

1 ***b1001/1.5* 1003.** Page 953, line 15: delete lines 15 to 21.

2 ***b0718/2.1* 1004.** Page 953, line 21: after that line insert:

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

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

7 ***b0853/1.1* 1005.** Page 953, line 21: after that line insert:

8 ***b0853/1.1* "SECTION 1812p.** 77.54 (30) (a) 3. of the statutes is amended to
9 read:

10 77.54 (30) (a) 3. Electricity sold ~~during the months of November, December,~~
11 ~~January, February, March and April~~ for use in farming, including but not limited to
12 agriculture, dairy farming, floriculture and horticulture."

13 ***b1156/2.1* 1006.** Page 953, line 21: after that line insert:

14 ***b1156/2.1* "SECTION 1812Lb.** 77.54 (20) (c) 4m. of the statutes is created to
15 read:

16 77.54 (20) (c) 4m. Taxable sales do not include food and beverage items under
17 pars. (b) 4. and (c) 2., and disposable products that are transferred with such items,
18 that are provided by a restaurant to the restaurant's employe during the employe's
19 work hours."

20 ***b1157/2.2* 1007.** Page 953, line 21: after that line insert:

21 ***b1157/2.2* "SECTION 1812Lm.** 77.51 (4) (c) 6. of the statutes is repealed.

22 ***b1157/2.2* SECTION 1812Ln.** 77.52 (2) (a) 1. of the statutes is amended to
23 read:

1 77.52 (2) (a) 1. The furnishing of rooms or lodging to transients by hotelkeepers,
2 motel operators and other persons furnishing accommodations that are available to
3 the public, irrespective of whether membership is required for use of the
4 accommodations, ~~including the furnishing of rooms or lodging through the sale of a~~
5 ~~time-share property, as defined in s. 707.02 (32),~~ if the use of the rooms or lodging
6 is not fixed at the time of sale as to the starting day or the lodging unit. In this
7 subdivision, “transient” means any person residing for a continuous period of less
8 than one month in a hotel, motel or other furnished accommodations available to the
9 public. In this subdivision, “hotel” or “motel” means a building or group of buildings
10 in which the public may obtain accommodations for a consideration, including,
11 without limitation, such establishments as inns, motels, tourist homes, tourist
12 houses or courts, lodging houses, rooming houses, summer camps, apartment hotels,
13 resort lodges and cabins and any other building or group of buildings in which
14 accommodations are available to the public, except accommodations, including
15 mobile homes as defined in s. 66.058 (1) (d), rented for a continuous period of more
16 than one month and accommodations furnished by any hospitals, sanatoriums, or
17 nursing homes, or by corporations or associations organized and operated
18 exclusively for religious, charitable or educational purposes provided that no part of
19 the net earnings of such corporations and associations inures to the benefit of any
20 private shareholder or individual. In this subdivision, “one month” means a calendar
21 month or 30 days, whichever is less, counting the first day of the rental and not
22 counting the last day of the rental.

23 ***b1157/2.2* SECTION 1812Lp.** 77.52 (2) (a) 2. of the statutes is amended to
24 read:

1 77.52 (2) (a) 2. The sale of admissions to amusement, athletic, entertainment
2 or recreational events or places except county fairs, the sale, rental or use of regular
3 bingo cards, extra regular cards, special bingo cards and the sale of bingo supplies
4 to players and the furnishing, for dues, fees or other considerations, the privilege of
5 access to clubs or the privilege of having access to or the use of amusement,
6 entertainment, athletic or recreational devices or facilities, including, ~~in connection~~
7 ~~with the sale or use of time-share property, as defined in s. 707.02 (32),~~ the sale or
8 furnishing of use of recreational facilities on a periodic basis or other recreational
9 rights, including but not limited to membership rights, vacation services and club
10 memberships.”.

11 ***b1158/3.1* 1008.** Page 953, line 21: after that line insert:

12 ***b1158/3.1* “SECTION 1812np.** 77.54 (20) (c) 6. of the statutes is amended to
13 read:

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

21 ***b1892/1.1* 1009.** Page 953, line 21: after that line insert:

22 ***b1892/1.1* “SECTION 1812s.** 77.51 (9) (e) of the statutes is amended to read:

23 77.51 (9) (e) ~~An auction which is~~ Five or fewer auctions that are the sale of
24 personal farm property or household goods and not that are held by the same

1 auctioneer at regular intervals the same location during the year. In this paragraph,
2 with respect to indoor locations, “location” means a building, except that in the case
3 of a shopping center or a shopping mall “location” means a store.”.

4 *b1931/1.15* **1010.** Page 953, line 21: after that line insert:

5 *b1931/1.15* **SECTION 1813s.** 77.51 (14g) (fm) of the statutes is created to
6 read:

7 77.51 (14g) (fm) The transfer of transmission facilities, as defined in s. 196.485
8 (1) (h), to a transmission company, as defined in s. 196.485 (1) (ge), after the
9 organizational start-up date, as defined in s. 196.485 (1) (dv), of such company in
10 exchange for securities, as defined in s. 196.485 (1) (fe);

11 *b1931/1.15* **SECTION 1183v.** 77.54 (44) of the statutes is created to read:

12 77.54 (44) The gross receipts from the collection of public benefits fees that are
13 charged under s. 16.957 (4) (a) or (5) (a).”.

14 *b1868/3.4* **1011.** Page 956, line 3: after that line insert:

15 *b1868/3.4* **SECTION 1817bb.** Subchapter VII (title) of chapter 77 [precedes
16 77.92] of the statutes is amended to read:

17 **CHAPTER 77**

18 **TEMPORARY RECYCLING SURCHARGE**

19 *b1868/3.4* **SECTION 1817bc.** 77.92 (4) of the statutes is amended to read:

20 77.92 (4) “Net business income”, with respect to a partnership, means taxable
21 income as calculated under section 703 of the ~~internal revenue code~~ Internal
22 Revenue Code; plus the items of income and gain under section 702 of the ~~internal~~
23 ~~revenue code~~ Internal Revenue Code, including taxable state and municipal bond
24 interest and excluding nontaxable interest income or dividend income from federal

1 government obligations; minus the items of loss and deduction under section 702 of
2 the ~~internal revenue code~~ Internal Revenue Code, except items that are not
3 deductible under s. 71.21; plus guaranteed payments treated as not made to partners
4 under section 707 (a) (c) of the ~~internal revenue code~~ Internal Revenue Code; plus
5 the credits claimed under s. 71.07 (2dd), (2de), (2di), (2dj), (2dL), (2dr), (2ds), (2dx)
6 and (3s); and plus or minus, as appropriate, transitional adjustments, depreciation
7 differences and basis differences under s. 71.05 (13), (15), (16), (17) and (19); but
8 excluding income, gain, loss and deductions from farming. “Net business income”,
9 with respect to a natural person, estate or trust, means profit from a trade or
10 business for federal income tax purposes and includes net income derived as an
11 employe as defined in section 3121 (d) (3) of the ~~internal revenue code~~ Internal
12 Revenue Code.

13 *b1868/3.4* SECTION 1817bcm. 77.92 (4r) of the statutes is repealed.

14 *b1868/3.4* SECTION 1817bd. 77.93 (intro.) of the statutes is amended to read:

15 **77.93 Applicability.** (intro.) For the privilege of doing business in this state,
16 there is imposed a ~~temporary~~ recycling surcharge on the following entities:

17 *b1868/3.4* SECTION 1817be. 77.93 (1) of the statutes is amended to read:

18 77.93 (1) All corporations required to file a return under subch. IV or V of ch.
19 71 that have ~~at least \$4,000~~ more than \$1,000,000 in total gross receipts from all
20 activities for the taxable year except corporations that are exempt from taxation
21 under s. 71.26 (1) and that have no unrelated business income reportable under s.
22 71.24 (1m). The surcharge is imposed on the tax-option corporation, not on its
23 shareholders, except that if a tax-option corporation's surcharge is delinquent, its
24 shareholders are jointly and severally liable for it.

25 *b1868/3.4* SECTION 1817bf. 77.93 (4) of the statutes is amended to read:

1 77.93 (4) All insurers that are required to file a return under subch. VII of ch.
2 71 and that have ~~at least \$4,000~~ more than \$1,000,000 in total gross receipts from
3 all activities for the taxable year.

4 ***b1868/3.4* SECTION 1817bg.** 77.94 (1) (intro.) of the statutes is amended to
5 read:

6 77.94 (1) (intro.) Except as provided in subs. sub. (2) and (3), for taxable years
7 ending beginning after ~~April 1, 1991~~ December 31, 1999, the surcharge imposed
8 under s. 77.93 is calculated as follows:

9 ***b1868/3.4* SECTION 1817bh.** 77.94 (1) (a) of the statutes is amended to read:

10 77.94 (1) (a) On a corporation under s. 77.93 (1) and (4), an amount equal to
11 the amount calculated by multiplying gross tax liability for the taxable year of the
12 corporation by ~~5.5%~~ 3.3%, or in the case of a tax-option corporation an amount equal
13 to the amount calculated by multiplying net income under s. 71.34 by ~~0.4345%~~
14 0.2607%, up to a maximum of ~~\$9,800~~ \$20,000, or \$25, whichever is greater.

