$10,000, the board of public works shall give a class 1 notice, under ch.
12 985, of the proposed construction before the contract for the construction is executed.
13 The council may also by a vote of three-fourths of all the members—elect provide by
14 ordinance that any class of public construction or any part thereof may be done
15 directly by the city without submitting the same for bids.

16 ***b1352/2.4* SECTION 1588s.** 62.15 (1m) of the statutes is created to read:

17 62.15 (1m) DESIGN-BUILD CONTRACTS. Any contract for public construction
18 under sub. (1) that is let by a 1st class city, the estimated cost of which exceeds
19 \$3,000,000, may be let using the design–build construction process, as defined in s.
20 59.52 (29) (c) 1. Section 59.52 (29) (d), (e) and (f), as it applies to counties with a
21 population of at least 500,000, applies to 1st class cities.”.

22 ***b1005/1.2* 713.** Page 767, line 18: delete lines 18 to 25.

23 ***b1005/1.3* 714.** Page 768, line 1: delete lines 1 to 15.

24 ***b1230/1.2* 715.** Page 768, line 15: after that line insert:

1 ***b1230/1.2*** “**SECTION 1591k.** 62.231 (6m) of the statutes is created to read:
2 62.231 (6m) CERTAIN AMENDMENTS TO ORDINANCES. For an amendment to an
3 ordinance enacted under this section that affects an activity that meets all of the
4 requirements under s. 281.165 (1) to (5), the department of natural resources may
5 not proceed under sub. (6), or otherwise review the amendment, to determine
6 whether the ordinance, as amended, fails to meet reasonable minimum standards.”.

7 ***b1012/1.1* 716.** Page 778, line 6: delete the material beginning with that
8 line and ending with page 779, line 6.

9 ***b1008/1.1* 717.** Page 779, line 6: after that line insert:

10 ***b1008/1.1*** “**SECTION 1608m.** 66.082 (3) (a) of the statutes is amended to read:
11 66.082 (3) (a) Own and operate a cable television system, except that such a
12 system shall be operated on a competitively neutral and nondiscriminatory basis.”.

13 ***b1028/1.1* 718.** Page 785, line 13: after that line insert:

14 ***b1028/1.1*** “**SECTION 1618j.** 66.293 (3) (av) of the statutes is amended to read:
15 66.293 (3) (av) In determining prevailing wage rates under par. (am) or (ar),
16 the department may not use data from projects that are subject to this section, s.
17 103.49 or 103.50 or 40 USC 276a unless the department determines that there is
18 insufficient wage data in the area to determine those prevailing wage rates, in which
19 case the department may use data from projects that are subject to this section, s.
20 103.49 or 103.50 or 40 USC 276a. The department may also use data from a project
21 that is subject to this section, s. 103.49 or 103.50 or 40 USC 276a in determining
22 prevailing wage rates under par. (am) or (ar) if the department determines that the
23 wage rate paid on that project is higher than the prevailing wage rate determined
24 for that project.”.

1 ***b1453/1.2* 719.** Page 785, line 13: after that line insert:

2 ***b1453/1.2* "SECTION 1617r.** 66.184 of the statutes is amended to read:

3 **66.184 Self-insured health plans.** If a city, including a 1st class city, or a
4 village provides health care benefits under its home rule power, or if a town provides
5 health care benefits, to its officers and employes on a self-insured basis, the
6 self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),
7 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.85, 632.853, 632.855, 632.87 (4) and (5),
8 632.895 (9) to (13), 632.896, and 767.25 (4m) (d), ~~767.51 (3m) (d) and 767.62 (4) (b)~~
9 4.”.

10 ***b1006/2.1* 720.** Page 786, line 18: after that line insert:

11 ***b1006/2.1* "SECTION 1621e.** 66.307 (2) (a) of the statutes is amended to read:

12 66.307 (2) (a) The governing body of a political subdivision, by a two-thirds vote
13 of the members of the governing body who are present when the vote is taken, may
14 enact an ordinance or adopt a resolution declaring itself to be a premier resort area
15 if, except as provided in par. (e), at least 40% of the equalized assessed value of the
16 taxable property within such political subdivision is used by tourism-related
17 retailers.

