

1           **\*b1775/3.1\* 574.** Page 447, line 12: after that line insert:

2           **\*b1775/3.1\*** “SECTION 665vm. 23.0962 (3) of the statutes is created to read:

3           23.0962 (3) (a) In this subsection:

4           1. “Local governmental unit” means county or town.

5           2. “Special zoning permission” has the meaning given in s. 59.69 (15) (g).

6           (b) Notwithstanding s. 18.04 (1) and (2), the building commission may  
7 authorize public debt to be contracted, and the department may make a grant from  
8 the appropriation under s. 20.370 (5) (cq), for the property known as Black Point  
9 Estate only if all of the following apply:

10           1. A substantially completed application for any necessary special zoning  
11 permission for the property has been submitted before December 1, 1999, to the  
12 applicable local governmental unit.

13           2. The necessary special zoning permission, based on the application submitted  
14 before December 1, 1999, is granted.”.

15           **\*b1743/6.36\* 575.** Page 449, line 16: delete “\$500,000,” and substitute  
16 “\$750,000.”.

17           **\*b1743/6.37\* 576.** Page 450, line 13: after that line insert:

18           “(2m) ROCK RIVER; RECREATIONAL CORRIDOR. (a) From the appropriation under  
19 s. 20.866 (2) (tz), the department shall provide funding to the city of Janesville under  
20 the urban rivers grant program under s. 30.277 for the Rock River recreational  
21 corridor. The amount provided by the department under this paragraph may not  
22 exceed that amount that equals the matching contributions made for the corridor by  
23 the city of Janesville or \$100,000, whichever is less. The requirements for matching  
24 contributions under s. 30.277 (5) shall apply.

1 (b) The funding under par. (a) is in addition to any encumbrance or expenditure  
2 approved by the joint committee on finance under s. 23.0915 (4) for the Rock River  
3 recreational corridor.”

4 \*b1743/6.38\* **577.** Page 450, line 17: delete “\$100,000” and substitute  
5 “\$125,000”.

6 \*b1743/6.39\* **578.** Page 450, line 25: after that line insert:

7 “(3m) RIB MOUNTAIN STATE PARK. From the appropriation under s. 20.866 (2)  
8 (ta) or (tz) or both, the department shall provide funding in the amount of \$500,000  
9 to rebuild a chalet at Rib Mountain State Park. The department shall determine how  
10 the moneys being provided under this subsection will be allocated between the  
11 appropriations under s. 20.866 (2) (ta) and (tz). For purposes of s. 23.0915 (1),  
12 moneys provided from the appropriation under s. 20.866 (2) (tz) shall be treated as  
13 moneys expended for general property development. For purposes of s. 23.0917,  
14 moneys provided from the appropriation under s. 20.866 (2) (ta) shall be treated as  
15 moneys obligated under the subprogram for property development and local  
16 assistance.”

17 \*b1743/6.40\* **579.** Page 451, line 23: after that line insert:

18 “(6) SHEBOYGAN; RIVERFRONT PARK. From the appropriation under s. 20.866 (2)  
19 (tz), the department shall provide \$173,763 for the development and expansion of  
20 Workers Water Street Riverfront Park in the city of Sheboygan. For purposes of s.  
21 23.0915 (1), moneys provided from the appropriation under s. 20.866 (2) (tz) shall be  
22 treated as moneys expended for any of the purposes specified under s. 23.0915 (1) (a)  
23 to (k) or any combination of those purposes.

24 \*b1743/6.40\* **SECTION 671mn.** 23.198 of the statutes is created to read:

1           **23.198 Milwaukee Lakeshore State Park. (1) STEWARDSHIP FUNDING. (a)**

2           From the appropriation under s. 20.866 (2) (ta), the department shall provide up to  
3           \$1,500,000 for the development of a state park which will provide access to Lake  
4           Michigan in the city of Milwaukee. For purposes of s. 23.0917, moneys provided  
5           under this paragraph shall be treated as moneys obligated under the subprogram for  
6           property development and local assistance.

7           (b) From the appropriation under s. 20.866 (2) (tz), the department shall  
8           provide up to \$500,000 for development of a state park as described in par. (a). For  
9           purposes of s. 23.0915 (1), moneys provided under this paragraph shall be treated as  
10          moneys expended for general property development.

11          **(2) OTHER FUNDING. (a)** The department shall expend the following amounts  
12          from the appropriation under s. 20.370 (5) (cq) for the development of a state park  
13          as described in sub. (1):

14           1. Up to \$2,400,000 of the moneys appropriated from that appropriation for  
15          fiscal year 1999–2000.

16           2. Up to \$2,000,000 of the moneys appropriated from that appropriation for  
17          fiscal year 2000–01.

18          (b) Of the amounts authorized for expenditure under par. (a) 1., the department  
19          shall provide up to \$400,000 to the Milwaukee Art Museum for the construction of  
20          a breakwater.

21          (c) Beginning on July 1, 2000, the department shall expend from the  
22          appropriation under s. 20.370 (7) (fs) \$1,000,000 for a state park as described in sub.  
23          (1).”.

24          **\*b1054/2.1\* 580.** Page 457, line 16: after that line insert:

1           **\*b1054/2.1\*** “SECTION 672p. 23.317 of the statutes is created to read:

2           **23.317 In-service training.** At least once during each fiscal biennium, the  
3 department shall offer an in-service training course that provides training on the  
4 topic of natural resources and public relations. The department may offer the  
5 training course in one or more sessions during the fiscal biennium. The department  
6 shall model its training course on the training course on the topic of natural resources  
7 and public relations that is part of the course offerings of the University of  
8 Wisconsin–Stevens Point on the effective date of this section .... [revisor inserts  
9 date].”.

10           **\*b1070/1.1\* 581.** Page 459, line 21: after that line insert:

11           **\*b1070/1.1\*** “SECTION 681g. 23.33 (4) (c) (title) of the statutes is amended to  
12 read:

13           23.33 (4) (c) (title) *Exceptions; municipal, state and utility operations; races and*  
14 *derbies; land surveying operations.*

15           **\*b1070/1.1\* SECTION 681h.** 23.33 (4) (c) 1m. of the statutes is created to read:

16           23.33 (4) (c) 1m. Paragraphs (a) and (b) do not apply to the operator of an  
17 all-terrain vehicle who is engaged in land surveying operations, if safety does not  
18 require strict adherence to the restrictions under pars. (a) and (b).”.

19           **\*b0947/1.2\* 582.** Page 462, line 7: after that line insert:

20           **\*b0947/1.2\*** “SECTION 689b. 24.61 (2) (a) (title) of the statutes is amended to  
21 read:

22           24.61 (2) (a) (title) *Authorized investments by board.*

23           **\*b0947/1.2\* SECTION 689d.** 24.61 (2) (a) 3. of the statutes is amended to read:

24           24.61 (2) (a) 3. Bonds and notes of this state.

1           **\*b0947/1.2\* SECTION 689fh.** 24.61 (2) (b) of the statutes is amended to read:  
2           24.61 (2) (b) *Deposited with state treasurer.* All bonds, notes and other  
3 securities so purchased under par. (a) shall be deposited with the state treasurer.

4           **\*b0947/1.2\* SECTION 689j.** 24.61 (2) (c) of the statutes is created to read:  
5           24.61 (2) (c) *Delegation of investment authority to investment board.* The board  
6 may delegate to the investment board the authority to invest part or all of the moneys  
7 belonging to the trust funds. If the board delegates the authority, the investment  
8 board may invest the moneys belonging to the trust funds in any manner authorized  
9 for the investment of any funds specified in s. 25.17 (1).

10           **\*b0947/1.2\* SECTION 689L.** 24.62 (1) of the statutes is amended to read:  
11           24.62 (1) Except as authorized in sub. (2), the board shall deduct its expenses  
12 incurred in administering investments and loans under s. 24.61 from the gross  
13 receipts of the fund to which the interest and income of the investment or loan will  
14 be added. If the board delegates to the investment board the authority to invest part  
15 or all of the moneys belonging to the trust funds, the investment board shall deduct  
16 its expenses incurred in administering investments under s. 24.61 from the gross  
17 receipts of the fund to which the interest and income of the investment will be  
18 added.”

19           **\*b0947/1.3\* 583.** Page 463, line 14: after that line insert:

20           **\*b0947/1.3\* “SECTION 694s.** 25.16 (8) of the statutes is created to read:  
21           25.16 (8) The executive director shall assign an investment professional to  
22 assist the board of commissioners of public lands in establishing and maintaining  
23 investment objectives with respect to the investment of the assets of the agricultural  
24 college fund, the common school fund, the normal school fund and the university

1 fund. An amount equal to the cost of any services rendered to the board of  
2 commissioners of public lands under this subsection shall be deducted from the gross  
3 receipts of the fund to which the moneys invested belong and shall be credited to the  
4 appropriation account under s. 20.536 (1) (k).”.

5 \*b0947/1.4\* **584.** Page 464, line 2: after that line insert:

6 \*b0947/1.4\* “SECTION 695b. 25.17 (1) (ah) of the statutes is created to read:  
7 25.17 (1) (ah) Agricultural college fund (s. 24.82), but subject to the terms of  
8 delegation under s. 24.61 (2) (c);

9 \*b0947/1.4\* SECTION 695m. 25.17 (1) (ax) of the statutes is created to read:  
10 25.17 (1) (ax) Common school fund (s. 24.76), but subject to the terms of  
11 delegation under s. 24.61 (2) (c);”.

12 \*b1931/1.9\* **585.** Page 464, line 2: after that line insert:

13 \*b1931/1.9\* “SECTION 697b. 25.17 (1) (ai) of the statutes is created to read:  
14 25.17 (1) (ai) Air quality improvement fund (s. 25.97);”.

15 \*b0947/1.5\* **586.** Page 464, line 8: after that line insert:

16 \*b0947/1.5\* “SECTION 698c. 25.17 (1) (kd) of the statutes is created to read:  
17 25.17 (1) (kd) Normal school fund (s. 24.80), but subject to the terms of  
18 delegation under s. 24.61 (2) (c);”.

19 \*b0947/1.6\* **587.** Page 464, line 10: after that line insert:

20 \*b0947/1.6\* “SECTION 699m. 25.17 (1) (xLm) of the statutes is created to read:  
21 25.17 (1) (xLm) University fund (s. 24.81), but subject to the terms of delegation  
22 under s. 24.61 (2) (c);

23 \*b0947/1.6\* SECTION 699s. 25.17 (1) (zm) of the statutes is amended to read:

1           25.17 (1) (zm) All other funds of the state or of any state department or  
2 institution, ~~except funds which under article X of the constitution are controlled and~~  
3 ~~invested by the board of commissioners of public lands, funds which are required by~~  
4 specific provision of law to be controlled and invested by any other authority, and  
5 moneys in the ~~university~~ University of Wisconsin trust funds, and in the trust funds  
6 of the state universities.”.

7           **\*b1931/1.10\* 588.** Page 464, line 10: after that line insert:

8           **\*b1931/1.10\* “SECTION 699m.** 25.17 (1) (xm) of the statutes is created to read:  
9 25.17 (1) (xm) Utility public benefits fund (s. 25.96);”.

10           **\*b1813/5.5\* 589.** Page 464, line 11: delete lines 11 to 22.

11           **\*b1813/5.6\* 590.** Page 465, line 17: after that line insert:

12           **\*b1813/5.6\* “SECTION 701p.** 25.187 of the statutes is created to read:

13           **25.187 Operating expenditures.** (1) In this section, “operating  
14 expenditures” include all costs and expenses incurred by the investment board for  
15 the purpose of operating the board and managing the assets of each fund for which  
16 the board has management responsibility, but does not include costs or expenses  
17 incurred under s. 25.18 (1) (a), (c), (f) or (m) or (2) (d) or (e) or 40.04 (3) (intro.).

18           (2) (a) Subject to pars. (b) and (c), on July 1 and January 1 of each year, the  
19 investment board shall estimate the amounts required for its operating expenditures  
20 for the next 6-month period and shall assess each fund for which the board has  
21 management responsibility for its share of the estimated operating expenditures in  
22 an equitable manner. The board shall pay the assessment from the current income  
23 of each fund, unless an appropriation is made for payment of the assessment, in  
24 which case the assessment shall be paid from that appropriation account.

1           (b) If the estimate of the amounts required for the board's operating  
2 expenditures for a 6-month period differs from its actual operating expenditures, the  
3 board shall adjust the estimate of the amounts required for its operating  
4 expenditures for the next 6-month period to reflect the difference between its  
5 estimated operating expenditures and actual operating expenditures for the prior  
6 6-month period.

7           (c) 1. Except as provided in subd. 2., the total amount that the board may assess  
8 the funds for which the board has management responsibility for any fiscal year may  
9 not exceed the greater of \$17,720,500 or 0.0275% of the total market value of the  
10 assets of the funds on April 30 of the preceding fiscal year.

11           2. In addition to the amount assessed under subd. 1., the board may assess the  
12 funds for which the board has management responsibility for any fiscal year up to  
13 an additional 0.0025% of the total market value of the assets of the funds on April  
14 30 of the preceding fiscal year if the board notifies the joint committee on finance in  
15 writing of the proposed assessment. If the cochairpersons of the committee do not  
16 notify the board that the committee has scheduled a meeting for the purpose of  
17 reviewing the proposed assessment within 14 working days after the date of the  
18 board's notification, the board may make the assessment. If, within 14 working days  
19 after the date of the board's notification, the cochairpersons of the committee notify  
20 the board that the committee has scheduled a meeting for the purpose of reviewing  
21 the proposed assessment, the board may make the assessment only upon approval  
22 of the committee.

23           3. For the purposes of this paragraph, the board shall do all of the following:



1 a. Determine the total market value of the assets of the funds according to the  
2 methodology used to determine the market value of the fixed retirement investment  
3 trust under s. 25.17 (14).

