

1 ***b1663/1.1* 765.** Page 682, line 13: delete “\$2,779,800” and substitute
2 “\$3,706,300”.

3 ***b1663/1.2* 766.** Page 682, line 14: delete “\$5,559,800” and substitute
4 “\$7,413,100”.

5 ***b0997/2.5* 767.** Page 682, line 14: after that line insert:

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

11 ***b1663/1.3* 768.** Page 682, line 16: delete “\$3,706,300” and substitute
12 “\$2,779,800”.

13 ***b1666/13.10* 769.** Page 682, line 16: delete “49.143 (3p)” and substitute
14 “49.179”.

****NOTE: Corrects cross-reference.

15 ***b1663/1.4* 770.** Page 682, line 17: delete “\$7,413,100” and substitute
16 “\$5,559,800”.

17 ***b1858/1.2* 771.** Page 682, line 19: delete “\$27,844,700” and substitute
18 “\$245,171,800”.

19 ***b1860/1.1* 772.** Page 682, line 21: delete “\$95,000,000” and substitute
20 “\$102,000,000”.

21 ***b1282/2.4* 773.** Page 683, line 8: delete lines 8 and 9 and substitute:

1 “(j) *Funeral expenses*. For funeral expenses under s. 49.30, \$3,300,000 in fiscal
2 year 1999–2000 and \$3,925,100 in fiscal year 2000–01.”.

3 ***b0715/1.4* 774.** Page 683, line 10: delete lines 10 and 11.

4 ***b0949/2.7* 775.** Page 683, line 19: delete “\$159,330,000” and substitute
5 “\$159,460,000”.

6 ***b0949/2.8* 776.** Page 683, line 19: delete “\$180,700,000” and substitute
7 “\$180,850,000”.

8 ***b1652/1.3* 777.** Page 683, line 19: delete “\$159,330,000” and substitute
9 ~~“\$159,460,000”~~ “\$159,560,000”

10 ***b1652/1.4* 778.** Page 683, line 19: delete “\$180,700,000” and substitute
11 ~~“\$180,900,000”~~ “\$181,050,000”

12 ***b1218/1.4* 779.** Page 685, line 12: after “(3n)” insert “, (3o)”.

13 ***b1833/2.2* 780.** Page 685, line 12: delete “\$24,489,400” and substitute
14 “\$24,530,100”.

15 ***b1833/2.3* 781.** Page 685, line 13: delete “\$26,109,800” and substitute
16 “\$26,164,100”.

17 ***b1666/13.11* 782.** Page 686, line 6: after “46.93” insert “, 46.99”.

***NOTE: Inserts cite that was inadvertently omitted.

18 ***b1753/2.2* 783.** Page 686, line 12: after that line insert:

19 “10. ‘Community marriage policy project.’ For the community marriage policy
20 project under 1999 Wisconsin Act ... (this act), section 9123 (14g), \$45,000 in fiscal
21 year 1999–2000 and \$60,000 in each fiscal year thereafter.”.

22 ***b1666/13.12* 784.** Page 686, line 18: delete “9357” and substitute “9257”.

~~****NOTE: Corrects cross-reference.~~

1 ***b1859/1.3* 785.** Page 686, line 18: delete that line and substitute “moneys
2 from the”.

3 ***b1859/1.4* 786.** Page 686, line 21: delete “\$58,000,000” and substitute
4 “\$48,000,000”.

5 ***b1859/1.5* 787.** Page 686, line 24: delete “\$58,000,000” and substitute
6 “\$51,000,000”.

7 ***b1859/1.6* 788.** Page 686, line 25: delete “\$61,000,000” and substitute
8 “\$54,000,000”.

9 ***b1753/2.3* 789.** Page 688, line 2: after that line insert:

10 ***b1753/2.3*** “SECTION 1278t. 49.175 (1) (ze) 10. of the statutes, as affected by
11 1999 Wisconsin Act (this act), is repealed.”.

12 ***b0715/1.5* 790.** Page 689, line 19: delete the material beginning with that
13 line and ending with page 690, line 22.

14 ***b0992/2.5* 791.** Page 693, line 2: delete “and” and substitute “. The
15 department”.

16 ***b0992/2.6* 792.** Page 693, line 3: delete “or for” and substitute “if the person
17 received the overpayment under s. 49.141 to 49.161, and for”.

18 ***b0992/2.7* 793.** Page 693, line 7: after “subsection.” insert “The rules shall
19 include notification procedures similar to those established for child support
20 collections. The department may not recover overpayments made as a result of
21 department error.”.

22 ***b0992/2.8* 794.** Page 693, line 24: delete “60” and substitute “90”.

1 ***b0992/2.9* 795.** Page 695, line 9: after that line insert:

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

6 ***b0992/2.10* 796.** Page 697, line 11: delete “No other action to”.

7 ***b0992/2.11* 797.** Page 697, line 12: delete lines 12 and 13.

8 ***b0992/2.12* 798.** Page 702, line 2: after that line insert:

9 ***b0992/2.12* “SECTION 1346c.** 49.195 (3s) of the statutes is created to read:
10 49.195 (3s) The department shall specify by rule when requests for reviews,
11 hearings and appeals under this section may be made and the process to be used for
12 the reviews, hearings and appeals. In promulgating the rules, the department shall
13 provide for a hearing or review after a warrant under sub. (3m) has been issued and
14 before the warrant has been executed, before property is levied under sub. (3m) or
15 (3n) and after levied property is seized and before it is sold. The department shall
16 specify by rule the time limit for a request for review or hearing. The department
17 shall also specify by rule a minimum amount that must be due before collection
18 proceedings under this section may be commenced.”.

19 ***b1282/2.5* 799.** Page 703, line 12: after that line insert:

20 ***b1282/2.5* “SECTION 1355w.** 49.30 (1) (b) of the statutes is amended to read:
21 49.30 (1) (b) The lesser of \$1,000 \$1,500 or the funeral and burial expenses not
22 paid by the estate of the deceased and other persons.”.

23 ***b1282/2.5* SECTION 1355wb.** 49.30 (1) (b) of the statutes, as affected by 1999
24 Wisconsin Act (this act), is amended to read:

1 49.30 (1) (b) The lesser of ~~\$1,500~~ \$2,500 or the funeral and burial expenses not
2 paid by the estate of the deceased and other persons.”.

3 *b1808/1.2* **800.** Page 707, line 23: after that line insert:

4 *b1808/1.2* “SECTION 1384g. 49.45 (5r) of the statutes is created to read:

5 49.45 (5r) SUPPLEMENTAL PAYMENTS FOR HOSPITALS. From the appropriations
6 under s. 20.435 (4) (b) and (o), the department shall distribute not more than
7 \$2,451,000 in each fiscal year, beginning on July 1, 2000, as a supplemental payment
8 to a hospital for which medical assistance revenues were at least 8% of the hospital's
9 total revenues in the ^{hospital's} most recent ~~state~~ fiscal year prior to the year of payment. The
10 department shall calculate a qualifying hospital's supplemental payment amount by
11 multiplying the total amount of medical assistance revenues of all qualifying
12 hospitals in ~~the~~ ^{their} most recent prior ~~state~~ fiscal year ^S by the percentage obtained by
13 dividing the hospital's total medical assistance revenues in the ^{hospital's} most recent prior
14 ~~state~~ fiscal year by the total amount of medical assistance revenues for all qualifying
15 hospitals for that period.”.

16 *b1819/1.1* **801.** Page 716, line 21: after that line insert:

17 *b1819/1.1* “SECTION 1418m. 49.45 (7) (a) of the statutes is amended to read:

18 49.45 (7) (a) A recipient who is a patient in a public medical institution or an
19 accommodated person and has a monthly income exceeding the payment rates
20 established under 42 USC 1382 (e) may retain ~~\$40~~ \$45 unearned income or the
21 amount of any pension paid under 38 USC 3203 (f), whichever is greater, per month
22 for personal needs. Except as provided in s. 49.455 (4) (a), the recipient shall apply
23 income in excess of ~~\$40~~ \$45 or the amount of any pension paid under 38 USC 3203

1 (f), whichever is greater, less any amount deducted under rules promulgated by the
2 department, toward the cost of care in the facility.”.

3 ***b1820/1.1* 802.** Page 717, line 10: delete lines 10 to 15 and substitute
4 “department shall determine which medical assistance recipients who have attained
5 the age of 2 but have not attained the age of 6 and who are at risk for lead poisoning
6 have not received lead screening from those health maintenance organizations. The
7 department shall report annually to the appropriate standing committees of the
8 legislature under s. 13.172 (3) on the percentage of medical assistance recipients
9 under the age of 2 who received a lead screening test in that year provided by a health
10 maintenance organization compared with the percentage that the department set as
11 a goal for that year.”.

12 ***b1806/1.24* 803.** Page 717, line 24: delete the material beginning with
13 “School for” and ending with “Handicapped” on line 25 and substitute “Center for the
14 Blind and Visually Impaired”.

15 ***b1806/1.25* 804.** Page 718, line 9: delete that line and substitute “behalf of
16 the Wisconsin Center for the Blind and Visually Impaired and the Wisconsin”.

17 ***b1806/1.26* 805.** Page 718, line 14: delete that line and substitute “pars. (b)
18 and (c) to the Wisconsin Center for the Blind and Visually Impaired and the”.

19 ***b1763/1.1* 806.** Page 718, line 16: after “is” insert “renumbered 49.45 (39)
20 (b) 1. and”.

21 ***b1763/1.2* 807.** Page 718, line 17: delete “Payment for school medical
22 services” and substitute “1. Payment for school medical services.”.

1 ***b1763/1.3* 808.** Page 718, line 21: after “and” insert “, as specified in subd.
2 2.”.

3 ***b1806/1.27* 809.** Page 718, line 22: delete that line and substitute
4 “administrative costs. If the Wisconsin Center for the Blind and Visually Impaired
5 or the”.

6 ***b1806/1.28* 810.** Page 719, line 1: delete that line and substitute “medical
7 services that the Wisconsin Center for the Blind and Visually Impaired or the”.

8 ***b1763/1.4* 811.** Page 719, line 2: delete “for allowable administrative costs.”
9 and substitute “, as specified in subd. 2., for allowable administrative costs. A school
10 district, cooperative educational service agency, the Wisconsin Center for the Blind
11 and Visually Impaired or the Wisconsin School for the Deaf may submit, and the
12 department shall allow, claims for common carrier transportation costs as a school
13 medical service unless the department receives notice from the federal health care
14 financing administration that, under a change in federal policy, the claims are not
15 allowed. If the department receives the notice, a school district, cooperative
16 educational service agency, the Wisconsin Center for the Blind and Visually
17 Impaired or the Wisconsin School for the Deaf may submit, and the department shall
18 allow, unreimbursed claims for common carrier transportation costs incurred before
19 the date of the change in federal policy.”.

20 ***b1806/1.29* 812.** Page 719, line 8: delete “School for the Visually
21 Handicapped” and substitute “Center for the Blind and Visually Impaired”.

22 ***b1763/1.5* 813.** Page 719, line 11: after that line insert:

23 ***b1763/1.5*** “**SECTION 1427j.** 49.45 (39) (b) 2. of the statutes is created to read:

1 49.45 (39) (b) 2. 'Payment for school medical services administrative costs.' The
2 department shall reimburse a school district or a cooperative educational service
3 agency specified under subd. 1. and shall reimburse the department of public
4 instruction on behalf of the Wisconsin Center for the Blind and Visually Impaired or
5 the Wisconsin School for the Deaf for 90% of the federal share of allowable
6 administrative costs, on a quarterly basis, using time studies, beginning in the first
7 quarter of fiscal year 1999–2000. A school district or a cooperative education service
8 agency may submit, and the department of health and family services shall allow,
9 claims for administrative costs incurred during the period that is up to 24 months
10 before the date of the claim, if allowable under federal law.”

11 ***b1710/P1.1* 814.** Page 722, line 10: after that line insert:

12 ***b1710/P1.1*** “SECTION 1433tm. 49.46 (1) (a) 6. of the statutes is amended to
13 read:

14 49.46 (1) (a) 6. Any person not described in pars. (c) to (e) who is, without regard
15 to the individual's resources, would be considered, under federal law, to be receiving
16 aid to families with dependent children for the purpose of determining eligibility for
17 medical assistance.”.

18 ***b1218/1.5* 815.** Page 722, line 20: after that line insert:

19 ***b1218/1.5*** “SECTION 1433x. 49.46 (1) (a) 16. of the statutes is amended to
20 read:

21 49.46 (1) (a) 16. Any child person who is living with a relative who is eligible
22 to receive payments under s. 48.57 (3m) ~~or~~, (3n) or (3o) with respect to that child
23 person, if the department determines that no other insurance is available to the child
24 person.”.

1 ***b1044/1.1* 816.** Page 722, line 25: delete “(b) 17.”

2 ***b1044/1.2* 817.** Page 723, line 2: delete “(b) 17.”

3 ***b0716/2.2* 818.** Page 723, line 4: delete lines 4 to 8.

4 ***b1044/1.3* 819.** Page 723, line 13: delete lines 13 to 16.

5 ***b1710/P1.2* 820.** Page 723, line 20: after that line insert:

6 ***b1710/P1.2* “SECTION 1437m.** 49.47 (4) (a) 1. of the statutes is amended to
7 read:

8 49.47 (4) (a) 1. ~~Under 18~~ At least 19 years of age but under 21 years of age or,
9 if and the person resides in an intermediate care facility, skilled nursing facility or
10 inpatient psychiatric hospital, ~~under 21 years of age.~~

11 ***b1710/P1.2* SECTION 1437n.** 49.47 (4) (a) 2. of the statutes is renumbered
12 49.47 (4) (ag) 2.

13 ***b1710/P1.2* SECTION 1437p.** 49.47 (4) (ag) (intro.) of the statutes is created
14 to read:

15 49.47 (4) (ag) (intro.) Any individual who meets the limitations on income
16 under par. (c) and who complies with par. (cm) shall be eligible for medical assistance
17 under this section if such individual is:

18 ***b1710/P1.2* SECTION 1437q.** 49.47 (4) (ag) 1. of the statutes is created to read:
19 49.47 (4) (ag) 1. Under the age of 19.”

20 ***b1282/2.6* 821.** Page 724, line 5: after that line insert:

21 ***b1282/2.6* “SECTION 1439m.** 49.47 (4) (cm) 3. of the statutes is created to
22 read:

23 49.47 (4) (cm) 3. An individual who is otherwise eligible under this subsection
24 and who has set aside funds in an irrevocable burial trust under s. 445.125 (1) (a) 2.

1 shall, as a condition of eligibility for medical assistance, specify the state as a
2 secondary beneficiary of the trust with respect to all funds in the trust that exceed
3 the burial costs but do not exceed the amount of medical assistance paid on behalf
4 of the individual.”.

5 ***b1710/P1.3* 822.** Page 724, line 5: after that line insert:

6 ***b1710/P1.3*** “SECTION 1439m. 49.47 (4) (b) 2m. a. of the statutes is amended
7 to read:

8 49.47 (4) (b) 2m. a. For persons who are eligible under par. (a) 1. ~~or 2.~~, one
9 vehicle is exempt from consideration as an asset. A 2nd vehicle is exempt from
10 consideration as an asset only if the department determines that it is necessary for
11 the purpose of employment or to obtain medical care. The equity value of any
12 nonexempt vehicles owned by the applicant is an asset for the purposes of
13 determining eligibility for medical assistance under this section.

14 ***b1710/P1.3* SECTION 1439q.** 49.47 (6) (a) 7. of the statutes is amended to
15 read:

16 49.47 (6) (a) 7. Beneficiaries eligible under sub. (4) ~~(a) 2.~~ (ag) 2. or (am) 1., for
17 services under s. 49.46 (2) (a) and (b) that are related to pregnancy, including
18 postpartum services and family planning services, as defined in s. 253.07 (1) (b), or
19 related to other conditions which may complicate pregnancy.”.

