

1 ***b1267/2.11* 764.** Page 913, line 3: delete the material beginning with that
2 line and ending with page 914, line 4.

3 ***b0871/2.6* 765.** Page 913, line 7: after that line insert:

4 ***b0871/2.6* “SECTION 1744be.** 71.28 (2m) (b) 1. a. of the statutes is amended
5 to read:

6 71.28 (2m) (b) 1. a. Subject to the limitations provided in this subsection and
7 s. 71.80 (3) and (3m), a claimant may claim as a credit against Wisconsin income
8 taxes otherwise due, the amount derived under par. (c). If the allowable amount of
9 claim exceeds the income taxes otherwise due on the claimant’s income or if there are
10 no Wisconsin income taxes due on the claimant’s income, the amount of the claim not
11 used as an offset against income taxes shall be certified to the department of
12 administration for payment to the claimant by check, share draft or other draft paid
13 from the ~~appropriation~~ appropriations under s. 20.835 (2) (ka) and (q).”.

14 ***b1113/1.8* 766.** Page 914, line 4: after that line insert:

15 ***b1113/1.8* “SECTION 1746m.** 71.28 (5d) of the statutes is created to read:

16 71.28 (5d) STUDY ABROAD CREDIT. (a) In this subsection:

17 1. “Claimant” means a corporation that files a claim under this subsection.

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

20 (b) A claimant may claim as a credit against the tax imposed under s. 71.23 an
21 amount equal to \$1,000 if all of the following apply:

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

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

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

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

8 (d) The carry-over provisions of sub. (4) (e) and (f), as they apply to the credit
9 under sub. (4), apply to the credit under this subsection.

10 (e) Partnerships, limited liability companies and tax-option corporations may
11 not claim the credit under this subsection, but the eligibility for, and the amount of,
12 the credit are based on their payment of qualified expenses under par. (b) 1. A
13 partnership, limited liability company or tax-option corporation shall compute the
14 amount of credit that each of its partners, members or shareholders may claim and
15 shall provide that information to each of them. Partners, members of limited liability
16 companies and shareholders of tax-option corporations may claim the credit in
17 proportion to their ownership interest.

18 (f) Subsection (4) (g) and (h), as it applies to the credit under sub. (4), applies
19 to the credit under this subsection.”.

20 ***b1113/1.9* 767.** Page 914, line 6: after that line insert:

21 ***b1113/1.9* “SECTION 1747n.** 71.30 (3) (f) of the statutes is amended to read:

22 71.30 (3) (f) The total of farmers’ drought property tax credit under s. 71.28
23 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under

1 s. 71.28 (2m), study abroad credit under s. 71.28 (5d) and estimated tax payments
2 under s. 71.29.”.

3 *b1113/1.10* **768.** Page 917, line 5: delete “, (1dy) and (3)” and substitute
4 “and, (1dy), (3) and (5d)”.

5 *b1113/1.11* **769.** Page 938, line 5: after “(1dy)” insert “and (5d)”.

6 *b1267/2.12* **770.** Page 938, line 24: delete the material beginning with that
7 line and ending with page 941, line 10.

8 *b1267/2.13* **771.** Page 943, line 18: delete the material beginning with that
9 line and ending with page 944, line 19.

10 *b0871/2.7* **772.** Page 943, line 22: after that line insert:

11 *b0871/2.7* “**SECTION 1757be.** 71.47 (2m) (b) 1. a. of the statutes is amended
12 to read:

13 71.47 (2m) (b) 1. a. Subject to the limitations provided in this subsection and
14 s. 71.80 (3) and (3m), a claimant may claim as a credit against Wisconsin income
15 taxes otherwise due, the amount derived under par. (c). If the allowable amount of
16 claim exceeds the income taxes otherwise due on the claimant’s income or if there are
17 no Wisconsin income taxes due on the claimant’s income, the amount of the claim not
18 used as an offset against income taxes shall be certified to the department of
19 administration for payment to the claimant by check, share draft or other draft paid
20 from the ~~appropriation~~ appropriations under s. 20.835 (2) (ka) and (q).”.

21 *b1113/1.12* **773.** Page 944, line 19: after that line insert:

22 *b1113/1.12* “**SECTION 1759s.** 71.47 (5d) of the statutes is created to read:

23 71.47 (5d) STUDY ABROAD CREDIT. (a) In this subsection:

24 1. “Claimant” means a corporation that files a claim under this subsection.

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

3 (b) A claimant may claim as a credit against the tax imposed under s. 71.43 an
4 amount equal to \$1,000 if all of the following apply:

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

7 2. The student under subd 1. is a full-time undergraduate student enrolled in
8 the University of Wisconsin System.

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

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

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

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

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

1 ***b1113/1.13* 774.** Page 944, line 21: after that line insert:

2 ***b1113/1.13* SECTION 1760s.** 71.49 (1) (f) of the statutes is amended to read:

3 71.49 (1) (f) The total of farmers' drought property tax credit under s. 71.47
4 (1fd), farmland preservation credit under subch. IX, farmland tax relief credit under
5 s. 71.47 (2m), the study abroad credit under s. 71.47 (5d) and estimated tax payments
6 under s. 71.48.”.

7 ***b1277/2.14* 775.** Page 945, line 2: delete that line and substitute: “71.54 (1)
8 (e) 2000. The amount of any claim filed in 2000”.

9 ***b1277/2.15* 776.** Page 945, line 3: delete “thereafter”.

10 ***b1277/2.16* 777.** Page 945, line 13: after that line insert:

11 ***b1277/2.16* SECTION 1763c.** 71.54 (1) (f) of the statutes is created to read:
12 71.54 (1) (f) *2001 and thereafter.* The amount of any claim filed in 2001 and
13 thereafter and based on property taxes accrued or rent constituting property taxes
14 accrued during the previous year is limited as follows:

15 1. If the household income was \$8,000 or less in the year to which the claim
16 relates, the claim is limited to 80% of the property taxes accrued or rent constituting
17 property taxes accrued or both in that year on the claimant's homestead.

18 2. If the household income was more than \$8,000 in the year to which the claim
19 relates, the claim is limited to 80% of the amount by which the property taxes accrued
20 or rent constituting property taxes accrued or both in that year on the claimant's
21 homestead exceeds 10.357% of the household income exceeding \$8,000.

22 3. No credit may be allowed if the household income of a claimant exceeds
23 \$22,000.”.

1 ***b1267/2.14* 778.** Page 945, line 20: delete the material beginning with that
2 line and ending with page 946, line 3.

3 ***b1277/2.17* 779.** Page 946, line 4: delete the material beginning with that
4 line and ending with page 947, line 20.

5 ***b0884/1.2* 780.** Page 950, line 21: after that line insert:

6 ***b0884/1.2* "SECTION 1800m.** 73.0301 (1) (d) 6. of the statutes is amended to
7 read:

8 73.0301 (1) (d) 6. A license or certificate of registration issued by the
9 department of financial institutions, or a division of it, under s. 138.09, 138.12,
10 217.06, 218.01, 218.02, 218.04, 218.05 ~~or~~, 224.72, 224.93 or under subch. III of ch.
11 551.”.

12 ***b0971/1.1* 781.** Page 950, line 23: delete “school aids” and substitute
13 “intradistrict transfer aid”.

14 ***b0971/1.2* 782.** Page 951, line 1: delete “ss. 121.15 (3m) (a) 1m. a. to c. and”
15 and substitute “s.”.

16 ***b0929/3.2* 783.** Page 951, line 5: after that line insert:

17 ***b0929/3.2* "SECTION 1801s.** 74.48 (1) of the statutes is amended to read:

18 74.48 (1) If a person owns land that ~~has been~~ is valued as agricultural land
19 under s. 70.32 (2r) ~~(b) is sold by a person who~~ and has owned it such land for less than
20 5 years ~~and who has benefited from a value lower than that established by, and either~~
21 sells the land or the use of the land changes so that the land is not valued as
22 agricultural land under s. 70.32 (2r) (a), there is imposed on that person a penalty
23 equal to ~~5%~~ of the difference between the ~~sale price of the agricultural land and the~~
24 value that would be established for it under s. 70.32 (2r) (e) property taxes that the

1 person would have paid related to the land if the land had been assessed at the land's
2 fair market value and the property taxes that the person paid during the last year
3 of 2 years that the person's ownership person owned the land."

4 *b0845/2.1* **784.** Page 952, line 22: after that line insert:

5 *b0845/2.1* "SECTION 1807b. 76.025 (2) of the statutes is amended to read:

6 76.025 (2) If the property of any company defined in s. 76.28 (1), except a
7 qualified wholesale electric company as defined in s. 76.28 (1) (gm) and a wholesale
8 merchant plant as defined in s. 76.28 (1) (j), is located entirely within a single town,
9 village or city, it shall be subject to local assessment and taxation."

10 *b0845/2.2* **785.** Page 953, line 3: after that line insert:

11 *b0845/2.2* "SECTION 1808g. 76.28 (1) (d) of the statutes is amended to read:

12 76.28 (1) (d) "Gross revenues" for a light, heat and power company other than
13 a qualified wholesale electric company or a wholesale merchant plant means total
14 operating revenues as reported to the public service commission except revenues for
15 interdepartmental sales and for interdepartmental rents as reported to the public
16 service commission and deductions from the sales and use tax under s. 77.61 (4),
17 except that the company may subtract from revenues either the actual cost of power
18 purchased for resale, as reported to the public service commission, by a light, heat
19 and power company, except a municipal light, heat and power company, that
20 purchases under federal or state approved wholesale rates more than 50% of its
21 electric power from a person other than an affiliated interest, as defined in s. 196.52
22 (1), if the revenue from that purchased electric power is included in the seller's gross
23 revenues or the following percentages of the actual cost of power purchased for
24 resale, as reported to the public service commission, by a light, heat and power

1 company, except a municipal light, heat and power company that purchases more
2 than 90% of its power and that has less than \$50,000,000 of gross revenues: 10% for
3 the fee assessed on May 1, 1988, 30% for the fee assessed on May 1, 1989, and 50%
4 for the fee assessed on May 1, 1990, and thereafter. For a qualified wholesale electric
5 company or a wholesale merchant plant, “gross revenues” means total business
6 revenues from those businesses included under par. (e) 1. to 4.

7 ***b0845/2.2* SECTION 1808h.** 76.28 (1) (e) (intro.) of the statutes is amended
8 to read:

9 76.28 (1) (e) (intro.) “Light, heat and power companies” means any person,
10 association, company or corporation, including corporations described in s. 66.069 (2)
11 and including qualified wholesale electric companies and wholesale merchant plants
12 and except only business enterprises carried on exclusively either for the private use
13 of the person, association, company or corporation engaged in them, or for the private
14 use of a person, association, company or corporation owning a majority of all
15 outstanding capital stock or who control the operation of business enterprises and
16 except electric cooperatives taxed under s. 76.48 that engage in any of the following
17 businesses:

18 ***b0845/2.2* SECTION 1808j.** 76.28 (1) (j) of the statutes is created to read:

19 76.28 (1) (j) “Wholesale merchant plants” means wholesale merchant plants,
20 as defined in s. 196.491 (1) (w), that receive a certificate of public convenience and
21 necessity under s. 196.491 (3) after December 31, 1999.

22 ***b0845/2.2* SECTION 1808m.** 76.28 (2) (a) of the statutes is amended to read:

23 76.28 (2) (a) There is imposed on every light, heat and power company an
24 annual license fee to be assessed by the department on or before May 1, 1985, and
25 every May 1 thereafter measured by the gross revenues of the preceding year at the

1 rates and by the methods set forth under pars. (b) to ~~(d)~~ (e). The fee shall become
2 delinquent if not paid when due and when delinquent shall be subject to interest at
3 the rate of 1.5% per month until paid. Payment in full of the May 1 assessment
4 constitutes a license to carry on business for the 12-month period commencing on the
5 preceding January 1.

6 *b0845/2.2* SECTION 1808p. 76.28 (2) (c) (intro.) of the statutes is amended to
7 read:

8 76.28 (2) (c) (intro.) For private light, heat and power companies, except
9 wholesale merchant plants, for 1986 and thereafter, an amount equal to the
10 apportionment factor multiplied by the sum of:

11 *b0845/2.2* SECTION 1808q. 76.28 (2) (d) of the statutes is amended to read:

12 76.28 (2) (d) For municipal light, heat and power companies, except wholesale
13 merchant plants, an amount equal to the gross revenues, except gross revenues from
14 operations within the municipality that operates the company, multiplied by the
15 rates under par. (b) or (c).

16 *b0845/2.2* SECTION 1808r. 76.28 (2) (e) of the statutes is created to read:

17 76.28 (2) (e) For wholesale merchant plants, an amount equal to the
18 apportionment factor multiplied by the sum of gross revenues multiplied by 1.59%.”.