4 b. Annually, certify to the department of administration and to the joint  
5 committee on finance the total market value of the assets of the funds on April 30 no  
6 later than June 15.

7 (3) The investment board shall transmit a notice of each assessment to each  
8 fund at the time that the assessment is made, and shall transmit a statement of the  
9 board's actual expenditures for management of each fund at the close of each fiscal  
10 year both to the state agency having primary responsibility for expenditure of  
11 principal or earnings of the fund and to the department of administration or, if there  
12 is no state agency, only to the department of administration.”.

13 \*b0848/1.3\* **591.** Page 465, line 23: after that line insert:

14 \*b0848/1.3\* “SECTION 702m. 25.29 (7) (intro.) of the statutes is amended to  
15 read:

16 25.29 (7) (intro.) All of the proceeds of the tax which is levied under s. 70.58, and  
17 all moneys paid into the state treasury as the counties' share of compensation of  
18 emergency fire wardens under s. 26.14 shall be used for acquiring, preserving and  
19 developing the forests of the state, including the acquisition of lands owned by  
20 counties by virtue of any tax deed and of other lands suitable for state forests, and  
21 for the development of lands so acquired and the conduct of forestry thereon,  
22 including the growing and planting of trees; for forest and marsh fire prevention and  
23 control; for grants to forestry cooperatives under s. 36.56; for compensation of  
24 emergency fire wardens; for maintenance, permanent property and forestry

1 improvements; for other forestry purposes authorized by law and for the payment of  
2 aid for forests as authorized in s. 28.11 and subchs. I and VI of ch. 77.”.

3 \*b1691/2.1\* **592.** Page 465, line 23: after that line insert:

4 \*b1691/2.1\* “SECTION 702m. 25.29 (3m) of the statutes is created to read:

5 25.29 (3m) (a) The total amount that the department may expend for a given  
6 fiscal year from the fish and wildlife account of the conservation fund for  
7 administrative costs may not exceed 16% of the expenditures from that account for  
8 that fiscal year.

9 (b) For purposes of par. (a), administrative costs consist of the costs incurred  
10 in the administration of the department and its divisions and bureaus, in providing  
11 support services for the department and in the issuance of licenses and other  
12 approvals by the department.”.

13 \*b1809/2.6\* **593.** Page 466, line 13: delete lines 13 to 16.

14 \*b1831/4.7\* **594.** Page 466, line 16: after that line insert:

15 \*b1831/4.7\* “SECTION 704mh. 25.40 (1) (fm) of the statutes is created to read:

16 25.40 (1) (fm) All moneys received as fees under s. 101.9208 (1), except fees  
17 received under s. 101.9208 (1) (b).

18 \*b1831/4.7\* SECTION 704pd. 25.40 (2) (b) 19g. of the statutes is created to read:

19 25.40 (2) (b) 19g. Section 20.143 (3) (sa).”.

20 \*b1676/2.3\* **595.** Page 466, line 17: delete lines 17 to 23.

21 \*b1831/4.8\* **596.** Page 467, line 21: delete “(2)” and substitute “(1)(b)”.

22 \*b1682/2.1\* **597.** Page 468, line 22: delete “(9)(c) and (9m)” and substitute

23 “(8m) and (9)(c)”.

24 \*b1907/2.1\* **598.** Page 468, line 22: after that line insert:

1           **\*b1907/2.1\*** “SECTION 716m. 25.49 (3) of the statutes is created to read:

2           25.49 (3) The fees imposed under s. 289.645.”.

3           **\*b1780/3.11\* 599.** Page 470, line 10: delete “\$26,600,000” and substitute  
4           “\$23,500,000”.

5           **\*b1780/3.12\* 600.** Page 470, line 13: delete “only”.

6           **\*b1888/4.15\* 601.** Page 470, line 14: after that line insert:

7           **\*b1888/4.15\*** “SECTION 717xa. 25.75 (1) (b) of the statutes is amended to read:

8           25.75 (1) (b) “Gross lottery revenues” means gross revenues from the sale of  
9           lottery tickets and lottery shares under ch. 565 and revenues from the imposition of  
10          fees, if any, under s. 565.10 (8) and includes compensation, including bonuses, if any,  
11          ~~paid to retailers under s. 565.10 (14), regardless of whether the compensation is~~  
12          ~~deducted by the retailer prior to transmitting lottery ticket and lottery share~~  
13          ~~revenues to the commission.~~

14          **\*b1888/4.15\* SECTION 717xb.** 25.75 (1) (b) of the statutes, as affected by 1999  
15          Wisconsin Act .... (this act), is repealed and recreated to read:

16          25.75 (1) (b) “Gross lottery revenues” means gross revenues from the sale of  
17          lottery tickets and lottery shares under ch. 565 and revenues from the imposition of  
18          fees, if any, under s. 565.10 (8) and includes compensation, including bonuses, if any,  
19          paid to retailers under s. 565.10 (14), regardless of whether the compensation is  
20          deducted by the retailer prior to transmitting lottery ticket and lottery share  
21          revenues to the commission.

22          **\*b1888/4.15\* SECTION 717xf.** 25.75 (1) (c) 3. of the statutes is repealed.

23          **\*b1888/4.15\* SECTION 717xg.** 25.75 (1) (c) 3. of the statutes is created to read:

1           25.75 (1) (c) 3. Amounts for other expenses including compensation paid to  
2           retailers under s. 565.10 (14) and amounts paid to vendors for on–line services and  
3           supplies provided by the vendors under contract under s. 565.25 (2) (a).

4           **\*b1888/4.15\* SECTION 717xh.** 25.75 (2) of the statutes, as affected by 1999  
5           Wisconsin Act 5, is amended to read:

6           25.75 (2) CREATION. There is created a separate nonlapsible trust fund known  
7           as the lottery fund, to consist of gross lottery revenues received by the department  
8           of revenue and moneys transferred to the lottery fund under ss. 20.455 (2) (g) and  
9           20.505 (8) (am), (g) and (jm) and 1999 Wisconsin Act ... (this act), section 9243 (2c).

10          **\*b1888/4.15\* SECTION 717xi.** 25.75 (3) (b) of the statutes is repealed.

11          **\*b1888/4.15\* SECTION 717xj.** 25.75 (3) (b) of the statutes is created to read:

12          25.75 (3) (b) *Expenses.* No more than an amount equal to 10% of gross lottery  
13          revenues for each year may be expended to pay the expenses for the operation and  
14          administration of the lottery, except that expenses for the operation and  
15          administration of the lottery may exceed 10% of gross lottery revenues if so approved  
16          by the joint committee on finance under s. 13.10. In computing expenses subject to  
17          the 10% limitation under this paragraph:

18               1. Compensation paid to retailers under s. 565.10 (14) shall not be included.

19               2. Capital expenditures may be amortized.

20               3. Payments to vendors for on–line services and supplies provided by the  
21          vendors under contract under s. 565.25 (2) (a) shall be included.

22               4. Moneys appropriated from the lottery fund under s. 20.455 (2) (r) shall not  
23          be included.

24          **\*b1888/4.15\* SECTION 717yn.** 25.75 (3) (e) of the statutes is created to read:

1           25.75 (3) (e) From the appropriation under s. 20.566 (2) (r), lottery proceeds  
2 shall be used to offset department of revenue expenses in administering the lottery  
3 credit.

4           **\*b1888/4.15\* SECTION 717ym.** 25.75 (3) (e) of the statutes, as affected by 1999  
5 Wisconsin Act 5, is repealed.”.

6           **\*b1931/1.11\* 602.** Page 470, line 18: after that line insert:

7           **\*b1931/1.11\* “SECTION 718b.** 25.96 of the statutes is created to read:

8           **25.96 Utility public benefits fund.** There is established a separate  
9 nonlapsible trust fund designated as the utility public benefits fund, consisting of  
10 deposits by the public service commission under s. 196.374 (3), public benefits fees  
11 received under s. 16.957 (4) (a) and (5) (c) and (d) and contributions received under  
12 s. 16.957 (2) (c) 4. and (d) 2.

13           **\*b1931/1.11\* SECTION 718d.** 25.97 of the statutes is created to read:

14           **25.97 Air quality improvement fund.** There is established a separate  
15 nonlapsible trust fund designated as the air quality improvement fund, consisting  
16 of all moneys transferred under s. 16.958 (2) (a) and all moneys deposited under s.  
17 196.86 (3).”.

18           **\*b0983/1.1\* 603.** Page 473, line 10: after that line insert:

19           **\*b0983/1.1\* “SECTION 722tm.** 29.024 (2g) (a) 1. of the statutes is amended to  
20 read:

21           29.024 (2g) (a) 1. Any license issued under this chapter except for any group  
22 fishing license issued under s. 29.193 (5).”.

23           **\*b1839/3.2\* 604.** Page 473, line 10: after that line insert:

1           **\*b1839/3.2\* SECTION 722te.** 29.024 (2g) (a) (intro.) of the statutes is amended  
2 to read:

3           29.024 (2g) (a) *Social security numbers required.* (intro.) The Except as  
4 provided in par. (am), the department shall require an applicant who is an individual  
5 to provide his or her social security number as a condition of applying for, or applying  
6 to renew, any of the following approvals:

7           **\*b1839/3.2\* SECTION 722tm.** 29.024 (2g) (am) of the statutes is created to read:

8           29.024 (2g) (am) *Social security numbers exceptions.* If an applicant who is an  
9 individual does not have a social security number, the applicant, as a condition of  
10 applying for, or applying to renew, an approval specified in par. (a) 1. to 3., shall  
11 submit a statement made or subscribed under oath or affirmation to the department  
12 that the applicant does not have a social security number. The form of the statement  
13 shall be prescribed by the department of workforce development. An approval issued  
14 by the department of natural resources in reliance on a false statement submitted  
15 by an applicant under this paragraph is invalid.

16           **\*b1839/3.2\* SECTION 722ts.** 29.024 (2g) (d) 2. of the statutes is amended to  
17 read:

18           29.024 (2g) (d) 2. As provided in the memorandum of understanding required  
19 under s. 49.857 (2), the department shall deny an application to issue or renew an  
20 approval specified in par. (a) 1. to 3. if the applicant for or the holder of the approval  
21 fails to provide his or her social security number as required under par. (a), unless  
22 the applicant is an individual who does not have a social security number and who  
23 submits a statement made or subscribed under oath or affirmation as required under  
24 par. (am).”.

1           **\*b1839/3.3\* 605.** Page 473, line 15: after “approvals,” insert “other than the  
2 method under par. (am) for submitting a statement made or subscribed under oath  
3 or affirmation that the individual does not have a social security number,”.

4           **\*b1839/3.4\* 606.** Page 473, line 20: after that line insert:

5           **\*b1839/3.4\* SECTION 722ue.** 29.024 (2r) (a) (intro.) of the statutes is amended  
6 to read:

7           29.024 (2r) (a) *Social security and identification numbers required.* (intro.)  
8 ~~The~~ Except as provided in par. (am), the department shall require an applicant who  
9 is an individual to provide his or her social security number and an applicant who  
10 is not an individual to provide the applicant’s federal employer identification number  
11 as a condition of applying for, or applying to renew, any of the following approvals:

12           **\*b1839/3.4\* SECTION 722um.** 29.024 (2r) (am) of the statutes is created to read:

13           29.024 (2r) (am) *Social security and identification numbers exceptions.* If an  
14 applicant who is an individual does not have a social security number, the applicant,  
15 as a condition of applying for, or applying to renew, any of the approvals specified in  
16 par. (a) 1. to 21., shall submit a statement made or subscribed under oath or  
17 affirmation to the department that the applicant does not have a social security  
18 number. The form of the statement shall be prescribed by the department of  
19 workforce development. An approval issued by the department of natural resources  
20 in reliance on a false statement submitted by an applicant under this paragraph is  
21 invalid.

22           **\*b1839/3.4\* SECTION 722us.** 29.024 (2r) (d) of the statutes is renumbered  
23 29.024 (2r) (d) 1. and amended to read:

1           29.024 (2r) (d) 1. The Except as provided in subd. 2., the department shall deny  
2 an application to issue or renew, or revoke if already issued, an approval specified  
3 in par. (a) if the applicant for or the holder of the approval fails to provide the  
4 information required under par. (a) or if the department of revenue certifies that the  
5 applicant or approval holder is liable for delinquent taxes under s. 73.0301.

6           **\*b1839/3.4\* SECTION 722ut.** 29.024 (2r) (d) 2. of the statutes is created to read:

7           29.024 (2r) (d) 2. The department may not deny an application under subd. 1.  
8 for the reason that the applicant failed to provide his or her social security number,  
9 if the applicant is an individual who submitted a statement made or subscribed  
10 under oath or affirmation as required under par. (am).”.

11           **\*b0983/1.2\* 607.** Page 476, line 23: after that line insert:

12           **\*b0983/1.2\* “SECTION 727m.** 29.193 (5) of the statutes is created to read:

13           29.193 (5) GROUP FISHING LICENSE FOR THE DEVELOPMENTALLY DISABLED. (a)  
14 “Developmental disability” has the meaning given in s. 51.01 (5) (a).

15           (b) The department shall issue one-day group fishing licenses to groups  
16 consisting of individuals with developmental disabilities and their caregivers. Not  
17 more than 12 individuals may fish under the privilege conferred by each license.”.