15 ***b1868/3.4* SECTION 1817bi.** 77.94 (1) (b) of the statutes is amended to read:

16 77.94 (1) (b) On an entity under s. 77.93 (2) or (3), except an entity that has ~~less~~
17 ~~than \$4,000~~ no more than \$1,000,000 of gross receipts, an amount equal to the
18 amount calculated by multiplying net business income as allocated or apportioned
19 to this state by means of the methods under s. 71.04, for the taxable year of the entity
20 by ~~0.4345%~~ 0.2607%, up to a maximum of ~~\$9,800~~ \$20,000, or \$25, whichever is
21 greater.

22 ***b1868/3.4* SECTION 1817bj.** 77.94 (1) (c) of the statutes is amended to read:

23 77.94 (1) (c) On an entity under s. 77.93 (5), except an entity that has a ~~net farm~~
24 profit gross receipts from farming of ~~less~~ no more than \$1,000 \$1,000,000, a

1 surcharge of \$25, regardless of whether the entity is subject to a surcharge
2 determined under par. (b).

3 *b1868/3.4* SECTION 1817bk. 77.94 (3) of the statutes is repealed.

4 *b1868/3.4* SECTION 1817bL. 77.94 (4) of the statutes is repealed.

5 *b1868/3.4* SECTION 1817bm. 77.945 of the statutes is repealed.

6 *b1868/3.4* SECTION 1817bn. 77.96 (6) of the statutes is amended to read:

7 77.96 (6) The department of revenue shall refer to the surcharge under this
8 subchapter as the temporary recycling surcharge.”

9 *b1171/1.4* 1012. Page 956, line 6: on lines 6 and 18, delete “98.25%” and
10 substitute “97.45%”.

11 *b1888/4.19* 1013. Page 958, line 14: after that line insert:

12 *b1888/4.19* “SECTION 1818Lb. 79.10 (11) (b) of the statutes, as affected by
13 1999 Wisconsin Act 5, is amended to read:

14 79.10 (11) (b) Before October 16, the department of administration shall
15 determine the total funds available for distribution under the lottery and gaming
16 credit in the following year and shall inform the joint committee on finance of that
17 total. Total funds available for distribution shall be all moneys projected to be
18 transferred to the lottery fund under ss. 20.455 (2) (g) and 20.505 (8) (am), (g) and
19 (jm) and all existing and projected lottery proceeds and interest for the fiscal year of
20 the distribution, less the amount estimated to be expended under ~~ss. 20.455 (2) (r),~~
21 ~~20.566 (2) (r) and s. 20.835 (2) (q) and (3) (r)~~ and less the required reserve under s.
22 20.003 (5). The joint committee on finance may revise the total amount to be
23 distributed if it does so at a meeting that takes place before November 1. If the joint
24 committee on finance does not schedule a meeting to take place before November 1,

1 the total determined by the department of administration shall be the total amount
2 estimated to be distributed under the lottery and gaming credit in the following year.

3 ***b1888/4.19* SECTION 1818Lc.** 79.10 (11) (b) of the statutes, as affected by
4 1999 Wisconsin Act ... (this act), is repealed and recreated to read:

5 79.10 (11) (b) Before October 16, the department of administration shall
6 determine the total funds available for distribution under the lottery and gaming
7 credit in the following year and shall inform the joint committee on finance of that
8 total. Total funds available for distribution shall be all moneys projected to be
9 transferred to the lottery fund under ss. 20.455 (2) (g) and 20.505 (8) (am), (g) and
10 (jm) and all existing and projected lottery proceeds and interest for the fiscal year of
11 the distribution, less the amount estimated to be expended under ss. 20.455 (2) (r),
12 20.566 (2) (r) and 20.835 (2) (q) and (3) (r) and less the required reserve under s.
13 20.003 (5). The joint committee on finance may revise the total amount to be
14 distributed if it does so at a meeting that takes place before November 1. If the joint
15 committee on finance does not schedule a meeting to take place before November 1,
16 the total determined by the department of administration shall be the total amount
17 estimated to be distributed under the lottery and gaming credit in the following year.

18 ***b1888/4.19* SECTION 1818Ld.** 79.13 (1) of the statutes, as created by 1999
19 Wisconsin Act 5, is amended to read:

20 79.13 (1) In the 1999–2000 fiscal year, the amount that is estimated to be
21 expended from the appropriation under s. 20.835 (2) ~~(q)~~ (dn) is \$15,000,000.

22 ***b1888/4.19* SECTION 1818Lf.** 79.13 (2) of the statutes, as created by 1999
23 Wisconsin Act 5, is renumbered 79.13 (2) (a) and amended to read:

24 79.13 (2) (a) In the 2000–01 fiscal year, ~~and in each fiscal year thereafter,~~ the
25 amount that is estimated to be expended from the appropriation under s. 20.835 (2)

1 ~~(q)~~ (dn) is \$15,000,000, plus the amount that is estimated to be expended from the
2 appropriation under s. 20.835 (2) ~~(q)~~ (dn) in the previous fiscal year and less the
3 actual amount that is expended from the appropriation under s. 20.835 (2) ~~(q)~~ (dn)
4 in the previous fiscal year.

5 ***b1888/4.19* SECTION 1818Lg.** 79.13 (2) (b) of the statutes is created to read:

6 79.13 (2) (b) In the 2001–02 fiscal year, the amount that is estimated to be
7 expended from the appropriation under s. 20.835 (2) (q) is \$15,000,000, plus the
8 amount that is estimated to be expended from the appropriation under s. 20.835 (2)
9 (dn) in the previous fiscal year and less the actual amount that is expended from the
10 appropriation under s. 20.835 (2) (dn) in the previous fiscal year.

11 ***b1888/4.19* SECTION 1818Lh.** 79.13 (2) (c) of the statutes is created to read:

12 79.13 (2) (c) In the 2002–03 fiscal year, and in each fiscal year thereafter, the
13 amount that is estimated to be expended from the appropriation under s. 20.835 (2)
14 (q) is \$15,000,000, plus the amount that is estimated to be expended from the
15 appropriation under s. 20.835 (2) (q) in the previous fiscal year and less the actual
16 amount that is expended from the appropriation under s. 20.835 (2) (q) in the
17 previous fiscal year.”.

18 ***b1907/2.2* 1014.** Page 958, line 14: after that line insert:

19 ***b1907/2.2* “SECTION 1818Lq.** 79.05 (2) (c) of the statutes is amended to read:

20 79.05 (2) (c) Its municipal budget, exclusive of principal and interest on
21 long–term debt and exclusive of payments of the recycling fee under s. 289.645, for
22 the year of the statement under s. 79.015 increased over its municipal budget as
23 adjusted under sub. (6), exclusive of principal and interest on long–term debt and
24 exclusive of payments of the recycling fee under s. 289.645, for the year before that

1 year by less than the sum of the inflation factor and the valuation factor, rounded to
2 the nearest 0.10%.”.

3 ***b1919/1.5* 1015.** Page 958, line 14: after that line insert:

4 ***b1919/1.5* SECTION 1818Lk.** 79.01 (1) of the statutes is amended to read:

5 79.01 (1) There is established an account in the general fund entitled the
6 “Expenditure Restraint Program Account”. There shall be appropriated to that
7 account \$25,000,000 in 1991, in 1992 and in 1993, \$42,000,000 in 1994 and,
8 \$48,000,000 in each year beginning in 1995 and ending in 1999 and \$57,000,000 in
9 the year 2000 and in each year thereafter.

10 ***b1919/1.5* SECTION 1818Ln.** 79.03 (3c) (f) of the statutes is amended to read:

11 79.03 (3c) (f) *Distribution amount.* If the total amounts calculated under pars.
12 (c) to (e) exceed the total amount to be distributed under this subsection, the amount
13 paid to each eligible municipality shall be paid on a prorated basis. The total amount
14 to be distributed under this subsection from s. 20.835 (1) (b) is \$10,000,000 beginning
15 in 1996 and ending in 1999 and \$11,875,000 in the year 2000 and in each year
16 thereafter.

17 ***b1919/1.5* SECTION 1818Lp.** 79.03 (4) of the statutes is amended to read:

18 79.03 (4) ~~In 1991, the total amount to be distributed under ss. 79.03, 79.04 and~~
19 ~~79.06 from s. 20.835 (1) (d) is \$869,000,000. In 1992, the total amount to be~~
20 ~~distributed under ss. 79.03, 79.04 and 79.06 from s. 20.835 (1) (d) is \$885,961,300.~~
21 ~~In 1993, the total amount to be distributed under ss. 79.03, 79.04 and 79.06 from s.~~
22 ~~20.835 (1) (d) is \$903,680,500. In 1994, the total amounts to be distributed under this~~
23 ~~section and ss. 79.04 and 79.06 from s. 20.835 (1) (d) are \$746,547,500 to~~
24 ~~municipalities and \$168,981,800 to counties. In Beginning in 1995 and subsequent~~

1 years ending in 1999, the total amounts to be distributed under ss. 79.03, 79.04 and
2 79.06 from s. 20.835 (1) (d) are \$761,478,000 to municipalities and \$168,981,800 to
3 counties. In the year 2000 and subsequent years, the total amounts to be distributed
4 under ss. 79.03, 79.04 and 79.06 from s. 20.835 (1) (d) are \$776,707,600 to
5 municipalities and \$172,361,400 to counties.