20 ***b1839/3.7* 823.** Page 728, line 9: after that line insert:

21 ***b1839/3.7*** “SECTION 1441g. 49.48 (1) of the statutes is amended to read:

22 49.48 (1) The Except as provided in sub. (1m), the department shall require
23 each applicant to provide the department with the applicant’s social security

1 number, if the applicant is an individual, as a condition of issuing or renewing a
2 certification under s. 49.45 (2) (a) 11. as an eligible provider of services.

3 ***b1839/3.7* SECTION 1441h.** 49.48 (1m) of the statutes is created to read:

4 49.48 (1m) If an individual who applies for or to renew a certification under
5 sub. (1) does not have a social security number, the individual, as a condition of
6 obtaining the certification, shall submit a statement made or subscribed under oath
7 or affirmation to the department that the applicant does not have a social security
8 number. The form of the statement shall be prescribed by the department of
9 workforce development. A certification issued or renewed in reliance upon a false
10 statement submitted under this subsection is invalid.”.

11 ***b1152/1.1* 824.** Page 734, line 6: delete lines 6 to 9 and substitute “time
12 period restriction by rule”.

13 ***b1706/8.1* 825.** Page 737, line 12: after “1999,” insert “or on the effective
14 date of this subsection [revisor inserts date], whichever is later,”.

15 ***b1767/5.1* 826.** Page 739, line 9: delete lines 9 to 12 and substitute:

16 ***b1767/5.1* “SECTION 1483t.** 49.775 (1) (a) of the statutes is amended to read:
17 49.775 (1) (a) “Custodial parent” ~~has the meaning given in s. 49.141 (1) (b)~~
18 means, with respect to a dependent child, a parent who is eligible for supplemental
19 security income under 42 USC 1381 to 1383d or for state supplemental payments
20 under s. 49.77, or both, and who resides with a dependent child and, if there has been
21 a determination of legal custody with respect to the dependent child, has legal
22 custody of that child. For the purposes of this paragraph, “legal custody” has the
23 meaning given in s. 767.001 (2) (a).

24 ***b1767/5.1* SECTION 1483u.** 49.775 (1) (b) of the statutes is amended to read:

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

6 ***b1767/5.1* SECTION 1483v.** 49.775 (1) (c) of the statutes is created to read:

7 49.775 (1) (c) “Grandchild” means a person who is the son or daughter of a
8 custodial parent’s dependent child who resides with the dependent child and, if there
9 has been a determination of legal custody with respect to that person, of whom the
10 dependent child has legal custody. For the purposes of this paragraph, “legal
11 custody” has the meaning given in s. 767.001 (2) (a).

12 ***b1767/5.1* SECTION 1483w.** 49.775 (1) (d) of the statutes is created to read:

13 49.775 (1) (d) “Parent” has the meaning given in s. 49.141 (1) (j).

14 ***b1767/5.1* SECTION 1483x.** 49.775 (2) (intro.) of the statutes is amended to
15 read:

16 49.775 (2) SUPPLEMENTAL PAYMENTS. (intro.) Subject to sub. (3), the department
17 shall make a monthly payment in the amount specified in sub. (4) to a custodial
18 parent for the support of each dependent child of the custodial parent, and for the
19 support of each grandchild, if all of the following conditions are met:

20 ***b1767/5.1* SECTION 1483y.** 49.775 (2) (a) of the statutes is repealed.

21 ***b1767/5.1* SECTION 1483ym.** 49.775 (2) (b) of the statutes is amended to read:

22 49.775 (2) (b) If the dependent child has 2 custodial parents, each custodial
23 parent receives is eligible for supplemental security income under 42 USC 1381 to
24 1383c or for state supplemental payments under s. 49.77, or both.

25 ***b1767/5.1* SECTION 1483z.** 49.775 (2) (c) of the statutes is amended to read:

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

5 ***b1767/5.1* SECTION 1483zb.** 49.775 (2) (d) of the statutes is amended to read:

6 49.775 (2) (d) The dependent child or the grandchild does not receive
7 supplemental security income under 42 USC 1381 to 1383d.

8 ***b1767/5.1* SECTION 1484b.** 49.775 (4) of the statutes is renumbered 49.775
9 (4) (a) and amended to read:

10 49.775 (4) PAYMENT AMOUNT. (a) The payment under sub. (2) is ~~\$100~~ \$250 per
11 month ~~per~~ for one dependent child and \$150 per month for each additional dependent
12 child and, except as provided in par. (b), \$150 per month for each grandchild.

13 ***b1767/5.1* SECTION 1484c.** 49.775 (4) (b) of the statutes is created to read:

14 49.775 (4) (b) If the custodial parent receives a payment under s. 48.57 (3m)
15 for the care and maintenance of a child, no payment may be made under this section
16 with respect to that child.”

17 ***b1654/3.8* 827.** Page 739, line 23: after that line insert:

18 ***b1654/3.8* “SECTION 1488d.** 49.857 (1) (d) 3. of the statutes is amended to
19 read:

20 49.857 (1) (d) 3. A license issued under s. 48.66 (1) (a) or (b).”.

21 ***b1893/1.1* 828.** Page 739, line 23: after that line insert:

22 ***b1893/1.1* “SECTION 1488m.** 49.857 (1) (d) 12. of the statutes is amended to
23 read:

1 49.857 (1) (d) 12. A license or certificate of registration issued under s. 138.09,
2 138.12, 217.06, 218.01, 218.02, 218.04, 218.05 or, ~~224.72, 224.93~~ or subch. III of ch.
3 551.”.

4 *b1218/1.6* **829**. Page 741, line 4: after that line insert:

5 *b1218/1.6* “SECTION 1491m. 49.96 of the statutes, as affected by 1997
6 Wisconsin Act 105, section 27g, is amended to read:

7 **49.96 Assistance grants exempt from levy.** All grants of aid to families with
8 dependent children, payments made under ss. 48.57 (3m) or, (3n) or (3o), 49.148 (1)
9 (b) 1. or (c) or (1m) or 49.149 to 49.159, payments made for social services, cash
10 benefits paid by counties under s. 59.53 (21), and benefits under s. 49.77 or federal
11 Title XVI, are exempt from every tax, and from execution, garnishment, attachment
12 and every other process and shall be inalienable.”.

13 *b1794/2.7* **830**. Page 742, line 9: delete lines 9 and 10 and substitute:

14 “(a) For a person who has received a screen for functional eligibility under s.
15 46.286 (1) (a) within the previous 6 months, the referral under this subsection need
16 not include performance of an additional functional screen under s. 46.283 (4) (g).”.

17 *b1794/2.8* **831**. Page 742, line 12: after that line insert:

18 “(d) For a person who seeks admission or is about to be admitted on a private
19 pay basis and who waives the requirement for a financial screen under s. 46.283 (4)
20 (g), the referral under this subsection may not include performance of a financial
21 screen under s. 46.283 (4) (g), unless the person is expected to become eligible for
22 medical assistance within 6 months.”.

23 *b1794/2.9* **832**. Page 743, line 7: delete lines 7 and 8 and substitute:

1 “(a) For a person who has received a screen for functional eligibility under s.
2 46.286 (1) (a) within the previous 6 months, the referral under this subsection need
3 not include performance of an additional functional screen under s. 46.283 (4) (g).”.

4 ***b1794/2.10* 833.** Page 743, line 11: after that line insert:

5 “(d) For a person who seeks admission or is about to be admitted on a private
6 pay basis and who waives the requirement for a financial screen under s. 46.283 (4)
7 (g), the referral under this subsection may not include performance of a financial
8 screen under s. 46.283 (4) (g), unless the person is expected to become eligible for
9 medical assistance within 6 months.”.

10 ***b1794/2.11* 834.** Page 745, line 21: delete lines 21 and 22 and substitute:

11 “(a) For a person who has received a screen for functional eligibility under s.
12 46.286 (1) (a) within the previous 6 months, the referral under this subsection need
13 not include performance of an additional functional screen under s. 46.283 (4) (g).”.

14 ***b1794/2.12* 835.** Page 745, line 25: after that line insert:

15 “(d) For a person who seeks admission or is about to be admitted on a private
16 pay basis and who waives the requirement for a financial screen under s. 46.283 (4)
17 (g), the referral under this subsection may not include performance of a financial
18 screen under s. 46.283 (4) (g), unless the person is expected to become eligible for
19 medical assistance within 6 months.”.

20 ***b1794/2.13* 836.** Page 748, line 15: delete lines 15 and 16 and substitute:

21 “1. For a person who has received a screen for functional eligibility under s.
22 46.286 (1) (a) within the previous 6 months, the referral under this paragraph need
23 not include performance of an additional functional screen under s. 46.283 (4) (g).”.

24 ***b1794/2.14* 837.** Page 748, line 18: after that line insert:

1 “4. For a person who seeks admission or is about to be admitted on a private
2 pay basis and who waives the requirement for a financial screen under s. 46.283 (4)
3 (g), the referral under this subsection may not include performance of a financial
4 screen under s. 46.283 (4) (g), unless the person expected to become eligible for
5 medical assistance within 6 months.”.

6 ***b1794/2.15* 838.** Page 749, line 17: after “(1)” insert “ If admission is
7 sought on behalf of the incapacitated individual or if the incapacitated individual is
8 about to be admitted on a private pay basis, the individual who consents to the
9 admission may waive the requirement for a financial screen under s. 46.283 (4) (g),
10 unless the incapacitated individual is expected to become eligible for medical
11 assistance within 6 months”.

12 ***b1218/1.7* 839.** Page 749, line 17: after that line insert:

13 ***b1218/1.7* “SECTION 1515m.** 50.065 (1) (c) 2. of the statutes is amended to
14 read:

15 50.065 (1) (c) 2. Kinship care ~~under s. 48.57 (3m)~~ or long-term kinship care
16 under s. 48.57 (3m), (3n) or (3o).”.

17 ***b1852/3.6* 840.** Page 749, line 17: after that line insert:

18 ***b1852/3.6* “SECTION 1521b.** 50.065 (1) (ag) of the statutes is created to read:

19 50.065 (1) (ag) 1. “Caregiver” means any of the following:

20 a. A person who is, or is expected to be, an employe or contractor of an entity,
21 who is or is expected to be under the control of an entity, as defined by the department
22 by rule, and who has, or is expected to have, regular, direct contact with clients of the
23 entity.

1 b. A person who has, or is seeking, a license, certification, registration, or
2 certificate of approval issued or granted by the department to operate an entity.

3 c. A person who is, or is expected to be, an employe of the board on aging and
4 long-term care and who has, or is expected to have, regular, direct contact with
5 clients.

6 2. “Caregiver” does not include a person who is certified as an emergency
7 medical technician under s. 146.50 if the person is employed, or seeking employment,
8 as an emergency medical technician.

9 ***b1852/3.6* SECTION 1521c.** 50.065 (1) (bm) of the statutes is created to read:

10 50.065 (1) (bm) “Contractor” means, with respect to an entity, a person, or that
11 person’s agent, who provides services to the entity under an express or implied
12 contract or subcontract, including a person who has staff privileges at the entity.

13 ***b1852/3.6* SECTION 1521cm.** 50.065 (1) (br) of the statutes is created to read:

14 50.065 (1) (br) “Direct contact” means face-to-face physical proximity to a
15 client that affords the opportunity to commit abuse or neglect of a client or to
16 misappropriate the property of a client.

17 ***b1852/3.6* SECTION 1521d.** 50.065 (1) (c) (intro.) of the statutes is amended
18 to read:

19 50.065 (1) (c) (intro.) “Entity” means a facility, organization or service that is
20 licensed or certified by or registered with the department to provide direct care or
21 treatment services to clients. “Entity” includes a hospital, a personal care worker
22 agency and, a supportive home care service agency, a temporary employment agency
23 that provides caregivers to another entity and the board on aging and long-term
24 care. “Entity” does not include any of the following:

25 ***b1852/3.6* SECTION 1521e.** 50.065 (1) (cn) of the statutes is created to read:

1 50.065 (1) (cn) “Nonclient resident” means a person who resides, or is expected
2 to reside, at an entity, who is not a client of the entity and who has, or is expected to
3 have, regular, direct contact with clients of the entity.

4 ***b1852/3.6* SECTION 1521em.** 50.065 (1) (dm) of the statutes is created to
5 read:

6 50.065 (1) (dm) “Reservation” means land in this state within the boundaries
7 of a reservation of a tribe or within the bureau of Indian affairs service area for the
8 Ho–Chunk Nation.

9 ***b1852/3.6* SECTION 1521f.** 50.065 (1) (e) of the statutes is repealed and
10 recreated to read:

11 50.065 (1) (e) 1. “Serious crime” means a violation of s. 940.01, 940.02, 940.03,
12 940.05, 940.12, 940.19 (2), (3), (4), (5) or (6), 940.22 (2) or (3), 940.225 (1), (2) or (3),
13 940.285 (2), 940.29, 940.295, 948.02 (1), 948.025 or 948.03 (2) (a), or a violation of the
14 law of any other state or United States jurisdiction that would be a violation of s.
15 940.01, 940.02, 940.03, 940.05, 940.12, 940.19 (2), (3), (4), (5) or (6), 940.22 (2) or (3),
16 940.225 (1), (2) or (3), 940.285 (2), 940.29, 940.295, 948.02 (1), 948.025 or 948.03 (2)
17 (a) if committed in this state.

18 2. For the purposes of an entity that serves persons under the age of 18, “serious
19 crime” includes a violation of s. 948.02 (2), 948.03 (2) (b) or (c), 948.05, 948.055,
20 948.06, 948.07, 948.08, 948.11 (2) (a) or (am), 948.12, 948.13, 948.21 (1) or 948.30 or
21 a violation of the law of any other state or United States jurisdiction that would be
22 a violation of s. 948.02 (2), 948.03 (2) (b) or (c), 948.05, 948.055, 948.06, 948.07,
23 948.08, 948.11 (2) (a) or (am), 948.12, 948.13, 948.21 (1) or 948.30 if committed in this
24 state.

25 ***b1852/3.6* SECTION 1521fm.** 50.065 (1) (g) of the statutes is created to read:

1 50.065 (1) (g) "Tribe" means a federally recognized American Indian tribe or
2 band in this state.

3 ***b1852/3.6* SECTION 1521g.** 50.065 (2) (a) (intro.) of the statutes is
4 renumbered 50.065 (4m) (a) (intro.).

5 ***b1852/3.6* SECTION 1521h.** 50.065 (2) (a) 1. of the statutes is renumbered
6 50.065 (4m) (a) 1.

7 ***b1852/3.6* SECTION 1521i.** 50.065 (2) (a) 2. of the statutes is repealed.

8 ***b1852/3.6* SECTION 1521j.** 50.065 (2) (a) 3. of the statutes is renumbered
9 50.065 (4m) (a) 3.

10 ***b1852/3.6* SECTION 1521k.** 50.065 (2) (a) 4. of the statutes is renumbered
11 50.065 (4m) (a) 4.

12 ***b1852/3.6* SECTION 1521L.** 50.065 (2) (a) 5. of the statutes is renumbered
13 50.065 (4m) (a) 5.

14 ***b1852/3.6* SECTION 1521m.** 50.065 (2) (ag) (intro.) of the statutes is
15 renumbered 50.065 (4m) (b) (intro.) and amended to read:

16 50.065 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
17 sub. (5), an entity may not hire or contract with a ~~person who will be under the~~
18 ~~entity's control, as defined by the department by rule, and who is expected to have~~
19 ~~access to its clients, caregiver or permit to reside at the entity a person who is not a~~
20 ~~client and who is expected to have access to a client~~ nonclient resident, if the entity
21 knows or should have known any of the following:

22 ***b1852/3.6* SECTION 1521n.** 50.065 (2) (ag) 1. of the statutes is renumbered
23 50.065 (4m) (b) 1.