18           **\*b1839/3.5\* 608.** Page 477, line 2: after that line insert:

19           **\*b1839/3.5\* “SECTION 728g.** 29.229 (5m) (b) of the statutes is amended to read:

20           29.229 (5m) (b) The band is requested to enact tribal laws or ordinances that  
21 require each person who has a social security number, as a condition of being issued  
22 an approval under this section, to provide to the band his or her social security  
23 number, tribal laws or ordinances that require each person who does not have a social  
24 security number, as a condition of being issued an approval under this section, to



1 provide to the band a statement made or subscribed under oath or affirmation on a  
2 form prescribed by the department of workforce development that the person does  
3 not have a social security number, and tribal laws or ordinances that prohibit the  
4 disclosure of that number by the band to any other person except to the department  
5 of workforce development for the purpose of administering s. 49.22.

6 **\*b1839/3.5\* SECTION 728h.** 29.229 (5m) (c) of the statutes is amended to read:

7 29.229 (5m) (c) The band is requested to enact tribal laws or ordinances that  
8 deny an application to issue or renew, suspend if already issued or otherwise  
9 withhold or restrict an approval issued under this section if the applicant for or the  
10 holder of the approval fails to provide the information required under tribal laws or  
11 ordinances enacted under par. (b) or fails to comply, after appropriate notice, with a  
12 subpoena or warrant issued by the department of workforce development or a county  
13 child support agency under s. 59.53 (5) and related to paternity or child support  
14 proceedings or if the department of workforce development certifies that the  
15 applicant for or the holder of the approval has failed to pay court-ordered payments  
16 of child or family support, maintenance, birth expenses, medical expenses or other  
17 expenses related to the support of a child or former spouse. The band is also  
18 requested to enact tribal laws or ordinance that invalidate an approval issued under  
19 this subsection if issued in reliance upon a statement made or subscribed under oath  
20 or affirmation under tribal laws or ordinances enacted under par. (b) that is false.”.

21 **\*b1697/1.1\* 609.** Page 477, line 24: after that line insert:

22 **\*b1697/1.1\* “SECTION 730h.** 29.324 (2m) of the statutes is created to read:

1           29.324 (2m) (a) In this subsection, “group deer bow hunting party” means 2 or  
2 more hunters hunting in a group all using bows and arrows, each of whom holds an  
3 individual license to hunt deer.

4           (b) Beginning on April 1, 2000, any member of a group deer bow hunting party  
5 may kill a deer for another member of the group deer bow hunting party if all of the  
6 following conditions exist:

7           1. The deer is an antlerless deer.

8           2. At the time and place of the kill, the person who kills the antlerless deer is  
9 in contact with the person for whom the antlerless deer is killed.

10          3. The person for whom the antlerless deer is killed possesses a current unused  
11 deer carcass tag that is authorized for use on the antlerless deer killed.

12          (c) This subsection does not apply after March 31, 2002.

13          **\*b1697/1.1\* SECTION 730j.** 29.324 (3) of the statutes is amended to read:

14          29.324 (3) A person who kills a deer under sub. (2) or (2m) shall ensure that  
15 a member of his or her group deer hunting party without delay attaches a current  
16 validated deer carcass tag to the deer in the manner specified under s. 29.347 (2).  
17 The person who kills the deer may not leave the deer unattended until after it is  
18 tagged.”.

19          **\*b0983/1.3\* 610.** Page 481, line 10: after that line insert:

20          **\*b0983/1.3\* “SECTION 760m.** 29.563 (3) (a) 7m. of the statutes is created to  
21 read:

22          29.563 (3) (a) 7m. One-day group fishing issued under s. 29.193 (5): \$24.25.”.

23          **\*b0832/1.1\* 611.** Page 484, line 10: delete lines 10 to 21.

24          **\*b1090/1.1\* 612.** Page 484, line 21: after that line insert:

1           **\*b1090/1.1\*** “SECTION 784g. 29.867 (8g) of the statutes is created to read:

2           29.867 (8g) The department shall evaluate the impact of pheasant game farms  
3 licensed under this section on the survival of wild hen pheasants in the vicinity of  
4 pheasant game farms. The department shall submit the results of the evaluation,  
5 along with recommendations to protect and enhance wild pheasant populations in  
6 the vicinity of pheasant game farms, to the legislature under s. 13.172 (2) no later  
7 than October 1, 2000.”.

8           **\*b1895/2.1\* 613.** Page 486, line 18: after that line insert:

9           **\*b1895/2.1\*** “SECTION 785dd. 30.01 (1n) of the statutes is created to read:

10          30.01 (1n) “Drain” has the meaning given in s. 88.01 (8).

11          **\*b1895/2.1\* SECTION 785de.** 30.01 (1nm) of the statutes is created to read:

12          30.01 (1nm) “Duck Creek Drainage District” means Outagamie Drainage  
13 District No. 6 that is also known as the Duck Creek Drainage District and is located  
14 in Outagamie County.

15          **\*b1895/2.1\* SECTION 785dh.** 30.10 (2) of the statutes is amended to read:

16          30.10 (2) STREAMS. Except as provided under sub. (4) (c) and (d), all streams,  
17 sloughs, bayous and marsh outlets, which are navigable in fact for any purpose  
18 whatsoever, are declared navigable to the extent that no dam, bridge or other  
19 obstruction shall be made in or over the same without the permission of the state.

20          **\*b1895/2.1\* SECTION 785dm.** 30.10 (4) (d) of the statutes is created to read:

21          30.10 (4) (d) A drainage district drain located in the Duck Creek Drainage  
22 District and operated by the board for that district is not navigable unless it is shown,  
23 by means of a U.S. geological survey map or other similarly reliable scientific

1 evidence, that the drain was a navigable stream before it became a drainage district  
2 drain.

3 \*b1895/2.1\* **SECTION 785dp.** 30.12 (1) (intro.) of the statutes is amended to  
4 read:

5 30.12 (1) **GENERAL PROHIBITION.** (intro.) Except as provided under sub. subs.  
6 (4) and (4m), unless a permit has been granted by the department pursuant to  
7 statute or the legislature has otherwise authorized structures or deposits in  
8 navigable waters, it is unlawful.”.

9 \*b1895/2.2\* **614.** Page 487, line 4: after that line insert:

10 \*b1895/2.2\* **SECTION 792m.** 30.12 (4m) of the statutes is created to read:

11 30.12 (4m) **DUCK CREEK DRAINAGE DISTRICT STRUCTURES AND DEPOSITS.**  
12 Subsection (1) does not apply to a structure or deposit that the drainage board for the  
13 Duck Creek Drainage District places in a drain that the board operates in the Duck  
14 Creek Drainage District if either of the following applies:

15 (a) The department of agriculture, trade and consumer protection, after  
16 consulting with the department of natural resources, specifically approves the  
17 structure or deposit.

18 (b) The structure or deposit is required, under rules promulgated by the  
19 department of agriculture, trade and consumer protection, in order to conform the  
20 drain to specifications approved by the department of agriculture, trade and  
21 consumer protection after consulting with the department of natural resources.”.

22 \*b0832/1.2\* **615.** Page 489, line 11: delete lines 11 to 13.

23 \*b1895/2.3\* **616.** Page 489, line 13: after that line insert:

24 \*b1895/2.3\* **SECTION 802mg.** 30.20 (1) (b) of the statutes is amended to read:

1           30.20 (1) (b) Except as provided under ~~par.~~ pars. (c) and (d), no person may  
2 remove any material from the bed of any lake or stream not mentioned under par.  
3 (a) without first obtaining a permit from the department under sub. (2) (c).

4           **\*b1895/2.3\* SECTION 802mr.** 30.20 (1) (d) of the statutes is created to read:

5           30.20 (1) (d) The drainage board for the Duck Creek Drainage District may  
6 without a permit under sub. (2) (c) remove material from a drain that the board  
7 operates in the Duck Creek Drainage District if the removal is required, under rules  
8 promulgated by the department of agriculture, trade and consumer protection, in  
9 order to conform the drain to specifications imposed by the department of  
10 agriculture, trade and consumer protection after consulting with the department of  
11 natural resources.”.

12           **\*b1743/6.41\* 617.** Page 489, line 21: after “interests in bluff land” insert  
13 “along the Great Lakes”.

14           **\*b0827/1.2\* 618.** Page 496, line 13: delete lines 13 to 22.

15           **\*b1696/1.1\* 619.** Page 499, line 8: after that line insert:

16           **\*b1696/1.1\* “SECTION 867xg.** 30.92 (4) (b) 8. am. of the statutes is created to  
17 read:

18           30.92 (4) (b) 8. am. A project that uses chemicals to remove Eurasian water  
19 milfoil.

20           **\*b1696/1.1\* SECTION 867xj.** 30.92 (4) (b) 11. of the statutes is created to read:

21           30.92 (4) (b) 11. Not more than \$75,000 in each fiscal year may be expended for  
22 projects under subd. 8. am.”.

23           **\*b0755/1.1\* 620.** Page 499, line 9: after that line insert:

24           **\*b0755/1.1\* “SECTION 867xp.** 31.02 (title) of the statutes is amended to read:

1           **31.02 (title) Powers and duties of department.**

2           **\*b0755/1.1\* SECTION 867xr.** 31.02 (4) (c) of the statutes is amended to read:

3           31.02 (4) (c) With good and sufficient fishway ~~or~~ fishways or fish ladders, or in  
4 lieu thereof the owner may be permitted to enter into an agreement with the  
5 department to pay for or to supply to the state of Wisconsin annually such quantities  
6 of game fish for stocking purposes as may be agreed upon by the owner and the  
7 department.

8           **\*b0755/1.1\* SECTION 867xs.** 31.02 (4g) of the statutes is created to read:

9           31.02 (4g) The department may not impose the requirement under sub. (4) (c)  
10 on an owner of a dam unless all of the following apply:

- 11           1. The rules promulgated under sub. (4r) are in effect.
- 12           2. The federal government or the state implements a program to provide  
13 cost-sharing grants to owners of dams for equipping dams with fishways or fish  
14 ladders and a grant is available to the dam owner under the program.

15           **\*b0755/1.1\* SECTION 867xt.** 31.02 (4r) of the statutes is created to read:

16           31.02 (4r) The department shall promulgate rules specifying the rights held  
17 by the public in navigable waters that are dammed. The rules shall include  
18 provisions on the rights held by public that affect the placement of fishways or fish  
19 ladders in navigable waters that are dammed.”

20           **\*b1895/2.4\* 621.** Page 499, line 9: after that line insert:

21           **\*b1895/2.4\* “SECTION 867xo.** 31.02 (6) of the statutes is amended to read:

22           31.02 (6) ~~The department shall~~ Except as provided in sub. (7m), the  
23 department may operate, repair and maintain the dams and dykes dikes constructed  
24 across drainage ditches and streams in drainage districts, in the interest of drainage

1 control, water conservation, irrigation, conservation, pisciculture and to provide  
2 areas suitable for the nesting and breeding of aquatic wild bird life and the  
3 propagation of fur-bearing animals.

4 **\*b1895/2.4\* SECTION 867xq.** 31.02 (7) of the statutes is amended to read:

5 31.02 (7) The department shall confer with the drainage commissioners in each  
6 drainage district on the formation of policies for the operation and maintenance of  
7 the dams; in districts having no commissioners, the department shall confer in like  
8 manner with the committee appointed by the county board, if any, to represent either  
9 such drainage district, or in the event that the drainage district is dissolved, to  
10 represent the interests of the county in all matters whatsoever pertaining to water  
11 conservation and control within the area which theretofore constituted such  
12 drainage district. This subsection does not apply to the Duck Creek Drainage  
13 District.

14 **\*b1895/2.4\* SECTION 867xr.** 31.02 (7m) of the statutes is created to read:

15 31.02 (7m) The drainage board for the Duck Creek Drainage District shall  
16 operate, repair and maintain dams, dikes and other structures in district drains that  
17 the board operates in the Duck Creek Drainage District in compliance with ch. 88  
18 and any rules promulgated by the department of agriculture, trade and consumer  
19 protection under ch. 88. If a county drainage board fails to perform its duties under  
20 this subsection, the department of natural resources may exercise its authority  
21 under subs. (6), (8) and (9).”.

22 **\*b0755/1.2\* 622.** Page 502, line 14: after that line insert:

23 **\*b0755/1.2\* “SECTION 877d.** 31.385 (4) of the statutes is created to read:

1           31.385 (4) (a) The department shall maintain an inventory of all dams in the  
2 state that require dam safety project under this section. The inventory shall list the  
3 dam safety projects in the chronological order in which they are required to be  
4 undertaken. For each dam safety project on the inventory, the department shall  
5 include a statement of which parts of the dam safety project are required to protect  
6 the rights held by the public in the navigable waters contained by the dam.

7           (b) The department shall provide notice to the owner of a dam that is included  
8 in the inventory. The department shall by rule establish a notice and hearing process  
9 for a dam owner to object to the inclusion of the owner's dam on the list. The  
10 department shall use this notice and hearing each time a dam is included in the  
11 inventory. The process shall include a public hearing in the city, village or town in  
12 which the dam is located, a public comment period, and an appeals process.”.

13           **\*b1669/2.1\* 623.** Page 502, line 14: after that line insert:

14           **\*b1669/2.1\* “SECTION 877m.** 33.44 (1) (dm) of the statutes is created to read:

15           33.44 (1) (dm) One member who is a member of the Yahara Lakes Association.

16           **\*b1669/2.1\* SECTION 877p.** 33.44 (3) of the statutes is amended to read:

17           33.44 (3) ~~Five~~ Six commissioners shall constitute a quorum for the transaction  
18 of business.

19           **\*b1669/2.1\* SECTION 877r.** 33.44 (7) of the statutes is amended to read:

20           33.44 (7) The board of commissioners shall meet at least quarterly, and at other  
21 times on the call of the chairperson or on the petition of ~~5~~ 6 of the members.”.