6 ***b1919/1.5* SECTION 1818Ls.** 79.058 (3) (b) of the statutes is amended to read:

7 79.058 (3) (b) ~~In~~ Beginning in 1995 and subsequent years ending in 1999,
8 \$20,159,000.

9 ***b1919/1.5* SECTION 1818Lt.** 79.058 (3) (c) of the statutes is created to read:

10 79.058 (3) (c) In the year 2000 and subsequent years, \$20,763,800.”.

11 ***b1920/2.1* 1016.** Page 958, line 14: after that line insert:

12 ***b1920/2.1* “SECTION 1818Lm.** 79.10 (10) (bn) of the statutes is created to
13 read:

14 79.10 (10) (bn) If a person who owns and uses property as specified under sub.
15 (1) (dm) as of the certification date under par. (a), transfers the property after the
16 certification date, the transferee may apply for the credit under sub. (9) (bm) on a
17 form prescribed by the department of revenue. The transferee shall attest that, to
18 the transferee’s knowledge, the transferor used the property in the manner specified
19 under sub. (1) (dm) as of the certification date under par. (a). A claim that is made
20 under this paragraph is valid for the year in which the property is transferred.”.

21 ***b1805/2.1* 1017.** Page 958, line 15: delete lines 15 to 19 and substitute:

22 ***b1805/2.1* “SECTION 1818mn.** 84.01 (30) (g) of the statutes is created to read:

1 84.01 (30) (g) 1. In this paragraph, “park-and-ride facility” means a facility
2 with a parking lot and, within a reasonable walking distance, a station or transfer
3 point where commuters access a mass transit system.

4 2. If the department determines that such a provision advances the public
5 interest, a provision exempting the private entity from the restrictions under ss.
6 84.25 (11) and 86.19 (1), and specifying any requirements that the department
7 determines will practicably advance the purposes of ss. 84.25 (11) and 86.19 (1). This
8 subdivision applies only to park-and-ride facilities.”.

9 ***b0908/1.1* 1018.** Page 958, line 19: after that line insert:

10 ***b0908/1.1* “SECTION 1818w.** 84.013 (3) (ra) of the statutes is created to read:

11 84.013 (3) (ra) STH 23 between STH 67 and USH 41 in Sheboygan and Fond
12 du Lac counties.”.

13 ***b0910/1.1* 1019.** Page 958, line 19: after that line insert:

14 ***b0910/1.1* “SECTION 1818p.** 84.01 (31) of the statutes is created to read:

15 84.01 (31) STATE HIGHWAY REHABILITATION FUNDS. The department may not use
16 funds from the appropriations under s. 20.395 (3) (cq) to (cx) for the maintenance or
17 replacement of curb and pavement or other markings, or for the operation,
18 maintenance or replacement of highway signs, traffic signals or highway lighting,
19 unless the maintenance, replacement or operation is in conjunction with activities
20 related to a state trunk highway reconditioning, reconstruction or resurfacing
21 project.”.

22 ***b1069/3.2* 1020.** Page 958, line 19: after that line insert:

23 ***b1069/3.2* “SECTION 1818r.** 84.013 (2) (a) of the statutes is amended to read:

1 84.013 (2) (a) ~~Major Subject to s. 86.255,~~ major highway projects shall be
2 funded from the appropriations under ss. 20.395 (3) (bq) to (bx) and (4) (jq) and 20.866
3 (2) (ur) to (uu).

4 ***b1069/3.2* SECTION 1818t.** 84.013 (2) (b) of the statutes is amended to read:

5 84.013 (2) (b) ~~Reconditioning Subject to s. 86.255,~~ reconditioning,
6 reconstruction and resurfacing of highways shall be funded from the appropriations
7 under s. 20.395 (3) (cq) to (cx).”.

8 ***b1069/3.3* 1021.** Page 959, line 17: after that line insert:

9 ***b1069/3.3* “SECTION 1819gg.** 84.03 (9) (a) of the statutes is amended to read:

10 84.03 (9) (a) ~~That Subject to s. 86.255,~~ that part of the appropriation made by
11 s. 20.395 (3), not required for the other purposes therein provided, may be used by
12 the department for the improvement and traffic service of the state trunk highway
13 system and connecting highways, for the purchase and operation of equipment,
14 making surveys for locating local road materials, testing of materials, and for other
15 purposes provided in this section, and to match or supplement federal aid for the
16 construction, reconstruction or improvement of the federal aid highway system,
17 secondary or feeder roads, the elimination of hazards at railroad grade crossings and
18 for any other highway purpose for which the state may match or supplement federal
19 aid funds pursuant to any act of congress. Where such funds are used for the
20 improvement of the state trunk highway system or connecting highways or to match
21 or supplement federal aid they shall be expended in accordance with s. 84.06 and any
22 applicable act of congress. Any funds expended pursuant to this paragraph shall be
23 expended by the department on such projects within the provisions of this
24 paragraph, and executed in such manner as the department shall from time to time

1 determine will best meet the needs of travel and best promote the general welfare.
2 Such funds may be used for improvements, within the provisions of this paragraph,
3 independent of or in conjunction with other funds available for such improvements.
4 The Subject to s. 86.255, the requirements of any federal highway act, or regulations
5 issued thereunder, may be met from such appropriation.

6 *b1069/3.3* **SECTION 1819gm.** 84.065 (4) of the statutes is amended to read:
7 84.065 (4) FUNDS. The Subject to s. 86.255, the department may make loans
8 under this section from the appropriations under s. 20.395 (3) (bv) and (cv). The total
9 outstanding balance of loans under this section may not exceed \$500,000.”.

10 *b1804/1.1* **1022.** Page 959, line 17: after that line insert:

11 *b1804/1.1* **SECTION 1819g.** 84.02 (14) of the statutes is created to read:
12 84.02 (14) I 39 INTERCHANGE. If a waiver from the federal department of
13 transportation is required for the construction of an interchange at the intersection
14 of I 39 and Kowalski Road in Marathon County, and if the state department of
15 transportation determines that construction of the interchange will have no adverse
16 impact on safety in the vicinity of the intersection, the state department of
17 transportation shall request a waiver to permit construction of the interchange. If
18 a waiver is granted, or if the state department of transportation determines both that
19 a waiver is not required and that such construction will have no adverse impact on
20 safety in the vicinity of the intersection, the department of transportation shall
21 design the interchange specified in this subsection and allocate funds from the
22 appropriations under s. 20.395 (3) (cq) to (cx) sufficient to construct the
23 interchange.”.

24 *b1830/3.3* **1023.** Page 959, line 17: after that line insert:

1 ***b1830/3.3*** “SECTION 1819j. 84.014 of the statutes is created to read:

2 **84.014 Intelligent transportation systems. (1)** In this section, “intelligent
3 transportation system” means a specialized computer or other technical system,
4 including roadway detector loops, closed circuit television, variable message signs,
5 ramp meters or an integrated traffic signal system, that is used for the purpose of
6 traffic flow measurement and management, congestion avoidance, incident
7 management, travel time information or other similar purposes.

8 **(2)** The department may fund the installation, maintenance and replacement
9 of intelligent transportation systems. After June 30, 2000, the department may
10 encumber funds for intelligent transportation systems only from the appropriation
11 accounts under s. 20.395 (3) (gq) to (gx) unless the intelligent transportation system
12 is physically integrated with and installed as part of a highway project that includes
13 construction or improvement in addition to the intelligent transportation system.”.

14 ***b1069/3.4* 1024.** Page 961, line 19: after that line insert:

15 ***b1069/3.4*** “SECTION 1820mg. 84.20 of the statutes is amended to read:

16 **84.20 State repair and maintenance of highways and streets.** Damage
17 to any county trunk or town highway or city or village street caused by reason of its
18 use as a detour designated by the department or for hauling materials incident to the
19 maintenance, repair or construction by the department of any state trunk highway
20 or street over which a state trunk highway is routed, shall be repaired by the
21 department. Such highway or street shall also be maintained by the department
22 during such use. The Subject to s. 86.255, the cost of such repairs and maintenance
23 shall be paid from funds appropriated and available to the department for the

1 maintenance and improvement of state trunk highways and connecting highways
2 under s. 20.395 (3).”.