19 *b1329/1.11* 786. Page 953, line 3: after that line insert:

20 *b1329/1.11* “SECTION 1809b. 76.28 (1) (d) of the statutes is amended to read:

21 76.28 (1) (d) “Gross revenues” for a light, heat and power company other than
22 a qualified wholesale electric company or a transmission company means total
23 operating revenues as reported to the public service commission except revenues for
24 interdepartmental sales and for interdepartmental rents as reported to the public

1 service commission and deductions from the sales and use tax under s. 77.61 (4),
2 except that the company may subtract from revenues either the actual cost of power
3 purchased for resale, as reported to the public service commission, by a light, heat
4 and power company, except a municipal light, heat and power company, that
5 purchases under federal or state approved wholesale rates more than 50% of its
6 electric power from a person other than an affiliated interest, as defined in s. 196.52
7 (1), if the revenue from that purchased electric power is included in the seller's gross
8 revenues or the following percentages of the actual cost of power purchased for
9 resale, as reported to the public service commission, by a light, heat and power
10 company, except a municipal light, heat and power company that purchases more
11 than 90% of its power and that has less than \$50,000,000 of gross revenues: 10% for
12 the fee assessed on May 1, 1988, 30% for the fee assessed on May 1, 1989, and 50%
13 for the fee assessed on May 1, 1990, and thereafter. For a qualified wholesale electric
14 company, "gross revenues" means total business revenues from those businesses
15 included under par. (e) 1. to 4. For a transmission company, "gross revenues" means
16 total operating revenues as reported to the public service commission, except
17 revenues for transmission service that is provided to a public utility that is subject
18 to the license fee under sub. (2) (d), to a public utility, as defined in s. 196.01 (5), or
19 to a cooperative association organized under ch. 185 for the purpose of providing
20 electricity to its members only."

21 *b1329/1.11* SECTION 1809f. 76.28 (1) (e) (intro.) of the statutes is amended
22 to read:

23 76.28 (1) (e) (intro.) "Light, heat and power companies" means any person,
24 association, company or corporation, including corporations described in s. 66.069 (2)
25 and including, qualified wholesale electric companies and transmission companies

1 and except only business enterprises carried on exclusively either for the private use
2 of the person, association, company or corporation engaged in them, or for the private
3 use of a person, association, company or corporation owning a majority of all
4 outstanding capital stock or who control the operation of business enterprises and
5 except electric cooperatives taxed under s. 76.48 that engage in any of the following
6 businesses:

7 ***b1329/1.11* SECTION 1809k.** 76.28 (1) (e) 5. of the statutes is created to read:
8 76.28 (1) (e) 5. Transmitting electric current for light, heat or power.

9 ***b1329/1.11* SECTION 1809no.** 76.28 (1) (j) of the statutes is created to read:
10 76.28 (1) (j) "Transmission company" has the meaning given in s. 196.485 (1)
11 (ge).

12 ***b1329/1.11* SECTION 1809s.** 76.28 (2) (c) (intro.) of the statutes is amended
13 to read:

14 76.28 (2) (c) (intro.) ~~For~~ Except as provided under par. (e), for private light, heat
15 and power companies for 1986 and thereafter, an amount equal to the apportionment
16 factor multiplied by the sum of:

17 ***b1329/1.11* SECTION 1809w.** 76.28 (2) (d) of the statutes is amended to read:

18 76.28 (2) (d) ~~For~~ Except as provided under par. (e), for municipal light, heat and
19 power companies, an amount equal to the gross revenues, except gross revenues from
20 operations within the municipality that operates the company, multiplied by the
21 rates under par. (b) or (c).

22 ***b1329/1.11* SECTION 1809y.** 76.28 (2) (e) of the statutes is created to read:

23 76.28 (2) (e) For transmission companies, an amount equal to the gross
24 revenues multiplied by the rates under par. (c)."

1 ***b1001/1.5* 787.** Page 953, line 15: delete lines 15 to 21.

2 ***b0718/2.1* 788.** Page 953, line 21: after that line insert:

3 ***b0718/2.1* "SECTION 1812t.** 77.54 (44) of the statutes is created to read:

4 77.54 (44) The gross receipts from the sale of and the storage, use or other
5 consumption of materials, supplies and fuel used in the maintenance of railroad
6 tracks and rights-of-way.”.

7 ***b1112/1.1* 789.** Page 953, line 21: after that line insert:

8 ***b1112/1.1* "SECTION 1812np.** 77.54 (20) (c) 6. of the statutes is amended to
9 read:

10 77.54 (20) (c) 6. For purposes of subd. 1., “premises” shall be construed broadly,
11 and, by way of illustration but not limitation, shall include the lobby, aisles and
12 auditorium of a theater or the seating, aisles and parking area of an arena, rink or
13 stadium or the parking area of a drive-in or outdoor theater. The premises of a
14 caterer with respect to catered meals or beverages shall be the place where served.
15 ~~Vending machine premises shall include the room or area in which located~~ Sales from
16 a vending machine shall be considered sales for off-premises consumption.”.

17 ***b1114/1.1* 790.** Page 953, line 21: after that line insert:

18 ***b1114/1.1* "SECTION 1812Lr.** 77.53 (17m) of the statutes is amended to read:

19 77.53 (17m) This section does not apply to a boat purchased ~~in a state~~
20 ~~contiguous to this state~~ by a person domiciled in that a state that is contiguous to this
21 state if the boat is berthed in this state’s boundary waters adjacent to the state of the
22 domicile of the purchaser and if the transaction was an exempt occasional sale under
23 the laws of the state in which the purchase was made.”.

24 ***b1113/1.14* 791.** Page 956, line 3: after that line insert:

1 ***b1113/1.14*** “SECTION 1817b. 77.92 (4) of the statutes is amended to read:

2 77.92 (4) “Net business income”, with respect to a partnership, means taxable
3 income as calculated under section 703 of the internal revenue code; plus the items
4 of income and gain under section 702 of the internal revenue code; minus the items
5 of loss and deduction under section 702 of the internal revenue code; plus payments
6 treated as not made to partners under section 707 (a) of the internal revenue code;
7 plus the credits claimed under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds),
8 (2dx) and, (3s) and (5d); but excluding income, gain, loss and deductions from
9 farming. “Net business income”, with respect to a natural person, estate or trust,
10 means profit from a trade or business for federal income tax purposes and includes
11 net income derived as an employe as defined in section 3121 (d) (3) of the internal
12 revenue code.”.

13 ***b0920/1.1* 792.** Page 958, line 14: after that line insert:

14 ***b0920/1.1*** “SECTION 1818Lt. 79.005 (2) of the statutes is amended to read:
15 79.005 (2) “Population” means the number of persons residing in each
16 municipality and county of the state as last determined by the department of
17 administration under s. 16.96, except that the residence of a county jail inmate is the
18 last municipality in which the inmate resided prior to incarceration in the county
19 jail.”.

20 ***b1074/2.2* 793.** Page 958, line 14: after that line insert:

21 ***b1074/2.2*** “SECTION 1818Lq. 79.05 (2) (c) of the statutes is amended to read:
22 79.05 (2) (c) Its municipal budget, exclusive of principal and interest on
23 long-term debt and exclusive of payments of the recycling fee under s. 289.645, for
24 the year of the statement under s. 79.015 increased over its municipal budget as

1 adjusted under sub. (6), exclusive of principal and interest on long-term debt and
2 exclusive of payments of the recycling fee under s. 289.645, for the year before that
3 year by less than the sum of the inflation factor and the valuation factor, rounded to
4 the nearest 0.10%.”.

5 *b1403/3.6* **794.** Page 958, line 14: after that line insert:

6 *b1403/3.6* “SECTION 1818Lk. 79.01 (1) of the statutes is amended to read:

7 79.01 (1) There is established an account in the general fund entitled the
8 “Expenditure Restraint Program Account”. There shall be appropriated to that
9 account \$25,000,000 in 1991, in 1992 and in 1993, \$42,000,000 in 1994 and,
10 \$48,000,000 in each year beginning in 1995 and ending in 1999 and \$60,000,000 in
11 the year 2000 and in each year thereafter.

12 *b1403/3.6* SECTION 1818Ln. 79.03 (3c) (f) of the statutes is amended to read:

13 79.03 (3c) (f) *Distribution amount.* If the total amounts calculated under pars.
14 (c) to (e) exceed the total amount to be distributed under this subsection, the amount
15 paid to each eligible municipality shall be paid on a prorated basis. The total amount
16 to be distributed under this subsection from s. 20.835 (1) (b) is \$10,000,000 beginning
17 in 1996 and ending in 1999 and \$12,500,000 in the year 2000 and in each year
18 thereafter.

19 *b1403/3.6* SECTION 1818Lp. 79.03 (4) of the statutes is amended to read:

20 79.03 (4) ~~In 1991, the total amount to be distributed under ss. 79.03, 79.04 and~~
21 ~~79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be~~
22 ~~distributed under ss. 79.03, 79.04 and 79.06 from s. 20.835 (1) (d) is \$885,961,300.~~
23 ~~In 1993, the total amount to be distributed under ss. 79.03, 79.04 and 79.06 from s.~~
24 ~~20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this~~

1 ~~section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to~~
2 ~~municipalities and \$168,981,800 to counties. In Beginning in 1995 and subsequent~~
3 ~~years ending in 1999, the total amounts to be distributed under ss. 79.03, 79.04 and~~
4 ~~79.06 from s. 20.835 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to~~
5 ~~counties. In the year 2000 and subsequent years, the total amounts to be distributed~~
6 ~~under ss. 79.03, 79.04 and 79.06 from s. 20.835 (1) (d) are \$791,937,100 to~~
7 ~~municipalities and \$175,741,100 to counties.~~

8 *b1403/3.6* SECTION 1818Ls. 79.058 (3) (b) of the statutes is amended to read:
9 79.058 (3) (b) ~~In Beginning in 1995 and subsequent years ending in 1999,~~
10 \$20,159,000.

11 *b1403/3.6* SECTION 1818Lt. 79.058 (3) (c) of the statutes is created to read:
12 79.058 (3) (c) In the year 2000 and subsequent years, \$20,965,400.”.

13 *b1435/1.1* 795. Page 958, line 15: delete lines 15 to 19.

14 *b1229/1.1* 796. Page 958, line 19: after that line insert:

15 *b1229/1.1* “SECTION 1818w. 84.013 (3) (ra) of the statutes is created to read:
16 84.013 (3) (ra) STH 23 between STH 67 and USH 41 in Sheboygan and Fond
17 du Lac counties.”.

18 *b1133/1.1* 797. Page 959, line 4: delete lines 4 to 17.

19 *b1435/1.2* 798. Page 961, line 20: delete the material beginning with that
20 line and ending with page 962, line 2.

21 *b1422/1.2* 799. Page 964, line 5: delete “\$1,440,665,900” and substitute
22 “\$1,449,283,400”.

23 *b1301/1.3* 800. Page 966, line 4: delete lines 4 to 18.

1 ***b1417/1.5* 801.** Page 969, line 5: delete that line and substitute “85.20 (4m)
2 (a) 6. cm. From”.

3 ***b1417/1.6* 802.** Page 969, line 6: after “\$53,555,600” insert “for calendar
4 year 2000, and shall pay \$55,697,800 for calendar year 2001 and each calendar year
5 thereafter,”.

6 ***b1417/1.7* 803.** Page 969, line 14: delete that line and substitute “85.20
7 (4m) (a) 6. d. From”.

8 ***b1417/1.8* 804.** Page 969, line 15: after “\$14,297,600” insert “for calendar
9 year 2000, and shall pay \$14,869,500 for calendar year 2001 and each calendar year
10 thereafter,”.

11 ***b1417/1.10* 805.** Page 969, line 25: after “2000” insert “, and \$20,596,400
12 in calendar year 2001”.

13 ***b1417/1.9* 806.** Page 969, line 25: delete “1999 and” and substitute “1999,”.

14 ***b1417/1.12* 807.** Page 970, line 6: after “2000” insert “, and \$5,563,100 in
15 calendar year 2001”.

16 ***b1417/1.11* 808.** Page 970, line 6: delete “1999 and” and substitute “1999,”.

17 ***b1187/3.1* 809.** Page 972, line 16: delete that line and substitute:

18 ***b1187/3.1* “SECTION 1853d.** 85.50 (title) of the statutes is repealed.

19 ***b1187/3.1* SECTION 1853g.** 85.50 of the statutes is renumbered 341.406 (2)
20 and amended to read:

21 341.406 (2) The department shall collect the fees established under s. ~~166.20~~
22 (~~7g~~) sub. (1) to be paid by persons who may be required to file hazardous materials
23 transportation registration statements with the federal department of

1 transportation under 49 USC ~~Appendix 1805 (e) 5108~~ or who may be required to
2 register with the state under 49 USC 5119.”

3 *b1435/1.3* **810.** Page 974, line 14: delete lines 14 to 19.

4 *b1132/1.1* **811.** Page 974, line 21: delete that line and substitute: “86.19
5 (1r) The department shall maintain”.

6 *b1132/1.2* **812.** Page 974, line 22: delete “directional signs along I 43” and
7 substitute “the directional sign existing on the effective date of this subsection
8 (revisor inserts date), that is located along I 43”.

9 *b1132/1.3* **813.** Page 974, line 23: delete “any sign erected and” and
10 substitute “the sign”.