22           **\*b1671/1.5\* 624.** Page 502, line 14: after that line insert:

23           **\*b1671/1.5\* “SECTION 884a.** 34.01 (2) (a) of the statutes is amended to read:



1           34.01 (2) (a) Any loss of public moneys, which have been deposited in a  
2 designated public depository in accordance with this chapter, resulting from the  
3 failure of any public depository to repay to any public depositor the full amount of  
4 its deposit because the office of credit unions, administrator of federal credit unions,  
5 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift  
6 supervision, federal deposit insurance corporation, resolution trust corporation,  
7 division of banking or division of savings ~~and loan~~ institutions has taken possession  
8 of the public depository or because the public depository has, with the consent and  
9 approval of the office of credit unions, administrator of federal credit unions, U.S.  
10 office of thrift supervision, federal deposit insurance corporation, resolution trust  
11 corporation, division of banking or division of savings ~~and loan~~ institutions, adopted  
12 a stabilization and readjustment plan or has sold a part or all of its assets to another  
13 credit union, bank, savings bank or savings and loan association which has agreed  
14 to pay a part or all of the deposit liability on a deferred payment basis or because the  
15 depository is prevented from paying out old deposits because of rules of the office of  
16 credit unions, administrator of federal credit unions, U.S. comptroller of the  
17 currency, federal home loan bank board, U.S. office of thrift supervision, federal  
18 deposit insurance corporation, resolution trust corporation, division of banking or  
19 division of savings ~~and loan~~ institutions.

20           **\*b1671/1.5\* SECTION 885a.** 34.10 of the statutes is amended to read:

21           **34.10 Reorganization and stabilization of financial institutions.**

22 Whenever the office of credit unions, administrator of federal credit unions, U.S.  
23 comptroller of the currency, federal home loan bank board, U.S. office of thrift  
24 supervision, federal deposit insurance corporation, resolution trust corporation,  
25 division of banking or division of savings ~~and loan~~ institutions has taken charge of

1 a credit union, bank, savings bank or savings and loan association with a view of  
2 restoring its solvency, pursuant to law, or with a view of stabilizing and readjusting  
3 the structure of any national or state credit union, bank, savings bank or savings and  
4 loan association located in this state, and has approved a reorganization plan or a  
5 stabilization and readjustment agreement entered into between the credit union,  
6 bank, savings bank or savings and loan association and depositors and unsecured  
7 creditors, or when a credit union, bank, savings bank or savings and loan association,  
8 with the approval of the office of credit unions, administrator of federal credit unions,  
9 U.S. comptroller of the currency, federal home loan bank board, U.S. office of thrift  
10 supervision, federal deposit insurance corporation, resolution trust corporation,  
11 division of banking or division of savings and loan institutions proposes to sell its  
12 assets to another credit union, bank, savings bank or savings and loan association  
13 which agrees to assume a part or all of the deposit liability of such selling credit  
14 union, bank, savings bank or savings and loan association and to pay the same on  
15 a deferred payment basis, the governing board of the public depositor may, on the  
16 approval of the division of banking, join in the execution of any reorganization plan,  
17 or any stabilization and readjustment agreement, or any depositor's agreement  
18 relative to a proposed sale of assets if, in its judgment and that of the division of  
19 banking, the reorganization plan or stabilization and readjustment agreement or  
20 proposed sale of assets is in the best interest of all persons concerned. The joining  
21 in any reorganization plan, or any stabilization and readjustment agreement, or any  
22 proposed sale of assets which meets the approval of the division of banking does not  
23 waive any rights under this chapter.”

1           **\*b1816/1.1\* 625.** Page 503, line 1: delete “The board shall operate the” and  
2 substitute “(a) The board, in consultation with representatives of the aquaculture  
3 industry, shall operate the”.

4           **\*b1816/1.2\* 626.** Page 503, line 3: after that line insert:

5           “(b) The board shall ensure that the aquaculture demonstration facility  
6 provides applied research and training to aquaculturists, including Native  
7 American aquaculturists, and to personnel at state fish hatcheries and that the  
8 research and training emphasize all of the following areas related to aquaculture:

- 9           1. Environmental impact.
- 10           2. Water quality.
- 11           3. Appropriate water use.
- 12           4. Fish health science.
- 13           5. Innovative aquaculture methods and practices.
- 14           6. Demonstration, education and outreach activities through the extension.”.

15           **\*b1822/1.1\* 627.** Page 503, line 3: after that line insert:

16           **\*b1822/1.1\* “SECTION 887d.** 36.11 (36m) of the statutes is created to read:

17           36.11 (36m) SCHOOL SAFETY RESEARCH. The board shall direct the schools of  
18 education and other appropriate research-oriented departments within the system,  
19 to work with the technical college system board under s. 38.04 (27), school districts,  
20 private schools and the department of public instruction to present to school districts  
21 and private schools the results of research on models for and approaches to  
22 improving school safety and reducing discipline problems in schools and at school  
23 activities.”.

24           **\*b0848/1.4\* 628.** Page 503, line 14: after that line insert:

1           **\*b0848/1.4\*** “SECTION 887t. 36.11 (40) of the statutes is created to read:

2           36.11 (40) CENTER FOR COOPERATIVES. The board shall maintain a center for  
3 cooperatives at the University of Wisconsin–Madison.”.

4           **\*b1927/1.1\* 629.** Page 503, line 14: after that line insert:

5           **\*b1927/1.1\*** “SECTION 887s. 36.11 (39) of the statutes is created to read:

6           36.11 (39) GAYLORD NELSON CHAIR OF INTEGRATED ENVIRONMENTAL STUDIES. The  
7 board shall establish the Gaylord Nelson chair of integrated environmental studies  
8 and seek private funding for this chair.”.

9           **\*b1798/6.38\* 630.** Page 503, line 15: delete the material beginning with that  
10 line and ending with page 506, line 4.

11           **\*b0957/1.3\* 631.** Page 507, line 3: after that line insert:

12           **\*b0957/1.3\*** “SECTION 892v. 36.25 (44) of the statutes is created to read:

13           36.25 (44) INTERNATIONAL BUSINESS DEVELOPMENT. The University of  
14 Wisconsin–Milwaukee shall collaborate with other institutions to develop and  
15 implement programs and training for Wisconsin businesses and University of  
16 Wisconsin System faculty in the area of international business development.”.

17           **\*b1681/3.9\* 632.** Page 507, line 3: after that line insert:

18           **\*b1681/3.9\*** “SECTION 892b. 36.25 (30g) of the statutes is amended to read:

19           36.25 (30g) RECYCLING MARKET DEVELOPMENT PROGRAM. The board shall  
20 establish in the extension, ~~in cooperation with the recycling market development~~  
21 ~~board,~~ a program of education and technical assistance related to recycling market  
22 development. The program shall serve waste generators, ~~as defined in s. 287.40 (4);~~  
23 solid waste scrap brokers, dealers and processors; business entities that use or could  
24 use recovered materials or that produce or could produce products from recovered

1 materials and persons who provide support services to those business entities; and  
2 the general public.”.

3 **\*b1782/7.4\* 633.** Page 507, line 3: after that line insert:

4 **\*b1782/7.4\* SECTION 891m.** 36.27 (1) (a) of the statutes is amended to read:

5 36.27 (1) (a) Subject to ~~par.~~ pars. (am) and (c), the board may establish for  
6 different classes of students differing tuition and fees incidental to enrollment in  
7 educational programs or use of facilities in the system. Except as otherwise provided  
8 in this section, the board may charge any student who is not exempted by this section  
9 a nonresident tuition. The board may establish special rates of tuition and fees for  
10 the extension and summer sessions and such other studies or courses of instruction  
11 as the board deems advisable.

12 **\*b1782/7.4\* SECTION 891r.** 36.27 (1) (am) of the statutes is created to read:

13 36.27 (1) (am) The board may not increase academic fees for resident  
14 undergraduate students beyond an amount sufficient to fund all of the following:

15 1. In a fiscal year beginning in an even-numbered year, the amount shown in  
16 the schedule under s. 20.285 (1) (im) for that fiscal year and in a fiscal year beginning  
17 in an odd-numbered year, the highest amount shown in the schedule under s. 20.285  
18 (1) (im) for that fiscal year in the substitute amendment, offered by the joint  
19 committee on finance, to the biennial budget bill; the engrossed biennial budget bill;  
20 or the enrolled biennial budget bill.

21 2. The approved recommendations of the secretary of employment relations for  
22 compensation and fringe benefits for classified staff, for unclassified employes  
23 specified in s. 230.12 (1) (a) 1. b. and for unclassified employes specified in s. 230.12  
24 (3) (e). If these recommendations have not been approved by the joint committee on

1 employment relations by the time the board sets academic fees, the board may raise  
2 academic fees for resident undergraduate students by an amount sufficient to fund  
3 the recommendations of the secretary of employment relations for compensation and  
4 fringe benefits for classified staff and for unclassified employes specified in s. 230.12  
5 (1) (a) 1. b. and the board's recommendations for unclassified employes specified in  
6 s. 230.12 (3) (e). If the secretary of employment relations has not made  
7 recommendations by the time the board sets academic fees, the board may raise  
8 academic fees for resident undergraduate students by an amount sufficient to fund  
9 the board's estimate of compensation and fringe benefits for classified staff and for  
10 unclassified employes specified in s. 230.12 (1) (a) 1. b. and the board's  
11 recommendations for unclassified employes specified in s. 230.12 (3) (e). If the board  
12 sets academic fees based upon the board's estimate and the board's unapproved  
13 recommendations, and the recommendations of the board and the secretary of  
14 employment relations as finally approved by the joint committee on employment  
15 relations call for a lower rate of compensation and fringe benefits than the board's  
16 estimate and unapproved recommendations, the board shall lower academic student  
17 fees for resident undergraduate students for the next academic year by an amount  
18 equal to the difference between the academic fees charged and an amount sufficient  
19 to fund the approved recommendations. If the board sets academic fees based upon  
20 the board's estimate and unapproved recommendations, and the recommendations  
21 of the board and the secretary of employment relations as finally approved by the  
22 joint committee on employment relations call for a higher rate of compensation and  
23 fringe benefits than the board's estimate and unapproved recommendations, the  
24 board may raise academic student fees for resident undergraduate students for the

1 next academic year by an amount equal to the difference between the academic fees  
2 charged and an amount sufficient to fund the approved recommendations.

3 3. The projected loss in revenue caused by a change in the number of enrolled  
4 undergraduate, graduate, resident and nonresident students from the previous  
5 academic year.

6 4. State-imposed costs not covered by general purpose revenue, as determined  
7 by the board. Beginning on December 15, 2000, and annually thereafter, the board  
8 shall report costs under this subdivision to the secretary of administration.

9 5. Distance education, nontraditional courses and intersession courses.

10 6. Differential tuition that is approved by the board and that is not included  
11 in the amount shown in the schedule under s. 20.285 (1) (im).

12 \*b1782/7.4\* SECTION 891s. 36.27 (1) (b) of the statutes is created to read:

13 36.27 (1) (b) Beginning on December 15, 2000, and annually thereafter, the  
14 board shall submit a report to the legislature under s. 13.172 (2) containing the  
15 amount by which expenditures from s. 20.285 (1) (im) in the previous fiscal year  
16 exceeded the amount shown in the schedule for that appropriation in the previous  
17 fiscal year, the purposes for which the additional revenues were spent and the  
18 amount spent for each purpose.”.

19 \*b1823/1.4\* **634.** Page 507, line 3: after that line insert:

20 \*b1823/1.4\* “SECTION 892m. 36.25 (45) of the statutes is created to read:

21 36.25 (45) STRAY VOLTAGE RESEARCH. The board shall establish a stray voltage  
22 research program to conduct research on all of the following in the order of priority  
23 listed in pars. (a) to (e):

1 (a) Stray voltage problems on farms. The College of Agricultural and Life  
2 Sciences of the University of Wisconsin–Madison shall conduct on–site research  
3 under this paragraph.

4 (b) The nature of animal responses to stray voltage.

5 (c) Farms with potentially unique stray voltage problems.

6 (d) Field and economic performance analysis of electrical mitigation devices  
7 and systems.

8 (e) Research recommended in the Minnesota Science Advisors' Report to the  
9 Minnesota Public Utilities Commission.”.

10 **\*b1929/2.6\* 635.** Page 507, line 21: after that line insert:

11 **\*b1929/2.6\* “SECTION 894m.** 36.34 (1) (c) of the statutes is created to read:

12 36.34 (1) (c) 1. In this paragraph:

13 a. For purposes of determining the appropriation under s. 20.285 (4) (dd) for  
14 fiscal year 2000–01, “base amount” means the amount shown in the schedule under  
15 s. 20.005 for that appropriation for fiscal year 1999–2000.

16 b. For purposes of determining the appropriation under s. 20.285 (4) (dd) for  
17 each fiscal year after fiscal year 2000–01, “base amount” means the appropriation  
18 determined under subd. 2. for the previous fiscal year.

19 2. Annually, by February 1, the board shall determine the appropriation under  
20 s. 20.285 (4) (dd) for the next fiscal year as follows:

21 a. The board shall determine the percentage by which the resident  
22 undergraduate academic fees charged for the current academic year at each  
23 institution within the University of Wisconsin System has increased or decreased



1 from the resident undergraduate academic fees charged for the previous academic  
2 year.

3 b. The appropriation for the next fiscal year shall be the result obtained by  
4 increasing, to the nearest \$100, the base amount by the highest percentage increase  
5 determined under subd. 2. a., except that if the resident undergraduate academic  
6 fees for the current academic year decreased or did not change from the resident  
7 undergraduate academic fees charged for the previous academic year at each  
8 institution specified in subd. 2. a., the appropriation shall be the base amount.”.