24 ***b1852/3.6* SECTION 1521p.** 50.065 (2) (ag) 2. of the statutes is repealed.

1 ***b1852/3.6* SECTION 1521q.** 50.065 (2) (ag) 3. of the statutes is renumbered
2 50.065 (4m) (b) 3.

3 ***b1852/3.6* SECTION 1521r.** 50.065 (2) (ag) 4. of the statutes is renumbered
4 50.065 (4m) (b) 4.

5 ***b1852/3.6* SECTION 1521s.** 50.065 (2) (ag) 5. of the statutes is renumbered
6 50.065 (4m) (b) 5.

7 ***b1852/3.6* SECTION 1521t.** 50.065 (2) (am) (intro.) of the statutes is amended
8 to read:

9 50.065 (2) (am) (intro.) ~~Subject to subd. 5. and par. (bd), the~~ The department
10 shall obtain all of the following with respect to a person specified under ~~par. (a)~~
11 ~~(intro.)~~ sub. (1) (ag) 1. b. and a person specified under ~~par. (ag) (intro.)~~ who is a
12 nonclient resident or prospective nonclient resident of an entity:

13 ***b1852/3.6* SECTION 1521u.** 50.065 (2) (am) 5. of the statutes is amended to
14 read:

15 50.065 (2) (am) 5. Information maintained by the department under this
16 section regarding any denial to the person of a license, certification, certificate of
17 approval or registration or of a continuation of a license, certification, certificate of
18 approval or registration to operate an entity for a reason specified in ~~par. sub. (4m)~~
19 (a) 1. to 5. and regarding any denial to the person of employment at, a contract with
20 or permission to reside at an entity for a reason specified in ~~par. (ag) sub. (4m) (b) 1.~~
21 to 5. If the information obtained under this subdivision indicates that the person has
22 been denied a license, certification, certificate of approval or registration,
23 continuation of a license, certification, certificate of approval or registration, a
24 contract, employment or permission to reside as described in this subdivision, the
25 department need not obtain the information specified in subds. 1. to 4.

1 ***b1852/3.6* SECTION 1521v.** 50.065 (2) (b) 1. of the statutes is renumbered
2 50.065 (2) (b), and 50.065 (2) (b) (intro.) and 5., as renumbered, are amended to read:

3 50.065 (2) (b) (intro.) ~~Subject to subs. 1. e. and 2. and par. (bd), every~~ Every
4 entity shall obtain all of the following with respect to a ~~person specified under par.~~
5 ~~(ag) (intro.) who is an employe or contractor or a prospective employe or contractor~~
6 caregiver of the entity:

7 5. Information maintained by the department under this section regarding any
8 denial to the person of a license, certification, certificate of approval or registration
9 or of a continuation of a license, certification, certificate of approval or registration
10 to operate an entity for a reason specified in ~~par. sub. (4m)~~ (a) 1. to 5. and regarding
11 any denial to the person of employment at, a contract with or permission to reside
12 at an entity for a reason specified in ~~par. (ag) sub. (4m)~~ (b) 1. to 5. If the information
13 obtained under this ~~subd. 1. e. subdivision~~ indicates that the person has been denied
14 a license, certification, certificate of approval or registration, continuation of a
15 license, certification, certificate of approval or registration, a contract, employment
16 or permission to reside as described in this ~~subd. 1. e. subdivision~~, the entity need
17 not obtain the information specified in ~~subd. subs. 1. a. to d. to 4.~~

18 ***b1852/3.6* SECTION 1521w.** 50.065 (2) (b) 2. of the statutes is repealed.

19 ***b1852/3.6* SECTION 1521xd.** 50.065 (2) (bb) of the statutes is created to read:

20 50.065 (2) (bb) If information obtained under par. (am) or (b) indicates a charge
21 of a serious crime, but does not completely and clearly indicate the final disposition
22 of the charge, the department or entity shall make every reasonable effort to contact
23 the clerk of courts to determine the final disposition of the charge. If a background
24 information form under sub. (6) (a) or (am) indicates a charge or a conviction of a
25 serious crime, but information obtained under par. (am) or (b) does not indicate such

1 a charge or conviction, the department or entity shall make every reasonable effort
2 to contact the clerk of courts to obtain a copy of the criminal complaint and the final
3 disposition of the complaint. If information obtained under par. (am) or (b), a
4 background information form under sub. (6) (a) or (am) or any other information
5 indicates a conviction of a violation of s. 940.19 (1), 940.195, 940.20, 941.30, 942.08,
6 947.01 or 947.013 obtained not more than 5 years before the date on which that
7 information was obtained, the department or entity shall make every reasonable
8 effort to contact the clerk of courts to obtain a copy of the criminal complaint and
9 judgment of conviction relating to that violation.

10 ***b1852/3.6* SECTION 1521y.** 50.065 (2) (bd) of the statutes is amended to read:

11 50.065 (2) (bd) Notwithstanding pars. (am) and (b) 1., the department is not
12 required to obtain the information specified in par. (am) 1. to 5., and an entity is not
13 required to obtain the information specified in par. (b) 1. ~~a. to e.~~ to 5., with respect
14 to a person under 18 years of age whose background information form under sub. (6)
15 (am) indicates that the person is not ineligible to be employed, contracted with or
16 permitted to reside at an entity for a reason specified in ~~par. (ag)~~ sub. (4m) (b) 1. to
17 5. and with respect to whom the department or entity otherwise has no reason to
18 believe that the person is ineligible to be employed, contracted with or permitted to
19 reside at an entity for any of those reasons. This paragraph does not preclude the
20 department from obtaining, at its discretion, the information specified in par. (am)
21 1. to 5. with respect to a person described in this paragraph who is a nonclient
22 resident or a prospective nonclient resident of an entity.

23 ***b1852/3.6* SECTION 1521z.** 50.065 (2) (bg) of the statutes is amended to read:

24 50.065 (2) (bg) If an entity ~~takes an action specified in par. (ag) (intro.) with~~
25 ~~respect to an employe, prospective employe, contractor or prospective contractor~~

1 hires or contracts with a caregiver for whom, within the last 4 years, the information
2 required under par. (b) 1. ~~a. to e. 3.~~ and ~~e. 5.~~ has already been obtained, either by
3 another entity ~~or by a temporary employment agency~~, the entity may obtain ~~the that~~
4 information ~~required under par. (b) 1. a. to e. and e. from that other entity or~~
5 ~~temporary employment agency~~, which shall provide the information, if possible, to
6 the requesting entity. If an entity cannot obtain the information required under par.
7 (b) 1. ~~a. to e. 3.~~ and ~~e. 5.~~ from another entity ~~or from a temporary employment agency~~
8 or if an entity has reasonable grounds to believe that any information obtained from
9 another entity ~~or from a temporary employment agency~~ is no longer accurate, the
10 entity shall obtain that information from the sources specified in par. (b) 1. ~~a. to 3.~~
11 and ~~e. 5.~~

12 *b1852/3.6* SECTION 1521zb. 50.065 (2) (bm) of the statutes is amended to
13 read:

14 50.065 (2) (bm) If the person who is the subject of the search under par. (am)
15 or (b) ~~1.~~ is not a resident of this state, or if at any time within the 3 years preceding
16 the date of the search that person has not been a resident of this state, or if the
17 department or entity determines that the person's employment, licensing or state
18 court records provide a reasonable basis for further investigation, the department or
19 entity shall make a good faith effort to obtain from any state or other United States
20 jurisdiction in which the person is a resident or was a resident within the 3 years
21 preceding the date of the search information that is equivalent to the information
22 specified in par. (am) 1. or (b) 1. ~~a.~~ The department or entity may require the person
23 to be fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's
24 fingerprints. The department of justice may provide for the submission of the
25 fingerprint cards to the federal bureau of investigation for the purposes of verifying

1 the identity of the person fingerprinted and obtaining records of his or her criminal
2 arrests and convictions.

3 *b1852/3.6* SECTION 1521zc. 50.065 (2) (c) of the statutes is renumbered
4 50.065 (4m) (c) and amended to read:

5 50.065 (4m) (c) If the background information form completed by a person
6 under sub. (6) (am) indicates that the person is not ineligible to be employed or
7 contracted with for a reason specified in par. (ag) (b) 1. to 5., an entity may employ
8 or contract with the person for not more than 60 days pending the receipt of the
9 information sought under ~~par. sub. (2)~~ (b) 1. If the background information form
10 completed by a person under sub. (6) (am) indicates that the person is not ineligible
11 to be permitted to reside at an entity for a reason specified in par. (ag) (b) 1. to 5. and
12 if an entity otherwise has no reason to believe that the person is ineligible to be
13 permitted to reside at an entity for any of those reasons, the entity may permit the
14 person to reside at the entity for not more than 60 days pending receipt of the
15 information sought under ~~par. sub. (2)~~ (am). An entity shall provide supervision for
16 a person who is employed or contracted with or permitted to reside as permitted
17 under this paragraph.

18 *b1852/3.6* SECTION 1521zd. 50.065 (2) (d) of the statutes is created to read:

19 50.065 (2) (d) Every entity shall maintain, or shall contract with another
20 person to maintain, the most recent background information obtained on a caregiver
21 under par. (b). The information shall be made available for inspection by authorized
22 persons, as defined by the department by rule.

23 *b1852/3.6* SECTION 1521ze. 50.065 (3) (a) of the statutes is amended to read:

24 50.065 (3) (a) Every 4 years or at any time within that period that the
25 department considers appropriate, the department shall request the information

1 specified in sub. (2) (am) 1. to ~~4.~~ 5. for all persons who are licensed to operate an entity
2 and for all persons ~~specified in par. (ag) (intro.)~~ who are nonclient residents of an
3 entity.

4 ***b1852/3.6* SECTION 1521zf.** 50.065 (3) (b) of the statutes is amended to read:

5 50.065 (3) (b) Every 4 years or at any other time within that period that an
6 entity considers appropriate, the entity shall request the information specified in
7 sub. (2) (b) 1. a. to d. 5. for all persons ~~specified in sub. (2) (ag) (intro.)~~ who are
8 ~~employees or contractors~~ caregivers of the entity.

9 ***b1852/3.6* SECTION 1521zg.** 50.065 (3m) of the statutes is amended to read:

10 50.065 (3m) Notwithstanding subs. (2) (b) ~~1.~~ and (3) (b), if the department
11 obtains the information required under sub. (2) (am) or (3) (a) with respect to a person
12 ~~specified in sub. (2) (a) (intro.)~~ who is a caregiver specified under sub. (1) (ag) 1. b.
13 and that person is also an employe, contractor or nonclient resident of the entity, the
14 entity is not required to obtain the information specified in sub. (2) (b) ~~1.~~ or (3) (b)
15 with respect to that person.

16 ***b1852/3.6* SECTION 1521zh.** 50.065 (4) of the statutes is amended to read:

17 50.065 (4) An entity that violates sub. (2) ~~or~~, (3) or (4m) (b) may be required to
18 forfeit not more than \$1,000 and may be subject to other sanctions specified by the
19 department by rule.

20 ***b1852/3.6* SECTION 1521zi.** 50.065 (4m) (b) (intro.) of the statutes, as affected

21 by 1999 Wisconsin Act ... (this act), is amended to read:

22 50.065 (4m) (b) (intro.) Notwithstanding s. 111.335, and except as provided in
23 sub. (5), an entity may not ~~hire~~ employ or contract with a caregiver or permit to reside
24 at the entity a nonclient resident, if the entity knows or should have known any of
25 the following:

1 ***b1852/3.6* SECTION 1521zj.** 50.065 (5) (intro.) of the statutes is renumbered
2 50.065 (5) and amended to read:

3 50.065 (5) The department may license, certify, issue a certificate of approval
4 to or register to operate an entity a person who otherwise may not be licensed,
5 certified, issued a certificate of approval or registered for a reason specified in sub.
6 ~~(2)~~ (4m) (a) 1. to 5. , and an entity may employ, contract with or permit to reside at
7 the entity a person who otherwise may not be employed, contracted with or permitted
8 to reside at the entity for a reason specified in sub. ~~(2)~~ ~~(ag)~~ (4m) (b) 1. to 5., if the
9 person demonstrates to the department, or, in the case of an entity that is located
10 within the boundaries of a reservation, to the person or body designated by the tribe
11 under sub. (5d) (a) 3., by clear and convincing evidence and in accordance with
12 procedures established by the department by rule, or by the tribe, that he or she has
13 been rehabilitated. ~~No person who has been convicted of any of the following offenses~~
14 ~~may be permitted to demonstrate that he or she has been rehabilitated:~~

15 ***b1852/3.6* SECTION 1521zk.** 50.065 (5) (a) to (e) of the statutes are repealed.

16 ***b1852/3.6* SECTION 1521zL.** 50.065 (5d) of the statutes is created to read:

17 50.065 (5d) (a) Any tribe that chooses to conduct rehabilitation reviews under
18 sub. (5) shall submit to the department a rehabilitation review plan that includes all
19 of the following:

- 20 1. The criteria to be used to determine if a person has been rehabilitated.
- 21 2. The title of the person or body designated by the tribe to whom a request for
22 review must be made.
- 23 3. The title of the person or body designated by the tribe to determine whether
24 a person has been rehabilitated.

1 3m. The title of the person or body designated by the tribe to whom a person
2 may appeal an adverse decision made by the person specified under subd. 3. and
3 whether the tribe provides any further rights of appeal.

4 4. The manner in which the tribe will submit information relating to a
5 rehabilitation review to the department so that the department may include that
6 information in its report to the legislature required under sub. (5g).

7 5. A copy of the form to be used to request a review and a copy of the form on
8 which a written decision is to be made regarding whether a person has demonstrated
9 rehabilitation.

10 (b) If, within 90 days after receiving the plan, the department does not
11 disapprove the plan, the plan shall be considered approved. If, within 90 days after
12 receiving the plan, the department disapproves the plan, the department shall
13 provide notice of that disapproval to the tribe in writing, together with the reasons
14 for the disapproval. The department may not disapprove a plan unless the
15 department finds that the plan is not rationally related to the protection of clients.
16 If the department disapproves the plan, the tribe may, within 30 days after receiving
17 notice of the disapproval, request that the secretary review the department's
18 decision. A final decision under this paragraph is not subject to further review under
19 ch. 227.

20 ***b1852/3.6* SECTION 1521zm.** 50.065 (5m) of the statutes is amended to read:

21 50.065 (5m) Notwithstanding s. 111.335, the department may refuse to license,
22 certify or register, or issue a certificate of approval to, a ~~person to operate an entity,~~
23 caregiver and an entity may refuse to employ, or contract with a caregiver or to
24 permit a nonclient resident to reside at the entity ~~a person specified in sub. (2) (ag)~~
25 ~~(intro.)~~, if the ~~person~~ caregiver or nonclient resident has been convicted of an offense

1 that the department has not defined as a “serious crime” by rule promulgated under
2 sub. (7)(a), or specified in the list established by rule under sub. (7)(b) is not a serious
3 crime, but that is, in the estimation of the department or entity, substantially related
4 to the care of a client.

5 *b1852/3.6* SECTION 1521zn. 50.065 (6) (am) (intro.) of the statutes is
6 renumbered 50.065 (6) (am) and amended to read:

7 50.065 (6) (am) Every 4 years an entity shall require ~~all of the following persons~~
8 its caregivers and nonclient residents to complete a background information form
9 that is provided to the entity by the department.

10 *b1852/3.6* SECTION 1521zp. 50.065 (6) (am) 1. and 2. of the statutes are
11 repealed.