11 *b1427/1.1* **814.** Page 974, line 24: after that line insert:

12 *b1427/1.1* “SECTION 1855rm. 86.30 (1) (am) of the statutes is created to read:
13 86.30 (1) (am) “Hlghway” has the meaning given in s. 340.01 (22).”.

14 *b1427/1.2* **815.** Page 975, line 6: after that line insert:

15 *b1427/1.2* “SECTION 1856rq. 86.30 (2) (a) 3. (intro.) of the statutes is
16 amended to read:

17 86.30 (2) (a) 3. (intro.) For each mile of ~~road or street~~ highway under the
18 jurisdiction of a municipality as determined under s. 86.302, the mileage aid
19 payment shall be an amount equal to the following:”.

20 *b1416/1.3* **816.** Page 975, line 13: delete “\$1,709” and substitute “\$1,726”.

21 *b1416/1.4* **817.** Page 975, line 18: delete “\$84,303,700” and substitute
22 “\$85,138,400”.

1 ***b1416/1.5* 818.** Page 975, line 25: delete “\$265,229,400” and substitute
2 “\$267,855,500”.

3 ***b1419/1.2* 819.** Page 980, line 1: before that line insert:

4 ***b1419/1.2* SECTION 1875cd.** 86.31 (1) (f) of the statutes is created to read:
5 86.31 (1) (f) “Street” has the meaning given in s. 340.01 (64).

6 ***b1419/1.2* SECTION 1875ce.** 86.31 (2) (a) of the statutes is amended to read:

7 86.31 (2) (a) The department shall administer a local roads improvement
8 program to accelerate the improvement of seriously deteriorating local roads by
9 reimbursing political subdivisions for improvements. The selection of improvements
10 that may be funded under the program shall be performed by officials of each political
11 subdivision, consistent with the requirements of subs. (3), (3g) ~~and~~, (3m) ~~and~~ (3r).
12 The department shall notify each county highway commissioner of any deadline that
13 affects eligibility for reimbursement under the program no later than 15 days before
14 such deadline.

15 ***b1419/1.2* SECTION 1875di.** 86.31 (3) (b) (intro.) of the statutes is amended
16 to read:

17 86.31 (3) (b) (intro.) From the appropriation under s. 20.395 (2) (fr), after first
18 deducting the funds allocated under subs. (3g) ~~and~~, (3m) ~~and~~ (3r), the department
19 shall allocate funds for entitlement as follows:”.

20 ***b1421/1.2* 820.** Page 980, line 3: delete “\$1,500,000 in fiscal year
21 1999–2000 and”.

22 ***b1421/1.3* 821.** Page 980, line 4: delete “\$500,000 in each following” and
23 substitute “~~\$500,000~~ \$1,500,000 in each”.

24 ***b1230/1.3* 822.** Page 980, line 6: after that line insert:

1 ***b1230/1.3*** “SECTION 1876e. 87.30 (1) (d) of the statutes is created to read:

2 87.30 (1) (d) For an amendment to a floodplain zoning ordinance that affects
3 an activity that meets all of the requirements under s. 281.165 (1) to (5), the
4 department may not proceed under this subsection, or otherwise review the
5 amendment, to determine whether the ordinance, as amended, is insufficient.”.

6 ***b1419/1.3* 823.** Page 980, line 6: after that line insert:

7 ***b1419/1.3*** “SECTION 1875fd. 86.31 (3r) of the statutes is created to read:

8 86.31 (3r) MUNICIPAL STREET IMPROVEMENTS. From the appropriation under s.
9 20.395 (2) (fr), the department shall allocate \$1,500,000 in fiscal year 1999–2000,
10 and \$2,500,000 in each fiscal year thereafter, to fund street improvement projects
11 having total estimated costs of \$250,000 or more. The funding of improvements
12 under this subsection is in addition to the allocation of funds for entitlements under
13 sub. (3).

14 ***b1419/1.3*** SECTION 1875gc. 86.31 (6) (d) of the statutes is amended to read:

15 86.31 (6) (d) Procedures for reimbursements for county trunk highway
16 improvements under sub. (3g) ~~and~~, for town road improvements under sub. (3m) and
17 for municipal street improvements under sub. (3r).”.

18 ***b0882/1.1* 824.** Page 989, line 22: after that line insert:

19 ***b0882/1.1*** “SECTION 1926yu. 93.01 (1m) of the statutes is amended to read:

20 93.01 (1m) “Business” includes any business, except that of banks, savings
21 banks, credit unions, savings and loan associations and insurance companies.
22 “Business” includes public utilities and telecommunications carriers to the extent
23 that their activities, beyond registration, notice and reporting activities, are not
24 regulated by the public service commission and includes public utility and

1 telecommunications carrier methods of competition or trade and advertising
2 practices that are exempt from regulation by the public service commission under s.
3 196.195, 196.196, 196.202, 196.203, 196.219 or 196.499 or by other action of the
4 commission.”.

5 ***b0743/1.3* 825.** Page 990, line 6: delete lines 6 to 8.

6 ***b1233/1.1* 826.** Page 991, line 9: after that line insert:

7 ***b1233/1.1* “SECTION 1930r.** 93.07 (7) (e) of the statutes is created to read:

8 93.07 (7) (e) On September 1 of each year, to submit a consumer
9 telecommunication services report to the chief clerk of each house of the legislature
10 for distribution to the appropriate standing committees under s. 13.172 (3). The
11 report shall contain all of the following information for the preceding 12 months:

12 1. The types of consumer complaints received by the department regarding
13 telecommunication services, by category.

14 2. The number of consumer complaints in each category reported under subd.
15 1. and the aggregate number of consumer complaints for all categories reported
16 under subd. 1.

17 3. The number of consumer complaints reported under subd. 1. that the
18 department referred to the department of justice for prosecution and the result of
19 those prosecutions.

20 4. A description of the department’s efforts to coordinate with the department
21 of justice and the public service commission to respond to and address consumer
22 complaints regarding telecommunication services and the results of those efforts.

1 5. A description of how the services offered by the department to respond to and
2 address consumer complaints regarding telecommunication services differ from
3 those offered by the department of justice and the public service commission.”

4 ***b1088/1.3* 827.** Page 991, line 12: delete lines 12 to 19.

5 ***b1086/3.5* 828.** Page 991, line 21: delete the material beginning with that
6 line and ending with page 992, line 2, and substitute:

7 ***b1086/3.5* “SECTION 1933gm.** 93.70 of the statutes is created to read:

8 **93.70 Conservation reserve enhancement program. (1) DEFINITIONS.** In
9 this section:

10 (a) “Conservation easement” has the meaning given in s. 700.40 (1) (a).

11 (b) “Nonprofit conservation organization” has the meaning given in s. 23.0955
12 (1).

13 **(2) STATE PARTICIPATION.** Subject to subs. (3) to (6), the department may expend
14 funds from the appropriation account under s. 20.866 (2) (wf) to improve water
15 quality, erosion control and wildlife habitat through participation by this state in the
16 conservation reserve enhancement program as approved by the secretary of the
17 federal department of agriculture under 16 USC 3834 (f) (4). The department shall
18 administer the program in cooperation with the department of natural resources.

19 **(3) FORMS OF PARTICIPATION.** (a) Land enrolled in the conservation reserve
20 enhancement program may either be subject to a permanent conservation easement
21 or to a contract under which the owner of the land agrees to remove the land from
22 agricultural production. The department shall provide greater financial incentives
23 for landowners to grant permanent easements than to enter into contracts. The

1 department shall provide a financial bonus to landowners who allow public access
2 to enrolled land.

3 (b) The department shall administer the conservation reserve enhancement
4 program so that at least 50% of the acreage of land enrolled in the program is covered
5 by permanent conservation easements under par. (a). If, after 50,000 acres of land
6 have been enrolled in the program, less than 50% of the acreage of land enrolled in
7 the program is covered by permanent conservation easements, the department and
8 the department of natural resources shall review the effectiveness of the program to
9 determine whether the program is meeting its water quality and wildlife habitat
10 objectives and shall report the results of the review to the legislature under s. 13.172
11 (2).

12 (c) On behalf of this state, the department and the department of natural
13 resources shall jointly hold conservation easements entered into for land enrolled in
14 the conservation reserve enhancement program.

15 (d) The department may provide funding from the appropriation under s.
16 20.866 (2) (wf) for a contract under par. (a) only if the contract has a term of 20 years
17 or longer.

18 (4) GRASSLAND COMPONENT. (a) If the plan approved by the secretary of the
19 federal department of agriculture authorizes this state to enroll 100,000 or more
20 acres in the conservation resource enhancement program, the department shall
21 administer the program so that at least 30,000 acres are designated for grassland
22 wildlife habitat. If the secretary of the federal department of agriculture authorizes
23 this state to enroll fewer than 100,000 acres, the department shall administer the
24 program so that at least 30% of the acreage of land enrolled in the program is
25 designated for grassland wildlife habitat. The department shall designate for

1 grassland wildlife habitat areas that include the Blue Mounds area in Iowa, Dane
2 and Green counties, the prairie chicken range in Portage, Clark, Taylor and
3 Marathon counties and the western prairie area in Polk and St. Croix counties.

4 (b) The department may not require that land designated for grassland wildlife
5 habitat be riparian land.

6 (c) The department shall provide a financial bonus to landowners who enroll
7 land that is designated for grassland habitat if the land is adjacent to land that is
8 owned by another person and that is enrolled and designated for grassland habitat.
9 The department shall also provide a financial bonus to a landowner who enrolls land
10 that is designated for grassland habitat if the landowner agrees to implement a
11 conservation practice that requires restoration of native prairie vegetation.

12 (5) PARTICIPATION REQUIREMENTS. The department may not impose more
13 restrictive requirements for participation in the conservation reserve enhancement
14 program with respect to production and land ownership than are required by the
15 secretary of the federal department of agriculture under 16 USC 3834 (f) (4).

16 (6) STATE, LOCAL AND NONPROFIT ORGANIZATION INVOLVEMENT. A nonprofit
17 conservation organization may negotiate contracts or easements under sub. (3) (a)
18 with landowners with the assistance of the department and the department of
19 natural resources. A county may negotiate contracts or easements under sub. (3) (a)
20 with landowners with the assistance of the department and the department of
21 natural resources. In counties that do not choose to participate, the department and
22 the department of natural resources shall negotiate the contracts or easements.

23 (7) PROHIBITION. No person may use land enrolled in the conservation reserve
24 enhancement program as a pheasant and quail farm licensed under s. 29.865, a game

1 bird and animal farm licensed under s. 29.867, a fur animal farm licensed under s.
2 29.869 or a deer farm licensed under s. 29.871.”.

3 ***b1078/1.3* 829.** Page 1012, line 14: after that line insert:

4 ***b1078/1.3* “SECTION 1945s.** 95.197 of the statutes is created to read:

5 **95.197 Financial assistance for paratuberculosis testing.** (1) The
6 department shall provide financial assistance to owners of livestock herds for
7 conducting testing for paratuberculosis. The department may only provide financial
8 assistance under this section for the first time that the owner of a livestock herd tests
9 the herd.

10 (2) The department shall promulgate rules for providing financial assistance
11 under sub. (1).”.

12 ***b1077/1.1* 830.** Page 1012, line 20: after that line insert:

13 ***b1077/1.1* “SECTION 3947m.** 95.53 of the statutes is created to read:

14 **95.53 Poultry disease control.** (1) DEFINITIONS. In this section:

15 (a) “Affected party” means a person that keeps a total of 10,000 or more of any
16 species of poultry within 6.2 miles of a covered facility that is required to comply with
17 sub. (3) or within 2 miles of a location at which a person spreads or composts chicken
18 or turkey manure, transports live or dead chickens or turkeys or stores or composts
19 dead chickens or turkeys or chicken or turkey by-products any of which originate at
20 a covered facility that is required to comply with sub. (3).

21 (b) “Animal unit” means 100 layer chickens, 200 broiler chickens or 55 turkeys.

22 (c) “Covered facility” means a poultry facility at which 1,000 or more animal
23 units are kept.

24 (d) “Covered operator” means a person who operates a covered facility.

1 (e) “Poultry facility” means a facility at which chickens or turkeys are kept.

2 (f) “Sample population” means one or more birds chosen randomly for every 100
3 animal units kept at a facility.

4 (2) PROHIBITIONS. A covered operator may not do any of the following unless the
5 covered operator complies with sub. (3):

6 (a) Operate a covered facility if the covered facility is within 6.2 miles of one
7 or more places, owned or operated by another person, at which a total of 10,000 or
8 more of any species of poultry are kept and at which a total of 10,000 or more of any
9 species of poultry were kept before the number of animal units at the covered facility
10 reached 1,000.

11 (b) Spread or compost chicken or turkey manure, transport live or dead
12 chickens or turkeys or store or compost dead chickens or turkeys or chicken or turkey
13 by-products, any of which originate at a covered facility, within 2 miles of a place at
14 which poultry are kept by another person that keeps a total of 10,000 or more of any
15 species of poultry if that person kept poultry at that place, and kept a total of 10,000
16 or more of any species of poultry, before the number of animal units at the covered
17 facility reached 1,000.