18 ***b1006/2.1* SECTION 1621f.** 66.307 (2) (e) of the statutes is created to read:

19 66.307 (2) (e) 1. The legislature finds the following with respect to the city of
20 Eagle River:

21 a. It is extremely close to the 40% threshold described in par. (a).

22 b. It has an atypical percentage of tax-exempt land within its boundaries that
23 is used for tourism-related purposes.

1 c. It is the site of national recreational competitions that draw tourism business
2 to the entire northern region of this state.

3 2. The city of Eagle River may enact an ordinance or adopt a resolution
4 declaring itself to be a premier resort area under par. (a) even if less than 40% of the
5 equalized assessed value of the taxable property within Eagle River is used by
6 tourism-related retailers.”.

7 *b1002/1.1* **721**. Page 788, line 24: after that line insert:

8 *b1002/1.1* “SECTION 1630ce. 66.431 (5c) of the statutes is created to read:

9 66.431 (5c) MINORITY CONTRACTING PROVISIONS. (a) In this subsection:

10 1. “Minority business” has the meaning given in s. 560.036 (1) (e).

11 2. “Minority group member” has the meaning given in s. 560.036 (1) (f).

12 (b) With regard to a neighborhood school construction project that is financed
13 from the proceeds of bonds that are described in sub. (5)(a) 4. d., the board of directors
14 of the school district operating under ch. 119 shall ensure that, for construction work
15 and professional services contracts, a person who is awarded such a contract by the
16 board shall agree, as a condition to receiving the contract, that at least 50% of the
17 employes hired because of the contract will be minority group members if the
18 contract is for the construction of any part of a neighborhood school construction
19 project.

20 (c) With regard to a neighborhood school construction project that is financed
21 from the proceeds of bonds that are described in sub. (5)(a) 4. d., the board of directors
22 of the school district operating under ch. 119 shall ensure that at least 50% of the
23 aggregate dollar value of contracts awarded by the board shall be awarded to
24 minority businesses in the following areas:

- 1 1. Contracts for the construction of a neighborhood school project.
- 2 2. Contracts for professional services related to the construction of a
3 neighborhood school project.”.
- 4 ***b1012/1.2* 722.** Page 800, line 13: delete the material beginning with that
5 line and ending with page 806, line 9.
- 6 ***b1011/2.1* 723.** Page 806, line 20: after that line insert:
- 7 ***b1011/2.1*** “SECTION 1638s. 66.77 (2) of the statutes is amended to read:
8 66.77 (2) LIMIT. Except as provided in ~~sub.~~ subs. (3) and (3m), no county may
9 impose an operating levy at an operating levy rate that exceeds .001 or the operating
10 levy rate in 1992, whichever is greater.
- 11 ***b1011/2.1* SECTION 1638u.** 66.77 (3m) of the statutes is created to read:
12 66.77 (3m) EXCEPTION. Notwithstanding sub. (1) (d), “operating levy” in a
13 county that was created in 1853 that borders the St. Croix and Mississippi rivers
14 means the county purpose levy, less the debt levy, less any expenditures for the
15 operation and maintenance of jails and other correctional facilities.”.
- 16 ***b1352/2.5* 724.** Page 806, line 20: after that line insert:
- 17 ***b1352/2.5*** “SECTION 1642m. 66.904 (2) (a) of the statutes is amended to read:
18 66.904 (2) (a) Except for a contract awarded under par. (am) and except as
19 provided in par. (b), all work done and all purchases of supplies and materials by the
20 commission shall be by contract awarded to the lowest responsible bidder complying
21 with the invitation to bid, if the work or purchase involves an expenditure of \$7,500
22 or more. If the commission decides to proceed with construction of any sewer after
23 plans and specifications for the sewer are completed and approved by the commission
24 and by the department of natural resources under ch. 281, the commission shall

1 advertise by a class 2 notice under ch. 985 for construction bids. All contracts and
2 the awarding of contracts are subject to s. 66.29, except for a contract awarded under
3 par. (am).

4 ***b1352/2.5* SECTION 1642n.** 66.904 (2) (am) of the statutes is created to read:

5 66.904 (2) (am) Any contract for public construction under sub. (1), the
6 estimated cost of which exceeds \$3,000,000, may be let using the design-build
7 construction process, as defined in s. 59.52 (29) (c) 1. Section 59.52 (29) (d), (e) and
8 (f), as it applies to counties with a population of at least 500,000, applies to the
9 district.