12 *b1852/3.6* SECTION 1521zq. 50.065 (6) (b) of the statutes is amended to read:

13 50.065 (6) (b) For ~~persons specified under par. (a)~~ caregivers who are licensed,
14 issued a certificate of approval or certified by, or registered with, the department, for
15 ~~person specified in par. (am) 2.~~ nonclient residents, and for other persons specified
16 by the department by rule, the entity shall send the background information form
17 to the department. ~~For persons specified under par. (am) 1., the entity shall maintain~~
18 ~~the background information form on file for inspection by the department.~~

19 *b1852/3.6* SECTION 1521zr. 50.065 (7) (a) and (b) of the statutes are
20 repealed.”.

21 *b1852/3.7* 841. Page 749, line 21: delete “1”.

22 *b0828/2.6* 842. Page 749, line 24: after that line insert:

23 *b0828/2.6* “SECTION 1522w. 50.135 (1) of the statutes is amended to read:

1 50.135 (1) DEFINITION. In this section, “inpatient health care facility” means
2 any hospital, nursing home, county home, county mental hospital, ~~tuberculosis~~
3 ~~sanatorium~~ or other place licensed or approved by the department under ss. 49.70,
4 49.71, 49.72, 50.02, 50.03, 50.35, 51.08, and 51.09, ~~58.06, 252.073 and 252.076~~, but
5 does not include community-based residential facilities.”

6 ***b0828/2.7* 843.** Page 751, line 16: after that line insert:

7 ***b0828/2.7* SECTION 1526g.** 50.39 (2) of the statutes is amended to read:

8 50.39 (2) The use of the title “hospital” to represent or identify any facility
9 which does not meet the definition of a “hospital” as provided herein or is not subject
10 to approval under ss. 50.32 to 50.39 is prohibited, except that institutions governed
11 by ss. s. 51.09 and ~~252.073~~ are exempt.

12 ***b0828/2.7* SECTION 1526h.** 50.39 (3) of the statutes is amended to read:

13 50.39 (3) Facilities governed by ss. 45.365, 48.62, 49.70, 49.72, 50.02, 51.09,
14 ~~58.06, 252.073, 252.076~~ and 252.10, secured correctional facilities as defined in s.
15 938.02 (15m), correctional institutions governed by the department of corrections
16 under s. 301.02 and the offices and clinics of persons licensed to treat the sick under
17 chs. 446, 447 and 448 are exempt from ss. 50.32 to 50.39. Sections 50.32 to 50.39 do
18 not abridge the rights of the medical examining board, physical therapists affiliated
19 credentialing board, podiatrists affiliated credentialing board, dentistry examining
20 board, pharmacy examining board, chiropractic examining board and board of
21 nursing in carrying out their statutory duties and responsibilities.”

22 ***b1654/3.9* 844.** Page 752, line 10: after that line insert:

23 ***b1654/3.9* SECTION 1532d.** 51.01 (14k) of the statutes is created to read:

1 51.01 (14k) “Secured child caring institution” has the meaning given in s.
2 938.02 (15g).

3 ***b1654/3.9* SECTION 1533d.** 51.01 (14m) of the statutes is created to read:

4 51.01 (14m) “Secured correctional facility” has the meaning given in s. 938.02
5 (15m).

6 ***b1654/3.9* SECTION 1534d.** 51.01 (14p) of the statutes is created to read:

7 51.01 (14p) “Secured group home” has the meaning given in s. 938.02 (15p).”.

8 ***b1791/1.1* 845.** Page 752, line 10: after that line insert:

9 ***b1791/1.1* SECTION 1531r.** 50.94 of the statutes is created to read:

10 **50.94 Admission to and care in a hospice for certain incapacitated**
11 **persons. (1)** In this section:

12 (a) “Hospice care” means palliative care, respite care, short-term care or
13 supportive care.

14 (b) “Incapacitated” means unable to receive and evaluate information
15 effectively or to communicate decisions to such an extent that a person lacks the
16 capacity to manage his or her health care decisions.

17 (c) “Physician” means a person licensed to practice medicine and surgery under
18 ch. 448.

19 (d) “Terminal condition” means an incurable condition caused by injury, disease
20 or illness that according to reasonable medical judgment will produce death within
21 6 months, even with available life-sustaining treatment provided in accordance with
22 the prevailing standard of medical care.

23 (2) A person who is determined to be incapacitated under the requirements of
24 sub. (8), does not have a valid living will or valid power of attorney for health care

1 and has not been adjudicated incompetent under ch. 880 may be admitted to a
2 hospice under this section only if all of the following requirements are met:

3 (a) An individual who is specified in sub. (3) signs all of the following:

4 1. On behalf of the person who is incapacitated, an informed consent for the
5 receipt of hospice care by the person who is incapacitated.

6 2. A statement certifying that it is his or her belief, to the best of his or her
7 knowledge, that, if able to do so, the person who is incapacitated would have selected
8 hospice care.

9 (b) A physician certifies that the person who is incapacitated has a terminal
10 condition and that the physician believes that the individual under par. (a) is acting
11 in accordance with the views or beliefs of the person who is incapacitated.

12 (3) The following individuals, in the following order of priority, may act under
13 sub. (2) (a):

14 (a) The spouse of the person who is incapacitated.

15 (b) An adult child of the person who is incapacitated.

16 (c) A parent of the person who is incapacitated.

17 (d) An adult sibling of the person who is incapacitated.

18 (e) A close friend or a relative of the person who is incapacitated, other than as
19 specified in pars. (a) to (d), to whom all of the following apply:

20 1. The close friend or other relative is aged at least 18 and has maintained
21 sufficient regular contact with the person who is incapacitated to be familiar with the
22 person's activities, health and beliefs.

23 2. The close friend or other relative has exhibited special care and concern for
24 the incapacitated person.

1 (4) The individual who acts under sub. (2) (a) may make all health care
2 decisions related to receipt of hospice care by the person who is incapacitated.

3 (5) The person who is incapacitated or the individual under sub. (4) may object
4 to or revoke the election of hospice care at any time.

5 (6) A person who disagrees with a hospice decision made under this section may
6 apply under ch. 880 for temporary guardianship of the person who is incapacitated.
7 In applying for the temporary guardianship, such a person has the burden of proving
8 that the person who is incapacitated would not have consented to admission to a
9 hospice or hospice care.

10 (7) The individual who acts under sub. (2) (a) shall, if feasible, provide to all
11 other individuals listed under sub. (3) notice of the proposed admission of the person
12 who is incapacitated to a hospice and of the right to apply for temporary
13 guardianship under sub. (6). If it is not feasible for the individual to provide this
14 notice before admission of the person who is incapacitated to a hospice, the individual
15 who acts under sub. (2) (a) shall exercise reasonable diligence in providing the notice
16 within 48 hours after the admission.

17 (8) A determination that a person is incapacitated may be made only by 2
18 physicians or by one physician and one licensed psychologist, as defined in s. 455.01
19 (4), who personally examine the person and sign a statement specifying that the
20 person is incapacitated. Mere old age, eccentricity or physical disabilities, singly or
21 together, are insufficient to determine that a person is incapacitated. Whoever
22 determines that the person is incapacitated may not be a relative, as defined in s.
23 242.01 (11), of the person or have knowledge that he or she is entitled to or has claim
24 on any portion of the person's estate. A copy of the statement shall be included in the
25 records of the incapacitated person in the hospice to which he or she is admitted.”

1 ***b1839/3.8* 846.** Page 752, line 10: after that line insert:

2 ***b1839/3.8* SECTION 1531g.** 50.498 (1) (intro.) of the statutes is amended to
3 read:

4 50.498 (1) (intro.) The Except as provided in sub. (1m), the department shall
5 require each applicant to provide the department with his or her social security
6 number, if the applicant is an individual, or the applicant's federal employer
7 identification number, if the applicant is not an individual, as a condition of issuing
8 any of the following:

9 ***b1839/3.8* SECTION 1531h.** 50.498 (1m) of the statutes is created to read:

10 50.498 (1m) If an individual who applies for a certificate of approval, license
11 or provisional license under sub. (1) does not have a social security number, the
12 individual, as a condition of obtaining the certificate of approval, license or
13 provisional license, shall submit a statement made or subscribed under oath or
14 affirmation to the department that the applicant does not have a social security
15 number. The form of the statement shall be prescribed by the department of
16 workforce development. A certificate of approval, license or provisional license
17 issued in reliance upon a false statement submitted under this subsection is invalid.

18 ***b1839/3.8* SECTION 1531i.** 50.498 (3) of the statutes is amended to read:

19 50.498 (3) The Except as provided in sub. (1m), the department shall deny an
20 application for the issuance of a certificate of approval, license or provisional license
21 specified in sub. (1) if the applicant does not provide the information specified in sub.
22 (1).”.

23 ***b1654/3.10* 847.** Page 755, line 8: after that line insert:

24 ***b1654/3.10* SECTION 1539d.** 51.05 (2) of the statutes is amended to read:

1 51.05 (2) The department may not accept for admission to a mental health
2 institute any resident person, except in an emergency, unless the county department
3 under s. 51.42 in the county where the person has legal residency authorizes the care,
4 as provided in s. 51.42 (3) (as). Patients who are committed to the department under
5 s. 975.01, 1977 stats., or s. 975.02, 1977 stats., or s. 971.14, 971.17, 975.06 or 980.06,
6 admitted by the department under s. 975.17, 1977 stats., or are transferred from a
7 juvenile secured correctional facility ~~or, a secured child caring institution, as defined~~
8 ~~in s. 938.02 (15g), or a secured group home~~ to a state treatment facility under s. 51.35
9 (3) or from a jail or prison to a state treatment facility under s. 51.37 (5) are not
10 subject to this section.”.

11 ***b1839/3.9* 848.** Page 755, line 8: after that line insert:

12 ***b1839/3.9* SECTION 1538p.** 51.032 (1) (intro.) of the statutes is amended to
13 read:

14 51.032 (1) (intro.) ~~The~~ Except as provided in sub. (1m), the department shall
15 require each applicant to provide the department with his or her social security
16 number, if the applicant is an individual, or the applicant’s federal employer
17 identification number, if the applicant is not an individual, as a condition of issuing
18 any of the following:

19 ***b1839/3.9* SECTION 1538q.** 51.032 (1m) of the statutes is created to read:

20 51.032 (1m) If an individual who applies for a certification or approval under
21 sub. (1) does not have a social security number, the individual, as a condition of
22 obtaining the certification or approval, shall submit a statement made or subscribed
23 under oath or affirmation to the department that the applicant does not have a social
24 security number. The form of the statement shall be prescribed by the department

1 of workforce development. A certification or approval issued in reliance upon a false
2 statement submitted under this subsection is invalid.

3 ***b1839/3.9* SECTION 1538r.** 51.032 (3) of the statutes is amended to read:

4 51.032 (3) The Except as provided in sub. (1m), the department shall deny an
5 application for the issuance of a certification or approval specified in sub. (1) if the
6 applicant does not provide the information specified in sub. (1).”.

7 ***b1654/3.11* 849.** Page 756, line 1: after that line insert:

8 ***b1654/3.11* “SECTION 1555d.** 51.35 (3) (title) of the statutes is amended to
9 read:

10 51.35 (3) (title) ~~TRANSFER OF CERTAIN JUVENILES FROM JUVENILE-CORRECTIONAL~~
11 ~~SECURED JUVENILE FACILITIES AND SECURED CHILD-CARING INSTITUTIONS.~~

12 ***b1654/3.11* SECTION 1556d.** 51.35 (3) (a) of the statutes is amended to read:

13 51.35 (3) (a) A licensed psychologist of a juvenile secured correctional facility
14 or a secured child caring institution, ~~as defined in s. 938.02 (15g),~~ or a licensed
15 physician of the department of corrections, who has reason to believe that any
16 individual confined in the ~~facility or institution~~ secured correctional facility, secured
17 child caring institution or secured group home is, in his or her opinion, in need of
18 services for developmental disability, alcoholism or drug dependency or in need of
19 psychiatric services, and who has obtained voluntary consent to make a transfer for
20 treatment, shall make a report, in writing, to the superintendent of the ~~facility or~~
21 ~~institution~~ secured correctional facility, secured child caring institution or secured
22 group home, stating the nature and basis of the belief and verifying the consent. In
23 the case of a minor age 14 and over, the minor and the minor’s parent or guardian
24 shall consent unless the minor is admitted under s. 51.13 (1) (c); and in the case of

1 a minor under the age of 14, only the minor's parent or guardian need consent. The
2 superintendent shall inform, orally and in writing, the minor and the minor's parent
3 or guardian, that transfer is being considered and shall inform them of the basis for
4 the request and their rights as provided in s. 51.13 (3). If the department of
5 corrections, upon review of a request for transfer, determines that transfer is
6 appropriate, that department shall immediately notify the department of health and
7 family services and, if the department of health and family services consents, the
8 department of corrections may immediately transfer the individual. The
9 department of ~~corrections~~ health and family services shall file a petition under s.
10 51.13 (4) (a) in the court assigned to exercise jurisdiction under chs. 48 and 938 of the
11 county where the treatment facility is located.

12 ***b1654/3.11* SECTION 1557d.** 51.35 (3) (c) of the statutes is amended to read:

13 51.35 (3) (c) A licensed psychologist of a juvenile secured correctional facility
14 or a secured child caring institution, ~~as defined in s. 938.02 (15g)~~, or a licensed
15 physician of the department of corrections, who has reason to believe that any
16 individual confined in the ~~facility or institution~~ secured correctional facility, secured
17 child caring institution or secured group home, in his or her opinion, is mentally ill,
18 drug dependent or developmentally disabled and is dangerous as described in s.
19 51.20 (1) (a) 2. a., b., c. or d., is mentally ill, is dangerous and satisfies the standard
20 under s. 51.20 (1) (a) 2. e. or is an alcoholic and is dangerous as described in s. 51.45
21 (13) (a) 1. and 2., shall file a written report with the superintendent of the ~~facility or~~
22 ~~institution~~ secured correctional facility, secured child caring institution or secured
23 group home, stating the nature and basis of the belief. If the superintendent, upon
24 review of the allegations in the report, determines that transfer is appropriate, he
25 or she shall file a petition according to s. 51.20 or 51.45 in the court assigned to

1 exercise jurisdiction under chs. 48 and 938 of the county where the secured
2 correctional facility ~~or~~, secured child caring institution or secured group home is
3 located. The court shall hold a hearing according to procedures provided in s. 51.20
4 or 51.45 (13).

5 ***b1654/3.11* SECTION 1558d.** 51.35 (3) (c) of the statutes, as affected by 1995
6 Wisconsin Act 292, section 28, and 1999 Wisconsin Act (this act), is repealed and
7 recreated to read:

8 51.35 (3) (c) A licensed psychologist of a secured correctional facility or a
9 secured child caring institution or a licensed physician of the department of
10 corrections, who has reason to believe that any individual confined in the secured
11 correctional facility, secured child caring institution or secured group home, in his
12 or her opinion, is mentally ill, drug dependent or developmentally disabled and is
13 dangerous as described in s. 51.20 (1) (a) 2., or is an alcoholic and is dangerous as
14 described in s. 51.45 (13) (a) 1. and 2., shall file a written report with the
15 superintendent of the secured correctional facility, secured child caring institution
16 or secured group home, stating the nature and basis of the belief. If the
17 superintendent, upon review of the allegations in the report, determines that
18 transfer is appropriate, he or she shall file a petition according to s. 51.20 or 51.45
19 in the court assigned to exercise jurisdiction under ch. 48 of the county where the
20 secured correctional facility, secured child caring institution or secured group home
21 is located. The court shall hold a hearing according to procedures provided in s. 51.20
22 or 51.45 (13).