18 (3) REQUIREMENTS. A covered operator complies with this subsection with
19 respect to a covered facility if all of the following apply:

20 (a) The covered operator populates the covered facility only with chickens or
21 turkeys that have been designated mycoplasma gallisepticum clean started and
22 mycoplasma synoviae clean started under 9 CFR 145.24 (f) and (g).

23 (b) The covered operator obtains blood samples from a sample population at the
24 covered facility at least once every 180 days and has a poultry diagnostic laboratory,

1 certified under s. 93.12, conduct a serological test that is approved by the department
2 to detect the presence of mycoplasma gallisepticum and mycoplasma synoviae.

3 (c) The covered operator has a poultry diagnostic laboratory, certified by the
4 department under s. 93.12, conduct a confirmatory test within 10 days of receipt of
5 the results of a test performed under par. (b) if those results indicate the presence of
6 mycoplasma gallisepticum or mycoplasma synoviae.

7 (d) The covered operator transmits the results of tests conducted under pars.
8 (b) and (c) to the department and to any affected party by 1st class mail within 5 days
9 of receipt.

10 (e) Upon the order of the department under sub. (4) (a), the covered operator
11 slaughters all poultry kept at the covered facility, disinfects all areas where the
12 poultry have been kept and keeps those areas vacant of poultry for not less than 14
13 days after the date of disinfection.

14 (f) The covered operator prepares and submits to the department a plan to
15 prevent the spread of poultry disease that includes all of the following:

- 16 1. Clothing policies for employees.
- 17 2. Showering policies for employees.
- 18 3. Policies for disinfection of equipment.
- 19 4. Policies for the daily disposal of dead poultry.
- 20 5. Policies relating to vendors from whom the covered operator obtains
21 products or services.
- 22 6. Policies for fencing and signs at the covered facility.
- 23 7. Isolation and sanitation procedures.
- 24 8. Policies for disinfecting structures in which poultry are kept.
- 25 9. Policies concerning vaccination and medication of poultry.

1 10. Manure handling policies.

2 11. Policies concerning the transportation of poultry.

3 12. Policies for employe training and accountability of employes.

4 (g) The covered operator obtains the approval of the department for the plan
5 under par. (f).

6 (h) The covered operator maintains records of the results of each test under
7 pars. (b) and (c) for 5 years after the test is conducted.

8 (4) DUTIES OF THE DEPARTMENT. (a) If the department determines that the
9 results of a test under sub. (3) (c) indicate the presence of mycoplasma gallisepticum
10 or mycoplasma synoviae, the department shall immediately order the slaughter of
11 all poultry kept at the covered facility and supervise the disposal of the carcasses.

12 (b) The department shall review and approve, disapprove or conditionally
13 approve plans submitted under sub. (3) (f). The department may require any
14 revision to such a plan that the department determines is appropriate.

15 (c) The department shall retain a copy of the results of each test under sub. (3)
16 (b) and (c) for at least 5 years after the test is conducted. The department shall retain
17 a copy of a plan approved under par. (b) while the plan is in effect and for at least 5
18 years after the plan ceases to be in effect.

19 (5) NO INDEMNIFICATION. Notwithstanding s. 95.31 (3) and (4), a covered
20 operator is not eligible for indemnification for poultry ordered to be slaughtered
21 under sub. (4) (a).

22 (6) PENALTY. Any person that violates this section or an order issued under this
23 section may be required to forfeit not less than \$5,000 nor more than \$1,000,000 for
24 each violation.

1 (7) ENFORCEMENT. (a) The department may bring an action to recover a
2 forfeiture under sub. (6) or to seek an injunction restraining the violation of this
3 section or an order issued under this section.

4 (b) An affected party that is injured or threatened with injury by a violation of
5 this section or an order issued under this section may bring an action for a temporary
6 or permanent injunction or damages. The action may not be commenced until 15
7 days after the day on which the affected party notifies the department and the person
8 alleged to be in violation of the intent to bring the action.

9 (c) An affected party that obtains an injunction or is awarded damages under
10 par. (b) may recover costs and, notwithstanding s. 814.04 (1), reasonable attorney
11 fees.”.

12 ***b1137/2.1* 831.** Page 1017, line 24: after that line insert:

13 ***b1137/2.1* “SECTION 1975m.** 101.09 (2) (cm) of the statutes is created to read:

14 101.09 (2) (cm) Any rules promulgated under sub. (3) requiring an owner to test
15 the ability of a storage tank, connected piping or ancillary equipment to prevent an
16 inadvertent release of a stored substance do not apply to storage tanks that have a
17 capacity of less than 1,100 gallons and that are used to store heating oil for
18 residential, consumptive use on the premises where stored.”.

19 ***b0907/1.1* 832.** Page 1018, line 14: after that line insert:

20 ***b0907/1.1* “SECTION 1977m.** 101.1205 (5m) of the statutes is amended to
21 read:

22 101.1205 (5m) Notwithstanding subs. (1) and (5), a county, city, village or town
23 ~~that has in effect on January 1, 1994, may administer and enforce~~ an ordinance that
24 establishes standards for erosion control at building sites for the construction of

1 public buildings and buildings that are places of employment ~~may continue to~~
2 ~~administer and enforce that ordinance~~ if the standards in the ordinance are more
3 stringent than the standards established under sub. (1).”.

4 *b1075/1.5* **833.** Page 1019, line 4: delete the material beginning with that
5 line and ending with page 1031, line 23, and substitute:

6 *b1075/1.5* **SECTION 1979pm.** 101.143 (1) (bm) of the statutes is created to
7 read:

8 101.143 (1) (bm) “Enforcement standard” has the meaning given in s. 160.01
9 (2).

10 *b1075/1.5* **SECTION 1979rm.** 101.143 (1) (cq) of the statutes is created to
11 read:

12 101.143 (1) (cq) “Natural attenuation” means the reduction in the
13 concentration and mass of a substance, and the products into which the substance
14 breaks down, due to naturally occurring physical, chemical and biological processes.

15 *b1075/1.5* **SECTION 1980cm.** 101.143 (2) (h) of the statutes is created to read:

16 101.143 (2) (h) The department of commerce, in consultation with the
17 department of natural resources, shall promulgate rules designed to facilitate
18 effective and cost-efficient administration of the program under this section that
19 specify all of the following:

20 1. Information that must be submitted under this section, including quarterly
21 summaries of costs incurred with respect to a discharge for which a claim is intended
22 to be submitted under sub. (3) but for which a final claim has not been submitted.

23 2. Formats for submitting the information under subd. 1.

1 3. Review procedures that must be followed by employes of the department of
2 natural resources and the department of commerce in reviewing the information
3 under subd. 1.

4 ***b1075/1.5* SECTION 1981cm.** 101.143 (2) (i) of the statutes is created to read:

5 101.143 (2) (i) The department of commerce, in consultation with the
6 department of natural resources, shall promulgate rules specifying procedures for
7 evaluating remedial actions under sub. (3) (c) 3. to be used by employes of the
8 department of commerce and the department of natural resources while remedial
9 actions are being conducted. The department of commerce shall specify procedures
10 that include all of the following for ongoing remedial actions:

11 1. Annual reviews that include application of the method under sub. (2e) (a) to
12 determine the risk posed by discharges that are the subject of the remedial actions.

13 2. Annual reports by consultants estimating the additional costs that must be
14 incurred to comply with sub. (3) (c) 3. and with enforcement standards.

15 ***b1075/1.5* SECTION 1981em.** 101.143 (2) (j) of the statutes is created to read:

16 101.143 (2) (j) The department of commerce, in consultation with the
17 department of natural resources, shall promulgate rules specifying all of the
18 following:

19 1. The conditions under which employes of the department of commerce and
20 the department of natural resources must issue approvals under sub. (3) (c) 4.

21 2. Training and management procedures to ensure that employes comply with
22 the requirements under subd. 1.

23 ***b1075/1.5* SECTION 1982cm.** 101.143 (2e) of the statutes is created to read:

24 101.143 (2e) RISK-BASED ANALYSIS. (a) The department of commerce, in
25 consultation with the department of natural resources, shall promulgate rules

1 specifying a method, which shall include consideration of the routes for migration of
2 petroleum product contamination, for determining the risk to public health, safety
3 and welfare and to the environment posed by discharges for which the department
4 of commerce receives notification under sub. (3) (a) 3.

5 (b) The department of natural resources or, if the discharge is covered under
6 s. 101.144 (2) (b), the department of commerce shall apply the method under par. (a)
7 to determine the risk posed by a discharge for which the department of commerce
8 receives notification under sub. (3) (a) 3.

9 *b1075/1.5* SECTION 1983bm. 101.143 (3) (c) 2. of the statutes is amended to
10 read:

11 101.143 (3) (c) 2. Prepare a remedial action plan that identifies specific
12 remedial action activities proposed to be conducted under subd. 3. and submit the
13 remedial action plan to the department.

14 *b1075/1.5* SECTION 1983f. 101.143 (3) (cg) of the statutes is created to read:

15 101.143 (3) (cg) *Approval to begin remedial action.* 1. Except as provided in
16 subds. 2. and 3., to be eligible for an award under sub. (4) an owner or operator may
17 not begin remedial action under par. (c) 3. with respect to a discharge without the
18 approval of the department of commerce and the department of natural resources.
19 The department of commerce and the department of natural resources shall jointly
20 determine when it is appropriate to begin remedial action with respect to a discharge
21 based on the determination of risk under sub. (2e) (b) for the discharge and the
22 availability of funds to pay awards under sub. (4).

23 2. Subdivision 1. does not apply if the discharge is from a home oil tank system,
24 a petroleum product storage system that is described in sub. (4) (ei) 1. or a petroleum

1 product storage system that is owned by a school district and that is used for storing
2 heating oil for consumptive use on the premises where stored.

3 3. Subdivision 1. does not apply to remedial action in response to an emergency
4 if par. (g) applies.

5 4. Notwithstanding s. 292.11 (3) and (7) (c), an owner or operator to whom subd.
6 1. applies is not required to begin remedial action under par. (c) 3. until the owner
7 or operator receives approval under subd. 1.

8 *b1075/1.5* SECTION 1983mm. 101.143 (3) (cm) of the statutes is amended to
9 read:

10 101.143 (3) (cm) *Monitoring as remedial action.* An owner or operator or person
11 owning a home oil tank system may, with the approval of the department of natural
12 resources or, if the discharge is covered under s. 101.144 (2) (b), the department of
13 commerce, satisfy the requirements of par. (c) 2. and 3. by proposing and
14 implementing monitoring to ensure the effectiveness of the natural process of
15 ~~degradation~~ attenuation of petroleum product contamination.

16 *b1075/1.5* SECTION 1983tm. 101.143 (3) (cp) of the statutes is created to read:

17 101.143 (3) (cp) *Bidding process.* 1. Except as provided in subds. 2. to 4., if the
18 department of natural resources or, if the site is covered under s. 101.144 (2) (b), the
19 department of commerce estimates that the cost to complete a site investigation,
20 remedial action plan and remedial action for an occurrence exceeds \$60,000, the
21 department of commerce shall implement a competitive public bidding process to
22 obtain information to assist in making the determination under par. (cs).

23 2. The department of commerce may not implement the process under subd.
24 1. if an enforcement standard is exceeded in groundwater within 1,000 feet of a well

1 operated by a public utility, as defined in s. 196.01 (5), or within 100 feet of any other
2 well used to provide water for human consumption.

3 3. The department of commerce may not implement the process under subd.
4 1. if the department of natural resources waives the requirement on the grounds that
5 waiver is necessary in an emergency to prevent or mitigate an imminent hazard to
6 public health, safety or welfare or to the environment.

7 4. The department of commerce may not implement the process under subd.
8 1. if the secretary of natural resources waives the requirement after providing notice
9 to the secretary of commerce.

10 *b1075/1.5* SECTION 1984cm. 101.143 (3) (cs) of the statutes is created to
11 read:

12 101.143 (3) (cs) *Determination of least costly method of remedial action.* 1. The
13 department of commerce shall review the remedial action plan for a site that is
14 classified as low or medium priority under s. 101.144 (3m) and shall determine the
15 least costly method of complying with par. (c) 3. and with enforcement standards.
16 The department shall notify the owner or operator of its determination of the least
17 costly method and shall notify the owner or operator that reimbursement for
18 remedial action under this section is limited to the amount necessary to implement
19 that method.

20 2. The department of natural resources and the department of commerce shall
21 review the remedial action plan for a site that is classified as high priority under s.
22 101.144 (3m) and shall jointly determine the least costly method of complying with
23 par. (c) 3. and with enforcement standards. The departments shall notify the owner
24 or operator of their determination of the least costly method and shall notify the

1 owner or operator that reimbursement for remedial action under this section is
2 limited to the amount necessary to implement that method.

3 3. In making determinations under subs. 1. and 2., the department of natural
4 resources and the department of commerce shall determine whether natural
5 attenuation will achieve compliance with par. (c) 3. and with enforcement standards.