9 \*b0700/1.1\* **636.** Page 508, line 8: after that line insert:

10 \*b0700/1.1\* “SECTION 895s. 36.55 of the statutes is created to read:

11 **36.55 Reporting employment harassment and discrimination claims.**

12 By September 1 of each even-numbered year, the president shall submit a report to  
13 the chief clerk of each house for distribution to the legislature under s. 13.172 (2) that  
14 contains a description of each employment harassment or discrimination claim filed  
15 against the board or an employe of the board and resolved in favor of the claimant,  
16 the amount of any settlement paid to or judgment entered for the claimant and a  
17 description of any discipline of board employes resulting from the resolution of the  
18 claim.”.

19 \*b0848/1.5\* **637.** Page 508, line 8: after that line insert:

20 \*b0848/1.5\* “SECTION 895s. 36.56 of the statutes is created to read:

21 **36.56 Grants for forestry cooperatives. (1)** From the appropriation under  
22 s. 20.285 (1) (qm), the center for cooperatives under s. 36.11 (40) may award grants  
23 to persons to form forestry cooperatives under ch. 185 that consist primarily of  
24 private, nonindustrial owners of woodland. A grant recipient shall provide matching

1 funds equal to 50% of the grant amount awarded. The match may be in the form of  
2 money or in-kind services or both, but may not include money received from the  
3 state.

4 (2) In each fiscal year, the center for cooperatives may not encumber funds from  
5 the appropriation under s. 20.285 (1) (qm) for administrative expenses if the  
6 amounts encumbered in that fiscal year for administrative expenses exceed 5% of the  
7 total expenditures from the appropriation for the fiscal year.”.

8 \*b1186/2.1\* **638**. Page 508, line 21: delete the material beginning with “the  
9 direct” and ending with “center” on line 22 and substitute “the direct operating costs  
10 of services provided at the center and at least 20% of the indirect operating costs of  
11 services provided at the center, pursuant to a contract under s. 38.14 (3) (a)”.

12 \*b1186/2.2\* **639**. Page 508, line 23: after that line insert:

13 “d. The district board consulted with representatives of business and labor on  
14 the development of the center.”.

15 \*b1822/1.2\* **640**. Page 509, line 6: after that line insert:

16 \*b1822/1.2\* “SECTION 896m. 38.04 (27) of the statutes is created to read:

17 38.04 (27) SCHOOL SAFETY. The board shall work with schools of education and  
18 other departments of the University of Wisconsin System under s. 36.11 (36m),  
19 school districts, private schools and the department of public instruction to present  
20 to school districts and private schools the results of research on models for and  
21 approaches to improving school safety and reducing discipline problems in schools  
22 and at school activities.”.

23 \*b1798/6.39\* **641**. Page 509, line 7: delete the material beginning with that  
24 line and ending with page 511, line 6.

1           **\*b1838/3.1\* 642.** Page 512, line 3: after that line insert:

2           **\*b1838/3.1\* "SECTION 897s.** 38.18 of the statutes is amended to read:

3           **38.18 Contracts and bidding.** All contracts made by a district board for  
4 public construction in a district, ~~the estimated cost of which exceeds \$10,000,~~ shall  
5 be let by the district board to the lowest responsible bidder in accordance with s.  
6 62.15 (1) to (11) and (14). For purposes of this section, the district board shall possess  
7 the powers conferred by s. 62.15 on the board of public works and the common  
8 council. All contracts made under this section shall be made in the name of the  
9 district and shall be executed by the district board chairperson and district board  
10 secretary.”.

11           **\*b1905/2.6\* 643.** Page 512, line 11: after “ss.” insert “16.004 (14).”.

12           **\*b1905/2.7\* 644.** Page 512, line 12: after “38.27,” insert “38.30, 38.31.”.

13           **\*b1905/2.8\* 645.** Page 513, line 3: after that line insert:

14           **\*b1905/2.8\* "SECTION 901g.** 38.30 of the statutes is created to read:

15           **38.30 Grants to students.** (1) Beginning in the 2000–01 school year, the  
16 board shall award a grant of \$500 to each first–year student who satisfies all of the  
17 following criteria:

18           (a) The student enrolled in a district college within 3 years of graduating from  
19 a high school in this state.

20           (b) The student is enrolled full time, as determined by the board, in an associate  
21 degree program or a vocational diploma program.

22           (c) The student maintains a grade point average of at least 2.0.

1           (2) A student who received a grant under sub. (1) is eligible for an equivalent  
2 grant in the following school year if he or she satisfies the criteria under sub. (1) (b)  
3 and (c).

4           (3) Grants under this section shall be awarded from the appropriation under  
5 s. 20.292 (1) (ep).

6           (4) The board shall promulgate rules to implement and administer this section,  
7 including rules on refunding a grant if a student becomes ineligible for the grant.

8           **\*b1905/2.8\* SECTION 901r.** 38.31 of the statutes is created to read:

9           **38.31 Grants for additional courses.** From the appropriation under s.  
10 20.292 (1) (er), the board shall award grants to district boards for the purpose of  
11 adding sections in courses in which student demand exceeds capacity. The board  
12 shall promulgate rules establishing criteria for judging grant applications.”.

13           **\*b1798/6.40\* 646.** Page 513, line 20: delete the material beginning with that  
14 line and ending with page 516, line 5.

15           **\*b1806/1.19\* 647.** Page 518, line 12: after that line insert:

16           **\*b1806/1.19\* “SECTION 912h.** 39.41 (1) (bm) of the statutes is amended to read:

17           39.41 (1) (bm) “Senior” means a pupil enrolled in the 12th grade in a public or  
18 private high school, the Wisconsin school School for the deaf and Deaf or the  
19 Wisconsin school for the visually handicapped school operated by the Wisconsin  
20 Center for the Blind and Visually Impaired.

21           **\*b1806/1.19\* SECTION 912g.** 39.41 (1m) (c) 1. of the statutes is amended to  
22 read:

1           39.41 (1m) (c) 1. For the ~~Wisconsin school for the visually handicapped school~~  
2           operated by the Wisconsin Center for the Blind and Visually Impaired, designate the  
3           senior with the highest grade point average in all subjects as a scholar.”

4           **\*b1806/1.20\* 648.** Page 520, line 9: after that line insert:

5           **\*b1806/1.20\* “SECTION 913mv.** 39.41 (1m) (f) of the statutes is amended to  
6           read:

7           39.41 (1m) (f) If 2 or more seniors from the ~~Wisconsin school for the visually~~  
8           handicapped school operated by the Wisconsin Center for the Blind and Visually  
9           Impaired have the same grade point average and, except for the limitation of one  
10          designated senior, are otherwise eligible for designation under par. (c) 1., the  
11          executive secretary shall make the designation under par. (c) 1. of the senior who may  
12          be eligible for a higher education scholarship as a scholar and, if that senior does not  
13          qualify for a higher education scholarship under sub. (2) (a) or (3) (a), shall designate  
14          one or more of the remaining seniors with the same grade point average as eligible  
15          for a higher education scholarship as a scholar under sub. (2) (a) or (3) (a) until the  
16          scholarship may be awarded by the board.”

17          **\*b1929/2.7\* 649.** Page 521, line 7: after that line insert:

18          **\*b1929/2.7\* “SECTION 918g.** 39.435 (7) of the statutes is created to read:

19          39.435 (7) (a) In this subsection:

20           1. For purposes of determining the appropriation under s. 20.235 (1) (fe) for  
21          fiscal year 2000–01, “base amount” means the amount shown in the schedule under  
22          s. 20.005 for that appropriation for fiscal year 1999–2000.

1           2. For purposes of determining the appropriation under s. 20.235 (1) (fe) for  
2 each fiscal year after fiscal year 2000–01, “base amount” means the maximum  
3 appropriation amount determined under par. (b) for the previous fiscal year.

4           (b) Annually, by February 1, the board shall determine the appropriation under  
5 s. 20.235 (1) (fe) for the next fiscal year as follows:

6           1. The board shall determine the percentage by which the resident  
7 undergraduate academic fees charged for the current academic year at each  
8 institution within the University of Wisconsin System has increased or decreased  
9 from the resident undergraduate academic fees charged for the previous academic  
10 year.

11           2. The appropriation for the next fiscal year shall be the result obtained by  
12 increasing, to the nearest \$100, the base amount by the highest percentage increase  
13 determined under subd. 1., except that if the resident undergraduate academic fees  
14 for the current academic year decreased or did not change from the resident  
15 undergraduate academic fees charged for the previous academic year at each  
16 institution specified in subd. 1., the appropriation shall be the base amount.

17           **\*b1929/2.7\* SECTION 918r.** 39.435 (8) of the statutes is created to read:

18           39.435 (8) (a) In this subsection:

19           1. For purposes of determining the appropriation under s. 20.235 (1) (fd) for  
20 fiscal year 2000–01, “base amount” means the amount shown in the schedule under  
21 s. 20.005 for that appropriation for fiscal year 1999–2000.

22           2. For purposes of determining the appropriation under s. 20.235 (1) (fd) for  
23 each fiscal year after fiscal year 2000–01, “base amount” means the maximum  
24 appropriation amount determined under par. (b) for the previous fiscal year.

1 (b) Annually, by February 1, the board shall determine the appropriation under  
2 s. 20.235 (1) (fd) for the next fiscal year as follows:

3 1. The board shall determine the percentage by which the resident  
4 undergraduate academic fees charged for the current academic year at each  
5 institution within the University of Wisconsin System has increased or decreased  
6 from the resident undergraduate academic fees charged for the previous academic  
7 year.

8 2. The appropriation for the next fiscal year shall be the result obtained by  
9 increasing, to the nearest \$100, the base amount by the highest percentage increase  
10 determined under subd. 1., except that if the resident undergraduate academic fees  
11 for the current academic year decreased or did not change from the resident  
12 undergraduate academic fees charged for the previous academic year at each  
13 institution specified in subd. 1., the appropriation shall be the base amount.”.

14 \*b1798/6.41\* **650**. Page 523, line 1: delete the material beginning with that  
15 line and ending with page 532, line 2.

16 \*b0939/1.2\* **651**. Page 532, line 11: after that line insert:

17 \*b0939/1.2\* “SECTION 930vc. 40.02 (25) (b) 1. of the statutes is amended to  
18 read:

19 40.02 (25) (b) 1. Any teacher who is employed by the university for an expected  
20 duration of not less than 6 months on at least a one-third full-time employment  
21 basis and who is not described in subd. 1m.;

22 \*b0939/1.2\* SECTION 930vq. 40.02 (25) (b) 1m. of the statutes is created to  
23 read:

1           40.02 (25) (b) 1m. Any teacher who is a participating employe and who is  
2 employed by the university for an expected duration of not less than 6 months on at  
3 least a one-third full-time employment basis;”.

4           **\*b1792/1.6\* 652.** Page 532, line 11: after that line insert:

5           **\*b1792/1.6\* SECTION 930wb.** 40.02 (26) (intro.) of the statutes is amended to  
6 read:

7           40.02 (26) (intro.) “Employe” means any person who receives earnings as  
8 payment for personal services rendered for the benefit of any employer including  
9 officers of the employer, except as provided in subch. X. An employe is deemed to  
10 have separated from the service of an employer at the end of the day on which the  
11 employe last performed services for the employer, or, if later, the day on which the  
12 employe–employer relationship is terminated because of the expiration or  
13 termination of leave without pay, sick leave, vacation or other leave of absence. A  
14 person shall not be considered an employe if a person:

15           **\*b1792/1.6\* SECTION 930wm.** 40.02 (26) (intro.) of the statutes, as affected by  
16 1999 Wisconsin Act .... (this act), section 930wb, is amended to read:

17           40.02 (26) (intro.) “Employe” means any person who receives earnings as  
18 payment for personal services rendered for the benefit of any employer including  
19 officers of the employer, ~~except as provided in subch. X~~. An employe is deemed to  
20 have separated from the service of an employer at the end of the day on which the  
21 employe last performed services for the employer, or, if later, the day on which the  
22 employe–employer relationship is terminated because of the expiration or  
23 termination of leave without pay, sick leave, vacation or other leave of absence. A  
24 person shall not be considered an employe if a person:”.



1           **\*b1792/1.7\* 653.** Page 532, line 12: delete lines 12 to 20 and substitute:

2           **\*b1792/1.7\* "SECTION 931b.** 40.02 (28) of the statutes is amended to read:

3           40.02 (28) "Employer" means the state, including each state agency, any  
4 county, city, village, town, school district, other governmental unit or  
5 instrumentality of 2 or more units of government now existing or hereafter created  
6 within the state and any federated public library system established under s. 43.19  
7 whose territory lies within a single county with a population of 500,000 or more, a  
8 local exposition district created under subch. II of ch. 229 and a family care district  
9 created under s. 46.2895, except as provided under ss. 40.51 (7) and 40.61 (3), or a  
10 local exposition district created under subch. II of ch. 229 and subch. X. Each  
11 employer shall be a separate legal jurisdiction for OASDHI purposes.

12           **\*b1792/1.7\* SECTION 931c.** 40.02 (28) of the statutes, as affected by 1999  
13 Wisconsin Act .... (this act), section 931b, is amended to read:

14           40.02 (28) "Employer" means the state, including each state agency, any  
15 county, city, village, town, school district, other governmental unit or  
16 instrumentality of 2 or more units of government now existing or hereafter created  
17 within the state and any federated public library system established under s. 43.19  
18 whose territory lies within a single county with a population of 500,000 or more, a  
19 local exposition district created under subch. II of ch. 229 and a family care district  
20 created under s. 46.2895, except as provided under ss. 40.51 (7) and 40.61 (3) ~~and~~  
21 ~~subch. X.~~ Each employer shall be a separate legal jurisdiction for OASDHI  
22 purposes.".