10 ***b1352/2.5* SECTION 1642p.** 66.904 (2) (e) of the statutes is amended to read:

11 66.904 (2) (e) Paragraphs (a) ~~to~~ and (b) to (d) do not apply to contracts awarded
12 under s. 66.905. Paragraph (am) applies to contracts awarded under s. 66.905.”.

13 ***b0745/1.3* 725.** Page 809, line 1: delete lines 1 to 13.

14 ***b0745/1.4* 726.** Page 809, line 24: delete the material beginning with that
15 line and ending with page 810, line 3.

16 ***b0928/2.1* 727.** Page 811, line 18: after that line insert:

17 ***b0928/2.1* “SECTION 1653b.** 70.11 (39) of the statutes is amended to read:

18 70.11 (39) COMPUTERS. If the owner of the property fulfills the requirements
19 under s. 70.35, mainframe computers, minicomputers, personal computers,
20 networked personal computers, servers, terminals, monitors, disk drives, electronic
21 peripheral equipment, tape drives, printers, basic operational programs, systems
22 software, prewritten software and custom software. The exemption under this
23 subsection does not apply to fax machines, copiers, equipment with embedded
24 computerized components or telephone systems, including equipment that is used

1 to provide telecommunications services, as defined in s. 76.80 (3). This subsection
2 does not apply to automatic teller machines. Notwithstanding 1997 Wisconsin Act
3 237, section 9442 (2), this subsection does not apply to property tax assessments
4 before January 1, 2002.”.

5 *b0929/3.1* **728.** Page 812, line 2: after that line insert:

6 *b0929/3.1* “SECTION 1655L. 70.32 (2) (c) 1. of the statutes is renumbered
7 70.32 (2) (c) 1. (intro.) and amended to read:

8 70.32 (2) (c) 1. (intro.) “Agricultural land” means land, exclusive of buildings
9 and improvements, that is devoted primarily to agricultural use, as defined by rule,
10 except that “agricultural land” does not include any of the following:

11 *b0929/3.1* SECTION 1655Lq. 70.32 (2) (c) 1. a. to d. of the statutes are created
12 to read:

13 70.32 (2) (c) 1. a. A tract of land that is less than 20 acres and that is not
14 contiguous to agricultural land that is owned by the person who owns the tract.

15 b. A tract of land that is platted or subdivided.

16 c. Land that generates less than \$2,000 in gross farm profits resulting from
17 agricultural use as defined under s. 91.01 (1).

18 d. Land that is not zoned for agricultural use.”.

19 *b1267/2.1* **729.** Page 812, line 3: delete lines 3 to 16.

20 *b1267/2.2* **730.** Page 822, line 6: delete lines 6 to 11.

21 *b1277/2.1* **731.** Page 822, line 12: delete lines 12 to 21.

22 *b1267/2.3* **732.** Page 823, line 21: delete the material beginning with that
23 line and ending with page 824, line 17.

1 ***b1267/2.4* 733.** Page 825, line 15: delete the material beginning with that
2 line and ending with page 833, line 8.

3 ***b1113/1.1* 734.** Page 834, line 19: delete “, (2dy) and (3s)” and substitute
4 “and, (2dy), (3s) and (5d)”.

5 ***b1277/2.2* 735.** Page 836, line 1: delete lines 1 to 7.

6 ***b1009/1.1* 736.** Page 836, line 7: after that line insert:

7 ***b1009/1.1* “SECTION 1688f.** 71.05 (6) (b) 30. of the statutes is created to read:
8 71.05 (6) (b) 30. For taxable years beginning after December 31, 1998, any
9 settlement received for claims against any person for any recovered assets, or any
10 amount of assets or any gain generated on such assets, that were stolen from, hidden
11 from or otherwise lost by an individual who was persecuted by Nazi Germany or any
12 Axis regime during any period from 1933 to 1945 and have been recovered, returned
13 or otherwise paid to the original victim or his or her heirs or beneficiaries. The assets
14 to which this subdivision applies includes cash, bonds, stocks, deposits in a financial
15 institution, proceeds from a life or other type of insurance policy, jewelry, precious
16 metals, artwork or any other item of value owned by such a victim during any period
17 from 1920 to 1945.”.