6 *b1075/1.5* SECTION 1984m. 101.143 (3) (cw) of the statutes is created to read:

7 101.143 (3) (cw) *Annual reviews.* 1. The department of commerce shall conduct
8 the annual review required under sub. (2) (i) 1. for a site that is classified as low or
9 medium priority under s. 101.144 (3m) and shall determine the least costly method
10 of completing remedial action at the site in order to comply with par. (c) 3. and with
11 enforcement standards. The department shall notify the owner or operator of its
12 determination of the least costly method and shall notify the owner or operator that
13 reimbursement under this section for any remedial action conducted after the date
14 of the notice is limited to the amount necessary to implement that method.

15 2. The department of natural resources and the department of commerce shall
16 conduct the annual review required under sub. (2) (i) 1. for a site that is classified as
17 high priority under s. 101.144 (3m) and shall jointly determine the least costly
18 method of completing remedial action at the site in order to comply with par. (c) 3.
19 and with enforcement standards. The departments shall notify the owner or
20 operator of their determination of the least costly method and shall notify the owner
21 or operator that reimbursement under this section for remedial action conducted
22 after the date of the notice is limited to the amount necessary to implement that
23 method.

1 3. In making determinations under subs. 1. and 2., the department of natural
2 resources and the department of commerce shall determine whether natural
3 attenuation will achieve compliance with par. (c) 3. and with enforcement standards.

4 ***b1075/1.5* SECTION 1985bm.** 101.143 (3) (d) of the statutes is amended to
5 read:

6 101.143 (3) (d) ~~Review of site investigations, remedial action plans and Final~~
7 ~~review of remedial action activities. The department of natural resources or, if the~~
8 ~~discharge is covered under s. 101.144 (2) (b), the department of commerce shall, at~~
9 ~~the request of the claimant, review the site investigation and the remedial action~~
10 ~~plan and advise the claimant on the adequacy of proposed remedial action activities~~
11 ~~in meeting the requirements of s. 292.11. The advice is not an approval of the~~
12 ~~remedial action activities. The department of natural resources or, if the discharge~~
13 ~~is covered under s. 101.144 (2) (b), the department of commerce shall complete a final~~
14 ~~review of the remedial action activities within 60 days after the claimant notifies the~~
15 ~~appropriate department that the remedial action activities are completed.~~

16 ***b1075/1.5* SECTION 1985em.** 101.143 (3) (g) (intro.) and 1. of the statutes are
17 consolidated, renumbered 101.143 (3) (g) and amended to read:

18 101.143 (3) (g) *Emergency situations.* Notwithstanding pars. (a) 3. and (c) 1.
19 and 2., an owner or operator or the person may submit a claim for an award under
20 sub. (4) after notifying the department under par. (a) 3., without completing an
21 investigation under par. (c) 1. and without preparing a remedial action plan under
22 par. (c) 2. if any of the following apply: ~~1. An an~~ emergency existed which made the
23 investigation under par. (c) 1. and the remedial action plan under par. (c) 2.
24 inappropriate and, before conducting remedial action, the owner or operator or

1 person notified the department of natural resources of the emergency and the
2 department of natural resources authorized emergency action.

3 *b1075/1.5* SECTION 1985fm. 101.143 (3) (g) 2. of the statutes is repealed.

4 *b1075/1.5* SECTION 1985mm. 101.143 (4) (b) (intro.) of the statutes is
5 amended to read:

6 101.143 (4) (b) *Eligible costs.* (intro.) ~~Eligible~~ Except as provided in par. (c),
7 eligible costs for an award under par. (a) include actual costs or, if the department
8 establishes a ~~schedule~~ usual and customary cost under par. (cm) for an item, usual
9 and customary costs for the following items ~~only~~:

10 *b1075/1.5* SECTION 1986gm. 101.143 (4) (c) 10. of the statutes is created to
11 read:

12 101.143 (4) (c) 10. Costs incurred with respect to a discharge if sub. (3) (cg) 1.
13 applies and remedial action is begun before approval is given under sub. (3) (cg) 1.

14 *b1075/1.5* SECTION 1986i. 101.143 (4) (c) 11. of the statutes is created to read:

15 101.143 (4) (c) 11. Costs that exceed the amount necessary to comply with sub.
16 (3) (c) 3. and with enforcement standards using the least costly method.

17 *b1075/1.5* SECTION 1986k. 101.143 (4) (c) 12. of the statutes is created to
18 read:

19 101.143 (4) (c) 12. Costs that are incurred after the date of a notice under sub.
20 (3) (cw) 1. or 2. and that exceed the amount necessary to comply with sub. (3) (c) 3.
21 and with enforcement standards using the method specified in the notice.

22 *b1075/1.5* SECTION 1986mm. 101.143 (4) (cm) of the statutes is renumbered
23 101.143 (4) (cm) 1. and amended to read:

24 101.143 (4) (cm) 1. The department ~~may~~ shall establish a schedule of usual and
25 customary costs for ~~any~~ items under par. (b) ~~and may~~ that are commonly associated

1 with claims under this section. The department shall use that schedule to determine
2 the amount of a claimant's eligible costs for an occurrence for which a competitive
3 bidding process is not used, except in circumstances under which higher costs must
4 be incurred to comply with sub. (3) (c) 3. and with enforcement standards. For an
5 occurrence for which a competitive bidding process is used, the department may not
6 use the schedule. In the schedule, the department shall specify the maximum
7 number of reimbursable hours for particular tasks and the maximum reimbursable
8 hourly rates for those tasks. The department shall use methods of data collection and
9 analysis that enable the schedule to be revised to reflect changes in actual costs. This
10 subdivision does not apply after June 30, 2001.

11 *b1075/1.5* SECTION 1986pm. 101.143 (4) (cm) 2. of the statutes is created to
12 read:

13 101.143 (4) (cm) 2. The department may establish a schedule of usual and
14 customary costs for any items under par. (b) and may use that schedule to determine
15 the amount of a claimant's eligible costs. This subdivision applies after June 30,
16 2001.

17 *b1075/1.5* SECTION 1987b. 101.143 (4) (d) 2. (intro.) of the statutes is
18 amended to read:

19 101.143 (4) (d) 2. (intro.) The department shall issue the award under this
20 paragraph without regard to fault in an amount equal to the amount of the eligible
21 costs that exceeds a deductible amount of ~~\$2,500 plus 5% of the eligible costs~~ 100%
22 of the amount by which eligible costs exceed \$18,750 but do not exceed \$21,250, plus
23 10% of the amount by which eligible costs exceed \$21,250 but do not exceed \$40,000,
24 plus 5% of the amount by which eligible costs exceed \$40,000, but not more than
25 \$7,500 per occurrence, except that the deductible amount for a petroleum product

1 storage system that is owned by a school district or a technical college district and
2 that is used for storing heating oil for consumptive use on the premises is 25% of
3 eligible costs. An award issued under this paragraph may not exceed the following
4 for each occurrence.”

5 *b1075/1.6* **834.** Page 1033, line 1: delete “\$270,000,000” and substitute
6 “\$450,000,000”.

7 *b1075/1.7* **835.** Page 1033, line 6: delete lines 6 to 21.

8 *b1075/1.8* **836.** Page 1034, line 9: delete the material beginning with that
9 line and ending with page 1037, line 19, and substitute:

10 *b1075/1.8* **SECTION 1994mm.** 101.143 (11) of the statutes is created to read:
11 101.143 (11) ANNUAL REPORT. No later than October 1 annually, the department
12 of commerce and the department of natural resources shall submit to the joint
13 legislative audit committee, to the joint committee on finance and to the appropriate
14 standing committees of the legislature, under s. 13.172 (3), a report on the program
15 under this section for the fiscal year ending on June 30 of the year in which the report
16 is submitted. The departments shall include all of the following information in the
17 report:

18 (a) The number of notices received under sub. (3) (a) 3. and the number of
19 approvals given under sub. (3) (c) 4.

20 (b) The percentage of sites classified as high priority under s. 101.144 (3m).

21 (c) The name of each person providing engineering consulting services to a
22 claimant under this section and the number of claimants to whom the person has
23 provided those services.

1 (d) The charges for engineering consulting services for sites for which
2 approvals are given under sub. (3) (c) 4. and for other sites.

3 (e) The charges by service providers other than engineering consultants for
4 services for which reimbursement is provided under this section, including
5 excavating, hauling, laboratory testing and landfill disposal.

6 (f) Strategies for recording and monitoring complaints of fraud in the program
7 under this section and for the use of employes of the department of commerce who
8 conduct audits to identify questionable claims and investigate complaints.”.

9 *b1059/1.1* **837.** Page 1037, line 25: delete “501 (c) (3)” and substitute “501
10 (c) (6)”.

11 *b1059/1.2* **838.** Page 1038, line 12: delete lines 12 and 13 and substitute
12 “granted under s. 101.65 (1) (a) jointly under s. 101.65 (1) (b), unless any of the
13 following conditions are met:”.

14 *b1059/1.3* **839.** Page 1038, line 14: delete that line and substitute: “(a) The
15 municipality adopts a resolution requesting under sub. (3) (a) that a county enforce
16 this”.

17 *b1059/1.4* **840.** Page 1038, line 16: delete “the department or”.

18 *b1059/1.5* **841.** Page 1038, line 19: delete that line and substitute: “(b) The
19 municipality adopts a resolution determining not to exercise jurisdiction over the
20 construction and inspection”.

21 *b1059/1.6* **842.** Page 1038, line 21: delete “sub. (3) that the department or”
22 and substitute “sub. (3) (a) that”.

1 ***b1059/1.7* 843.** Page 1038, line 23: delete “sub. (3) that the department”
2 and substitute “sub. (3) (a) that”.

3 ***b1059/1.8* 844.** Page 1038, line 24: delete “or”.

4 ***b1059/1.9* 845.** Page 1038, line 25: after that line insert:

5 “(c) Under sub. (3) (b), the department enforces this subchapter or an ordinance
6 enacted under s. 101.65 (1) (a) throughout the municipality and provides inspection
7 services in the municipality to administer and enforce this subchapter or an
8 ordinance enacted under s. 101.65 (1) (a).”.

9 ***b1059/1.10* 846.** Page 1039, line 1: before that line insert:

10 ***b1059/1.10* “SECTION 1998aw.** 101.651 (3) (title) of the statutes is created to
11 read:

12 101.651 (3) (title) DEPARTMENTAL AND COUNTY AUTHORITY IN MUNICIPALITIES;
13 GENERALLY.”.

14 ***b1059/1.11* 847.** Page 1039, line 1: delete lines 1 to 3 and substitute:

15 ***b1059/1.11* “SECTION 1998ax.** 101.651 (3) of the statutes is renumbered
16 101.651 (3) (a) and amended to read:

17 101.651 (3) (a) Except as provided in par. (b) or sub. (3m) or (3s), the department
18 or a county may not enforce”.

19 ***b1059/1.12* 848.** Page 1039, line 10: after that line insert:

20 ***b1059/1.12* “SECTION 1998az.** 101.651 (3) (b) of the statutes is created to
21 read:

22 101.651 (3) (b) The department shall provide inspection services and shall
23 enforce this subchapter or an ordinance enacted under s. 101.65 (1) (a) throughout

1 any municipality that does not exercise jurisdiction under sub. (2m) and that has not
2 adopted a resolution under sub. (2m) (a) or (b).”.

3 *b1453/1.3* **849.** Page 1079, line 11: after that line insert:

4 *b1453/1.3* “SECTION 2002c. 102.27 (2) (a) of the statutes, as affected by 1999
5 Wisconsin Act (this act), is amended to read:

6 102.27 (2) (a) A benefit under this chapter is assignable under s. 46.10 (14) (e),
7 301.12 (14) (e), 767.23 (1) (L), 767.25 (4m) (c), or 767.265 (1) or (2m), 767.51 (3m) (e)
8 or 767.62 (4) (b) 3.”.

9 *b1028/1.2* **850.** Page 1080, line 2: after that line insert:

10 *b1028/1.2* “SECTION 2005d. 103.49 (3) (ar) of the statutes is amended to read:

11 103.49 (3) (ar) In determining prevailing wage rates under par. (a) or (am) ~~for~~
12 ~~building, residential or agricultural projects,~~ the department may not use data from
13 projects that are subject to this section, s. 66.293 or 103.50 or 40 USC 276a. ~~In~~
14 ~~determining prevailing wage rates for projects involving the use of heavy equipment,~~
15 unless the department determines that there is insufficient wage data in the area
16 to determine those prevailing wage rates, in which case the department may use data
17 from projects that are subject to this section, s. 66.293 or 103.50 or 40 USC 276a. The
18 department may also use data from a project that is subject to this section, s. 66.293
19 or 103.50 or 40 USC 276a in determining prevailing wage rates under par. (a) or (am)
20 if the department determines that the wage rate paid on that project is higher than
21 the prevailing wage rate determined for that project.”.

22 *b1033/3.13* **851.** Page 1082, line 3: delete lines 3 to 24.