23           **\*b0936/1.1\* 654.** Page 533, line 23: after that line insert:

24           **\*b0936/1.1\* "SECTION 936t.** 40.03 (2) (g) of the statutes is amended to read:

1           40.03 (2) (g) Shall submit once each year to each participant currently making  
2 contributions, and to any other participant upon request or as in the secretary's  
3 judgment is desirable, a statement of the participant's account together with  
4 appropriate explanatory material. The secretary shall ensure that the participant's  
5 social security number does not appear on the statement."

6           **\*b0726/1.1\* 655.** Page 533, line 24: delete the material beginning with that  
7 line and ending with page 534, line 25.

8           **\*b0939/1.3\* 656.** Page 535, line 6: after that line insert:

9           **\*b0939/1.3\*** "SECTION 940c. 40.05 (4) (a) 2. of the statutes is amended to read:

10           40.05 (4) (a) 2. For an insured employe who is an eligible employe under s. 40.02  
11 (25) (a) 2. or (b) 1m. or 2m., the employer shall pay required employer contributions  
12 toward the health insurance premium of the insured employe beginning on the date  
13 on which the employe becomes insured. For an insured employe who is currently  
14 employed but who is not an eligible employe under s. 40.02 (25) (a) 2. or (b) 1m. or  
15 2m., the employer shall pay required employer contributions toward the health  
16 insurance premium of the insured employe beginning on the first day of the 7th  
17 month beginning after the date on which the employe begins employment with the  
18 state, not including any leave of absence."

19           **\*b1869/2.1\* 657.** Page 535, line 6: after that line insert:

20           **\*b1869/2.1\*** "SECTION 940d. 40.05 (4) (ag) 2. of the statutes is amended to read:

21           40.05 (4) (ag) 2. For eligible employes not specified in subd. 1., 90% of the gross  
22 premium for the standard health insurance plan offered to state employes by the  
23 group insurance board or 105% of the gross premium, excluding any premium cost  
24 related to the point-of-service option plan required to be offered under s. 609.10. of

1 the alternative qualifying plan offered under s. 40.03 (6) that is the least costly  
2 qualifying plan within the county in which the alternate plan is located, whichever  
3 is lower, but not more than the total amount of the premium. Employer contributions  
4 for employes who select the standard plan shall be based on their county of residence.  
5 Qualifying health insurance plans shall be determined in accordance with standards  
6 established by the group insurance board.”.

7 \*b0726/1.2\* **658.** Page 535, line 7: delete the material beginning with that  
8 line and ending with page 536, line 3.

9 \*b0918/1.1\* **659.** Page 535, line 20: after that line insert:

10 \*b0918/1.1\* “SECTION 939tc. 40.41 (6) (b) of the statutes is amended to read:  
11 40.41 (6) (b) Services performed by ~~a student or~~ a member of a board or  
12 commission, except members of governing bodies, in a position or office which does  
13 not normally require actual performance of duty for at least 600 hours in each  
14 calendar year. For purposes of this paragraph, a “board” or “commission” is a body  
15 referred to in the statutes as a board or commission.

16 \*b0918/1.1\* SECTION 939tr. 40.41 (6) (c) of the statutes is created to read:

17 40.41 (6) (c) Service performed in the employ of a school, college or university,  
18 if the service is performed by a student who is enrolled and regularly attending  
19 classes at the school, college or university.”.

20 \*b0936/1.2\* **660.** Page 536, line 12: after that line insert:

21 \*b0936/1.2\* “SECTION 944w. 40.82 (3) of the statutes is created to read:

22 40.82 (3) The deferred compensation board shall ensure that any statement  
23 sent to employes who participate in a deferred compensation plan established under  
24 this subchapter does not contain the social security number of the employe.”.



1 pregnant or for whom there is reason to believe that she may be pregnant and with  
2 intent other than to increase the probability of a live birth, to preserve the life or  
3 health of the infant after live birth or to remove a dead fetus.

4 (ar) “Board” means the private employer health care coverage board.

5 (b) “Dependent” means a spouse, an unmarried child under the age of 19 years,  
6 an unmarried child who is a full-time student under the age of 21 years and who is  
7 financially dependent upon the parent, or an unmarried child of any age who is  
8 medically certified as disabled and who is dependent upon the parent.

9 (c) “Employe” means any person who receives earnings as payment for personal  
10 services rendered for the benefit of any employer including officers of the employer.  
11 An employe is considered to have separated from the service of an employer at the  
12 end of the day on which the employe last performed services for the employer, or, if  
13 later, the day on which the employe–employer relationship is terminated because of  
14 the expiration or termination of leave without pay, sick leave, vacation or other leave  
15 of absence. A person shall not be considered an employe if any of the following  
16 applies:

17 1. The person is employed under a contract involving the furnishing of more  
18 than personal services.

19 2. The person is customarily engaged in an independently established trade,  
20 business or profession providing the same type of services to more than one employer  
21 and the person’s services to an employer are not compensated for on a payroll of that  
22 employer.

23 3. The person is a patient or inmate of a hospital, home or institution and  
24 performs services in the hospital, home or institution.

1 (d) “Employer” means any person doing business or operating an organization  
2 in this state and employing at least 2 employes, except that for a person operating  
3 a farm business the person must employ at least one employe. “Employer” does not  
4 include an employer as defined in s. 40.02 (28).

5 (e) “Health care coverage program” means the health care coverage program  
6 established under sub. (2) (a).

7 (f) “Insurer” has the meaning given in s. 600.03 (27).

8 (g) “Nontherapeutic abortion” means an abortion that is not directly and  
9 medically necessary to prevent the death of the woman.

10 (2) (a) 1. The department shall design an actuarially sound health care  
11 coverage program for employers that includes more than one group health care  
12 coverage plan and that provides coverage beginning not later than January 1, 2001.  
13 The health care coverage program shall be known as the “Private Employer Health  
14 Care Purchasing Alliance”. In designing the health care coverage program, the  
15 department shall consult with the office of the commissioner of insurance and may  
16 consult with the departments of commerce and health and family services. The  
17 health care coverage program may not be implemented until it is approved by the  
18 board.

19 2. The department shall solicit and accept bids and make every reasonable  
20 effort to enter into a contract for the administration of the health care coverage plans  
21 under the program, based on criteria established by the board. If the department has  
22 not entered into a contract for the administration of the health care coverage plans  
23 under the program for coverage to begin before January 1, 2001, the department  
24 shall submit a report to the cochairpersons of the joint committee on finance  
25 specifying the department’s reasons for not entering into a contract. After

1 submitting the report to the cochairpersons of the joint committee on finance, the  
2 department shall provide all administrative services necessary for the provision of  
3 the health care coverage plans under the program. During the period that the  
4 department is providing the administrative services, the department shall continue  
5 to make every reasonable effort to contract for the administration of the health care  
6 coverage plans under the program.

7 3. The administrator selected under subd. 2., or the department if no  
8 administrator has been selected under subd. 2., shall enter into contracts with  
9 insurers who are to provide health care coverage under the health care coverage  
10 program.

11 4. The department shall solicit and accept bids and shall enter into a contract  
12 for marketing the health care coverage program.

13 5. The department shall maintain a toll-free telephone number to provide  
14 information on the health care coverage program.

15 (b) Every health care coverage plan under the health care coverage program  
16 is subject to the provisions of chs. 600 to 646 that apply to group health benefit plans,  
17 as defined in s. 632.745 (9), to the same extent as any other group health benefit plan,  
18 as defined in s. 632.745 (9).

19 (bm) No health care coverage plan under the health care coverage program may  
20 provide coverage of a nontherapeutic abortion except by an optional rider or  
21 supplemental coverage provision that is offered and provided on an individual basis  
22 and for which an additional, separate premium or charge is paid by the individual  
23 to be covered under the rider or supplemental coverage provision. Only funds  
24 attributable to premiums or charges paid for coverage under the rider or  
25 supplemental coverage provision may be used for the payment of any claim, and

1 related administrative expenses, that relates to a nontherapeutic abortion. Such  
2 funds may not be used for the payment of any claim or administrative expenses that  
3 relate to any other type of coverage provided by the insurer under the health care  
4 coverage plan. Nothing in this paragraph requires an insurer or an employer to offer  
5 or provide coverage of an abortion under a health care coverage plan under the health  
6 care coverage program.

7 (c) The health care coverage program established under par. (a), or any health  
8 care coverage plan included in the program, may not be combined with any health  
9 care coverage plan under subch. IV.

10 (d) All insurance rates for health care coverage under the program shall be  
11 published annually in a single publication that is made available to employers and  
12 employes. The rates may be listed by county or by any other regional factor that the  
13 board considers appropriate.

14 (e) All plans under the health care coverage program shall have an enrollment  
15 period that is established by the board.

16 (f) 1. If the department has selected an administrator under par. (a) 2., the  
17 administrator shall charge employers who participate in the health care coverage  
18 program a fee to cover the cost of administrative services for the health care coverage  
19 program. The administrator shall reimburse the department for the expenses  
20 incurred by the department in designing, marketing and contracting for  
21 administrative services for the program. All moneys received by the department  
22 under this subdivision shall be credited to the appropriation account under s. 20.515  
23 (2) (g).

24 2. If the department has not selected an administrator under par. (a) 2., the  
25 department shall charge employers who participate in the health care coverage



1 program a fee to cover the costs incurred by the department in designing, marketing  
2 and providing administrative services for the health care coverage program. All  
3 moneys received by the department under this subdivision shall be credited to the  
4 appropriation account under s. 20.515 (2) (g).

5 (g) The department may not sell any health care coverage under the health care  
6 coverage program to an employer or enroll any employe in the health care coverage  
7 program, but the department shall make information about the program available  
8 to employers on a statewide basis.

9 (3) Any employer who participates in the health care coverage program shall  
10 do all of the following:

11 (a) Offer health care coverage under one or more plans to all of its permanent  
12 employes who have a normal work week of 30 or more hours and may offer health  
13 care coverage under one or more plans to any of its other employes.

14 (b) Provide health care coverage under one or more plans to at least 50% of its  
15 permanent employes who have a normal work week of 30 or more hours and who do  
16 not otherwise receive health care coverage as a dependent under any other plan that  
17 is not offered by the employer or a percentage of such employes specified by the board,  
18 whichever percentage is greater.

19 (c) Pay for each employe at least 50% but not more than 100% of the lowest  
20 premium rate that would be available to the employer for that employe's coverage  
21 under the health care coverage program.

22 (d) Make premium payments for the health care coverage of its employes in the  
23 manner specified by the board.

24 (4) Any employer that provides health care coverage for its employes under the  
25 program and that voluntarily terminates coverage under the program is not eligible

1 to participate in the program for at least 3 years from the date that coverage is  
2 terminated.

3 (5) Any insurer that offers a health care coverage plan under the health care  
4 coverage program shall provide coverage under the plan to any employer that applies  
5 for coverage, and to all of the employer's employees who elect coverage under the  
6 health care coverage plan, without regard to the health condition or claims  
7 experience of any individual who would be covered under the health care coverage  
8 plan if all of the following apply:

9 (a) The employer agrees to pay the premium required for coverage under the  
10 health care coverage plan.

11 (b) The employer agrees to comply with all provisions of the health care  
12 coverage plan that apply generally to a policyholder or an insured without regard to  
13 health condition or claims experience.

14 (6) (a) Health care coverage under the health care coverage program may only  
15 be sold by insurance agents licensed under ch. 628.

16 (b) An insurance agent may not sell any health care coverage under the health  
17 care coverage program on behalf of an insurer unless he or she is employed by the  
18 insurer or has a contract with the insurer to sell the health care coverage on behalf  
19 of the insurer.

20 (c) The board shall set, and may adjust as often as semiannually, the  
21 commission rate for the sale of a policy under the health care coverage program. The  
22 rate shall be based on the average commission rate that insurance agents are paid  
23 in the state for the sale of comparable health insurance policies at the time that the  
24 rate is set or adjusted.

1 (d) An insurer shall specify on the first page of any policy sold under the health  
2 care coverage program the amount of the commission paid to the insurance agent.

3 (7) (a) Annually, on or before December 31, the board shall submit a report to  
4 the appropriate standing committees under s. 13.172 (3) and to the governor on the  
5 operation of the health care coverage program. The report shall specify the number  
6 of employers and employes participating in the health care coverage program,  
7 calculate the costs of the health care coverage program to employers and their  
8 employes and include recommendations for improving the health care coverage  
9 program.

10 (b) No later than January 1, 2008, the board shall submit a report to the  
11 appropriate standing committees under s. 13.172 (3) and to the governor that offers  
12 recommendations as to whether the department should continue to be involved in  
13 the design, marketing and contracting for administrative services for the health care  
14 coverage program. If the board recommends that the department not be involved in  
15 the performance of these functions, the board shall submit proposed legislation  
16 eliminating the department's involvement in the performance of these functions to  
17 the appropriate standing committees under s. 13.172 (3) at the time that the board  
18 submits its report.

19 \*b1792/1.8\* SECTION 944yr. Subchapter X of chapter 40 [precedes 40.98] of the  
20 statutes, as created by 1999 Wisconsin Act .... (this act), section 944ym, is repealed.”.

21 \*b0778/1.2\* **663.** Page 537, line 19: after that line insert:

22 \*b0778/1.2\* “SECTION 945dm. 42.035 of the statutes is created to read:

23 **42.035 Treatment of certain state fair park board employees.**

24 Notwithstanding s. 230.08 (2) (pm), those employes holding positions in the

1 classified service at the state fair park board on the effective date of this section ....  
2 [revisor inserts date], who have achieved permanent status in class before that date,  
3 shall retain, while serving in the unclassified service at the state fair park board,  
4 those protections afforded employees in the classified service under ss. 230.34 (1) (a)  
5 and 230.44 (1) (c) relating to demotion, suspension, discharge, layoff or reduction in  
6 base pay. Those employees of the state fair park board on the effective date of this  
7 section .... [revisor inserts date], who have not achieved permanent status in class  
8 in any position at the state fair park board on that date are eligible to receive the  
9 protections, privileges and rights preserved under this section if they successfully  
10 complete service equivalent to the probationary period required in the classified  
11 service for the position that they hold on that date.”.