3 ***b1069/3.5* 1025.** Page 963, line 13: after that line insert:

4 ***b1069/3.5* “SECTION 1824fm.** 84.31 (8) (b) of the statutes is amended to read:

5 84.31 (8) (b) The department and another state agency may enter into
6 agreements for the purpose of assigning to the other state agency the responsibility
7 for the administration of this section and rules adopted under this section. To the
8 extent responsibility for administration is assigned to the other agency under such
9 agreements, the other state agency shall have the same powers and duties conferred
10 on the department under this section. The department shall reimburse the other
11 state agency from the appropriation under s. 20.395 (3) (cq) and (cx) for all expenses,
12 including administrative expenses, incurred by the other state agency in connection
13 with the screening, relocation, removal or disposal of junkyards under the authority
14 assigned to the other state agency, except that no moneys may be reimbursed for the
15 acquisition of land or interests in land contrary to s. 86.255.”.

16 ***b1821/1.2* 1026.** Page 964, line 5: delete “\$1,440,665,900” and substitute
17 “\$1,447,085,500”.

18 ***b1016/1.1* 1027.** Page 964, line 11: delete the material beginning with that
19 line and ending with page 965, line 3.

20 ***b1829/6.4* 1028.** Page 965, line 8: delete “(nx)” and substitute “~~(nx)~~ (ox)”.

21 ***b1829/6.5* 1029.** Page 965, line 13: delete “year.” and substitute “year The
22 total amount of the grants awarded under this subsection and ss. 85.026 (2) (b) and
23 85.243 (2) (am) and projects approved under s. 85.245 (1m) for the planning, design
24 or construction of bicycle and pedestrian facilities may not exceed \$9,755,000 in the

1 fiscal year in which the grants are awarded or the projects are approved. If the
2 department determines that a grant was awarded under this subsection for a project
3 on which construction will not be completed within a reasonable time after the grant
4 is awarded, the department may withdraw that grant and the amount of the grant
5 withdrawn may not be counted under this subsection.”.

6 *b1829/6.6* **1030.** Page 965, line 14: delete lines 14 to 19 and substitute:

7 *b1829/6.6* **SECTION 1830gb.** 85.026 (2) of the statutes is renumbered 85.026
8 (2) (a) and amended to read:

9 85.026 (2) (a) The Subject to s. 85.61, the department may administer a
10 program to award grants of assistance to any political subdivision or state agency,
11 as defined in s. 20.001 (1), for transportation enhancement activities consistent with
12 federal regulations promulgated under 23 USC 133 (b) (8). ~~The~~ Except as provided
13 in par. (b), the grants shall be awarded from the appropriations under s. 20.395 (2)
14 (nv) and (nx).

15 *b1829/6.6* **SECTION 1830gc.** 85.026 (2) (b) of the statutes is created to read:

16 85.026 (2) (b) Grants awarded under this section for the planning, design and
17 construction of bicycle and pedestrian facilities shall be only awarded from the
18 appropriation under s. 20.395 (2) (ox). The total amount of the grants awarded under
19 this paragraph and ss. 85.024 and 85.243 (2) (am) and projects approved under s.
20 85.245 (1m) for the planning, design or construction of bicycle and pedestrian
21 facilities may not exceed \$9,755,000 in the fiscal year in which the grants are
22 awarded or the projects are approved. If the department determines that a grant was
23 awarded under this paragraph for a project on which construction will not be
24 completed within a reasonable time after the grant is awarded, the department may

1 withdraw that grant and the amount of the grant withdrawn may not be counted
2 under this paragraph.”.

3 *b1831/4.9* **1031.** Page 965, line 19: after that line insert:

4 *b1831/4.9* “SECTION 1830gm. 85.037 of the statutes is amended to read:

5 **85.037 Certification of fees collected.** Annually, no later than October 1,
6 the secretary of transportation shall certify to the secretary of administration the
7 amount of fees collected under ~~s.~~ ss. 101.9208 (1) (dm) and 342.14 (3m) during the
8 previous fiscal year, for the purpose of determining the amounts to be transferred
9 under s. 20.855 (4) (f) during the current fiscal year.”.

10 *b1874/1.1* **1032.** Page 965, line 19: after that line insert:

11 *b1874/1.1* “SECTION 1830gb. 85.026 (3) of the statutes is created to read:

12 85.026 (3) PROCEDURE. The department may not approve a grant under sub.
13 (2) until after enactment of the biennial budget act for the biennium during which
14 the grant will be awarded. The total amount of grants awarded under sub. (2) and
15 paid from the appropriations under s. 20.395 (2) (nv) and (nx) may not exceed the
16 amounts appropriated under s. 20.395 (2) (nv) and (nx) for the purposes of
17 transportation enhancement activities for the biennium during which the grants are
18 awarded. If the department determines that a grant was awarded under sub. (2) for
19 a project on which construction will not be completed within a reasonable time after
20 the grant is awarded, the department may withdraw that grant and the amount of
21 the grant so withdrawn may not be counted under this subsection.”.

22 *b0941/3.1* **1033.** Page 967, line 12: after that line insert “Operating
23 expenses” do not include costs accruing to an urban mass transit system from
24 services provided by a publicly owned urban mass transit system under a contract

1 awarded on the basis of competitive bids unless the urban mass transit system's bid
2 used the fully allocated cost methodology described in sub. (8)."

3 ***b0941/3.2* 1034.** Page 967, line 24: after that line insert:

4 ***b0941/3.2* "SECTION 1834m.** 85.20 (1) (h) of the statutes is amended to read:

5 85.20 (1) (h) "Operating revenues" mean income accruing to an urban mass
6 transit system by virtue of its operations, but do not include income accruing from
7 operations under a contract awarded on the basis of competitive bids to a publicly
8 owned urban mass transit system that did not use the fully allocated cost
9 methodology described in sub. (8)."

10 ***b1851/1.1* 1035.** Page 971, line 10: after that line insert:

11 ***b1851/1.1* "SECTION 1849d.** 85.20 (6m) of the statutes is created to read:

12 85.20 (6m) LOCAL SEGREGATED ACCOUNT REQUIRED. (a) Notwithstanding sub.
13 (4m), the department may not pay state aid under this section to an eligible applicant
14 unless the eligible applicant does all of the following:

15 1. Establishes and administers a separate segregated account from which
16 moneys may be used only for purposes related to a mass transit system.

17 2. Deposits in the account established under subd. 1. all of the following:

18 a. All moneys received from this state and from the federal government for a
19 mass transit system.

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

23 c. All local moneys allocated for a mass transit system by the eligible applicant.

1 d. All moneys received from a local revenue source that is dedicated to a mass
2 transit system.

3 (b) If an eligible applicant does not meet the requirements under par. (a) at the
4 time that aid should be paid under this section, the department shall withhold the
5 aid payment until the eligible applicant meets the requirements under par. (a).
6 When the eligible applicant meets the requirements under par. (a), the department
7 shall pay the aid withheld under this paragraph, without interest, except that, if the
8 eligible applicant fails to meet the requirements under par. (a) within 180 days after
9 the time that the aid should be paid, that aid is forfeited and may not be paid to that
10 eligible applicant. Aid that is forfeited under this paragraph shall be counted under
11 this section as if the aid had been paid.

12 (c) The department, in consultation with the representatives appointed under
13 s. 86.303 (5) (am), shall promulgate rules implementing this subsection. The
14 department may not require any eligible applicant to do any of the following:

15 1. Pay expenses related to law enforcement using moneys from an account
16 established under this subsection.

17 2. Maintain separate checking accounts to implement this subsection, if the
18 eligible applicant implements this subsection by segregating revenues and
19 expenditures described in this subsection in the eligible applicant's bookkeeping
20 system.”.

21 ***b0941/3.3* 1036.** Page 971, line 16: after that line insert:

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

23 85.20 (8) FULLY ALLOCATED COST BIDDING. If a local public body solicits bids to
24 contract for services, the bids of a publicly owned urban mass transit system shall

1 use a fully allocated cost methodology established by the department by rule. The
2 fully allocated cost methodology shall do all of the following:

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

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

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

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

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

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

16 *b1844/3.2* **1037**. Page 971, line 16: after that line insert:

17 *b1844/3.2* "SECTION 1849gm. 85.205 of the statutes is created to read:

18 **85.205 Prohibited expenditures for light rail.** Notwithstanding ss.
19 85.022, 85.062 and 85.063, the department may not encumber or expend any federal
20 funds received under P.L. 102-240, section 1045, or P.L. 105-277, section 373, or
21 state funds for any purpose related to a light rail mass transit system. This section
22 does not apply to any light rail mass transit system that is being constructed on the
23 effective date of this section [revisor inserts date]. This section does not apply to
24 any funds expended or activity related to a mass transit system that is done under

1 the memorandum of agreement concerning USH 12 between Middleton and Lake
2 Delton, Wisconsin, that was executed by the governor, the secretary of
3 transportation, the secretary of natural resources, the county executive of Dane
4 County, the administrative coordinator of Sauk County, and others, and that became
5 effective on April 22, 1999. This section does not apply after June 30, 2001.”.