23 ***b1654/3.11* SECTION 1559d.** 51.35 (3) (e) of the statutes is amended to read:

24 51.35 (3) (e) The department of corrections may authorize emergency transfer
25 of an individual from a juvenile secured correctional facility ~~or~~, a secured child caring

1 institution, ~~as defined in s. 938.02 (15g), or a secured group home~~ to a state treatment
2 facility if there is cause to believe that the individual is mentally ill, drug dependent
3 or developmentally disabled and exhibits conduct which constitutes a danger as
4 described under s. 51.20 (1) (a) 2. a., b., c. or d. to the individual or to others, is
5 mentally ill, is dangerous and satisfies the standard under s. 51.20 (1) (a) 2. e. or is
6 an alcoholic and is dangerous as provided in s. 51.45 (13) (a) 1. and 2. The custodian
7 of the sending ~~facility or institution~~ secured correctional facility, secured child caring
8 institution or secured group home shall execute a statement of emergency detention
9 or petition for emergency commitment for the individual and deliver it to the
10 receiving state treatment facility. The department of health and family services
11 shall file the statement or petition with the court within 24 hours after the subject
12 individual is received for detention or commitment. The statement or petition shall
13 conform to s. 51.15 (4) or (5) or 51.45 (12) (b). After an emergency transfer is made,
14 the director of the receiving facility may file a petition for continued commitment
15 under s. 51.20 (1) or 51.45 (13) or may return the individual to the ~~facility or~~
16 ~~institution~~ secured correctional facility, secured child caring institution or secured
17 group home from which the transfer was made. As an alternative to this procedure,
18 the procedure provided in s. 51.15 or 51.45 (12) may be used, except that no ~~prisoner~~
19 individual may be released without the approval of the court which directed
20 confinement in the secured correctional facility ~~or~~, secured child caring institution
21 or secured group home.

22 *b1654/3.11* SECTION 1560d. 51.35 (3) (e) of the statutes, as affected by 1995
23 Wisconsin Act 292, section 28, and 1999 Wisconsin Act ... (this act), is repealed and
24 recreated to read:

1 51.35 (3) (e) The department of corrections may authorize emergency transfer
2 of an individual from a secured correctional facility, a secured child caring institution
3 or a secured group home to a state treatment facility if there is cause to believe that
4 the individual is mentally ill, drug dependent or developmentally disabled and
5 exhibits conduct which constitutes a danger as described under s. 51.20 (1) (a) 2. to
6 the individual or to others, or is an alcoholic and is dangerous as provided in s. 51.45
7 (13) (a) 1. and 2. The custodian of the sending secured correctional facility, secured
8 child caring institution or secured group home shall execute a statement of
9 emergency detention or petition for emergency commitment for the individual and
10 deliver it to the receiving state treatment facility. The department of health and
11 family services shall file the statement or petition with the court within 24 hours
12 after the subject individual is received for detention or commitment. The statement
13 or petition shall conform to s. 51.15 (4) or (5) or 51.45 (12) (b). After an emergency
14 transfer is made, the director of the receiving facility may file a petition for continued
15 commitment under s. 51.20 (1) or 51.45 (13) or may return the individual to the
16 secured correctional facility, secured child caring institution or secured group home
17 from which the transfer was made. As an alternative to this procedure, the
18 procedure provided in s. 51.15 or 51.45 (12) may be used, except that no individual
19 may be released without the approval of the court which directed confinement in the
20 secured correctional facility, secured child caring institution or secured group home.

21 ***b1654/3.11* SECTION 1561d.** 51.35 (3) (g) of the statutes is amended to read:

22 51.35 (3) (g) A minor 14 years of age or older who is transferred to a treatment
23 facility under par. (a) may request in writing a return to the juvenile secured
24 correctional facility or, secured child caring institution, as defined in s. 938.02 (15g)
25 or secured group home. In the case of a minor under 14 years of age, the parent or

1 guardian may make the request. Upon receipt of a request for return from a minor
2 14 years of age or over, the director shall immediately notify the minor's parent or
3 guardian. The minor shall be returned to the juvenile secured correctional facility
4 ~~or~~, secured child caring institution or secured group home within 48 hours after
5 submission of the request unless a petition or statement is filed for emergency
6 detention, emergency commitment, involuntary commitment or protective
7 placement.”.

8 *b0802/3.1* **850.** Page 759, line 14: after that line insert:

9 *b0802/3.1* “SECTION 1573g. 51.48 of the statutes is created to read:

10 **51.48 Alcohol and other drug testing of minors.** A minor's parent or
11 guardian may consent to have the minor tested for the presence of alcohol or other
12 drugs in the minor's body. Consent of the minor is not required under this section.”.

13 *b0828/2.8* **851.** Page 759, line 14: after that line insert:

14 *b0828/2.8* “SECTION 1572m. 58.06 of the statutes is repealed.”.

15 *b1666/13.13* **852.** Page 760, line 18: after that line insert:

16 *b1666/13.13* “SECTION 1576m. 59.25 (3) (r) of the statutes is repealed.”.

****NOTE: Clarifies the intent of JCF to distribute national forest lands moneys
received from the federal government under 16 USC 500 to school districts.

17 *b1838/3.3* **853.** Page 761, line 21: after that line insert:

18 *b1838/3.3* “SECTION 1577p. 59.52 (29) (a) of the statutes is amended to read:

19 59.52 (29) (a) All public work, including any contract for the construction,
20 repair, remodeling or improvement of any public work, building, or furnishing of
21 supplies or material of any kind where the estimated cost of such work will exceed
22 \$20,000 \$25,000 shall be let by contract to the lowest responsible bidder. Any public
23 work, the estimated cost of which does not exceed \$20,000 \$25,000, shall be let as the

1 board may direct. If the estimated cost of any public work is between \$5,000 and
2 ~~\$20,000~~ \$25,000, the board shall give a class 1 notice under ch. 985 before it contracts
3 for the work or shall contract with a person qualified as a bidder under s. 66.29 (2).
4 A contract, the estimated cost of which exceeds ~~\$20,000~~ \$25,000, shall be let and
5 entered into under s. 66.29, except that the board may by a three-fourths vote of all
6 the members entitled to a seat provide that any class of public work or any part
7 thereof may be done directly by the county without submitting the same for bids.
8 This subsection does not apply to public construction if the materials for such a
9 project are donated or if the labor for such a project is provided by volunteers. This
10 subsection does not apply to highway contracts which the county highway committee
11 or the county highway commissioner is authorized by law to let or make.”.

12 *b1849/6.28* **854.** Page 761, line 23: delete “shall” and substitute “shall
13 may”.

14 *b1875/1.1* **855.** Page 763, line 10: after that line insert:

15 *b1875/1.1* “SECTION 1579u. 59.692 (6m) of the statutes is created to read:

16 59.692 (6m) For an amendment to an ordinance enacted under this section that
17 affects an activity that meets all of the requirements under s. 281.165 (2) or (3) (a),
18 the department may not proceed under sub. (6) or (7) (b) or (c), or otherwise review
19 the amendment, to determine whether the ordinance, as amended, fails to meet the
20 shoreland zoning standards.”.

21 *b1005/1.1* **856.** Page 763, line 11: delete lines 11 to 23.

22 *b1834/2.3* **857.** Page 763, line 23: after that line insert:

23 *b1834/2.3* “SECTION 1580p. 60.615 of the statutes is created to read:

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

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

5 2. “Developer” means a person that constructs or creates a land development.

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

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

12 5. “Land development” means the construction of residential dwelling units
13 within the town of Troy in an area that is rezoned under sub. (2).

14 6. “Town of Troy” means the town of Troy in St. Croix County.

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

17 2. The town may purchase the development rights with the grant received from
18 the department of agriculture, trade and consumer protection under s. 20.115 (7) (dr)
19 or from funds received under sub. (2) (a). If the board adopts a resolution requesting
20 the department of agriculture, trade and consumer protection to make the grant
21 payment described under this subdivision, the department shall do so.

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

24 (2) **REZONING.** (a) When the board rezones under s. 91.77 (1), a parcel that is
25 zoned for exclusive agricultural use under subch. V of ch. 91, the board may recover

1 an amount equal to the amount of tax credits that would be subject to a lien, as
2 calculated under s. 91.77 (2) on the parcel. The board may recover that amount either
3 by imposing a lien, in the manner provided in s. 91.19 (8) to (10), on the parcel or by
4 requiring payment from the developer who creates a land development on the parcel.
5 The board may use funds collected under this paragraph only for the purchase of
6 development rights under sub. (1) (b).

7 (b) The provisions of s. 91.77 (2) do not apply to a parcel that is rezoned under
8 par. (a) if the board recovers funds under par. (a).

9 (3) SUNSET PROVISIONS. Subsection (2) does not apply after the first day of the
10 12th month beginning after publication.”.

11 ***b1838/3.4* 858.** Page 763, line 23: after that line insert:

12 ***b1838/3.4* SECTION 1580n.** 60.47 (2) (a) of the statutes is amended to read:

13 60.47 (2) (a) No town may enter into a public contract with an estimated cost
14 of more than \$5,000 but not more than ~~\$10,000~~ \$15,000 unless the town board, or a
15 town official or employe designated by the town board, gives a class 1 notice under
16 ch. 985 before execution of that public contract.

17 ***b1838/3.4* SECTION 1580nc.** 60.47 (2) (b) of the statutes is amended to read:

18 60.47 (2) (b) No town may enter into a public contract with a value of more than
19 ~~\$10,000~~ \$15,000 unless the town board, or a town official or employe designated by
20 the town board, advertises for proposals to perform the terms of the public contract
21 by publishing a class 2 notice under ch. 985. The town board may provide for
22 additional means of advertising for bids.

23 ***b1838/3.4* SECTION 1580ni.** 60.47 (5) of the statutes is amended to read:

1 60.47 (5) EXCEPTION FOR EMERGENCIES AND DONATED MATERIALS AND LABOR. This
2 section is optional with respect to public contracts for the repair and construction of
3 public facilities when damage or threatened damage to the facility creates an
4 emergency, as declared by resolution of the town board, that endangers the public
5 health or welfare of the town. This subsection no longer applies when the town board
6 declares that the emergency no longer exists. This section is optional with respect
7 to a public contract if the materials related to the contract are donated or if the labor
8 that is necessary to execute the public contract is provided by volunteers.”

9 ***b1873/2.1* 859.** Page 763, line 23: after that line insert:

10 ***b1873/2.1* “SECTION 1580m.** 59.79 (13) of the statutes is created to read:

11 59.79 (13) DESIGN-BUILD CONSTRUCTION PROCESS. Let a contract for the
12 construction of a sheriff’s department training academy, that is located in the county,
13 using the design-build construction process, as defined in s. 66.904 (2) (f). Section
14 66.904 (2) (f) to (i), as it applies to a metropolitan sewerage commission acting under
15 that subsection, applies to the board acting under this subsection.”

16 ***b1838/3.5* 860.** Page 764, line 25: after that line insert:

17 ***b1838/3.5* “SECTION 1585m.** 61.55 of the statutes is amended to read:

18 **61.55 Contracts involving over ~~\$10,000~~ \$15,000; how let; exception.** All
19 contracts for public construction, in any such village, exceeding ~~\$10,000~~ \$15,000,
20 shall be let by the village board to the lowest responsible bidder in accordance with
21 s. 66.29 insofar as said section may be applicable. If the estimated cost of any public
22 construction exceeds \$5,000, but is not greater than ~~\$10,000~~ \$15,000, the village
23 board shall give a class 1 notice, under ch. 985, of the proposed construction before
24 the contract for the construction is executed. This provision does not apply to public

1 construction if the materials for such a project are donated or if the labor for such a
2 project is provided by volunteers, and this provision and s. 281.41 are not mandatory
3 for the repair and reconstruction of public facilities when damage or threatened
4 damage thereto creates an emergency, as determined by resolution of the village
5 board, in which the public health or welfare of the village is endangered. Whenever
6 the village board by majority vote at a regular or special meeting declares that an
7 emergency no longer exists, this exemption no longer applies.

8 *b1838/3.5* **SECTION 1588c.** 62.15 (1) of the statutes is amended to read:

9 62.15 (1) CONTRACTS; HOW LET; EXCEPTION FOR DONATED MATERIALS AND LABOR. All
10 public construction, the estimated cost of which exceeds ~~\$10,000~~ \$15,000, shall be let
11 by contract to the lowest responsible bidder; all other public construction shall be let
12 as the council may direct. If the estimated cost of any public construction exceeds
13 \$5,000 but is not greater than ~~\$10,000~~ \$15,000, the board of public works shall give
14 a class 1 notice, under ch. 985, of the proposed construction before the contract for
15 the construction is executed. This provision does not apply to public construction if
16 the materials for such a project are donated or if the labor for such a project is
17 provided by volunteers. The council may also by a vote of three-fourths of all the
18 members-elect provide by ordinance that any class of public construction or any part
19 thereof may be done directly by the city without submitting the same for bids.”

20 *b1005/1.2* **861.** Page 767, line 18: delete lines 18 to 25.

21 *b1005/1.3* **862.** Page 768, line 1: delete lines 1 to 15.

22 *b1875/1.2* **863.** Page 768, line 15: after that line insert:

23 *b1875/1.2* **SECTION 1591k.** 62.231 (6m) of the statutes is created to read:

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

6 ***b1849/6.29* 864.** Page 770, line 2: delete that line and substitute “local
7 governmental unit and provide a range of housing choices that meet the needs of
8 persons of all income levels and of all age groups and persons with special needs,
9 policies and”.

10 ***b1849/6.30* 865.** Page 770, line 13: after “incorporate” insert “state,
11 regional and”.

12 ***b1849/6.31* 866.** Page 773, line 19: after “any” insert “program or”.

13 ***b1849/6.32* 867.** Page 774, line 19: after that line insert:

14 “(s) Any other ordinance, plan or regulation of a local governmental unit that
15 relates to land use.”.

16 ***b1849/6.33* 868.** Page 776, line 4: delete “and the regional planning
17 commission”.

18 ***b1849/6.34* 869.** Page 776, line 6: delete that line and substitute:

19 “2. The clerk of all adjacent local governmental units.”.

20 ***b1849/6.35* 870.** Page 776, line 23: after “developments” insert “and
21 conservation subdivisions”.

22 ***b1849/6.36* 871.** Page 776, line 24: after that line insert:

1 “(a) “Conservation subdivision” means a housing development in a rural
2 setting that is characterized by compact lots and common open space, and where the
3 natural features of land are maintained to the greatest extent possible.”.

4 ***b1849/6.37* 872.** Page 776, line 25: delete “(a)” and substitute “(b)”.

5 ***b1849/6.38* 873.** Page 777, line 1: delete “(b)” and substitute “(c)”.

6 ***b1849/6.40* 874.** Page 777, line 4: before “Not” insert “(a)”.

7 ***b1849/6.39* 875.** Page 777, line 4: delete “ORDINANCE” and substitute
8 “ORDINANCES”.

9 ***b1849/6.41* 876.** Page 777, line 9: after “development” insert “and an
10 ordinance for a conservation subdivision”.

11 ***b1849/6.42* 877.** Page 777, line 9: after that line insert:

12 “(b) The model ordinances developed under par. (a) shall be presented to the
13 chief clerk of each house of the legislature, and shall be referred immediately by the
14 speaker of the assembly and the presiding officer of the senate to the appropriate
15 standing committee in each house. The model ordinances shall be considered to have
16 been approved by a standing committee if within 14 working days of the referral, the
17 committee does not schedule a meeting for the purpose of reviewing the model
18 ordinance. If the committee schedules a meeting for the purpose of reviewing the
19 model ordinance, the ordinance may not be considered to have been approved unless
20 the committee approves the model ordinance.”.

21 ***b1849/6.43* 878.** Page 777, line 11: delete “5,000” and substitute “12,500”.

22 ***b1849/6.44* 879.** Page 777, line 13: after “(2)” insert “(a) if the ordinance is
23 approved under sub. (2) (b)”.

1 ***b1849/6.45* 880.** Page 777, line 15: on lines 15 and 18, delete “5,000” and
2 substitute “12,500”.

3 ***b1849/6.46* 881.** Page 777, line 16: after “(2)” insert “(a) if the ordinance is
4 approved under sub. (2) (b)”.