12 \*b1043/1.1\* **664.** Page 537, line 19: after that line insert:

13 \*b1043/1.1\* “SECTION 945de. 43.24 (1) (intro.) of the statutes is amended to  
14 read:

15 43.24 (1) (intro.) Each public library system shall be paid state aid for the  
16 operation and maintenance of the system. The Except as provided in pars. (b) and  
17 (c), the amount paid to each system shall be determined as follows:

18 \*b1043/1.1\* SECTION 945dh. 43.24 (1) (a) of the statutes is repealed and  
19 recreated to read:

20 43.24 (1) (a) 1. Determine the percentage change in the total amount  
21 appropriated under s. 20.255 (3) (e) between the previous fiscal year and the current  
22 fiscal year.

23 2. Multiply the amount of state aid received by the system in the previous fiscal  
24 year by the sum of 1.0 and the result under subd. 1. expressed as a decimal.

1           **\*b1043/1.1\* SECTION 945dp.** 43.24 (1) (b) of the statutes is repealed and  
2 recreated to read:

3           43.24 (1) (b) If the territory of a public library system is altered, the department  
4 shall adjust the aid paid to that system under par. (a). The department shall  
5 promulgate rules establishing the method the department will use to make the  
6 adjustment.

7           **\*b1043/1.1\* SECTION 945dt.** 43.24 (1) (c) of the statutes is repealed and  
8 recreated to read:

9           43.24 (1) (c) Beginning in the fiscal year in which the total amount of state aid  
10 appropriated for public library systems under s. 20.255 (3) (e), as determined by the  
11 department, equals at least 11.25% of the total operating expenditures for public  
12 library services from local and county sources in the calendar year ending in that  
13 fiscal year, the amount paid to each system shall be determined by adding the result  
14 of each of the following calculations:

15           1. Multiply the system's percentage of the state's population by the product of  
16 the amount appropriated under s. 20.255 (3) (e) and 0.85.

17           2. Multiply the system's percentage of the state's geographical area by the  
18 product of the amount appropriated under s. 20.255 (3) (e) and 0.075.

19           3. Divide the sum of the payments to the municipalities and counties in the  
20 system under subch. I of ch. 79 for the current fiscal year, as reflected in the  
21 statement of estimated payments under s. 79.015, by the total of all payments under  
22 subch. I of ch. 79 for the current fiscal year, as reflected in the statement of estimated  
23 payments under s. 79.015, and multiply the result by the product of the amount  
24 appropriated under s. 20.255 (3) (e) and 0.075.”.

1           **\*b1838/3.2\* 665.** Page 537, line 19: after that line insert:

2           **\*b1838/3.2\*** “SECTION 945ds. 43.17 (9) (a) of the statutes is amended to read:

3           43.17 (9) (a) All contracts for public construction, ~~the estimated cost of which~~  
4           exceeds \$5,000, made by a federated public library system whose territory lies within  
5           2 or more counties or by a federated public library system whose territory lies within  
6           a single county with a population of at least 500,000 shall be let by the public library  
7           system board to the lowest responsible bidder in accordance with s. 62.15 (1) to (11)  
8           and (14). For purposes of this section, the system board possesses the powers  
9           conferred by s. 62.15 on the board of public works and the common council. All  
10          contracts made under this section shall be made in the name of the federated public  
11          library system and shall be executed by the system board president and such other  
12          board officer as the system board designates.”.

13          **\*b1923/2.3\* 666.** Page 538, line 21: after that line insert:

14          **\*b1923/2.3\*** “SECTION 946g. 44.34 (13) of the statutes is created to read:

15          44.34 (13) Produce a CD-ROM about the restoration of the state capitol.”.

16          **\*b1806/1.21\* 667.** Page 541, line 19: delete “School for the Visually” and  
17          substitute “Center for the Blind and Visually Impaired”.

18          **\*b1806/1.22\* 668.** Page 541, line 20: delete “Handicapped”.

19          **\*b0746/1.1\* 669.** Page 543, line 6: after that line insert:

20          **\*b0746/1.1\*** “SECTION 955p. 44.72 (1) (e) of the statutes is created to read:

21          44.72 (1) (e) Consult with the department of public instruction before awarding  
22          grants under this subsection.”.

23          **\*b0747/4.5\* 670.** Page 545, line 16: delete the material beginning with that  
24          line and ending with page 546, line 4.

1           **\*b0753/2.5\* 671.** Page 552, line 2: before “to” insert “including a  
2 community-based residential facility.”.

3           **\*b1654/3.3\* 672.** Page 555, line 10: after that line insert:

4           **\*b1654/3.3\* “SECTION 999d.** 46.036 (4) (a) of the statutes is amended to read:  
5           46.036 (4) (a) Except as provided in this paragraph, maintain a uniform double  
6 entry accounting system and a management information system which are  
7 compatible with cost accounting and control systems prescribed by the department.  
8 The department shall establish a simplified double entry bookkeeping system for use  
9 by family-operated group homes. Each purchaser shall determine whether a  
10 family-operated group home from which it purchases services shall use the double  
11 entry accounting system or the simplified system and shall include this  
12 determination in the purchase of service contract. In this paragraph,  
13 “family-operated group home” means a group home licensed under s. 48.66 (1) (a) for  
14 which the licensee is one or more individuals who operate not more than one group  
15 home.”.

16           **\*b1823/1.5\* 673.** Page 555, line 10: after that line insert:

17           **\*b1823/1.5\* “SECTION 997m.** 46.03 (44) of the statutes is created to read:  
18           46.03 (44) STRAY VOLTAGE RESEARCH. Conduct research and investigate  
19 allegations that the 3rd harmonic of 60-hertz current harms people and dairy  
20 animals. The department shall allocate moneys transferred to the appropriation  
21 account under s. 20.435 (1) (kx) from the appropriation under s. 20.155 (1) (jm) for  
22 this purpose.”.

23           **\*b1806/1.23\* 674.** Page 555, line 25: after that line insert:

24           **\*b1806/1.23\* “SECTION 999p.** 46.041 (1) (a) of the statutes is amended to read:

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

9           **\*b0828/2.2\* 675.** Page 559, line 21: after that line insert:

10           **\*b0828/2.2\* \*SECTION 1003c.** 46.10 (2m) of the statutes is amended to read:

11           46.10 (2m) The liability specified in sub. (2) shall not apply to tuberculosis  
12 patients receiving care, maintenance, services and supplies under ss. ~~58.06 and~~  
13 252.07 to 252.10, to persons 18 and older receiving care, maintenance, services and  
14 supplies provided by prisons named in s. 302.01 or to parents of a minor who receives  
15 care for alcohol or drug abuse under s. 51.47 (1) without consent of the minor’s parent  
16 or guardian.

17           **\*b0828/2.2\* SECTION 1003t.** 46.18 (1) of the statutes is amended to read:

18           46.18 (1) TRUSTEES. Every county home, infirmary, hospital, ~~tuberculosis~~  
19 ~~hospital or sanatorium,~~ or similar institution, shall, subject to regulations approved  
20 by the county board, be managed by a board of trustees, electors of the county, chosen  
21 by ballot by the county board. At its annual meeting, the county board shall appoint  
22 an uneven number of trustees, from 3 to 9 at the option of the board, for staggered  
23 3-year terms ending the first Monday in January. Any vacancy shall be filled for the



1 unexpired term by the county board; but the chairperson of the county board may  
2 appoint a trustee to fill the vacancy until the county board acts.

3 **\*b0828/2.2\* SECTION 1003u.** 46.20 (1) of the statutes is amended to read:

4 46.20 (1) Any 2 or more counties may jointly, by majority vote of all the  
5 members of each county board, provide for a county home, infirmary, hospital,  
6 ~~tuberculosis hospital or sanatorium~~, or similar institution, or juvenile detention  
7 home, which shall be established, maintained and operated pursuant to all the  
8 statutes relating to the establishment, maintenance and operation of similar  
9 institutions, respectively, by any single county whose population is less than  
10 250,000, except as otherwise provided in this section; and in all respects, except as  
11 herein specified, each such institution shall be the county institution of each of the  
12 counties so joining.

13 **\*b0828/2.2\* SECTION 1003v.** 46.20 (3) of the statutes is amended to read:

14 46.20 (3) Upon approval of the site, plans and specifications, as provided in ~~s.~~  
15 ~~252.073 as to tuberculosis sanateriums~~ and ss. 46.17 and 301.37, as to other  
16 institutions, the joint committee shall report to the several county boards the  
17 estimated cost of the site and buildings, and the amount thereof chargeable to each  
18 county on the basis set forth in sub. (6) (a), appending to each report a copy of the  
19 plans and specifications and all matter relating to the site and buildings. If the  
20 report is approved by each county board, the joint committee shall purchase the site  
21 and cause the buildings to be erected in accordance with the plans and specifications.

22 **\*b0828/2.2\* SECTION 1003w.** 46.20 (8) of the statutes is repealed.

23 **\*b0828/2.2\* SECTION 1003x.** 46.20 (10) of the statutes is repealed.”

1           **\*b1794/2.1\* 676.** Page 569, line 25: delete “whether or not the person is a  
2 private pay admittee at the time of admission.” and substitute “~~whether or not the~~  
3 ~~person is a private pay admittee at the time of admission.~~ except that a person  
4 seeking admission or about to be admitted on a private pay basis may waive the  
5 assessment, unless the person is expected to become eligible for medical assistance  
6 within 6 months of assessment.”.

7           **\*b1794/2.2\* 677.** Page 570, line 4: after that line insert:

8           **\*b1794/2.2\* “SECTION 1045g.** 46.27 (7) (cL) of the statutes is created to read:  
9           46.27 (7) (cL) No county department or aging unit may deny services to a  
10 person under par. (cj) who refused to have an assessment completed as required  
11 under par. (cj) 3. a. before the effective date of this paragraph .... [revisor inserts  
12 date].”.

13           **\*b1847/2.1\* 678.** Page 570, line 4: after that line insert:

14           **\*b1847/2.1\* “SECTION 1045d.** 46.27 (7) (ck) 1. of the statutes is amended to  
15 read:

16           46.27 (7) (ck) 1. Subject to the approval of the department, and except as  
17 provided in sub. (7b) (a), a county may establish and implement more restrictive  
18 conditions than those imposed under par. (cj) on the use of funds received under par.  
19 (b) for the provision of services to a person in a community-based residential facility.  
20 A county that establishes more restrictive conditions under this subdivision shall  
21 include the conditions in its community options plan under sub. (3) (cm).

22           **\*b1847/2.1\* SECTION 1045e.** 46.27 (7) (cm) 1. (intro.) of the statutes is amended  
23 to read:

1           46.27 (7) (cm) 1. (intro.) ~~Beginning~~ Except as provided sub. (7b), beginning on  
2 January 1, 1996, no county, private nonprofit agency or aging unit may use funds  
3 received under par. (b) to provide services in any community-based residential  
4 facility that has more than 8 beds, unless one of the following applies.”.

5           **\*b1847/2.2\* 679.** Page 572, line 6: after that line insert:

6           **\*b1847/2.2\* “SECTION 1048m.** 46.27 (7b) of the statutes is created to read:

7           **46.27 (7b) PILOT PROGRAM IN CHIPPEWA COUNTY.** The department shall establish  
8 a pilot project in Chippewa County to effect all of the following:

9           (a) Notwithstanding the maximum total amount established by Chippewa  
10 County under sub. (3) (f), Chippewa County may not deny services under this section  
11 to an eligible individual who resides in a community-based residential facility when  
12 the individual becomes eligible, solely because the maximum total amount has been  
13 reached.

14           (b) In making a determination under sub. (7) (cj) 3. e. regarding the  
15 cost-effectiveness of a placement in a community-based residential facility,  
16 Chippewa County shall consider all state and federal funds needed for all options  
17 considered.

18           (c) Chippewa County, or a private nonprofit agency or aging unit in Chippewa  
19 County, may use funds received under sub. (7) (b) to provide services in any  
20 community-based residential facility that has 20 or fewer beds notwithstanding sub.  
21 (7) (cm) 1. Subsection (7) (cm) 1. applies in Chippewa County, however, with respect  
22 to the use of funds received under sub. (7) (b) to provide services in any  
23 community-based residential facility that has more than 20 beds.”.

1           **\*b1794/2.4\* 680.** Page 574, line 23: delete “whether or not the person is a  
2 private pay admittee at the time of admission.” and substitute “~~whether or not the~~  
3 ~~person is a private pay admittee at the time of admission.~~ except that a person  
4 seeking admission or about to be admitted on a private pay basis may waive the  
5 assessment, unless the person is expected to become eligible for medical assistance  
6 within 6 months of assessment.”.

7           **\*b1794/2.3\* 681.** Page 575, line 2: after that line insert:

8           **\*b1794/2.3\*** “SECTION 1059. 46.27 (11) (c) 5q. of the statutes is created to read:  
9           46.27 (11) (c) 5q. No county department or aging unit may deny services to a  
10 person under subd. 5n. who refused to have an assessment completed as required  
11 under subd. 5n. a. before the effective date of this subdivision .... [revisor inserts  
12 date].”.

13           **\*b1794/2.5\* 682.** Page 576, line 3: delete “whether or not the person is a  
14 private pay admittee at the time of admission.” and substitute “~~whether or not the~~  
15 ~~person is a private pay admittee at the time of admission.~~ except that a person  
16 seeking admission or about to be admitted on a private pay basis may waive the  
17 assessment, unless the person is expected to become eligible for medical assistance  
18 within 6 months of assessment.”.