23 *b1033/3.14* **852.** Page 1083, line 1: delete lines 1 to 17 and substitute:

24 *b1033/3.14* “SECTION 2013d. 106.12 of the statutes is amended to read:

1 **106.12 Division of connecting education and work.** ~~Based on the~~
2 ~~recommendations of the governor's council on workforce excellence, the~~ The division
3 of connecting education and work shall plan, coordinate, administer and implement
4 the department's workforce excellence initiatives, programs, policies and funding,
5 the youth apprenticeship and school-to-work programs under s. 106.13 and such
6 other employment and education programs as the governor may by executive order
7 assign to the division. Notwithstanding any limitations placed on the use of state
8 employment and education funds under this section or s. 106.13, 106.14, 106.15,
9 106.20 or 106.21 or under an executive order assigning an employment and
10 education program to the division, the secretary may issue a general or special order
11 waiving any of those limitations on finding that the waiver will promote the
12 coordination of employment and education services.”.

13 ***b1033/3.15* 853.** Page 1083, line 21: delete lines 21 to 23 and substitute “the
14 department of public instruction shall assist the department of workforce
15 development in providing the youth apprenticeship program and school-to-work
16 program under sub. (1).”.

17 ***b1033/3.16* 854.** Page 1084, line 2: delete “~~department~~ The board” and
18 substitute “The department”.

19 ***b1033/3.17* 855.** Page 1084, line 5: delete “(1)(~~ev~~)(7)(a)” and substitute “(1)
20 (ev)”.

21 ***b1033/3.18* 856.** Page 1084, line 6: delete “~~department~~ board” and
22 substitute “department”.

23 ***b1033/3.19* 857.** Page 1084, line 8: delete lines 8 to 25.

24 ***b1033/3.20* 858.** Page 1085, line 1: delete lines 1 to 25.

1 ***b1033/3.21* 859.** Page 1086, line 1: delete lines 1 to 22.

2 ***b1026/1.1* 860.** Page 1092, line 2: after that line insert:

3 ***b1026/1.1* "SECTION 2030t.** 109.09 (2) (c) of the statutes is amended to read:
4 109.09 (2) (c) A lien under par. (a) takes precedence over all other debts,
5 judgments, decrees, liens or mortgages against the employer ~~that originate after the~~
6 ~~lien takes effect as provided in par. (b) 1. or 2.,~~ except a lien of a financial institution,
7 as defined in s. 69.30 (1) (b), that originates before the lien under par. (a) takes effect
8 or a lien under s. 292.31 (8) (i) or 292.81, and, A lien under par. (a) may be enforced
9 in the manner provided in ss. 779.09 to 779.12, 779.20 and 779.21, insofar as those
10 provisions are applicable. The lien ceases to exist if the department of workforce
11 development or the employe does not bring an action to enforce the lien within the
12 period prescribed in s. 893.44 for the underlying wage claim.”.

13 ***b0810/1.2* 861.** Page 1092, line 5: delete lines 5 to 16 and substitute “399
14 traffic officers. Such traffic officers, in addition to the person designated to head
15 them whose position shall be in the classified service, shall constitute the state traffic
16 patrol, and shall:”.

17 ***b0946/2.1* 862.** Page 1092, line 20: after that line insert:

18 ***b0946/2.1* "SECTION 2033r.** 111.70 (1) (dm) of the statutes is repealed.

19 ***b0946/2.1* SECTION 2033t.** 111.70 (1) (fm) of the statutes is repealed.”.

20 ***b0812/1.16* 863.** Page 1093, line 2: after that line insert:

21 ***b0812/1.16* "SECTION 2035g.** 111.815 (3) of the statutes is amended to read:
22 111.815 (3) With regard to collective bargaining activities involving employes
23 who are assistant district attorneys, the secretary of the department shall maintain
24 close liaison with the department of administration justice.”.

1 ***b0946/2.2* 864.** Page 1093, line 2: after that line insert:

2 ***b0946/2.2* SECTION 2035b.** 111.70 (1) (nc) 1. (intro.) of the statutes is
3 renumbered 111.70 (1) (nc) (intro.) and amended to read:

4 111.70 (1) (nc) (intro.) “Qualified economic offer” means an offer made to a labor
5 organization by a municipal employer that includes all of the following, ~~except as~~
6 ~~provided in subd. 2.:~~

7 ***b0946/2.2* SECTION 2035d.** 111.70 (1) (nc) 1. a. of the statutes is renumbered
8 111.70 (1) (nc) 1.

9 ***b0946/2.2* SECTION 2035f.** 111.70 (1) (nc) 1. b. of the statutes is repealed.

10 ***b0946/2.2* SECTION 2035h.** 111.70 (1) (nc) 1. c. of the statutes is repealed.

11 ***b0946/2.2* SECTION 2035j.** 111.70 (1) (nc) 2. of the statutes is repealed.

12 ***b0946/2.2* SECTION 2035L.** 111.70 (1) (nc) 2m. of the statutes is created to
13 read:

14 111.70 (1) (nc) 2m. a. In any collective bargaining unit in which the municipal
15 employe positions are assigned to salary ranges with steps that determine the levels
16 of progression within each salary range during a 12-month period, a proposal to
17 provide for an increase in the minimum and maximum amounts of the steps within
18 the salary range in an amount equivalent to 2.1% for each 12-month period covered
19 by the proposed collective bargaining agreement, beginning with the expiration date
20 of any previous collective bargaining agreement.

21 b. In any collective bargaining unit not subject to subd. 2m. a., a proposal to
22 provide for a salary increase for each 12-month period covered by the proposed
23 collective bargaining agreement, beginning with the expiration date of any previous
24 collective bargaining agreement, for each municipal employe in the collective

1 bargaining unit for each 12-month period covered by the proposed collective
2 bargaining agreement in an amount equivalent to 2.1%.

3 c. A proposal for the municipal employer to pay any increase in the total fringe
4 benefits costs for municipal employes in the collective bargaining unit for each
5 12-month period covered by the proposed collective bargaining agreement up to at
6 least 1.7% of the total compensation and fringe benefit costs for those municipal
7 employes in the preceding 12-month period.

8 d. A proposal to maintain all conditions of employment as such conditions
9 existed on the 90th day prior to the expiration of the previous collective bargaining
10 agreement between the parties, or the 90th day prior to commencement of
11 negotiations if there is no previous collective bargaining agreement between the
12 parties.

13 e. A proposal to maintain any provision relating to a subject of collective
14 bargaining on which the municipal employer was not required to bargain that
15 existed in the previous collective bargaining agreement between the parties or that
16 existed on the 90th day prior to the expiration of the previous collective bargaining
17 agreement between the parties.

18 *b0946/2.2* SECTION 2035n. 111.70 (1) (nd) of the statutes is created to read:

19 111.70 (1) (nd) "Qualified economic offer issues" means salaries, extra-duty
20 pay, health insurance, major medical insurance, dental insurance, life insurance,
21 disability insurance, vision insurance, long-term care insurance, worker's
22 compensation and unemployment insurance, federal old-age, survivors, disability
23 and health insurance under Titles II and XVIII of the federal Social Security Act,
24 retirement contributions and supplemental retirement benefits.

1 ***b0946/2.2* SECTION 2035p.** 111.70 (4) (cm) 5s. of the statutes is renumbered
2 111.70 (4) (cm) 5s. a. and amended to read:

3 111.70 (4) (cm) 5s. a. In a collective bargaining unit consisting of school district
4 professional employees, the municipal employer or the labor organization may
5 petition the commission to determine whether the municipal employer has
6 submitted a qualified economic offer. The commission shall appoint an investigator
7 for that purpose. If the investigator, using the methodology prescribed under subd.
8 8t., finds that the municipal employer has submitted a qualified economic offer, the
9 investigator shall determine whether a deadlock exists between the parties ~~with~~
10 ~~respect to all economic issues.~~ If the municipal employer submits a qualified
11 economic offer applicable to any period beginning on or after July 1, ~~1993~~ 1999, no
12 qualified economic offer issues are subject to interest arbitration under subd. 6. for
13 that period. ~~In such a collective bargaining unit, economic issues concerning the~~
14 ~~wages, hours or conditions of employment of the school district professional employes~~
15 ~~in the unit for any period prior to July 1, 1993, are subject to interest arbitration~~
16 ~~under subd. 6. for that period.~~ In such a collective bargaining unit, ~~noneconomic~~
17 issues other than qualified economic offer issues applicable to any period on or after
18 July 1, ~~1993~~ 1999, are subject to interest arbitration after the parties have reached
19 agreement and stipulate to agreement on all qualified economic offer issues
20 ~~concerning the wages, hours or conditions of employment of~~ affecting the school
21 district professional employes in the unit for that period. In such a collective
22 bargaining unit, if the commission's investigator finds that the municipal employer
23 has submitted a qualified economic offer and that a deadlock exists between the
24 parties ~~with respect to all economic issues~~, the municipal employer may implement
25 the qualified economic offer. On the 90th day prior to expiration of the period

1 included within the qualified economic offer, if no agreement exists on that day, the
2 parties are deemed to have stipulated to the inclusion in a new or revised collective
3 bargaining agreement of all provisions of any predecessor collective bargaining
4 agreement concerning qualified economic offer issues, or of all provisions of any
5 existing collective bargaining agreement concerning qualified economic offer issues
6 if the parties have reopened negotiations under an existing agreement, as modified
7 by the terms of the qualified economic offer and as otherwise modified by the parties.
8 In such a collective bargaining unit, on and after that 90th day, a municipal employer
9 that refuses to bargain collectively with respect to the terms of that stipulation,
10 applicable to the 90-day period prior to expiration of the period included within the
11 qualified economic offer, does not violate sub. (3) (a) 4. Any such unilateral
12 implementation after ~~August 11, 1993~~ June 30, 1999, or the effective date of this
13 subd. 5s. a., whichever is later, during the 90-day period prior to expiration of the
14 period included within a qualified economic offer, operates as a full, final and
15 complete settlement of all qualified economic offer issues between the parties for the
16 period included within the qualified economic offer. The failure of a labor
17 organization to recognize the validity of such a lawful qualified economic offer does
18 not affect the obligation of the municipal employer to submit qualified economic offer
19 issues to arbitration under subd. 6. If the investigator determines that the municipal
20 employer has not submitted a qualified economic offer, either the municipal
21 employer or the labor organization may petition for arbitration under subd. 6. to
22 resolve any dispute relating to qualified economic offer issues.

23 *b0946/2.2* SECTION 2035r. 111.70 (4) (cm) 5s. b. of the statutes is created to
24 read:

1 111.70 (4) (cm) 5s. b. In a collective bargaining unit consisting of school district
2 professional employes, the impact of any change in any provision that existed in the
3 previous collective bargaining agreement between the parties on which the
4 municipal employer was not required to bargain is a mandatory subject of bargaining
5 for purposes of subd. 6. d.

6 ***b0946/2.2* SECTION 2035t.** 111.70 (4) (cm) 8t. of the statutes is created to
7 read:

8 111.70 (4) (cm) 8t. 'Methodology for determining qualified economic offers.' The
9 commission shall prescribe by rule a methodology to be used in determining whether
10 a collective bargaining proposal submitted by a municipal employer to a labor
11 organization constitutes a qualified economic offer."

12 ***b1073/1.2* 865.** Page 1093, line 2: after that line insert:

13 ***b1073/1.2* "SECTION 2037c.** 111.91 (2) (r) of the statutes is created to read:

14 111.91 (2) (r) The requirements related to offering point-of-service coverage
15 under s. 609.23."

16 ***b1365/2.5* 866.** Page 1094, line 15: after that line insert:

17 ***b1365/2.5* "SECTION 2041r.** 115.28 (27) of the statutes is repealed."

18 ***b0747/4.6* 867.** Page 1094, line 22: after that line insert:

19 ***b0747/4.6* "SECTION 2042m.** 115.28 (42) of the statutes is created to read:

20 115.28 (42) FOREIGN LANGUAGE INSTRUCTION GRANTS. Beginning in the 2000-01
21 fiscal year, award at least one grant in each fiscal year, on a competitive basis, to a
22 school board or board of control of a cooperative educational service agency for the
23 development and implementation of a foreign language instruction program in a
24 public school in grades kindergarten to 6. The department shall award the grants

1 from the appropriation under s. 20.255 (2) (fL). The department shall promulgate
2 rules to implement and administer this subsection.”.

3 *b0970/1.1* **868.** Page 1094, line 22: after that line insert:

4 *b0970/1.1* “**SECTION 2042m.** 115.28 (42) of the statutes is created to read:

5 115.28 (42) CLEARINGHOUSE FOR INFORMATION ABOUT SCHOOL SAFETY. Act as a
6 clearinghouse for information about school safety, including information about
7 school safety plans; reducing disruptive and violent behavior in schools; integrating
8 school-based programs to reduce violence with other programs to reduce violence;
9 alternative education programs; behavioral issues related to children with
10 disabilities; and training staff in classroom management.”.

11 *b1037/1.4* **869.** Page 1094, line 22: after that line insert:

12 *b1037/1.4* “**SECTION 2042m.** 115.341 of the statutes is repealed and
13 recreated to read:

14 **115.341 School breakfast program.** (1) From the appropriation under s.
15 20.255 (2) (cm), the state superintendent shall reimburse each school board 10 cents
16 for each breakfast served at a school that meets the requirements of 7 CFR 220.8 or
17 220.8a, whichever is applicable, and shall reimburse each governing body of a
18 private school 10 cents for each breakfast served at the private school that meets the
19 requirements of 7 CFR 220.8 or 220.8a, whichever is applicable.