5 ***b1012/1.1* 882.** Page 778, line 6: delete the material beginning with that
6 line and ending with page 779, line 6.

7 ***b0766/1.1* 883.** Page 779, line 6: after that line insert:

8 ***b0766/1.1* “SECTION 1608p.** 66.085 (2) of the statutes is amended to read:

9 66.085 (2) INTERFERENCE PROHIBITED. The owner or manager of a multiunit
10 dwelling under common ownership, control or management or of a mobile home park
11 or the association or board of directors of a condominium may not prevent a cable
12 operator from providing cable service to a subscriber who is a resident of the
13 multiunit dwelling, mobile home park or of the condominium or interfere with a cable
14 operator providing cable service to a subscriber who is a resident of the multiunit
15 dwelling, mobile home park or of the condominium.”.

16 ***b1938/1.2* 884.** Page 785, line 13: after that line insert:

17 ***b1938/1.2* “SECTION 1617r.** 66.184 of the statutes is amended to read:

18 **66.184 Self-insured health plans.** If a city, including a 1st class city, or a
19 village provides health care benefits under its home rule power, or if a town provides
20 health care benefits, to its officers and employes on a self-insured basis, the
21 self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),
22 632.746 (10)(a) 2. and (b) 2., 632.747 (3), 632.85, 632.853, 632.855, 632.87 (4) and (5),
23 632.895 (9) to (13), 632.896, and 767.25 (4m) (d), ~~767.51 (3m) (d) and 767.62 (4) (b)~~
24 4.”.

1 ***b1906/2.4* 885.** Page 786, line 3: after “(2) (e)” insert “, except s. 16.72 (2)
2 (e) 2.”.

3 ***b1006/2.1* 886.** Page 786, line 18: after that line insert:

4 ***b1006/2.1* “SECTION 1621e.** 66.307 (2) (a) of the statutes is amended to read:
5 66.307 (2) (a) The governing body of a political subdivision, by a two-thirds vote
6 of the members of the governing body who are present when the vote is taken, may
7 enact an ordinance or adopt a resolution declaring itself to be a premier resort area
8 if, except as provided in par. (e), at least 40% of the equalized assessed value of the
9 taxable property within such political subdivision is used by tourism-related
10 retailers.

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

12 66.307 (2) (e) 1. The legislature finds the following with respect to the city of
13 Eagle River:

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

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

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

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

23 ***b1881/2.4* 887.** Page 786, line 19: delete the material beginning with that
24 line and ending with page 788, line 24.

1 ***b1666/13.14* 888.** Page 788, line 19: delete “9139” and substitute “9158”.

***NOTE: Corrects cross-reference.

2 ***b1881/2.5* 889.** Page 788, line 25: substitute “(5r)” for “(5m)”.

3 ***b1881/2.6* 890.** Page 789, line 1: delete that line and substitute:

4 “66.431 (5r) FINANCING OF CERTAIN SCHOOL FACILITIES. (a) *Legislative*
5 *declaration.* The legislature determines that the development of new public schools
6 will help alleviate the substandard conditions described in sub. (2) and will promote
7 the sound growth and economic development of cities and enhance the education of
8 youth in neighborhood settings. The legislature determines that the social and
9 economic problems sought to be addressed are particularly acute in more densely
10 populated areas. The legislature desires to make certain financing and economic
11 tools available in 1st class cities with the view that there are likely to be positive
12 statewide benefits in light of the impact that 1st class cities have on the economy and
13 welfare of the entire state.

14 (b) *Bond issuance for public school facilities.* The authority of a 1st class city
15 may issue up to \$170,000,000 in bonds to finance or refinance the development or
16 redevelopment of sites and facilities to be used for public school facilities by the board
17 of school directors of the school district operating under ch. 119 if all of the following
18 apply:

19 1. The board of school directors of the school district operating under ch. 119
20 requests the issuance of the bonds to implement the report approved under 1999
21 Wisconsin Act (this act), section 9158 (7tw) (b).

22 2. The authority determines that the purposes of the financing are consistent
23 with the 1st class city’s master plan.

1 (c) *Terms and conditions.* The terms and conditions of bonds issued under this
2 subsection shall be those specified in sub. (5) (a) 4. except that it shall not be
3 necessary that the financed property be located in a project area or a blighted area.
4 The bonds may not have a maturity in excess of 20 years and may not be issued later
5 than the first day of the 60th month beginning after the effective date of this
6 paragraph [revisor inserts date].

7 (d) *Designation of special*".

8 *b1881/2.7* **891.** Page 789, line 3: delete "s. 66.066 (2) (e)" and substitute "the
9 resolution authorizing the issuance of bonds under this subsection".

10 *b1881/2.8* **892.** Page 789, line 6: delete "described under sub. (5) (a) 4. d."

11 *b1881/2.9* **893.** Page 789, line 13: delete lines 13 to 16 and substitute:

12 "a. The extent to which and manner by which revenues of the school district
13 operating under ch. 119 are pledged to the payment of the bonds."

14 *b1881/2.10* **894.** Page 789, line 19: after "annual" insert "pledged".

15 *b1881/2.11* **895.** Page 789, line 20: delete "of the authority" and substitute
16 "on the bonds".

17 *b1881/2.12* **896.** Page 789, line 24: substitute "(j)" for "(g)".

18 *b1881/2.13* **897.** Page 790, line 4: before "amount" insert "principal".

19 *b1881/2.14* **898.** Page 790, line 6: substitute "\$170,000,000" for
20 "\$200,000,000".

21 *b1881/2.15* **899.** Page 790, line 11: delete "of bonds by the refunding
22 bonds".

23 *b1881/2.16* **900.** Page 790, line 12: substitute "(j)" for "(g)".

- 1 ***b1881/2.17* 901.** Page 790, line 13: delete “debt of the authority relating”.
- 2 ***b1881/2.18* 902.** Page 790, line 14: delete “to the bonds has” and substitute
3 “bonds of the authority issued under this subsection have”.
- 4 ***b1881/2.19* 903.** Page 790, line 15: substitute “bonds” for “debt”.
- 5 ***b1881/2.20* 904.** Page 790, line 17: substitute “(j)” for “(g)”.
- 6 ***b1881/2.21* 905.** Page 790, line 22: substitute “(e)” for “(b)”.
- 7 ***b1881/2.22* 906.** Page 790, line 25: delete “described under sub. (5) (a) 4.”.
- 8 ***b1881/2.23* 907.** Page 791, line 1: delete “d.”.
- 9 ***b1881/2.24* 908.** Page 791, line 4: substitute “(f)” for “(c)”.
- 10 ***b1881/2.25* 909.** Page 791, line 5: after “authority” insert “for bonds issued
11 under this subsection”.
- 12 ***b1881/2.26* 910.** Page 791, line 6: delete the material beginning with
13 “bonds secured in” and ending with “special debt service reserve fund” on line 7 and
14 substitute “the bonds”.
- 15 ***b1881/2.27* 911.** Page 791, line 8: substitute “the bonds, the purchase or
16 redemption of the” for “these bonds, the purchase or redemption of these”.
- 17 ***b1881/2.28* 912.** Page 791, line 9: on lines 9 and 10, substitute “the” for
18 “these”.
- 19 ***b1881/2.29* 913.** Page 791, line 12: on lines 12 and 19, substitute “(h)” for
20 “(e)”.
- 21 ***b1881/2.30* 914.** Page 791, line 20: substitute “(g)” for “(d)”.
- 22 ***b1881/2.31* 915.** Page 791, line 22: substitute “(h)” for “(e)”.

1 ***b1881/2.32* 916.** Page 791, line 23: after “bonds” insert “under this
2 subsection”.

3 ***b1881/2.33* 917.** Page 792, line 1: substitute “(h)” for “(e)”.

4 ***b1881/2.34* 918.** Page 792, line 3: substitute “(h)” for “(e)”.

5 ***b1881/2.35* 919.** Page 792, line 6: delete “the bonds” and substitute “bonds
6 under this subsection”.

7 ***b1881/2.36* 920.** Page 793, line 5: substitute “(i)” for “(f)”.

8 ***b1881/2.37* 921.** Page 793, line 9: substitute “(j)” for “(g)”.

9 ***b1881/2.38* 922.** Page 793, line 10: on lines 10 and 14, substitute “(h)” for
10 “(e)”.

11 ***b1881/2.39* 923.** Page 793, line 22: after “appropriation.” insert “This
12 paragraph applies only to bonds issued under, and in compliance with, this
13 subsection.”.

14 ***b1881/2.40* 924.** Page 793, line 22: after that line insert:

15 “(k) *Minority contracting provisions.* 1. With regard to a public school
16 construction project that is financed from the proceeds of bonds that are issued under
17 this subsection, a person who is awarded a contract for construction work or
18 professional services shall agree, as a condition to receiving the contract, that at least
19 50% of the employees hired because of the contract will be minority group members,
20 as defined in s. 560.036 (1) (f).

21 2. With regard to a public school construction project that is financed from the
22 proceeds of bonds that are issued under this subsection, at least 50% of the aggregate

1 dollar value of contracts awarded shall be awarded to minority businesses, as defined
2 in s. 560.036 (1) (e), in the following areas:

3 a. Contracts for the construction of a public school.

4 b. Contracts for professional services related to the construction of a public
5 school.

6 (L) *Types of schools.* The proceeds of bonds issued under this subsection may
7 not be used for middle schools, for charter or private schools or for modular schools.”.

8 *b1828/1.1* **925.** Page 794, line 3: after that line insert:

9 *b1828/1.1* “SECTION 1630ed. 66.46 (4) (h) 1. of the statutes is amended to
10 read:

11 66.46 (4) (h) 1. Subject to subds. 2. ~~and~~, 3. and 4., the planning commission may
12 at any time, by resolution, adopt an amendment to a project plan, which amendment
13 shall be subject to approval by the local legislative body and approval of the
14 amendment shall require the same findings as provided in par. (g). Any amendment
15 to a project plan is also subject to review by a joint review board, acting under sub.
16 (4m). Adoption of an amendment to a project plan shall be preceded by a public
17 hearing held by the plan commission at which interested parties shall be afforded a
18 reasonable opportunity to express their views on the amendment. Notice of the
19 hearing shall be published as a class 2 notice, under ch. 985. The notice shall include
20 a statement of the purpose and cost of the amendment and shall advise that a copy
21 of the amendment will be provided on request. Prior to such publication, a copy of
22 the notice shall be sent by 1st class mail to the chief executive officer or administrator
23 of all local governmental entities having the power to levy taxes on property within
24 the district and to the school board of any school district which includes property

1 located within the proposed district. For any county with no chief executive officer
2 or administrator, this notice shall be sent to the county board chairperson.

3 ***b1828/1.1* SECTION 1630ef.** 66.46 (4) (h) 2. of the statutes is amended to read:

4 66.46 (4) (h) 2. Except as provided in ~~subd. subds. 3. and 4.~~, not more than once
5 during the 7 years after the tax incremental district is created, the planning
6 commission may adopt an amendment to a project plan under subd. 1. to modify the
7 district's boundaries by adding territory to the district that is contiguous to the
8 district and that is served by public works or improvements that were created as part
9 of the district's project plan. Expenditures for project costs that are incurred because
10 of an amendment to a project plan to which this subdivision applies may be made for
11 not more than 3 years after the date on which the local legislative body adopts a
12 resolution amending the project plan.

13 ***b1828/1.1* SECTION 1630eh.** 66.46 (4) (h) 4. of the statutes is created to read:

14 66.46 (4) (h) 4. With regard to a village that has a population of less than 10,000,
15 was incorporated in 1914 and is located in a county that has a population of less than
16 25,000 and that contains a portion of the Yellow River and the Chequamegan Waters
17 Flowage, not more than once during the 11 years after the tax incremental district
18 is created, the planning commission may adopt an amendment to a project plan
19 under subd. 1. to modify the district's boundaries by adding territory to the district
20 that is contiguous to the district and that is to be served by public works or
21 improvements that were created as part of the district's project plan. Expenditures
22 for project costs that are incurred because of an amendment to a project plan to which
23 this subdivision applies may be made for not more than 5 years after the date on
24 which the local legislative body adopts a resolution amending the project plan.”.

1 ***b1828/1.2* 926.** Page 795, line 2: after that line insert:

2 ***b1828/1.2* "SECTION 1630he.** 66.46 (5) (c) of the statutes is amended to read:

3 66.46 (5) (c) If the city adopts an amendment to the original project plan for any
4 district which includes additional project costs at least part of which will be incurred
5 after the period specified in sub. (6) (am) 1., the tax incremental base for the district
6 shall be redetermined, if sub. (4) (h) 2. ~~or~~ 3. or 4. applies to the amended project plan,
7 by adding to the tax incremental base the value of the taxable property that is added
8 to the existing district under sub. (4) (h) 2. ~~or~~ 3. or 4. or, if sub. (4) (h) 2. ~~or~~ 3. or 4.
9 does not apply to the amended project plan, under par. (b), as of the January 1 next
10 preceding the effective date of the amendment if the amendment becomes effective
11 between January 2 and September 30, as of the next subsequent January 1 if the
12 amendment becomes effective between October 1 and December 31 and if the
13 effective date of the amendment is January 1 of any year, the redetermination shall
14 be made on that date. The tax incremental base as redetermined under this
15 paragraph is effective for the purposes of this section only if it exceeds the original
16 tax incremental base determined under par. (b).

17 ***b1828/1.2* SECTION 1630hh.** 66.46 (5) (ce) of the statutes is amended to read:

18 66.46 (5) (ce) If the city adopts an amendment, to which sub. (4) (h) 2. ~~or~~ 3.
19 or 4. applies, the tax incremental base for the district shall be redetermined, by
20 adding to the tax incremental base the value of the taxable property that is added
21 to the existing district under sub. (4) (h) 2. ~~or~~ 3. or 4., as of the January 1 next
22 preceding the effective date of the amendment if the amendment becomes effective
23 between January 2 and September 30, as of the next subsequent January 1 if the
24 amendment becomes effective between October 1 and December 31 and if the

1 effective date of the amendment is January 1 of any year, the redetermination shall
2 be made on that date. The tax incremental base as redetermined under this
3 paragraph is effective for the purposes of this section only if it exceeds the original
4 tax incremental base determined under par. (b).”.

5 ***b1828/1.3* 927.** Page 795, line 7: after that line insert:

6 ***b1828/1.3* “SECTION 1630k.** 66.46 (6) (a) of the statutes is amended to read:

7 66.46 (6) (a) If the joint review board approves the creation of the tax
8 incremental district under sub. (4m), positive tax increments with respect to a tax
9 incremental district are allocated to the city which created the district for each year
10 commencing after the date when a project plan is adopted under sub. (4) (g). The
11 department of revenue shall not authorize allocation of tax increments until it
12 determines from timely evidence submitted by the city that each of the procedures
13 and documents required under sub. (4) (d) to (f) have been completed and all related
14 notices given in a timely manner. The department of revenue may authorize
15 allocation of tax increments for any tax incremental district only if the city clerk and
16 assessor annually submit to the department all required information on or before the
17 2nd Monday in June. The facts supporting any document adopted or action taken
18 to comply with sub. (4) (d) to (f) shall not be subject to review by the department of
19 revenue under this paragraph. Thereafter, the department of revenue shall
20 annually authorize allocation of the tax increment to the city that created such a
21 district until the department of revenue receives a notice under sub. (8) and the
22 notice has taken effect under sub. (8) (b), 27 years after the tax incremental district
23 is created if the district is created before October 1, 1995, 38 years after the tax
24 incremental district is created if the district is created before October 1, 1995, and

1 the project plan is amended under sub. (4) (h) 3. or 4. or 23 years after the tax
2 incremental district is created if the district is created after September 30, 1995,
3 whichever is sooner.”.