19           **\*b1794/2.6\* 683.** Page 594, line 9: after “supervision.” insert “A resource  
20 center may not require a financial screen for a person seeking admission or about to  
21 be admitted on a private pay basis who waives the requirement for a financial screen  
22 under this paragraph, unless the person is expected to become eligible for medical  
23 assistance within 6 months. A resource center need not provide a functional screen

1 for a person seeking admission or about to be admitted who has received a screen for  
2 functional eligibility under s. 46.286 (1) (a) within the previous 6 months.”.

3 **\*b1666/13.8\* 684.** Page 597, line 23: delete “nonprofit”.

\*\*\*\*NOTE: Corrects restrictive requirement for contracts to operate care  
management organizations to conform to JCF intent.

4 **\*b1666/13.9\* 685.** Page 622, line 7: delete lines 7 to 14.

\*\*\*\*NOTE: Conforms to JCF intent.

5 **\*b1919/1.3\* 686.** Page 622, line 18: delete “\$283,778,800” and substitute  
6 “\$284,978,800”.

7 **\*b1919/1.4\* 687.** Page 622, line 19: delete “\$279,886,800” and substitute  
8 “\$285,511,800”.

9 **\*b1214/1.2\* 688.** Page 623, line 3: delete “\$1,877,000 for each” and substitute  
10 “\$1,877,000 for each”.

11 **\*b1214/1.3\* 689.** Page 623, line 4: delete “fiscal year” and substitute “fiscal  
12 year \$1,993,400 for fiscal year 1999–2000 and \$2,226,300 for fiscal year 2000–01”.

13 **\*b1197/1.2\* 690.** Page 624, line 14: after that line insert:

14 **\*b1197/1.2\* “SECTION 1091k.** 46.46 (1) of the statutes is amended to read:  
15 46.46 (1) The department shall perform activities to augment the amount of  
16 moneys received under 42 USC 670 to 679a, 42 USC 1395 to 1395ddd and 42 USC  
17 1396 to 1396v. The department shall perform those income augmentation activities  
18 itself and may not contract with any person to perform those income augmentation  
19 activities. From the appropriation account under s. 20.435 (8) (mb), the department  
20 shall support costs that are exclusively related to the operational costs of  
21 ~~augmenting the amount of moneys received under 42 USC 670 to 679a, 42 USC 1395~~  
22 ~~to 1395ddd and 42 USC 1396 to 1396v~~ performing those income augmentation

1 activities. In addition, the department may expend moneys from the appropriation  
2 account under s. 20.435 (8) (mb) as provided in sub. (2).”.

3 \*b1890/2.5\* **691**. Page 625, line 25: after that line insert:

4 \*b1890/2.5\* “SECTION 1098m. 46.48 (30) of the statutes is created to read:

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

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

18 \*b1024/1.2\* **692**. Page 626, line 4: after that line insert:

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

20 46.481 (5) HEALTHY FAMILIES PROGRAM. The department shall distribute  
21 \$100,000 in each fiscal year to Kenosha Area Family and Aging Services, Inc., for the  
22 provision of home visiting services for mothers who are under 18 years of age under  
23 that organization’s healthy families program.”.

24 \*b1025/1.2\* **693**. Page 626, line 4: after that line insert:

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

2           46.481 (6) CHILDREN'S SAFE HOUSE CHILD CARE PROGRAM. The department shall  
3 distribute \$50,000 in each fiscal year to the children's safe house child care program  
4 in Kenosha County for the operation of that program.”.

5           **\*b1225/2.1\* 694.** Page 645, line 22: after that line insert:

6           **\*b1225/2.1\*** “**SECTION 1130m.** 48.20 (8) of the statutes is amended to read:

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

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

3 **\*b1225/2.1\* SECTION 1130p.** 48.21 (3) (d) of the statutes is amended to read:

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

10 **\*b1225/2.1\* SECTION 1130r.** 48.23 (2) of the statutes is renumbered 48.23 (2)

11 (a) and amended to read:

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

22 **\*b1225/2.1\* SECTION 1130t.** 48.23 (2) (b) of the statutes is created to read:

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



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

7 **\*b1225/2.1\* SECTION 1130v.** 48.23 (3) of the statutes is amended to read:

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

13 **\*b1225/2.1\* SECTION 1130x.** 48.23 (4) of the statutes is amended to read:

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

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

11 \*b1237/1.1\* **695.** Page 645, line 22: after that line insert:

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

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

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

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

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

6 \*b1654/3.4\* **696.** Page 645, line 22: after that line insert:

7 \*b1654/3.4\* “SECTION 1131d. 48.02 (17) of the statutes is amended to read:  
8 48.02 (17) “Shelter care facility” means a nonsecure place of temporary care  
9 and physical custody for children, including a holdover room, licensed by the  
10 department under s. 48.66 (1) (a).”.

11 \*b1023/1.1\* **697.** Page 646, line 3: after that line insert:

12 \*b1023/1.1\* “SECTION 1131h. 48.32 (2) (a) of the statutes is amended to read:  
13 48.32 (2) (a) A consent decree shall remain in effect up to ~~6 months~~ one year  
14 unless the child, parent, guardian, legal custodian or expectant mother is discharged  
15 sooner by the judge or juvenile court commissioner.”.

16 \*b1225/2.2\* **698.** Page 646, line 3: after that line insert:

17 \*b1225/2.2\* “SECTION 1131m. 48.27 (4) (a) 2. of the statutes is amended to  
18 read:  
19 48.27 (4) (a) 2. Advise the child and any other party, if applicable, of his or her  
20 right to legal counsel regardless of ability to pay.”.

21 \*b1237/1.2\* **699.** Page 646, line 3: after that line insert:

22 \*b1237/1.2\* “SECTION 1131h. 48.345 (3) (a) of the statutes is amended to read:  
23 48.345 (3) (a) The home of a parent or other relative of the child, except that  
24 the judge may not designate the home of a parent or other relative of the child as the

1 child's placement if the parent or other relative has been convicted under s. 940.01  
2 of the first-degree intentional homicide, or under s. 940.05 of the 2nd-degree  
3 intentional homicide, of a parent of the child, and the conviction has not been  
4 reversed, set aside or vacated, unless the judge determines by clear and convincing  
5 evidence that the placement would be in the best interests of the child. The judge  
6 shall consider the wishes of the child in making that determination.

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

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

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

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

19 48.355 (3) (a) If Except as provided in par. (b), if, after a hearing on the issue  
20 with due notice to the parent or guardian, the judge court finds that it would be in  
21 the best interest of the child, the judge court may set reasonable rules of parental  
22 visitation.

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

24 48.355 (3) (b) 1. Except as provided in subd. 2., the court may not grant  
25 visitation under par. (a) to a parent of a child if the parent has been convicted under

1 s. 940.01 of the first-degree intentional homicide, or under s. 940.05 of the  
2 2nd-degree intentional homicide, of the child's other parent, and the conviction has  
3 not been reversed, set aside or vacated.

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

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

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

17 48.357 (4d) (a) Except as provided in par. (b), the court may not change a child's  
18 placement to a placement in the home of a person who has been convicted under s.  
19 940.01 of the first-degree intentional homicide, or under s. 940.05 of the 2nd-degree  
20 intentional homicide, of a parent of the child, if the conviction has not been reversed,  
21 set aside or vacated.

22 (am) Except as provided in par (b), if a parent in whose home a child is placed  
23 is convicted under s. 940.01 of the first-degree intentional homicide, or under s.  
24 940.05 of the 2nd-degree intentional homicide, of the child's other parent, and the  
25 conviction has not been reversed, set aside or vacated, the court shall change the

1 child's placement to a placement out of the home of the parent on petition of the child,  
2 the guardian or legal custodian of the child, a person or agency bound by the  
3 dispositional order or the district attorney or corporation counsel of the county in  
4 which the dispositional order was entered, or on the court's own motion, and on notice  
5 to the parent.

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

9 \*b1018/1.1\* **700.** Page 647, line 9: after that line insert:

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

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

24 \*b1237/1.3\* **701.** Page 647, line 9: after that line insert:

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

2           48.42 (1m) (b) The Subject to par. (e), the court may issue the temporary order  
3           ex parte or may refuse to issue the temporary order and hold a hearing on whether  
4           to issue an injunction. The temporary order is in effect until a hearing is held on the  
5           issuance of an injunction. The court shall hold a hearing on the issuance of an  
6           injunction on or before the date of the hearing on the petition to terminate parental  
7           rights under s. 48.422 (1).

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

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

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

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

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

1           **\*b1237/1.3\* SECTION 1131pm.** 48.428 (6) of the statutes is renumbered 48.428  
2 (6) (a) and amended to read:

3           48.428 (6) (a) The Except as provided in par. (b), the court may order or prohibit  
4 visitation by a birth parent of a child placed in sustaining care.

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

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

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

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

24           **\*b1218/1.2\* 702.** Page 647, line 21: after that line insert:



1           **\*b1218/1.2\*** “SECTION 1134h. 48.48 (17) (a) 10. of the statutes is amended to  
2 read:

3           48.48 (17) (a) 10. Administer kinship care and long-term kinship care as  
4 provided in s. 48.57 (3m), (3n), (3o) and (3p).”.

5           **\*b1654/3.5\* 703.** Page 647, line 21: after that line insert:

6           **\*b1654/3.5\*** “SECTION 1132d. 48.48 (9) of the statutes is amended to read:

7           48.48 (9) To license foster homes or treatment foster homes as provided in s.  
8 48.66 (1) (a) for its own use or for the use of licensed child welfare agencies or, if  
9 requested to do so, for the use of county departments.

10           **\*b1654/3.5\*** SECTION 1133d. 48.48 (9m) of the statutes is amended to read:

11           48.48 (9m) To license shelter care facilities as provided in s. 48.66 (1) (a).

12           **\*b1654/3.5\*** SECTION 1134d. 48.48 (10) of the statutes is amended to read:

13           48.48 (10) To license child welfare agencies and day care centers as provided  
14 in s. 48.66 (1) (a).”.

15           **\*b1031/1.1\* 704.** Page 649, line 21: after that line insert:

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

17           48.57 (3m) (f) Any person whose application for payments under par. (am) is  
18 not acted on promptly or is denied on the grounds that ~~a condition~~ any of the  
19 conditions specified in par. (am) 1, ~~2, 5, or~~ to 6. has not been met and any person  
20 whose payments under par. (am) are discontinued under par. (d) may petition the  
21 department under par. (g) for a review of that action or failure to act. Review is  
22 unavailable if the action or failure to act arose more than 45 days before submission  
23 of the petition for review.”.

24           **\*b0828/2.3\* 705.** Page 650, line 5: after that line insert:

1           **\*b0828/2.3\*** “SECTION 1143dm. 48.60 (2) (d) of the statutes is amended to read:  
2           48.60 (2) (d) A hospital, maternity hospital, maternity home, or nursing home  
3           ~~or tuberculosis sanatorium~~ licensed, approved or supervised by the department;”.

4           **\*b1031/1.2\* 706.** Page 650, line 5: after that line insert:

5           **\*b1031/1.2\*** “SECTION 1145g. 48.57 (3n) (f) of the statutes is amended to read:  
6           48.57 (3n) (f) Any person whose application for payments under par. (am) is not  
7           acted on promptly or is denied on the grounds that ~~a condition~~ any of the conditions  
8           specified in par. (am) 1., ~~2., 5., 5m. or~~ to 5r. has not been met and any person whose  
9           payments under par. (am) are discontinued under par. (d) may petition the  
10          department under par. (g) for a review of that action or failure to act. Review is  
11          unavailable if the action or failure to act arose more than 45 days before submission  
12          of the petition for review.

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

15          48.57 (3p) (fm) 1. The county department or, in a county having a population  
16          of 500,000 or more, the department of health and family services may provisionally  
17          approve the making of payments under sub. (3m) based on the applicant’s statement  
18          under sub. (3m) (am) 4m. The county department or department of health and family  
19          services may not finally approve the making of payments under sub. (3m) unless the  
20          county department or department of health and family services receives information  
21          from the department of justice indicating that the conviction record of the applicant  
22          under the law of this state is satisfactory according to the criteria specified in par.  
23          (g) 1. to 3. ~~or payment is approved under par. (h) 4.~~ The county department or  
24          department of health and family services may make payments under sub. (3m)

1 conditioned on the receipt of information from the federal bureau of investigation  
2 indicating that the person's conviction record under the law of any other state or  
3 under federal law is satisfactory according to the criteria specified in par. (g) 1. to 3.

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

6 48.57 (3p) (g) (intro.) ~~Except as provided in par. (h), the A~~ county department  
7 or, in a county having a population of 500,000 or more, the department of health and  
8 family services may not make payments to a person applying for payments under  
9 sub. (3m) and a person receiving payments under sub. (3m) may not employ a person  
10 in a position in which that person would have regular contact with the child for whom  
11 those payments are being made or permit a person to be an adult resident if any of  
12 the following applies:

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

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

15 48.57 (3t) Notwithstanding subs. (3m), (3n) and (3p), the department may  
16 enter into an agreement with the governing body of a federally recognized American  
17 Indian tribe or band to allow that governing body to administer the program under  
18 subs. (3m), (3n) and (3p) within the boundaries of that reservation. ~~Any agreement~~  
19 ~~under this subsection relating to the administration of the program under sub. (3m)~~  
20 ~~shall specify the person with whom a request for review under sub. (3p) (h) 2. may~~  
21 ~~be filed and the person who has been designated by the governing body to conduct~~  
22 ~~the review under sub. (3p) (h) 3. and make the determination under sub. (3p) (h) 4.~~  
23 Any agreement under this subsection relating to the administration of the program  
24 under sub. (3n) shall specify who is to make any determination as to whether a  
25 conviction record is satisfactory.”.