18 ***b1010/3.1* 737.** Page 836, line 7: after that line insert:

19 ***b1010/3.1* “SECTION 1688h.** 71.05 (6) (b) 31. of the statutes is created to read:
20 71.05 (6) (b) 31. An amount paid by an employer to an employe for the purchase
21 of a public transportation pass, token or fare card, or the value of such a pass, token
22 or fare card provided by an employer to an employe, if the money provided for, or the
23 value of, the pass, token or fare card exceeds the amount that may be excluded from

1 federal gross income under section 132 (a) (5) of the Internal Revenue Code for a
2 transit pass under section 132 (f) (1) (B) of the Internal Revenue Code per month.”.

3 *b1277/2.3* **738.** Page 836, line 9: delete “~~and thereafter to 1999~~” and
4 substitute “*and thereafter*”.

5 *b1277/2.4* **739.** Page 836, line 10: delete “~~on or after January 1, 1994 after~~”
6 and substitute “on or after January 1, 1994”.

7 *b1277/2.5* **740.** Page 836, line 11: delete that line and substitute “, the
8 Wisconsin standard deduction”.

9 *b1277/2.6* **741.** Page 837, line 20: delete the material beginning with that
10 line and ending with page 838, line 24.

11 *b1277/2.7* **742.** Page 839, line 2: delete “2000” and substitute “2001”.

12 *b1277/2.8* **743.** Page 839, line 18: on lines 18 and 19, delete “(dp)” and
13 substitute “(dm)”.

14 *b1277/2.9* **744.** Page 840, line 5: delete the material beginning with that
15 line and ending with page 847, line 6, and substitute:

16 *b1277/2.9* “**SECTION 1703e.** 71.06 (2e) of the statutes is amended to read:

17 71.06 (2e) BRACKET INDEXING. For taxable years beginning after December 31,
18 1998, the maximum dollar amount in each tax bracket, and the corresponding
19 minimum dollar amount in the next bracket, under subs. (1m) and (2) (c) and (d) shall
20 be increased each year by a percentage equal to the percentage change between the
21 U.S. consumer price index for all urban consumers, U.S. city average, for the month
22 of August of the previous year and the U.S. consumer price index for all urban
23 consumers, U.S. city average, for the month of August of the year before the previous
24 year 1997, as determined by the federal department of labor. Each amount that is

1 revised under this subsection shall be rounded to the nearest multiple of \$10 if the
2 revised amount is not a multiple of \$10 or, if the revised amount is a multiple of \$5,
3 such an amount shall be increased to the next higher multiple of \$10. The
4 department of revenue shall annually adjust the changes in dollar amounts required
5 under this subsection and incorporate the changes into the income tax forms and
6 instructions.”.

7 *b1267/2.5* **745.** Page 849, line 3: delete lines 3 to 7.

8 *b0871/2.5* **746.** Page 849, line 7: after that line insert:

9 *b0871/2.5* “**SECTION 1710h.** 71.07 (3m) (b) 1. a. of the statutes is amended to
10 read:

11 71.07 (3m) (b) 1. a. Subject to the limitations provided in this subsection and
12 s. 71.80 (3) and (3m), a claimant may claim as a credit against Wisconsin income
13 taxes otherwise due, the amount derived under par. (c). If the allowable amount of
14 claim exceeds the income taxes otherwise due on the claimant’s income or if there are
15 no Wisconsin income taxes due on the claimant’s income, the amount of the claim not
16 used as an offset against income taxes shall be certified to the department of
17 administration for payment to the claimant by check, share draft or other draft paid
18 from the ~~appropriation~~ appropriations under s. 20.835 (2) (ka) and (q).”.

19 *b1277/2.10* **747.** Page 849, line 8: delete lines 8 to 13.

20 *b1113/1.2* **748.** Page 849, line 17: after that line insert:

21 *b1113/1.2* “**SECTION 1712d.** 71.07 (5d) of the statutes is created to read:

22 71.07 (5d) STUDY ABROAD CREDIT. (a) In this subsection:

1 1. “Claimant” means a sole proprietor, a partner, a member of a limited liability
2 company or a shareholder of a tax–option corporation who files a claim under this
3 subsection.

4 2. “Qualified expenses” means expenses related to attending school in a foreign
5 country and includes transportation costs, room and board, books and tuition.