4 ***b1872/1.1* 928.** Page 795, line 7: after that line insert:

5 ***b1872/1.1* “SECTION 1630ke.** 66.46 (6) (am) 2. c. of the statutes is created to
6 read:

7 66.46 (6) (am) 2. c. Expenditures for project costs for Tax Incremental District
8 Number Six in a city with a population of at least 45,000 that is located in a county
9 that was created in 1853 and that is adjacent to one of the Great Lakes. Such
10 expenditures may be made no later than 13 years after the tax incremental district
11 is created, and may be made through December 31, 2004.”.

12 ***b1936/1.1* 929.** Page 795, line 7: after that line insert:

13 ***b1936/1.1* “SECTION 1630ke.** 66.46 (6) (e) 1. b. of the statutes is amended to
14 read:

15 66.46 (6) (e) 1. b. The Except as provided in subd. 1. c., the donor tax
16 incremental district and the recipient tax incremental district have been created
17 before October 1, 1995.

18 ***b1936/1.1* SECTION 1630ki.** 66.46 (6) (e) 1. c. of the statutes is created to read:

19 66.46 (6) (e) 1. c. With respect to a tax incremental district that has been created
20 by a 1st class city, the donor tax incremental district and the recipient tax
21 incremental district have been created before October 1, 1996.”.

22 ***b1828/1.4* 930.** Page 796, line 2: after that line insert:

23 ***b1828/1.4* “SECTION 1630q.** 66.46 (7) (ar) of the statutes is amended to read:

1 66.46 (7) (ar) Notwithstanding par. (am), 22 years after the last expenditure
2 identified in the project plan is made if the district to which the plan relates is created
3 before October 1, 1995, and the project plan is amended under sub. (4) (h) 3, or 4.”.

4 ***b1827/3.1* 931.** Page 796, line 24: delete lines 24 and 25 and substitute:

5 ***b1827/3.1*** “SECTION 1634a. 66.462 (2) of the statutes is amended to read:”.

6 ***b1827/3.2* 932.** Page 797, line 1: delete “(2) (a)” and substitute “(2)”.

7 ***b1666/13.15* 933.** Page 797, line 7: delete “that is” and substitute “that is”.

 ***NOTE: Corrects striking.

8 ***b1827/3.3* 934.** Page 797, line 12: delete “. If the political”.

9 ***b1827/3.4* 935.** Page 797, line 13: delete lines 13 and 14.

10 ***b1827/3.5* 936.** Page 797, line 15: delete “the environmental pollution
11 which is remediated”.

12 ***b1827/3.6* 937.** Page 797, line 19: delete lines 19 to 21 and substitute:

13 “66.462 (2) (b) No expenditure for an eligible cost may be made by a political
14 subdivision later than 15 years after the environmental remediation tax incremental
15 base is certified by the department under sub. (4).”.

16 ***b1827/3.7* 938.** Page 798, line 18: delete lines 18 to 24.

17 ***b1827/3.8* 939.** Page 799, line 1: delete lines 1 to 9.

18 ***b1827/3.9* 940.** Page 800, line 2: after that line insert:

19 ***b1827/3.9*** “SECTION 1636s. 66.462 (7) (a) of the statutes is amended to read:
20 66.462 (7) (a) Subject to pars. (b) ~~and~~, (c) and (d), the department shall annually
21 authorize the positive environmental remediation tax increment with respect to a
22 parcel of property during the period of certification to the political subdivision that

1 incurred the costs to remediate environmental pollution on the property, except that
2 an authorization granted under this paragraph does not apply after the department
3 receives the notice described under sub. (10) (b).

4 ***b1827/3.9* SECTION 1636u.** 66.462 (7) (d) of the statutes is created to read:

5 66.462 (7) (d) 1. The department may not authorize a positive environmental
6 remediation tax increment under par. (a) to pay otherwise eligible costs that are
7 incurred by the political subdivision after the department of natural resources
8 certifies to the department of revenue that environmental pollution on the parcel of
9 property has been remediated unless the costs are associated with activities, as
10 determined by the department of natural resources, that are necessary to close the
11 site described in the site investigation report.

12 2. The department of natural resources shall certify to the department of
13 revenue the completion of the remediation of environmental pollution at the site
14 described in the site investigation report.”.

15 ***b1012/1.2* 941.** Page 800, line 13: delete the material beginning with that
16 line and ending with page 806, line 9.

17 ***b1171/1.3* 942.** Page 806, line 12: delete “98.25%” and substitute “97.45%”.

18 ~~***b1838/3.6* 943.** Page 806, line 20: after that line insert:~~

19 ~~***b1838/3.6* “SECTION 1643p.** 66.904 (2) (a) of the statutes is amended to read:
20 66.904 (2) (a) Except as provided in par. (b), all work done and all purchases
21 of supplies and materials by the commission shall be by contract awarded to the
22 lowest responsible bidder complying with the invitation to bid, if the work or
23 purchase involves an expenditure of ~~\$7,500~~ \$20,000 or more. If the commission
24 decides to proceed with construction of any sewer after plans and specifications for~~

1 the sewer are completed and approved by the commission and by the department of
2 natural resources under ch. 281, the commission shall advertise by a class 2 notice
3 under ch. 985 for construction bids. All contracts and the awarding of contracts are
4 subject to s. 66.29.”

5 *b1844/3.1* **944.** Page 806, line 20: after that line insert:

6 *b1844/3.1* “SECTION 1640m. 66.94 (9m) of the statutes is created to read:

7 66.94 (9m) LIMIT ON CONTRACTING FOR LIGHT RAIL. Notwithstanding any other
8 provision of this section, no authority may enter into a contract for any purpose
9 related to a light rail mass transit system if the cost of any of the contracted items
10 would be paid for by, or reimbursed with, federal funds received under P.L. 102–240,
11 section 1045, or P.L. 105–277, section 373, or any funds received from the state. This
12 subsection does not apply to any light rail mass transit system that is being
13 constructed on the effective date of this subsection [revisor inserts date]. This
14 subsection does not apply to any funds expended or activity related to a mass transit
15 system that is done under the memorandum of agreement concerning USH 12
16 between Middleton and Lake Delton, Wisconsin, that was executed by the governor,
17 the secretary of transportation, the secretary of natural resources, the county
18 executive of Dane County, the administrative coordinator of Sauk County, and
19 others, and that became effective on April 22, 1999. This subsection does not apply
20 after June 30, 2001.”.

21 *b1873/2.2* **945.** Page 806, line 20: after that line insert:

22 *b1873/2.2* “SECTION 1641m. 66.904 (2) (a) of the statutes is amended to read:

23 66.904 (2) (a) Except for a contract awarded under pars. (f) to (j) and except as
24 provided in par. (b), all work done and all purchases of supplies and materials by the

1 commission shall be by contract awarded to the lowest responsible bidder complying
2 with the invitation to bid, if the work or purchase involves an expenditure of \$7,500
3 \$20,000 or more. If the commission decides to proceed with construction of any sewer
4 after plans and specifications for the sewer are completed and approved by the
5 commission and by the department of natural resources under ch. 281, the
6 commission shall advertise by a class 2 notice under ch. 985 for construction bids.
7 All contracts and the awarding of contracts are subject to s. 66.29, except for a
8 contract awarded under pars. (f) to (j).

9 ***b1873/2.2* SECTION 1641no.** 66.904 (2) (e) of the statutes is amended to read:

10 66.904 (2) (e) Paragraphs (a) to (d) do not apply to contracts awarded under s.
11 66.905. Paragraphs (f) to (j) do apply to contracts awarded under s. 66.905.

12 ***b1873/2.2* SECTION 1641q.** 66.904 (2) (f) to (j) of the statutes are created to
13 read:

14 66.904 (2) (f) In this subsection, “design–build construction process” means a
15 procurement process under which the engineering, design and construction services
16 are provided by a single entity under a process described under par. (g).

17 (g) If the commission wishes to construct a public work under par. (j) using the
18 design–build construction process, the commission shall use a selection process that
19 contains the following procedures:

20 1. The commission shall issue a request for proposals from design–build teams
21 by publishing a class 1 notice under ch. 985. The notice shall include a project
22 statement that describes the space needs and design goals for the project, detailed
23 submission requirements, selection procedures, site information, an outline of
24 specifications for the project, a budget for the project, a project schedule, the
25 composition of the selection panel, the approximate amount of the bond that the

1 commission will require under par. (h) and whether the commission will offer a
2 stipend to unsuccessful design-build teams and, if so, the amount of the stipend.

3 2. Following receipt of the proposals, the commission shall select 5 or less
4 design-build teams to participate in the final stage of the selection process. The
5 selection of teams under this subdivision shall be based on factors that include the
6 background, experience and qualifications of the members of the teams; the financial
7 strength and surety capacity of the teams; the quality of the initial proposal; and the
8 past performance and current workload of the teams. The commission selection
9 panel that selects the teams under this subdivision for the final selection process
10 under subd. 3. may include design and construction professionals who work for the
11 commission or are hired by the commission to assist in the selection, commissioners
12 and representatives from the unit of the commission that will use the facility that is
13 to be constructed under the selection process described in this paragraph.

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

1 (h) If the commission selects a design-build team under par. (g) 3. and enters
2 into a contract for the construction of the project, the design-build team shall obtain
3 bonding, in an amount specified by the commission, to guarantee completion of the
4 project according to the terms of the contract.

5 (i) 1. In this paragraph:

6 a. "Minority business" has the meaning given in s. 560.036 (1) (e).

7 b. "Minority group member" has the meaning given in s. 560.036 (1) (f).

8 c. "Women's business" means a sole proprietorship, partnership, joint venture
9 or corporation that is at least 51% owned, controlled and actively managed by
10 women.

11 2. The commission shall ensure that, for construction work and professional
12 services contracts that relate to a public work under par. (j) for which the
13 design-build construction process is used, a person who is awarded such a contract
14 by the commission shall agree, as a condition to receiving the contract, that his or her
15 goal shall be to ensure that at least 25% of the employees hired because of the contract
16 will be minority group members and at least 5% of the employees hired because of the
17 contract will be women.

18 3. It shall be a goal of the commission to ensure that at least 25% of the
19 aggregate dollar value of all contracts awarded by the commission in the following
20 areas shall be awarded to minority businesses and at least 5% of the aggregate dollar
21 value of all contracts awarded by the commission in the following areas shall be
22 awarded to women's businesses:

23 a. Construction contracts that relate to a public work under par. (j) for which
24 the design-build construction process is used.

1 b. Professional services contracts that relate to a public work under par. (j) for
2 which the design–build construction process is used.

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

7 5. a. The commission shall hire an independent person to monitor the
8 commission’s compliance with minority contracting goals under subds. 2., 3. and 4.
9 The person hired shall have previous experience working with minority group
10 members. The commission shall develop a mechanism to receive regular reports
11 from the person hired with respect to the results of the person’s studies of compliance
12 with minority contracting goals.

13 b. If the commission or a contractor is unable to meet the goals under subd. 2.,
14 3. or 4., the person hired under subd. 5. a. shall assess whether the commission or
15 contractor made a good faith effort to reach the goals. In determining whether a good
16 faith effort was made to meet the goals, the person hired shall consider all of the
17 factors listed in subd. 6.

18 6. The factors to be considered under subd. 5. b. are:

19 a. The supply of eligible minority businesses and women’s businesses that have
20 the financial capacity, technical capacity and previous experience in the areas in
21 which contracts were awarded.

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

1 c. The extent to which the commission or contractors advertised for and
2 aggressively solicited bids from eligible minority businesses and women's
3 businesses, as described in subd. 6. a., and the extent to which eligible minority
4 businesses and women's businesses submitted bids.

5 (j) Any contract for public construction under sub. (1), for any of the following
6 projects, may be let using the design-build construction process:

7 1. Central metropolitan interceptor sewer projects.

8 2. Any projects that are required to implement the department of natural
9 resources-approved 2010 facility plan.

10 3. Watercourse flood control projects for any of the following:

11 a. Menomonee River.

12 b. Root River.

13 c. Kinnickinnic River.

14 d. Lincoln Creek.”.

15 *b0904/1.1* **946.** Page 808, line 25: after that line insert:

16 *b0904/1.1* “SECTION 1647c. 67.04 (5) (b) 4. of the statutes is created to read:

17 67.04 (5) (b) 4. To pay unfunded prior service liability contributions under the
18 Wisconsin retirement system if all of the proceeds of the note will be used to pay for
19 such contributions.”.

20 *b1649/2.2* **947.** Page 810, line 5: delete “Thirteen dollars and 40 cents” and
21 substitute “Fourteen dollars”.

22 *b1061/1.1* **948.** Page 811, line 18: after that line insert:

23 *b1061/1.1* “SECTION 1653d. 70.111 (3) of the statutes is amended to read:

1 70.111 (3) BOATS. Watercraft employed regularly in interstate traffic-
2 ~~Watercraft, watercraft~~ laid up for repairs.—All, all pleasure watercraft used for
3 recreational purposes.—~~Commercial, commercial~~ fishing boats.—~~Charter and~~
4 equipment that is used by commercial fishing boats, charter sailboats and charter
5 boats, other than sailboats, that are used for tours.”.

6 ***b1168/1.1* 949.** Page 811, line 18: after that line insert:

7 ***b1168/1.1* “SECTION 1653d.** 70.111 (24) of the statutes is created to read:

8 70.111 (24) MOTION PICTURE THEATER EQUIPMENT. Projection equipment, sound
9 systems and projection screens that are owned and used by a motion picture
10 theater.”.

11 ***b1170/1.1* 950.** Page 811, line 18: after that line insert:

12 ***b1170/1.1* “SECTION 1653f.** 70.111 (25) of the statutes is created to read:

13 70.111 (25) DIGITAL BROADCASTING EQUIPMENT. Digital broadcasting equipment
14 owned and used by a radio station or a television station, except that this subsection
15 does not apply to digital broadcasting equipment that is owned and used by a cable
16 television system, as defined in s. 66.082 (2) (d).”.

17 ***b1918/1.1* 951.** Page 811, line 18: after that line insert:

18 ***b1918/1.1* “SECTION 1653b.** 70.11 (39) of the statutes is amended to read:

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

automatic teller machines^s

1 computerized components or telephone systems, including equipment that is used
2 to provide telecommunications services, as defined in s. 76.80 (3). ~~This subsection~~
3 ~~does not apply to automatic teller machines.~~

4 *b0848/1.6* **952.** Page 812, line 2: after that line insert:

5 *b0848/1.6* "SECTION 1660m. 70.58 of the statutes is amended to read:

6 **70.58 Forestation state tax.** There is levied an annual tax of two-tenths of
7 one mill for each dollar of the assessed valuation of the property of the state as
8 determined by the department of revenue under s. 70.57, for the purpose of
9 acquiring, preserving and developing the forests of the state and for the purpose of
10 forest crop law and county forest law administration and aid payments, for grants
11 to forestry cooperatives under s. 36.56, and for the acquisition, purchase and
12 development of forests described under s. 25.29 (7) (a) and (b), the proceeds of the tax
13 to be paid into the conservation fund. The tax shall not be levied in any year in which
14 general funds are appropriated for the purposes specified in this section, equal to or
15 in excess of the amount which the tax would produce."

16 *b1856/2.1* **953.** Page 812, line 2: after that line insert:

17 *b1856/2.1* "SECTION 1655L. 70.32 (2) (c) 1. of the statutes is amended to read:

18 70.32 (2) (c) 1. "Agricultural land" means land, exclusive of buildings and
19 improvements, that is devoted primarily to agricultural use, as defined by rule,
20 except that "agricultural land" does not include land that generated less than \$2,000
21 in gross farm profits resulting from agricultural use as defined under s. 91.01 (1) in
22 the preceding year."