20 (2) If the appropriation under s. 20.255 (2) (cm) in any fiscal year is insufficient
21 to pay the full amount of aid under this section, the state superintendent shall
22 prorate state aid payments among the school boards and governing bodies of private
23 schools entitled to the aid.”.

24 *b1249/2.21* **870.** Page 1094, line 22: after that line insert:

1 ***b1249/2.21* "SECTION 2042g.** 115.31 (1)(b) of the statutes is amended to read:

2 115.31 (1) (b) "Educational agency" means a school district, cooperative
3 educational service agency, state correctional institution under s. 302.01, secured
4 correctional facility, as defined in s. 938.02 (15m), secured child caring institution,
5 as defined in s. 938.02 (15g), the ~~Wisconsin school for the visually handicapped~~
6 Wisconsin Center for the Blind and Visually Impaired, the ~~Wisconsin school~~ School
7 ~~for the deaf Deaf~~, the Mendota mental health institute, the Winnebago mental health
8 institute, a state center for the developmentally disabled, a private school or a
9 private, nonprofit, nonsectarian agency under contract with a school board under s.
10 118.153 (3) (c)."

11 ***b1365/2.6* 871.** Page 1094, line 22: after that line insert:

12 ***b1365/2.6* "SECTION 2042t.** 115.28 (44) of the statutes is created to read:

13 115.28 (44) WISCONSIN GEOGRAPHICAL EDUCATION FUND. Enter into an
14 agreement with the National Geographic Society Education Foundation to establish
15 the Wisconsin geographical education fund. The agreement shall require all of the
16 following:

17 (a) That the National Geographic Society Education Foundation manage the
18 Wisconsin geographical education fund.

19 (b) That the department award an initial grant of \$500,000 from the
20 appropriation under s. 20.255 (3) (eh) to the Wisconsin geographical education fund,
21 to be matched by a grant from the National Geographic Society.

22 (c) That income and appreciation from the Wisconsin geographical education
23 fund be used to award grants and support programs to improve geographical
24 education in this state.

1 (d) That the National Geographic Society Education Foundation annually
2 submit to the department an audited financial statement of the Wisconsin
3 geographical education fund prepared by an independent auditor and a report listing
4 the names of grant recipients and the amounts and purposes of awards and other
5 expenditures made from the Wisconsin geographical education fund.

6 (e) That, if the Wisconsin geographical education fund is dissolved, the
7 National Geographic Society Education Foundation shall return to the department
8 the department's original grant under this subsection and any accumulated and
9 unexpended income thereon.”.

10 *b0856/1.1* **872.** Page 1095, line 25: after “families” insert “if such families
11 have incomes that are no more than 165% of the federal poverty line, as defined in
12 42 USC 9902 (2)”.

13 *b0967/1.3* **873.** Page 1096, line 8: after that line insert:

14 *b0967/1.3* “**SECTION 2048m.** 115.366 of the statutes is created to read:

15 **115.366 Alternative education grants. (1)** From the appropriation under
16 s. 20.255 (2) (cf), the department shall award grants to school districts and consortia
17 of school districts for alternative education programs, as defined by the department
18 by rule. The department shall encourage rural school districts and consortia of
19 school districts to apply for grants under this section.

20 **(2)** The department shall promulgate rules to implement and administer this
21 section.”.

22 *b1249/2.22* **874.** Page 1096, line 8: after that line insert:

23 *b1249/2.22* “**SECTION 2047g.** 115.37 of the statutes is repealed and recreated
24 to read:

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

3 (a) "Council" means the blind and visual impairment education council.

4 (b) "Visually impaired" has the meaning given in s. 115.51 (4).

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

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

10 (a) Meet at least twice each year.

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

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

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

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

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

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

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

4 ***b0962/2.4* 875.** Page 1097, line 2: after that line insert:

5 ***b0962/2.4* “SECTION 2053m.** 115.435 of the statutes is created to read:

6 **115.435 Supplemental aid.** (1) A school district that satisfies all of the
7 following criteria may apply to the department by October 15 of each school year for
8 a grant to supplement aid under s. 121.08.

9 (a) The school district had an enrollment in the previous school year of fewer
10 than 500 pupils.

11 (b) The school district is at least 200 square miles in area.

12 (c) At least 65% of the real property in the school district is exempt from
13 taxation under s. 70.11, owned by or held in trust for a federally recognized American
14 Indian tribe or owned by the federal government.

15 (2) No later than June 30 of the current school year, the department shall, from
16 the appropriation under s. 20.255 (2) (ad), pay each school district that satisfies the
17 criteria under sub. (1) \$350 for each pupil enrolled in the school district in the
18 previous school year. If the appropriation under s. 20.255 (2) (ad) is insufficient to
19 pay the full amount under this subsection, the funds shall be prorated among the
20 entitled school districts.

21 (3) The department shall promulgate rules to implement and administer this
22 section.”.

23 ***b1249/2.23* 876.** Page 1097, line 2: after that line insert:

1 than 38 weeks, prescribe the school terms and confer diplomas upon meritorious
2 pupils who have completed the prescribed curricula.

3 (3) All the ~~blind and the~~ deaf residents of this state 6 to 20 years old, and for
4 the duration of a school term all the ~~blind or~~ deaf residents of this state who become
5 21 years old during that school term, who are capable of receiving instruction shall
6 be received and taught in the ~~schools~~ School for the Deaf free of charge. Like
7 nonresident pupils also may be received upon payment in advance of the fees fixed
8 by the state superintendent at an amount not less than \$75 per month, but no
9 nonresident shall be received to the exclusion of a resident pupil. The state
10 superintendent also may admit pupils who are 21 years of age or older prior to the
11 beginning of a school term upon the payment of fees fixed by the superintendent and
12 upon the recommendation of the secretary of health and family services, the director
13 of the technical college system or the superintendent of the ~~school to which the pupil~~
14 ~~will be assigned~~ School for the Deaf. All pupils shall equally and freely enjoy the
15 benefits and privileges of the ~~schools~~ school and have the use of the library and books
16 of instruction and receive board, lodging and laundry, without discrimination. The
17 ~~schools~~ school may provide transportation for resident pupils.

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

1 (6) The state superintendent may make charges for meals, living quarters,
2 laundry and other services furnished to employes of the ~~schools~~ School for the Deaf
3 and their families. The state superintendent also may make charges for services
4 furnished to visitors at the ~~schools~~ school and participants in training programs and
5 institutes.

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

12 ***b1249/2.23* SECTION 2053h.** 115.525 of the statutes is created to read:

13 **115.525 Wisconsin Center for the Blind and Visually Impaired. (1)**

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

16 (1m) PURPOSE. The purpose of the center is to serve as a statewide educational
17 resource relating to visual impairments to benefit all Wisconsin children who are
18 visually impaired.

19 (2) GOVERNANCE. The state superintendent shall maintain and govern the
20 center. The state superintendent shall appoint an individual who has training and
21 experience in educating pupils who are visually impaired to serve as the director of
22 the center.

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

1 (a) *School.* 1. 'Residents 3 to 20 years old.' The center shall operate a school
2 at which any resident of this state 3 to 20 years old who is visually impaired, and for
3 the duration of a school term any resident of this state who is visually impaired and
4 becomes 21 years old during that school term, shall be received and taught free of
5 charge if the individualized education program for the resident under s. 115.787 and
6 the educational placement under s. 115.79 specify the school operated by the center
7 as the appropriate placement.

8 2. 'Residents 21 years old or older.' The state superintendent may admit to the
9 school operated by the center a resident of the state who is visually impaired and is
10 21 years of age or older prior to the beginning of a school term upon the payment of
11 fees fixed by the state superintendent and upon the recommendation of the secretary
12 of health and family services, the director of the technical college system or the
13 director of the center.

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

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

24 5. 'School term.' The state superintendent shall fix the period of the school term
25 at the school operated by the center at not less than 38 weeks, prescribe the school

1 sessions and confer diplomas upon meritorious pupils who have completed the
2 prescribed curriculum. Pursuant to a pupil's individualized education program
3 under s. 115.787, a pupil may be placed at the school for less than a school term.

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

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

7 1. Provide testing, evaluation and assessment services to assist local
8 educational agencies, cooperative educational service agencies and county children
9 with disabilities education boards.

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

13 3. Develop and disseminate curriculum and instructional materials.

14 4. Provide inservice and other training to teachers and other staff serving
15 pupils who are visually impaired.

16 5. Provide training, technical assistance and consultation services for parents
17 of children who are visually impaired and for professionals who work with children
18 who are visually impaired.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

19 (5) **CHARGES.** The state superintendent may charge for meals, living quarters,
20 laundry and other services furnished to employes of the center and their families.
21 The state superintendent may charge for services furnished to visitors at the center
22 and participants in training programs and institutes.

23 (6) **LEASING OF SPACE.** The state superintendent may lease space at the center
24 in Janesville that is not required by the center to any person if the state

1 superintendent determines that the use will not be inconsistent with the operation
2 of the center.

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

7 *b1249/2.23* SECTION 2053j. 115.53 (2) of the statutes is amended to read:

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

16 *b1249/2.23* SECTION 2053k. 115.53 (3) of the statutes is renumbered 115.53
17 (3) (a) and amended to read:

18 115.53 (3) (a) Arrange for otological or ophthalmic examination of any pupil or
19 prospective pupil of the ~~schools~~ Wisconsin School for the Deaf. The examination shall
20 be paid for from the appropriation in s. 20.255 (1) (b), (gh) or (gs).

21 *b1249/2.23* SECTION 2053L. 115.53 (3) (b) of the statutes is created to read:

22 115.53 (3) (b) Arrange for ophthalmic or otological examination of any pupil or
23 prospective pupil of the school operated by the Wisconsin Center for the Blind and
24 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255
25 (1) (b), (gh), (gL) or (gs).

1 ***b1249/2.23* SECTION 2053m.** 115.53 (4) and (5) of the statutes are amended
2 to read:

3 115.53 (4) Apply to the board of directors of the University of Wisconsin
4 Hospitals and Clinics Authority for admission to the University of Wisconsin
5 Hospitals and Clinics of any pupil ~~in at the state schools~~ Wisconsin School for the
6 Deaf or the school operated by the Wisconsin Center for the Blind and Visually
7 Impaired.

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

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

24 (5) Arrange for visits by members of the staff of either ~~school~~ the Wisconsin
25 School for the Deaf or the Wisconsin Center for the Blind and Visually Impaired to

1 other public schools or to families of ~~blind or deaf~~ children or children who are
2 visually impaired, whenever it appears to the state superintendent that such visits
3 will be of advantage to ~~blind or deaf~~ such children.

4 *b1249/2.23* SECTION 2053p. 115.54 of the statutes is amended to read:

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

16 *b1249/2.23* SECTION 2053q. 115.55 of the statutes is repealed.

17 *b1249/2.23* SECTION 2053r. 115.58 of the statutes is amended to read:

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

1 the city and shall be subject to the ordinances of the city of Janesville applicable to
2 city parks.”.

3 *b0953/1.1* **877.** Page 1097, line 17: delete the material beginning with that
4 line and ending with page 1098, line 4.

5 *b0953/1.2* **878.** Page 1098, line 10: after “equal to” insert “63% of”.

6 *b0953/1.3* **879.** Page 1098, line 15: after “personnel,” insert “except as
7 provided under par. (b),”.

8 *b0953/1.4* **880.** Page 1098, line 16: delete that line and substitute
9 “superintendent. The department of administration shall pay such amounts to the
10 charter school”.

11 *b0953/1.5* **881.** Page 1098, line 20: delete the material beginning with that
12 line and ending with page 1099, line 11.

13 *b0953/1.6* **882.** Page 1099, line 17: after “equal to” insert “63% of”.

14 *b0953/1.7* **883.** Page 1099, line 19: delete lines 19 and 20 and substitute
15 “year for transportation under this subsection. The department of administration
16 shall pay such amounts to the charter school”.

17 *b0953/1.8* **884.** Page 1099, line 23: delete the material beginning with that
18 line and ending with page 1101, line 4.

19 *b0953/1.9* **885.** Page 1101, line 11: delete the material beginning with that
20 line and ending with page 1102, line 4 and substitute:

21 *b0953/1.9* **SECTION 2063m.** 115.882 of the statutes is amended to read:

22 **115.882 Proration of state aid.** If the sum of the appropriations under s.
23 20.255 (2) (b) and (br) in any one year is insufficient to pay the full amount of aid

1 under ss. 115.88 and 118.255, funds in the appropriations shall be used first for the
2 purpose of s. 115.88 (4) and any remaining funds shall be prorated among the
3 counties, school districts, operators of charter schools established under s. 118.40 (2r)
4 and cooperative educational service agencies entitled thereto.”