6 *b1829/6.7* **1038.** Page 972, line 10: after that line insert:

7 *b1829/6.7* “**SECTION 1852g.** 85.243 (2) (am) of the statutes is created to read:

8 85.243 (2) (am) Grants awarded under this section for the planning, design or
9 construction of bicycle and pedestrian facilities shall be only awarded from the
10 appropriation under s. 20.395 (2) (ox). The total amount of the grants awarded under
11 this paragraph and ss. 85.024 and 85.026 (2) (b) and projects approved under s.
12 85.245 (1m) for the planning, design or construction of bicycle and pedestrian
13 facilities may not exceed \$9,755,000 in the fiscal year in which the grants are
14 awarded or the projects are approved. If the department determines that a grant was
15 awarded under this paragraph for a project on which construction will not be
16 completed within a reasonable time after the grant is awarded, the department may
17 withdraw that grant and the amount of the grant withdrawn may not be counted
18 under this paragraph.

19 *b1829/6.7* **SECTION 1852j.** 85.245 (1) of the statutes is amended to read:

20 85.245 (1) The department may administer a program for the distribution of
21 federal funds for congestion mitigation and air quality improvement projects made
22 available to the state under 23 USC 149. The Except as provided in sub. (1m), the
23 cost of any project shall be funded from the appropriations under s. 20.395 (2) (kv)
24 and (kx).

1 ***b1829/6.7* SECTION 1852k.** 85.245 (1m) of the statutes is created to read:

2 85.245 (1m) The cost of any project funded under this section for the planning,
3 design or construction of a bicycle and pedestrian facility shall be only funded from
4 the appropriation under s. 20.395 (2) (ox). The total amount of any project approved
5 under this subsection and the amount of grants awarded under ss. 85.024, 85.026 (2)
6 (b) and 85.243 (2) (am) for the planning, design or construction of bicycle and
7 pedestrian facilities may not exceed \$9,755,000 in the fiscal year in which the
8 projects are approved or the grants are awarded. If the department determines that
9 a project was approved under this subsection on which construction will not be
10 completed within a reasonable time after the project is approved, the department
11 may withdraw its approval of that project and the cost of the project for which
12 approval was withdrawn may not be counted under this subsection.”.

13 ***b1874/1.2* 1039.** Page 972, line 10: after that line insert:

14 ***b1874/1.2* “SECTION 1852f.** 85.243 (2) (a) of the statutes is amended to read:

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

1 ***b1874/1.2* SECTION 1852gd.** 85.243 (2) (ar) of the statutes is created to read:

2 85.243 (2) (ar) The department may not approve a grant under par. (a) until
3 after enactment of the biennial budget act for the biennium during which the grant
4 will be awarded. The total amount of grants awarded under par. (a) and paid from
5 the appropriations under s. 20.395 (2) (jq), (jv) and (jx) may not exceed the amounts
6 appropriated under s. 20.395 (2) (jq), (jv) and (jx) for the biennium during which the
7 grants are awarded. If the department determines that a grant was awarded under
8 par. (a) for a project on which construction will not be completed within a reasonable
9 time after the grant is awarded, the department may withdraw that grant and the
10 amount of the grant so withdrawn may not be counted under this paragraph.”.

11 ***b1132/1.1* 1040.** Page 974, line 21: delete that line and substitute: “86.19
12 (1r) The department shall maintain”.

13 ***b1132/1.2* 1041.** Page 974, line 22: delete “directional signs along I 43” and
14 substitute “the directional sign existing on the effective date of this subsection ...
15 (revisor inserts date), that is located along I 43”.

16 ***b1132/1.3* 1042.** Page 974, line 23: delete “any sign erected and” and
17 substitute “the sign”.

18 ***b1069/3.6* 1043.** Page 974, line 24: after that line insert:

19 ***b1069/3.6* “SECTION 1855rm.** 86.255 of the statutes is created to read:

20 **86.255 Limitation on moneys used to purchase land remote from**
21 **highway project.** (1) Notwithstanding ss. 84.09 and 86.25, beginning with
22 purchase contracts executed on the effective date of this subsection [revisor
23 inserts date], and with relocation orders initially filed under ch. 32 on the effective
24 date of this subsection [revisor inserts date], the department may not encumber

1 or expend any moneys from the appropriations under s. 20.395 (3) for purposes
2 related to the purchase of land, easements, or development rights in land, unless the
3 land or interest in land is purchased in association with a highway improvement
4 project and the land or interest in land is located within one-quarter mile of the
5 centerline or proposed centerline of the highway.

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

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

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

14 *b1894/1.1* **1044.** Page 974, line 24: after that line insert:

15 *b1894/1.1* “SECTION 1855rm. 86.195 (2) (ag) 16m. of the statutes is created
16 to read:

17 86.195 (2) (ag) 16m. STH 172 from I 43 southeast of Green Bay to USH 41 at
18 Ashwaubenon.”.

19 *b1785/1.3* **1045.** Page 975, line 11: delete “, \$1,692” and substitute “and
20 thereafter, \$1,704”.

21 *b1785/1.4* **1046.** Page 975, line 12: delete lines 12 and 13.

22 *b1785/1.5* **1047.** Page 975, line 17: delete “\$83,469,000” and substitute
23 “and \$84,059,500”.

1 ***b1785/1.6* 1048.** Page 975, line 18: delete “\$84,303,700 in calendar year
2 2001 and”.

3 ***b1785/1.7* 1049.** Page 975, line 24: delete “\$262,603,400” and substitute
4 “and \$264,461,500”.

5 ***b1785/1.8* 1050.** Page 975, line 25: delete “\$265,229,400 in calendar year
6 2001 and”.

7 ***b1785/1.9* 1051.** Page 976, line 4: delete lines 4 to 23, and substitute:

8 “86.30 (10) AID PAYMENTS FOR CALENDAR YEAR 2001. (a) 1. For calendar year 2001,
9 the department shall determine the percentage change between the amount of
10 moneys appropriated for distribution under this section to counties for calendar year
11 2001 and the amount of moneys appropriated for distribution under this section to
12 counties for calendar year 2000.

13 2. Notwithstanding sub. (2) (a), (b) and (d) and s. 86.303 (5) (e), (f), (h) and (i),
14 the amount of aid payable to each county in calendar year 2001 shall be the amount
15 paid to that county for calendar year 2000, plus an amount equal to the percentage
16 determined under subd. 1. of the amount paid to the county for calendar year 2000.

17 (b) 1. For calendar year 2001, the department shall determine the percentage
18 change between the amount of moneys appropriated for distribution under this
19 section to municipalities for calendar year 2001 and the amount of moneys
20 appropriated for distribution under this section to municipalities for calendar year
21 2000.

22 2. Notwithstanding sub. (2) (a), (b) and (d) and s. 86.303 (5) (e), (f), (h) and (i),
23 the amount of aid payable to each municipality in calendar year 2001 shall be the
24 amount paid to that municipality for calendar year 2000, plus an amount equal to

1 the percentage determined under subd. 1. of the amount paid to the municipality for
2 calendar year 2000.”.

3 ***b1851/1.2* 1052.** Page 976, line 23: after that line insert:

4 ***b1851/1.2* “SECTION 1863md.** 86.30 (11) of the statutes is created to read:

5 86.30 (11) LOCAL SEGREGATED ACCOUNT REQUIRED. (a) Notwithstanding sub. (2),
6 the department may not pay state aid under this section to a municipality or county
7 unless the municipality or county does all of the following:

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

10 2. Deposits in the account established under subd. 1. all of the following:

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

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

16 c. All local moneys allocated for local highway purposes by the local governing
17 body.

18 d. All moneys received from a local revenue source that is dedicated to local
19 highways.

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

23 (a). When the municipality or county meets the requirements under par. (a), the
24 department shall pay the aid withheld under this paragraph, without interest,

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

5 (c) The department, in consultation with the representatives appointed under
6 s. 86.303 (5) (am), shall promulgate rules implementing this subsection. The
7 department may not require any eligible applicant to do any of the following:

8 1. Pay expenses related to law enforcement using moneys from an account
9 established under this subsection.

10 2. Maintain separate checking accounts to implement this subsection, if the
11 eligible applicant implements this subsection by segregating revenues and
12 expenditures described in this subsection in the eligible applicant's bookkeeping
13 system."

14 *b1067/4.3* **1053.** Page 978, line 13: before "The department" insert "Not
15 later than December 15, 2001, and biennially thereafter, each municipality and
16 county shall assess the physical condition of highways under its jurisdiction, using
17 a pavement rating system approved by the department and report the results of that
18 assessment to the department.".

19 *b1067/4.4* **1054.** Page 978, line 13: after "mileage" insert "or other data
20 concerning highways".

21 *b1067/4.5* **1055.** Page 978, line 15: delete "mileage" and substitute "data".

22 *b1067/4.6* **1056.** Page 978, line 17: delete "jurisdictional mileage" and
23 substitute "jurisdictional mileage".