23 *b1882/1.1* **954.** Page 812, line 2: after that line insert:

24 *b1882/1.1* "SECTION 1655p. 70.337 (5) of the statutes is amended to read:

1 70.337 (5) Each person that is required to file a report under sub. (1) shall pay
2 a reasonable fee that is sufficient to defray the costs to the taxation district of
3 distributing and reviewing the forms under sub. (1) and of preparing the form for the
4 department of revenue under sub. (2). The amount of the fee shall be established by
5 the governing body of the taxation district. This subsection does not apply to a church
6 or religious association that is required to file a report under sub. (1).”

7 ***b1897/2.1* 955.** Page 812, line 3: delete lines 3 to 16.

8 ***b1897/2.2* 956.** Page 822, line 6: delete lines 6 to 11.

9 ***b1897/2.3* 957.** Page 823, line 21: delete the material beginning with that
10 line and ending with page 824, line 17.

11 ***b1181/3.1* 958.** Page 825, line 14: after that line insert:

12 ***b1181/3.1* “SECTION 1674v.** 71.04 (1) (a) of the statutes is amended to read:

13 71.04 (1) (a) All income or loss of resident individuals and resident estates and
14 trusts shall follow the residence of the individual, estate or trust. Income or loss of
15 nonresident individuals and nonresident estates and trusts from business, not
16 requiring apportionment under sub. (4), (10) or (11), shall follow the situs of the
17 business from which derived, except that all income that is realized from the sale of
18 or purchase and subsequent sale or redemption of lottery prizes if the winning tickets
19 were originally bought in this state shall be allocated to this state. All items of
20 income, loss and deductions of nonresident individuals and nonresident estates and
21 trusts derived from a tax-option corporation not requiring apportionment under
22 sub. (9) shall follow the situs of the business of the corporation from which derived,
23 except that all income that is realized from the sale of or purchase and subsequent
24 sale or redemption of lottery prizes if the winning tickets were originally bought in

1 this state shall be allocated to this state. Income or loss of nonresident individuals
2 and nonresident estates and trusts derived from rentals and royalties from real
3 estate or tangible personal property, or from the operation of any farm, mine or
4 quarry, or from the sale of real property or tangible personal property shall follow the
5 situs of the property from which derived. Income from personal services of
6 nonresident individuals, including income from professions, shall follow the situs of
7 the services. A nonresident limited partner's distributive share of partnership
8 income shall follow the situs of the business, except that all income that is realized
9 from the sale of or purchase and subsequent sale or redemption of lottery prizes if
10 the winning tickets were originally bought in this state shall be allocated to this
11 state. A nonresident limited liability company member's distributive share of
12 limited liability company income shall follow the situs of the business, except that
13 all income that is realized from the sale of or purchase and subsequent sale or
14 redemption of lottery prizes if the winning tickets were originally bought in this state
15 shall be allocated to this state. Income of nonresident individuals, estates and trusts
16 from the state lottery under ch. 565 is taxable by this state. Income of nonresident
17 individuals, estates and trusts from any multijurisdictional lottery under ch. 565 is
18 taxable by this state, but only if the winning lottery ticket or lottery share was
19 purchased from a retailer, as defined in s. 565.01 (6), located in this state or from the
20 department. Income of nonresident individuals, nonresident trusts and nonresident
21 estates from pari-mutuel winnings or purses under ch. 562 is taxable by this state.
22 Income of nonresident individuals, estates and trusts from winnings from a casino
23 or bingo hall that is located in this state and that is operated by a Native American
24 tribe or band shall follow the situs of the casino or bingo hall. All other income or loss
25 of nonresident individuals and nonresident estates and trusts, including income or

1 loss derived from land contracts, mortgages, stocks, bonds and securities or from the
 2 sale of similar intangible personal property, shall follow the residence of such
 3 persons, except as provided in par. (b) and sub. (9), except that all income that is
 4 realized from the sale of or purchase and subsequent sale or redemption of lottery
 5 prizes if the winning tickets were originally bought in this state shall be allocated
 6 to this state.”.

7 *b1897/2.4* **959.** Page 825, line 15: delete the material beginning with that
 8 line and ending with page 829, line 15.

9 *b1897/2.5* **960.** Page 829, line 19: after “of the service” insert “, except as
 10 provided in subd. 4”.

11 *b1897/2.6* **961.** Page 830, line 14: after that line insert:

12 “4. If the benefit of a service is received in this state, as provided under this
 13 subsection, and the taxpayer submits evidence to the department that another state
 14 that has jurisdiction to tax the service attributes the receipts from the service to that
 15 state to determine the income that is taxable by that state, the taxpayer may elect,
 16 by a method prescribed by the department, to attribute the receipts from the service
 17 to this state in proportion to the direct cost of performing such service in this state
 18 as compared to the total direct cost of performing the service in all states that have
 19 jurisdiction to tax such service.”.

20 *b1897/2.7* **962.** Page 830, line 15: delete the material beginning with that
 21 line and ending with page 833, line 8. 833 8

22 *b1181/3.2* **963.** Page ~~802~~ 833, line 21: after that line insert:

23 *b1181/3.2* “SECTION 1682pd. 71.04 (9) of the statutes is amended to read:

1 71.04 (9) NONRESIDENT INCOME FROM MULTISTATE TAX-OPTION CORPORATION.
2 Nonresident individuals and nonresident estates and trusts deriving income from a
3 tax-option corporation which is engaged in business within and without this state
4 shall be taxed only on the income of the corporation derived from business transacted
5 and property located in this state and losses and other items of the corporation
6 deductible by such shareholders shall be limited to their proportionate share of the
7 Wisconsin loss or other item, except that all income that is realized from the sale of
8 or purchase and subsequent sale or redemption of lottery prizes if the winning tickets
9 were originally bought in this state shall be allocated to this state. For purposes of
10 this subsection, all intangible income of tax-option corporations passed through to
11 shareholders is business income that follows the situs of the business, except that all
12 income that is realized from the sale of or purchase and subsequent sale or
13 redemption of lottery prizes if the winning tickets were originally bought in this state
14 shall be allocated to this state.”.

15 ***b1181/3.3* 964.** Page 834, line 22: after that line insert:

16 ***b1181/3.3*** “SECTION 1685c. 71.05 (6) (b) 9. of the statutes is amended to read:

17 71.05 (6) (b) 9. On assets held more than one year and on all assets acquired
18 from a decedent, 60% of the capital gain as computed under the internal revenue
19 code, not including capital gains for which the federal tax treatment is determined
20 under section 406 of P.L. 99-514 ~~and~~; not including amounts treated as ordinary
21 income for federal income tax purposes because of the recapture of depreciation or
22 any other reason; and not including amounts treated as capital gain for federal
23 income tax purposes from the sale or exchange of a lottery prize. For purposes of this

1 subdivision, the capital gains and capital losses for all assets shall be netted before
2 application of the percentage.”.

3 ***b1009/1.1* 965.** Page 836, line 7: after that line insert:

4 ***b1009/1.1*** “SECTION 1688f. 71.05 (6) (b) 30. of the statutes is created to read:

5 71.05 (6) (b) 30. For taxable years beginning after December 31, 1998, any
6 settlement received for claims against any person for any recovered assets, or any
7 amount of assets or any gain generated on such assets, that were stolen from, hidden
8 from or otherwise lost by an individual who was persecuted by Nazi Germany or any
9 Axis regime during any period from 1933 to 1945 and have been recovered, returned
10 or otherwise paid to the original victim or his or her heirs or beneficiaries. The assets
11 to which this subdivision applies includes cash, bonds, stocks, deposits in a financial
12 institution, proceeds from a life or other type of insurance policy, jewelry, precious
13 metals, artwork or any other item of value owned by such a victim during any period
14 from 1920 to 1945.”.

15 ***b1010/3.1* 966.** Page 836, line 7: after that line insert:

16 ***b1010/3.1*** “SECTION 1688h. 71.05 (6) (b) 31. of the statutes is created to read:

17 71.05 (6) (b) 31. An amount paid by an employer to an employe for the purchase
18 of a public transportation pass, token or fare card, or the value of such a pass, token
19 or fare card provided by an employer to an employe, if the money provided for, or the
20 value of, the pass, token or fare card exceeds the amount that may be excluded from
21 federal gross income under section 132 (a) (5) of the Internal Revenue Code for a
22 transit pass under section 132 (f) (1) (B) of the Internal Revenue Code per month.”.

23 ***b1891/1.1* 967.** Page 847, line 6: after that line insert:

1 ***b1891/1.1* SECTION 1707g.** 71.07 (2di) (a) (intro.) of the statutes is amended
2 to read:

3 71.07 (2di) (a) (intro.) Except as provided in pars. (dm) and (f) and s. 73.03 (35),
4 for any taxable year for which the person is ~~certified under s. 560.765 (3) for entitled~~
5 under s. 560.795 (3) to claim tax benefits, any person may claim as a credit against
6 taxes otherwise due under this chapter 2.5% of the purchase price of depreciable,
7 tangible personal property, or 1.75% of the purchase price of depreciable, tangible
8 personal property that is expensed under section 179 of the internal revenue code for
9 purposes of the taxes under this chapter, except that:

10 ***b1891/1.1* SECTION 1707h.** 71.07 (2di) (a) 1. of the statutes is amended to
11 read:

12 71.07 (2di) (a) 1. The investment must be in property that is purchased after
13 the person is ~~certified under s. 560.765 (3) for entitled under s. 560.795 (3) to claim~~
14 tax benefits and that is used for at least 50% of its use in the conduct of the person's
15 business operations ~~for which the claimant is certified under s. 560.765 (3) at a~~
16 location in a development zone under subch. VI of ch. 560 or, if the property is mobile,
17 the base of operations of the property for at least 50% of its use must be a location
18 in a development zone.

19 ***b1891/1.1* SECTION 1707j.** 71.07 (2di) (d) 1. of the statutes is amended to
20 read:

21 71.07 (2di) (d) 1. A copy of ~~the claimant's certification for a verification from~~
22 the department of commerce that the claimant may claim tax benefits under s.
23 ~~560.765 (3) 560.795 (3).~~

24 ***b1891/1.1* SECTION 1707k.** 71.07 (2di) (f) of the statutes is amended to read:

1 71.07 (2di) (f) If ~~the certification of a person for who is entitled under s. 560.795~~
2 ~~(3) to claim~~ tax benefits under ~~s. 560.765 (3) is revoked~~ becomes ineligible for such
3 tax benefits, that person may claim no credits under this subsection for the taxable
4 year that includes the day on which the ~~certification is revoked~~ person becomes
5 ineligible for tax benefits or succeeding taxable years and that person may carry over
6 no unused credits from previous years to offset tax under this chapter for the taxable
7 year that includes the day on which ~~certification is revoked~~ the person becomes
8 ineligible for tax benefits or succeeding taxable years.

9 ***b1891/1.1* SECTION 1707L.** 71.07 (2di) (g) of the statutes is amended to read:

10 71.07 (2di) (g) If a person who is ~~certified under s. 560.765 (3) for~~ entitled under
11 s. 560.795 (3) to claim tax benefits ceases business operations in the development
12 zone during any of the taxable years that that zone exists, that person may not carry
13 over to any taxable year following the year during which operations cease any
14 unused credits from the taxable year during which operations cease or from previous
15 taxable years.

16 ***b1891/1.1* SECTION 1707m.** 71.07 (2di) (i) of the statutes is amended to read:

17 71.07 (2di) (i) No credit may be claimed under this subsection for taxable years
18 that begin ~~on January 1, 1998, or thereafter~~ after December 31, 1997, and end before
19 January 1, 2000. Credits under this subsection for taxable years that begin before
20 January 1, 1998, may be carried forward to taxable years that begin on January 1,
21 1998, or thereafter.”.

22 ***b1891/1.2* 968.** Page 848, line 2: delete the material beginning with
23 “certified” and ending with “(3)” on line 3 and substitute “entitled under s. 560.795
24 (3) to claim tax benefits or certified under s. 560.765 (3) or 560.797 (4)”.

1 ***b1891/1.3* 969.** Page 848, line 11: after that line insert:

2 ***b1891/1.3*** “SECTION 1709b. 71.07 (2dx) (c) of the statutes is amended to read:

3 71.07 (2dx) (c) *Credit precluded.* If the certification of a person for tax benefits
4 under s. 560.765 (3) or 560.797 (4) is revoked, or if the person becomes ineligible for
5 tax benefits under s. 560.795 (3), that person may not claim credits under this
6 subsection for the taxable year that includes the day on which the certification is
7 revoked; the taxable year that includes the day on which the person becomes
8 ineligible for tax benefits; or succeeding taxable years and that person may not carry
9 over unused credits from previous years to offset tax under this chapter for the
10 taxable year that includes the day on which certification is revoked; the taxable year
11 that includes the day on which the person becomes ineligible for tax benefits; or
12 succeeding taxable years.

13 ***b1891/1.3* SECTION 1709bb.** 71.07 (2dx) (d) of the statutes is amended to
14 read:

15 71.07 (2dx) (d) *Carry-over precluded.* If a person who is entitled under s.
16 560.795 (3) to claim tax benefits or certified under s. 560.765 (3) or 560.797 (4) for tax
17 benefits ceases business operations in the development zone during any of the
18 taxable years that that zone exists, that person may not carry over to any taxable
19 year following the year during which operations cease any unused credits from the
20 taxable year during which operations cease or from previous taxable years.”.

21 ***b1897/2.8* 970.** Page 849, line 3: delete lines 3 to 7.

22 ~~***b1639/2.5* 971.** Page 849, line 7: after that line insert:~~

23 ~~***b1639/2.5*** “SECTION 1710h. 71.07 (3m) (b) 1. a. of the statutes is amended to~~
24 read:

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

9 *b1888/4.16* **972.** Page 849, line 7: after that line insert:

10 *b1888/4.16* "SECTION 1710db. 71.07 (3m) (b) 1. a. of the statutes is amended
 11 to read:

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

20 *b1888/4.16* SECTION 1710dc. 71.07 (3m) (b) 1. a. of the statutes, as affected
 21 by 1999 Wisconsin Act ... (this act), is repealed and recreated to read:

22 71.07 (3m) (b) 1. a. Subject to the limitations provided in this subsection and
 23 s. 71.80 (3) and (3m), a claimant may claim as a credit against Wisconsin income
 24 taxes otherwise due, the amount derived under par. (c). If the allowable amount of

1 claim exceeds the income taxes otherwise due on the claimant's income or if there are
 2 no Wisconsin income taxes due on the claimant's income, the amount of the claim not
 3 used as an offset against income taxes shall be certified to the department of
 4 administration for payment to the claimant by check, share draft or other draft paid
 5 from the ~~appropriation~~ ^{appropriations} under s. 20.835 (2) (q) ^(ka) and

6 *b1888/4.16* SECTION 1710dd. 71.07 (3m) (c) 3. of the statutes, as created by
 7 1999 Wisconsin Act 5, is amended to read:

8 71.07 (3m) (c) 3. The department shall annually adjust the percentage that is
 9 used to determine the amount of a claim under subd. 1. based on the estimated
 10 number of claims and the amount estimated to be expended from the appropriation
 11 under s. 20.835 (2) (q) (dn), as determined under s. 79.13. The department shall
 12 incorporate the annually adjusted percentage into the income tax forms and
 13 instructions.

14 *b1888/4.16* SECTION 1710de. 71.07 (3m) (c) 3. of the statutes, as affected by
 15 1999 Wisconsin Act (this act), is repealed and recreated to read:

16 71.07 (3m) (c) 3. The department shall annually adjust the percentage that is
 17 used to determine the amount of a claim under subd. 1. based on the estimated
 18 number of claims and the amount estimated to be expended from the appropriation
 19 under s. 20.835 (2) (q), as determined under s. 79.13. The department shall
 20 incorporate the annually adjusted percentage into the income tax forms and
 21 instructions.”.

22 *b1870/2.1* 973. Page 849, line 13: after “labor union” insert “, to travel
 23 expenses or to home office expenses”.

24 *b1870/2.2* 974. Page 849, line 18: delete lines 18 to 20.