5 *b1033/3.22* **886.** Page 1103, line 1: delete lines 1 to 16 and substitute:

6 *b1033/3.22* “SECTION 2068d. 118.153 (3m) (a) of the statutes is amended to
7 read:

8 118.153 (3m) (a) ~~After reviewing the recommendations of the governor’s~~
9 ~~council on workforce excellence under s. 106.115 (2) (em), the~~ The state
10 superintendent may approve an innovative school-to-work program provided by a
11 nonprofit organization for children at risk in a county having a population of 500,000
12 or more to assist those children at risk in acquiring employability skills and
13 occupational-specific competencies before leaving high school. If the state
14 superintendent approves a program under this paragraph, the state superintendent
15 may award a grant, from the appropriation under s. 20.255 (3) (ef), to the nonprofit
16 organization providing the program and the nonprofit organization shall use the
17 funds received under the grant to provide the program.”

18 *b0953/1.10* **887.** Page 1103, line 17: delete the material beginning with
19 that line and ending with page 1104, line 5.

20 *b1033/3.23* **888.** Page 1109, line 24: delete that line.

21 *b1033/3.24* **889.** Page 1110, line 1: delete lines 1 to 17.

22 *b0966/1.1* **890.** Page 1110, line 18: delete the material beginning with that
23 line and ending with page 1111, line 7.

24 *b1281/1.2* **891.** Page 1111, line 15: after “paid” insert “per pupil”.

1 ***b0964/1.1* 892.** Page 1111, line 23: delete the material beginning with that
2 line and ending with page 1112, line 7.

3 ***b0955/2.8* 893.** Page 1112, line 12: delete the material beginning with
4 “this” and ending with “low-income” on line 15 and substitute “this section pars. (b)
5 and (bg)”.

6 ***b0955/2.9* 894.** Page 1113, line 6: delete the material beginning with that
7 line and ending with page 1114, line 3, and substitute:

8 “118.43 (2) (br) In the 2000–01 school year, a school board may enter into a
9 5–year achievement guarantee contract with the department on behalf of one or
10 more schools in the school district if the school board is not receiving a grant under
11 the preschool to grade 5 program on behalf of any of the schools under s. 115.45 and
12 if none of the schools is a beneficiary of a contract under this section.”.

13 ***b0948/4.1* 895.** Page 1116, line 12: after that line insert:

14 ***b0948/4.1* “SECTION 2107a.** 118.55 (3) (b) of the statutes is amended to read:

15 118.55 (3) (b) If the pupil specifies in the notice under par. (a) that he or she
16 intends to take a course at an institution of higher education for high school credit,
17 the school board shall determine ~~whether the course is comparable to a course offered~~
18 ~~in the school district, and whether the course satisfies any of the high school~~
19 ~~graduation requirements under s. 118.33 and the number of high school credits to~~
20 ~~award the pupil for the course, if any. In cooperation with institutions of higher~~
21 ~~education, the state superintendent shall develop guidelines to assist school districts~~
22 ~~in making the determinations.~~ The school board shall notify the pupil of its
23 determinations determination, in writing, before the beginning of the semester in
24 which the pupil will be enrolled. ~~If the pupil disagrees with the school board’s~~

1 ~~decision regarding comparability of courses, satisfaction of high school graduation~~
2 ~~requirements or the number of high school credits to be awarded, the pupil may~~
3 ~~appeal the school board's decision to the state superintendent within 30 days after~~
4 ~~the decision. The state superintendent's school board's decision shall be final and is~~
5 ~~not subject to review under subch. III of ch. 227.~~

6 *b0948/4.1* SECTION 2107b. 118.55 (5) (intro.) of the statutes is amended to
7 read:

8 118.55 (5) PAYMENT. (intro.) Within 30 days after the end of the semester, the
9 school board of the school district in which a pupil attending an institution of higher
10 education under this section is enrolled shall pay the institution of higher education,
11 on behalf of the pupil, the following amount for any course that is taken for high
12 school credit ~~and that is not comparable to a course offered in the school district:~~

13 *b0948/4.1* SECTION 2107c. 118.55 (6) (a) of the statutes is amended to read:

14 118.55 (6) (a) A pupil taking a course at an institution of higher education for
15 high school credit under this section is not responsible for any portion of the tuition
16 and fees for the course ~~if the school board, or the state superintendent on appeal~~
17 ~~under sub. (3) (b), has determined that the course is not comparable to a course~~
18 ~~offered in the school district.~~

19 *b0948/4.1* SECTION 2107d. 118.55 (6) (b) of the statutes is repealed.

20 *b0948/4.1* SECTION 2107e. 118.55 (7r) (c) of the statutes is amended to read:

21 118.55 (7r) (c) If a child attends a technical college under this subsection, the
22 technical college shall ensure that the child's educational program meets the high
23 school graduation requirements under s. 118.33. At least 30 days before the
24 beginning of the technical college semester in which the pupil will be enrolled, the
25 school board of the school district in which the pupil resides shall notify the pupil,

1 in writing, if a course in which the pupil will be enrolled does not meet the high school
2 graduation requirements ~~and whether the course is comparable to a course offered~~
3 ~~in the school district. If the pupil disagrees with the school board's decision regarding~~
4 ~~comparability of courses or satisfaction of high school graduation requirements, the~~
5 ~~pupil may appeal the school board's decision to the state superintendent within 30~~
6 ~~days after the decision and the number of high school credits to be awarded, if any,~~
7 ~~for each course in which the pupil will be enrolled. The state superintendent's school~~
8 ~~board's decision is final and is not subject to review under subch. III of ch. 227. The~~
9 ~~. For courses for which the school board has determined to award high school credit~~
10 ~~and which are successfully completed at the technical college, the pupil is eligible to~~
11 receive both high school and technical college credit ~~for courses successfully~~
12 ~~completed at the technical college.".~~

13 *b0955/2.10* **896.** Page 1116, line 12: after that line insert:

14 *b0955/2.10* "SECTION 2107d. 118.435 of the statutes is created to read:

15 **118.435 Classroom facilities.** (1) A school board that is eligible for state aid
16 under s. 118.43 (6) may apply to the department for a grant under this section to
17 assist in building additional classrooms. A school board shall submit its application
18 before January 1 for a grant in that school year.

19 (2) The department shall review each application to determine whether the
20 proposed addition is required and by April 1 notify each applicant whether the
21 application is approved, rejected or modified and the amount of the grant, if any, to
22 be awarded.

23 (3) The department shall determine the amount of the grant to be awarded as
24 follows:

1 (a) Determine the amount needed by the school district.

2 (b) Determine the percentage of the school district's shared cost that the school
3 district's state aid under s. 121.08 constitutes.

4 (c) Multiply the amount under par. (a) by the percentage determined under par.
5 (b).

6 (4) Grants under this section shall be awarded from the appropriation under
7 s. 20.866 (2) (zhm). If the total amount of grants to be awarded in any school year
8 exceeds the amount of bonding authority under s. 20.866 (2) (zhm), the department
9 shall prorate the grants awarded in that school year.

10 (5) The department shall promulgate rules to implement and administer this
11 section.”.

12 *b0948/4.2* **897**. Page 1116, line 14: delete “1.”.

13 *b0948/4.3* **898**. Page 1116, line 15: delete “1.”.

14 *b0948/4.4* **899**. Page 1116, line 22: after that line insert:

15 *b0948/4.4* “SECTION 2107k. 118.55 (7r) (d) 2. of the statutes is repealed.”.

16 *b0955/2.11* **900**. Page 1117, line 12: after that line insert:

17 *b0955/2.11* “SECTION 2108m. 119.04 (1) of the statutes is amended to read:

18 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c),

19 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38

20 (2), 115.45, 118.001 to 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14,

21 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19,

22 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.30 to ~~118.43~~

23 118.435, 118.51, 118.52, 118.55, 120.12 (5) and (15) to (25), 120.125, 120.13 (1), (2) (b)

1 to (g), (3), (14), (17) to (19), (26), (34) and (35) and 120.14 are applicable to a 1st class
2 city school district and board.”.

3 ***b0968/2.1* 901.** Page 1117, line 12: after that line insert:

4 ***b0968/2.1* “SECTION 2107u.** 119.04 (1) of the statutes is amended to read:

5 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c),
6 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38
7 (2), 115.45, 118.001 to 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14,
8 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19,
9 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.30 to 118.43,
10 118.51, 118.52, 118.55, 120.12 (5) and (15) to ~~(25)~~ (26), 120.125, 120.13 (1), (2) (b) to
11 (g), (3), (14), (17) to (19), (26), (34) and (35) and 120.14 are applicable to a 1st class
12 city school district and board.”.

13 ***b1239/1.1* 902.** Page 1117, line 12: after that line insert:

14 ***b1239/1.1* “SECTION 2108m.** 119.04 (1) of the statutes is amended to read:

15 119.04 (1) Subchapters IV, V and VII of ch. 115, ch. 121 and ss. 66.03 (3) (c),
16 115.01 (1) and (2), 115.28, 115.31, 115.33, 115.34, 115.343, 115.345, 115.361, 115.38
17 (2), 115.45, 118.001 to 118.04, 118.06, 118.07, 118.10, 118.12, 118.125 to 118.14,
18 118.145 (4), 118.15, 118.153, 118.16, 118.162, 118.163, 118.164, 118.18, 118.19,
19 118.20, 118.24 (1), (2) (c) to (f), (6) and (8), 118.245, 118.255, 118.258, 118.30 to 118.43,
20 118.51, 118.52, 118.55, 120.12 (5) and (15) to (25), 120.125, 120.13 (1), (2) (b) to (g),
21 (3), (14), (17) to (19), (26), (34) ~~and~~, (35) and (37) and 120.14 are applicable to a 1st
22 class city school district and board.”.

23 ***b1352/2.6* 903.** Page 1117, line 12: after that line insert:

24 ***b1352/2.6* “SECTION 4108m.** 119.18 (24) of the statutes is created to read:

1 119.18 (24) DESIGN-BUILD CONSTRUCTION. The board may let a public works
2 contract, the estimated cost of which exceeds \$3,000,000, using the design-build
3 construction process, as defined in s. 59.52 (29) (c) 1. Section 59.52 (29) (d), (e) and
4 (f), as it applies to counties with a population of at least 500,000, applies to the school
5 district operating under this chapter.”.

6 ***b0915/1.1* 904.** Page 1117, line 13: delete lines 13 to 19.

7 ***b0913/1.1* 905.** Page 1117, line 19: after that line insert:

8 ***b0913/1.1* “SECTION 2109n.** 119.23 (2) (a) 3. of the statutes is amended to
9 read:

10 119.23 (2) (a) 3. The private school notified the state superintendent of its
11 intent to participate in the program under this section by May February 1 of the
12 previous school year. The notice shall specify the number of pupils participating in
13 the program under this section for which the school has space.”.

14 ***b1281/1.3* 906.** Page 1118, line 14: after “paid” insert “per pupil”.

15 ***b0968/2.2* 907.** Page 1121, line 18: after that line insert:

16 ***b0968/2.2* “SECTION 2124m.** 120.12 (26) of the statutes is created to read:

17 120.12 (26) SCHOOL SAFETY PLAN. By July 1, 2000, implement a school safety
18 plan in each school.”.

19 ***b1453/1.4* 908.** Page 1121, line 18: after that line insert:

20 ***b1453/1.4* “SECTION 2124r.** 120.13 (2) (g) of the statutes is amended to read:

21 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.
22 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),
23 632.85, 632.853, 632.855, 632.87 (4) and (5), 632.895 (9) to (13), 632.896, and 767.25
24 (4m) (d), ~~767.51 (3m) (d) and 767.62 (4) (b) 4.~~”.

1 ***b1239/1.2* 909.** Page 1122, line 11: after that line insert:

2 ***b1239/1.2* "SECTION 2126m.** 120.13 (37) of the statutes is created to read:

3 120.13 (37) CAPITAL IMPROVEMENT FUND. (a) A school board of a school district
4 that has the largest membership, as defined in s. 121.004 (5), of any school district
5 located in a county that was created in 1850 and borders one of the Great Lakes may
6 adopt a resolution creating a capital improvement fund for the purpose of financing
7 current and future capital improvements.

8 (b) If a tax incremental district that was created in 1989 and that is located in
9 whole or in part in the school district described under par. (a) has a value increment
10 greater than \$300,000,000 and is terminated before the maximum number of years
11 that the tax incremental district would have existed under s. 66.46 (7) (am) or (ar),
12 in each year until the year after the year in which the tax incremental district would
13 have been required to terminate under s. 66.46 (7) (am) or (ar), the school district
14 treasurer shall deposit in the capital improvement fund an amount equal to the
15 school district's portion of the positive tax increment of the tax incremental district
16 in the final year of the tax incremental district's existence, as determined by the
17 department of revenue under s. 66.46.

18 (c) Money in the capital improvement fund may not be used for any other
19 purpose or be transferred to any other fund without the approval of a majority of the
20 electors of the school district voting on the question at a referendum.

21 (d) If par. (b) applies, the school board of the school district described under par.
22 (a) shall submit a report by January 1 of each odd-numbered year to the governor
23 and the joint committee on finance describing the use of the moneys deposited in the
24 fund under par. (a) and the effects of that use.”.