1 ***b1067/4.7* 1057.** Page 978, line 18: delete “determination efforts” and
2 substitute “determination efforts under this subsection”.

3 ***b1067/4.8* 1058.** Page 978, line 19: delete “years.” and substitute “years
4 Information collected under this subsection is inadmissible as evidence, except to
5 show compliance with this subsection.”.

6 ***b0895/2.1* 1059.** Page 979, line 25: after that line insert:

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

9 86.31 (1) (am) “County highway improvement program district committee”
10 means a committee established by the department by rule under sub. (6) (f)
11 consisting of ~~not more than 5 county executives or county board chairpersons in~~
12 ~~counties that do not have county executives, or their designees, all of the county~~
13 highway commissioners from counties within a county highway improvement
14 program district.

15 ***b0895/2.1* SECTION 1875cg.** 86.31 (2) (b) of the statutes is amended to read:

16 86.31 (2) (b) Except as provided in par. (d), improvements for highway
17 construction projects funded under the program shall be under contracts. Such
18 contracts shall be awarded on the basis of competitive bids and shall be awarded to
19 the lowest responsible bidder. If a city, ~~village or town~~ or village does not receive a
20 responsible bid for an improvement, the city, ~~village or town~~ or village may contract
21 with a county for the improvement. A town may contract with a county for the
22 improvement subject to the criteria and procedures promulgated as rules under sub.
23 (6) (h).

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

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

3 86.31 (2) (d) 1m. The county highway department demonstrates that it is
4 cost-effective for it to perform the work and that competitive bidding is to be used
5 for improvements with an estimated total cost at least equal to the total funds
6 allocated for its county trunk highway improvements under the program during the
7 current biennium.

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

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

10 ***b0895/2.1* SECTION 1875dg.** 86.31 (2) (d) 5. of the statutes is renumbered
11 86.31 (2) (d) 5. (intro.) and amended to read:

12 86.31 (2) (d) 5. (intro.) Each county highway improvement program district
13 committee shall be responsible for ensuring compliance with this paragraph. do all
14 of the following with respect to any work to be performed by any county highway
15 department within the county highway improvement program district:

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

18 86.31 (2) (d) 5. a. Review the proposed work and determine that it is
19 cost-effective for the county highway department to perform the work.

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

22 ***b1800/1.2* 1060.** Page 980, line 1: before that line insert:

23 ***b1800/1.2* SECTION 1875cd.** 86.31 (1) (f) of the statutes is created to read:

24 86.31 (1) (f) “Street” has the meaning given in s. 340.01 (64).

1 ***b1800/1.2* SECTION 1875ce.** 86.31 (2) (a) of the statutes is amended to read:

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

10 ***b1800/1.2* SECTION 1875di.** 86.31 (3) (b) (intro.) of the statutes is amended
11 to read:

12 86.31 (3) (b) (intro.) From the appropriation under s. 20.395 (2) (fr), after first
13 deducting the funds allocated under subs. (3g) ~~and~~, (3m) and (3r), the department
14 shall allocate funds for entitlement as follows:”.

15 ***b1801/1.2* 1061.** Page 980, line 3: delete “\$1,500,000” and substitute
16 “\$2,000,000”.

17 ***b0895/2.2* 1062.** Page 980, line 6: after that line insert:

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

19 86.31 (6) (g) Specific criteria for making determinations of cost-effectiveness
20 under sub. (2) (d) 5. a. and procedures for review by the department of disputes
21 relating to whether proposed work to be performed by a county highway department
22 is cost-effective for purposes of sub. (2) (d) 5. a.

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

1 86.31 (6) (h) Criteria and procedures for contracting with a county for a town
2 road improvement that includes at least all of the following:

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

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

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

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

17 ***b1800/1.3* 1063.** Page 980, line 6: after that line insert:

18 ***b1800/1.3* “SECTION 1875fd.** 86.31 (3r) of the statutes is created to read:

19 86.31 (3r) MUNICIPAL STREET IMPROVEMENTS. From the appropriation under s.
20 20.395 (2) (fr), the department shall allocate \$1,250,000 in fiscal year 1999–2000,
21 and \$750,000 in each fiscal year thereafter, to fund municipal street improvement
22 projects having total estimated costs of \$250,000 or more. The funding of
23 improvements under this subsection is in addition to the allocation of funds for
24 entitlements under sub. (3).

1 ***b1800/1.3* SECTION 1875gc.** 86.31 (6) (d) of the statutes is amended to read:
2 86.31 (6) (d) Procedures for reimbursements for county trunk highway
3 improvements under sub. (3g) and, for town road improvements under sub. (3m) and
4 for municipal street improvements under sub. (3r).”.

5 ***b1875/1.3* 1064.** Page 980, line 6: after that line insert:

6 ***b1875/1.3* “SECTION 1876e.** 87.30 (1) (d) of the statutes is created to read:
7 87.30 (1) (d) For an amendment to a floodplain zoning ordinance that affects
8 an activity that meets all of the requirements under s. 281.165 (2) or (3) (a), the
9 department may not proceed under this subsection, or otherwise review the
10 amendment, to determine whether the ordinance, as amended, is insufficient.”.

11 ***b1895/2.5* 1065.** Page 980, line 6: after that line insert:

12 ***b1895/2.5* “SECTION 1876m.** 88.01 (8m) of the statutes is created to read:
13 88.01 (8m) “Duck Creek Drainage District” has the meaning given in s. 30.01
14 (1nm).”.

15 ***b0866/1.1* 1066.** Page 980, line 11: substitute “60%” for “40%”.

16 ***b0866/1.2* 1067.** Page 980, line 17: substitute “2006” for “2004”.

17 ***b0914/1.1* 1068.** Page 980, line 17: after that line insert:

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

20 91.75 (1) A minimum lot size is specified.”.

21 ***b1684/1.1* 1069.** Page 980, line 17: after that line insert:

22 ***b1684/1.1* “SECTION 1909m.** 92.05 (3) (L) of the statutes is created to read:
23 92.05 (3) (L) *Technical assistance; performance standards.* The department
24 shall provide technical assistance to county land conservation committees and local

1 units of government for the development of ordinances that implement standards
2 adopted under s. 92.07 (2), 92.105 (1), 92.15 (2) or (3) or 281.16 (3). The department's
3 technical assistance shall include preparing model ordinances, providing data
4 concerning the standards and reviewing draft ordinances to determine whether the
5 draft ordinances comply with applicable statutes and rules.”.

6 ***b1895/2.6* 1070.** Page 980, line 17: after that line insert:

7 ***b1895/2.6* “SECTION 1877d.** 88.31 (7m) of the statutes is created to read:

8 88.31 (7m) The Duck Creek Drainage District is exempt from the permit
9 requirements and procedures under subs. (1) to (7).

10 ***b1895/2.6* SECTION 1877e.** 88.31 (8) (intro.) of the statutes is amended to
11 read:

12 88.31 (8) (intro.) Subject to other restrictions imposed by this chapter, a
13 drainage board which has obtained ~~a permit under this chapter~~ all of the permits as
14 required under this chapter and ch. 30 may:

15 ***b1895/2.6* SECTION 1877f.** 88.35 (5m) of the statutes is amended to read:

16 88.35 (5m) If navigable waters are affected by the proposed drainage, the
17 drainage board shall obtain a permit under s. 88.31. This subsection does not apply
18 to the Duck Creek Drainage District.

19 ***b1895/2.6* SECTION 1877j.** 88.62 (3) of the statutes is renumbered 88.62 (3)
20 (a) and amended to read:

21 88.62 (3) (a) If drainage work is undertaken in navigable waters, the drainage
22 board shall obtain a permit under s. 30.20 or 88.31 or ch. 31, as directed by the
23 department of natural resources, except as provided in par. (b).

24 ***b1895/2.6* SECTION 1877k.** 88.62 (3) (b) of the statutes is created to read:

1 88.62 (3) (b) If drainage work is undertaken in navigable waters located in the
2 Duck Creek Drainage District, the board for that district shall obtain a permit under
3 s. 30.20 or ch. 31, as directed by the department of natural resources.

4 ***b1895/2.6* SECTION 1877m.** 88.72 (3) of the statutes is amended to read:

5 88.72 (3) At the hearing on the petition, any interested person may appear and
6 contest its sufficiency and the necessity for the work. If the drainage board finds that
7 the petition has the proper number of signers and that to afford an adequate outlet
8 it is necessary to remove dams or other obstructions from waters and streams which
9 may be navigable, or to straighten, clean out, deepen or widen any waters or streams
10 either within or beyond the limits of the district, the board shall ~~file an application~~
11 ~~with the department of natural resources as provided in s. 30.20 or 88.31, as directed~~
12 ~~by the department of natural resources. Thereafter, proceedings shall be had as~~
13 ~~provided in s. 30.20 or 88.31 insofar as the same is applicable~~ obtain any permit that
14 is required under this chapter or ch. 30 or 31.