6 (b) A claimant may claim as a credit against the tax imposed under s. 71.02 an
7 amount equal to \$1,000 if all of the following apply:

8 1. The claimant pays or incurs at least \$3,000 in qualified expenses on behalf
9 of a student who attends school in a foreign country.

10 2. The student under subd. 1. is a full–time undergraduate student enrolled in
11 the University of Wisconsin System.

12 3. The student under subd. 1. is eligible for a Wisconsin higher education grant
13 under s. 39.435.

14 (c) A claimant may not claim the credit under par. (b) for any tuition amounts
15 that the claimant excluded under s. 71.05 (6) (b) 28. or under section 127 of the
16 Internal Revenue Code.

17 (d) The carry–over provisions of s. 71.28 (4) (e) and (f), as they apply to the credit
18 under s. 71.28 (4), apply to the credit under this subsection.

19 (e) Partnerships, limited liability companies and tax–option corporations may
20 not claim the credit under this subsection, but the eligibility for, and the amount of,
21 the credit are based on their payment of qualified expenses under par. (b) 1. A
22 partnership, limited liability company or tax–option corporation shall compute the
23 amount of credit that each of its partners, members or shareholders may claim and
24 shall provide that information to each of them. Partners, members of limited liability

1 companies and shareholders of tax-option corporations may claim the credit in
2 proportion to their ownership interest.

3 (f) Section 71.28 (4) (g) and (h), as it applies to the credit under s. 71.28 (4),
4 applies to the credit under this subsection.”.

5 *b1277/2.11* **749.** Page 849, line 18: delete the material beginning with that
6 line and ending with page 850, line 9, and substitute:

7 *b1277/2.11* **SECTION 1716p.** 71.07 (9) (a) 4. of the statutes is amended to
8 read:

9 71.07 (9) (a) 4. “Rent constituting property taxes” means, in taxable years
10 beginning before January 1, 2000, 25% of rent if heat is not included, or 20% of rent
11 if heat is included, paid during the taxable year for which credit is claimed under this
12 subsection, at arm’s length, for the use of a principal dwelling and contiguous land,
13 excluding any payment for domestic, food, medical or other services which are
14 unrelated to use of the dwelling as housing, less any rent paid that is properly
15 includable as a trade or business expense under the internal revenue code. “Rent”
16 includes space rental paid to a landlord for parking a mobile home. Rent shall be
17 apportioned among the occupants of a principal dwelling according to their
18 respective contribution to the total amount of rent paid. “Rent” does not include rent
19 paid for the use of housing which was exempt from property taxation, except housing
20 for which payments in lieu of taxes were made under s. 66.40 (22).

21 *b1277/2.11* **SECTION 1716q.** 71.07 (9) (a) 5. of the statutes is created to read:

22 71.07 (9) (a) 5. “Rent constituting property taxes” means, in taxable years
23 beginning after December 31, 1999, 35% of rent if heat is not included, or 30% of rent
24 if heat is included, paid during the taxable year for which credit is claimed under this

1 subsection, at arm's length, for the use of a principal dwelling and contiguous land,
2 excluding any payment for domestic, food, medical or other services which are
3 unrelated to use of the dwelling as housing, less any rent paid that is properly
4 includable as a trade or business expense under the Internal Revenue Code. "Rent"
5 includes space rental paid to a landlord for parking a mobile home. Rent shall be
6 apportioned among the occupants of a principal dwelling according to their
7 respective contribution to the total amount of rent paid. "Rent" does not include rent
8 paid for the use of housing which was exempt from property taxation, except housing
9 for which payments in lieu of taxes were made under s. 66.40 (22).

10 ***b1277/2.11* SECTION 1716r.** 71.07 (9)(b) 1. of the statutes is amended to read:

11 71.07 (9) (b) 1. Subject For taxable years beginning before January 1, 1998, and
12 for taxable years beginning after December 31, 1998 and before January 1, 2000,
13 subject to the limitations under this subsection and except as provided in subd. 2.,
14 a claimant may claim as a credit against, but not to exceed the amount of, taxes under
15 s. 71.02, 10% of the first \$2,000 of property taxes or rent constituting property taxes,
16 or 10% of the first \$1,000 of property taxes or rent constituting property taxes of a
17 married person filing separately.