15 ***b1895/2.6* SECTION 1877p.** 88.72 (4) of the statutes is amended to read:

16 88.72 (4) Within 30 days after the department of natural resources has issued
17 ~~a permit under s. 30.20 or 88.31~~ all of the permits as required under this chapter and
18 chs. 30 and 31, the board shall proceed to estimate the cost of the work, including the
19 expenses of the proceeding together with the damages that will result from the work,
20 and shall, within a reasonable time, award damages to all lands damaged by the
21 work and assess the cost of the work against the lands in the district in proportion
22 to the assessment of benefits then in force.”.

23 ***b1233/1.1* 1071.** Page 991, line 9: after that line insert:

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

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

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

7 2. The number of consumer complaints in each category reported under subd.
8 1. and the aggregate number of consumer complaints for all categories reported
9 under subd. 1.

10 3. The number of consumer complaints reported under subd. 1. that the
11 department referred to the department of justice for prosecution and the result of
12 those prosecutions.

13 4. A description of the department's efforts to coordinate with the department
14 of justice and the public service commission to respond to and address consumer
15 complaints regarding telecommunication services and the results of those efforts.

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

19 ***b1839/3.11* 1072.** Page 991, line 9: after that line insert:

20 ***b1839/3.11*** “SECTION 1931v. 93.135 (1) (intro.) of the statutes is amended to
21 read:

22 93.135 (1) (intro.) The Except as provided in sub. (1m), the department shall
23 require each applicant who is an individual to provide the department with the

1 applicant's social security number as a condition of issuing or renewing any of the
2 following:".

3 ***b1839/3.12* 1073.** Page 991, line 11: after that line insert:

4 ***b1839/3.12* "SECTION 1932c.** 93.135 (1m) of the statutes is created to read:

5 93.135 (1m) (a) If an individual who applies for the issuance or renewal of a
6 license, registration, registration certificate or certification specified in sub. (1) does
7 not have a social security number, the department shall require the applicant, as a
8 condition of issuing or renewing the license, registration, registration certificate or
9 certification, to submit a statement made or subscribed under oath or affirmation
10 that the applicant does not have a social security number. The statement shall be
11 in the form prescribed by the department of workforce development.

12 (b) A license, registration, registration certificate or certification specified in
13 sub. (1) that is issued in reliance on a statement submitted under par. (a) is invalid
14 if the statement is false.".

15 ***b1088/1.3* 1074.** Page 991, line 12: delete lines 12 to 19.

16 ***b1086/3.5* 1075.** Page 991, line 21: delete the material beginning with that
17 line and ending with page 992, line 2, and substitute:

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

19 **93.70 Conservation reserve enhancement program. (1) DEFINITIONS.** In
20 this section:

21 (a) "Conservation easement" has the meaning given in s. 700.40 (1) (a).

22 (b) "Nonprofit conservation organization" has the meaning given in s. 23.0955

23 (1).

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

7 (3) FORMS OF PARTICIPATION. (a) Land enrolled in the conservation reserve
8 enhancement program may either be subject to a permanent conservation easement
9 or to a contract under which the owner of the land agrees to remove the land from
10 agricultural production. The department shall provide greater financial incentives
11 for landowners to grant permanent easements than to enter into contracts. The
12 department shall provide a financial bonus to landowners who allow public access
13 to enrolled land.

14 (b) The department shall administer the conservation reserve enhancement
15 program so that at least 50% of the acreage of land enrolled in the program is covered
16 by permanent conservation easements under par. (a). If, after 50,000 acres of land
17 have been enrolled in the program, less than 50% of the acreage of land enrolled in
18 the program is covered by permanent conservation easements, the department and
19 the department of natural resources shall review the effectiveness of the program to
20 determine whether the program is meeting its water quality and wildlife habitat
21 objectives and shall report the results of the review to the legislature under s. 13.172

22 (2).

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

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

4 (4) GRASSLAND COMPONENT. (a) If the plan approved by the secretary of the
5 federal department of agriculture authorizes this state to enroll 100,000 or more
6 acres in the conservation resource enhancement program, the department shall
7 administer the program so that at least 30,000 acres are designated for grassland
8 wildlife habitat. If the secretary of the federal department of agriculture authorizes
9 this state to enroll fewer than 100,000 acres, the department shall administer the
10 program so that at least 30% of the acreage of land enrolled in the program is
11 designated for grassland wildlife habitat. The department shall designate for
12 grassland wildlife habitat areas that include the Blue Mounds area in Iowa, Dane
13 and Green counties, the prairie chicken range in Portage, Clark, Taylor and
14 Marathon counties and the western prairie area in Polk and St. Croix counties.

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

17 (c) The department shall provide a financial bonus to landowners who enroll
18 land that is designated for grassland habitat if the land is adjacent to land that is
19 owned by another person and that is enrolled and designated for grassland habitat.
20 The department shall also provide a financial bonus to a landowner who enrolls land
21 that is designated for grassland habitat if the landowner agrees to implement a
22 conservation practice that requires restoration of native prairie vegetation.

23 (5) PARTICIPATION REQUIREMENTS. The department may not impose more
24 restrictive requirements for participation in the conservation reserve enhancement

1 program with respect to production and land ownership than are required by the
2 secretary of the federal department of agriculture under 16 USC 3834 (f) (4).

3 (6) STATE, LOCAL AND NONPROFIT ORGANIZATION INVOLVEMENT. A nonprofit
4 conservation organization may negotiate contracts or easements under sub. (3) (a)
5 with landowners with the assistance of the department and the department of
6 natural resources. A county may negotiate contracts or easements under sub. (3) (a)
7 with landowners with the assistance of the department and the department of
8 natural resources. In counties that do not choose to participate, the department and
9 the department of natural resources shall negotiate the contracts or easements.

10 (7) PROHIBITION. No person may use land enrolled in the conservation reserve
11 enhancement program as a pheasant and quail farm licensed under s. 29.865, a game
12 bird and animal farm licensed under s. 29.867, a fur animal farm licensed under s.
13 29.869 or a deer farm licensed under s. 29.871.”

14 *b0870/2.2* 1076. Page 992, line 9: delete “amount”.

15 *b0870/2.3* 1077. Page 992, line 10: delete lines 10 and 11 and substitute
16 “person is licensed under sub. (3).”.

17 *b0870/2.4* 1078. Page 992, line 16: delete that line and substitute “grows
18 nursery stock for sale.”.

19 *b0870/2.5* 1079. Page 992, line 17: delete lines 17 to 19.

20 *b0870/2.6* 1080. Page 992, line 20: delete that line and substitute
21 ““Nursery” does not”.

22 *b0870/2.7* 1081. Page 992, line 23: delete “or Christmas”.

23 *b0870/2.8* 1082. Page 992, line 24: delete “tree grower”.

1 ***b0870/2.9* 1083.** Page 993, line 10: delete that line.

2 ***b0870/2.10* 1084.** Page 996, line 1: after “(c)” insert “and under par. (cm),
3 if applicable”.

4 ***b0870/2.11* 1085.** Page 996, line 6: after “(e)” insert “, plus the additional
5 license fee under par. (cm), if applicable”.

6 ***b0870/2.12* 1086.** Page 996, line 8: delete that line and substitute “stock,
7 \$40.”.

8 ***b0870/2.13* 1087.** Page 996, line 10: delete “and Christmas trees, \$100”
9 and substitute “, \$75”.

10 ***b0870/2.14* 1088.** Page 996, line 12: delete “and Christmas trees, \$200”
11 and substitute “, \$125”.

12 ***b0870/2.15* 1089.** Page 996, line 14: delete “and Christmas trees, \$400”
13 and substitute “, \$200”.

14 ***b0870/2.16* 1090.** Page 996, line 16: delete “and Christmas trees, \$600”
15 and substitute “, \$350”.

16 ***b0870/2.17* 1091.** Page 996, line 18: delete “and Christmas trees, \$1,200”
17 and substitute “, \$600”.

18 ***b0870/2.18* 1092.** Page 996, line 20: delete “and Christmas trees, \$2,400”
19 and substitute “, \$1,200”.

20 ***b0870/2.19* 1093.** Page 996, line 21: before that line insert:

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

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

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

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

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

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

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

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

15 ***b0870/2.20* 1094.** Page 996, line 22: after “(c)” insert “and under par. (cm),
16 if applicable”.

17 ***b0870/2.21* 1095.** Page 997, line 4: delete “and”.

18 ***b0870/2.22* 1096.** Page 997, line 5: delete “Christmas trees”.

19 ***b0870/2.23* 1097.** Page 997, line 6: after “sales” insert “of nursery stock”.

20 ***b0870/2.24* 1098.** Page 997, line 8: after the period insert “If par. (cm)
21 applies to an applicant, the amount of the applicant’s additional license fee under
22 par. (cm) for a license year shall be based on the applicant’s sales of Christmas trees
23 during the applicant’s preceding fiscal year, except that if the applicant made no
24 sales of Christmas trees during the preceding fiscal year the fee shall be based on the

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

3 ***b0870/2.25* 1099.** Page 998, line 2: delete “or nursery stock”.