18 ***b1277/2.11* SECTION 1716s.** 71.07 (9) (b) 3. of the statutes is created to read:

19 71.07 (9) (b) 3. For taxable years beginning after December 31, 1999, subject
20 to the limitations under this subsection, a claimant may claim as a credit against,
21 but not to exceed the amount of, taxes under s. 71.02, 10% of the first \$2,000 of
22 property taxes or 14.1% of the first \$2,000 of rent constituting property taxes, or 10%
23 of the first \$1,000 of property taxes or 14.1% of the first \$1,000 of rent constituting
24 property taxes of a married person filing separately.”.

1 ***b1267/2.6* 750.** Page 850, line 17: delete lines 17 to 22

2 ***b1113/1.3* 751.** Page 851, line 1: after “(3s),” insert “(5d).”

3 ***b1113/1.4* 752.** Page 851, line 2: delete the material beginning with “(2m)”
4 and ending with “(2m) and (3)” on line 3 and substitute “(2m) ~~and~~, (3) and (5d) and
5 71.47 (1dd), (1de), (1di), (1dj), (1dL), (1ds), (1dx), (1dy), (1fd), (2m) ~~and~~, (3) and (5d)”.

6 ***b1113/1.5* 753.** Page 851, line 9: after that line insert:

7 ***b1113/1.5* “SECTION 1719n.** 71.10 (4) (i) of the statutes is amended to read:
8 71.10 (4) (i) The total of claim of right credit under s. 71.07 (1), farmland
9 preservation credit under subch. IX, homestead credit under subch. VIII, farmland
10 tax relief credit under s. 71.07 (3m), farmers’ drought property tax credit under s.
11 71.07 (2fd), study abroad credit under s. 71.07 (5d), earned income tax credit under
12 s. 71.07 (9e), estimated tax payments under s. 71.09, and taxes withheld under
13 subch. X.”.

14 ***b1277/2.12* 754.** Page 851, line 17: delete the material beginning with that
15 line and ending with page 852, line 2.

16 ***b1277/2.13* 755.** Page 853, line 9: delete lines 9 to 13.

17 ***b1267/2.7* 756.** Page 853, line 14: delete lines 14 to 18.

18 ***b1113/1.6* 757.** Page 853, line 21: delete “and (3s)” and substitute “and, (3s)
19 and (5d)”.

20 ***b1267/2.8* 758.** Page 853, line 23: delete the material beginning with that
21 line and ending with page 854, line 7.

22 ***b1267/2.9* 759.** Page 854, line 12: delete lines 12 to 17.

23 ***b1269/2.1* 760.** Page 873, line 21: after that line insert:

1 ***b1269/2.1*** “SECTION 1722yc. 71.23 (3) (d) of the statutes is created to read:

2 71.23 (3) (d) The storage for any length of time in this state in or on property
3 owned by a person, other than the foreign corporation, of the foreign corporation’s
4 tangible personal property, if the tangible personal property is used in this state by
5 another person for fabricating, processing, manufacturing or printing on the parcel
6 of property in or on which the tangible personal property is stored and if the parcel
7 of property has an assessed value, for property tax purposes, of at least \$10,000,000
8 but no more than \$11,000,000 on January 1, 1999.”

9 ***b1267/2.10* 761.** Page 873, line 22: delete the material beginning with that
10 line and ending with page 888, line 14.

11 ***b1113/1.7* 762.** Page 889, line 11: delete “and (1dy)” and substitute “.(1dy)
12 and (5d)”.

13 ***b0931/1.1* 763.** Page 910, line 18: after that line insert:

14 ***b0931/1.1*** “SECTION 1740s. 71.26 (3) (e) 1. of the statutes is amended to read:
15 71.26 (3) (e) 1. So that payments for wages, salaries, commissions and bonuses
16 of employes and officers may be deducted only if the name, address and amount paid
17 to each resident of this state to whom compensation of \$600 or more has been paid
18 during the taxable year is reported or if the department of revenue is satisfied that
19 failure to report has resulted in no revenue loss to this state. A deduction for wages,
20 salaries, commissions and bonuses paid to an employe or officer shall not exceed an
21 amount equal to the wages, salaries, commissions and bonuses paid to the
22 corporation’s lowest paid full-time employe during the taxable year multiplied by
23 25.”.