4 ***b0870/2.26* 1100.** Page 998, line 3: delete “or nursery stock”.

5 ***b0870/2.27* 1101.** Page 998, line 10: on lines 10, 12, 14, 16, 18, 20 and 22,
6 delete “and nursery stock”.

7 ***b0870/2.28* 1102.** Page 998, line 25: delete “and nursery stock”.

8 ***b0870/2.29* 1103.** Page 999, line 5: delete “and nursery stock”.

9 ***b0870/2.30* 1104.** Page 999, line 11: delete “or Christmas tree grower”.

10 ***b0870/2.31* 1105.** Page 999, line 15: after that line insert:

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

15 ***b0870/2.32* 1106.** Page 1000, line 15: delete that line and substitute
16 “nursery stock,”.

17 ***b0870/2.33* 1107.** Page 1002, line 9: delete that line and substitute “inspect
18 premises at”.

19 ***b1778/3.3* 1108.** Page 1006, line 16: delete lines 16 to 24 and substitute:

20 ***b1778/3.3* “SECTION 1942mc.** 94.695 of the statutes is created to read:

21 **94.695 Pesticide sales and use reporting system. (1) PROPOSAL.** The
22 department shall develop a proposal for a pesticide sales and use reporting system

1 and shall, no later than July 1, 2000, submit the proposal to the joint committee on
2 finance for review.

3 (2) FUNDING. If the joint committee on finance approves the proposal under sub.
4 (1), it may, from the appropriation under s. 20.865 (4) (u), supplement the
5 appropriation under s. 20.115 (7) (uc) in an amount not to exceed \$250,000 and the
6 appropriation under s. 20.115 (7) (ue) in an amount not to exceed \$150,000.
7 Notwithstanding s. 13.101 (3) (a), the committee is not required to find that an
8 emergency exists.

9 (3) PILOT PROJECT. If the joint committee on finance approves the proposal
10 under sub. (1), the department shall administer a pilot program to test the pesticide
11 sales and use reporting system.”.

12 *b1778/3.4* **1109.** Page 1007, line 1: delete lines 1 to 25.

13 *b1778/3.5* **1110.** Page 1008, line 1: delete lines 1 to 25.

14 *b1778/3.6* **1111.** Page 1009, line 1: delete lines 1 to 25.

15 *b1778/3.7* **1112.** Page 1010, line 1: delete lines 1 to 24.

16 *b1778/3.8* **1113.** Page 1011, line 1: delete lines 1 and 2.

17 *b1078/1.3* **1114.** Page 1012, line 14: after that line insert:

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

19 **95.197 Financial assistance for paratuberculosis testing.** (1) The
20 department shall provide financial assistance to owners of livestock herds for
21 conducting testing for paratuberculosis. The department may only provide financial
22 assistance under this section for the first time that the owner of a livestock herd tests
23 the herd.

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

3 ***b0897/2.1* 1115.** Page 1012, line 20: after that line insert:

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

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

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

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

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

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

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

22 ***b0816/1.1* 1116.** Page 1014, line 6: after that line insert:

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

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

8 ***b0816/1.2* 1117.** Page 1014, line 10: after that line insert:

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

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

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

17 ***b1207/1.1* 1118.** Page 1015, line 9: delete the material beginning with that
18 line and ending with page 1016, line 9.

19 ***b1839/3.13* 1119.** Page 1017, line 6: after that line insert:

20 ***b1839/3.13* “SECTION 1972h.** 101.02 (20) (b) of the statutes is amended to
21 read:

22 101.02 (20) (b) ~~The~~ Except as provided in par. (e), the department of commerce
23 may not issue or renew a license unless each applicant who is an individual provides
24 the department of commerce with his or her social security number and each

1 applicant that is not an individual provides the department of commerce with its
2 federal employer identification number. The department of commerce may not
3 disclose the social security number or the federal employer identification number of
4 an applicant for a license or license renewal except to the department of revenue for
5 the sole purpose of requesting certifications under s. 73.0301.

6 ***b1839/3.13* SECTION 1972k.** 101.02 (20) (e) of the statutes is created to read:

7 101.02 (20) (e) 1. If an applicant who is an individual does not have a social
8 security number, the applicant, as a condition of applying for or applying to renew
9 a license shall submit a statement made or subscribed under oath or affirmation to
10 the department of commerce that the applicant does not have a social security
11 number. The form of the statement shall be prescribed by the department of
12 workforce development.

13 2. Any license issued or renewed in reliance upon a false statement submitted
14 by an applicant under subd. 1 is invalid.”.

15 ***b1839/3.14* 1120.** Page 1017, line 13: after that line insert:

16 ***b1839/3.14* “SECTION 1972n.** 101.02 (21) (b) of the statutes is amended to
17 read:

18 101.02 (21) (b) As provided in the memorandum of understanding under s.
19 49.857 and except as provided in par. (e), the department of commerce may not issue
20 or renew a license unless the applicant provides the department of commerce with
21 his or her social security number. The department of commerce may not disclose the
22 social security number except that the department of commerce may disclose the
23 social security number of an applicant for a license under par. (a) or a renewal of a

1 license under par. (a) to the department of workforce development for the sole
2 purpose of administering s. 49.22.

3 *b1839/3.14* SECTION 1972r. 101.02 (21) (e) of the statutes is created to read:

4 101.02 (21) (e) 1. If an applicant who is an individual does not have a social
5 security number, the applicant, as a condition of applying for or applying to renew
6 a license shall submit a statement made or subscribed under oath or affirmation to
7 the department of commerce that the applicant does not have a social security
8 number. The form of the statement shall be prescribed by the department of
9 workforce development.

10 2. Any license issued or renewed in reliance upon a false statement submitted
11 by an applicant under subd. 1 is invalid.”.

12 *b1675/1.1* 1121. Page 1017, line 24: after that line insert:

13 *b1675/1.1* SECTION 1975m. 101.09 (2) (cm) of the statutes is created to read:

14 101.09 (2) (cm) Any rules promulgated under sub. (3) requiring an owner to test
15 the ability of a storage tank, connected piping or ancillary equipment to prevent an
16 inadvertent release of a stored substance or requiring an owner to permanently close
17 or upgrade a storage tank do not apply to storage tanks that satisfy all of the
18 following:

19 1. Are installed before the effective date of this subdivision [revisor inserts
20 date].

21 2. Have a capacity of less than 1,100 gallons.

22 3. Are used to store heating oil for residential, consumptive use on the premises
23 where stored.”.

24 *b0828/2.9* 1122. Page 1018, line 14: after that line insert:

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

2 101.123 (1) (b) “Inpatient health care facility” means a county home
3 established under s. 49.70, a county infirmary established under s. 49.72, or a
4 community-based residential facility or a nursing home licensed under s. 50.03 ~~or~~
5 ~~a tuberculosis sanatorium established under s. 58.06, 252.073 or 252.076.”.~~

6 ***b1670/1.1*** **1123.** Page 1022, line 3: after “include” insert “individualized”.

7 ***b1670/1.2*** **1124.** Page 1022, line 4: after “contamination” insert “at each
8 site”.

9 ***b1670/1.3*** **1125.** Page 1023, line 7: delete lines 7 to 11.

10 ***b1670/1.4*** **1126.** Page 1023, line 16: delete “\$80,000” and substitute
11 “\$60,000”.

12 ***b1670/1.5*** **1127.** Page 1024, line 1: delete lines 1 to 3.

13 ***b1670/1.6*** **1128.** Page 1025, line 7: after “method” insert “and shall notify
14 the owner or operator that reimbursement for remedial action under this section is
15 limited to the amount necessary to implement that method”.

16 ***b1670/1.7*** **1129.** Page 1025, line 8: delete “subd. 1.,” and substitute “subds.
17 1. and 2., the department of natural resources and”.

18 ***b1670/1.8*** **1130.** Page 1025, line 13: after “actions.” insert “The
19 department of commerce and the department of natural resources may review and
20 modify an amount established under subd. 2. if the departments determine that new
21 circumstances, including newly discovered contamination at a site, warrant those
22 actions.”.

1 ***b1670/1.9* 1131.** Page 1026, line 3: after “method” insert “and shall notify
2 the owner or operator that reimbursement under this section for remedial action
3 conducted after the date of the notice is limited to the amount necessary to
4 implement that method”.

5 ***b1670/1.10* 1132.** Page 1026, line 9: after “actions.” insert “The
6 department of commerce and the department of natural resources may review and
7 modify an amount established under subd. 2. if the departments determine that new
8 circumstances, including newly discovered contamination at a site, warrant those
9 actions.”.

10 ***b1670/1.11* 1133.** Page 1027, line 14: delete lines 14 to 18.

11 ***b1670/1.12* 1134.** Page 1029, line 1: delete lines 1 to 3 and substitute:
12 “101.143 (4) (c) 11. Costs that exceed the amount necessary to comply with sub.
13 (3) (c) 3. and with enforcement standards using the least costly method.”.

14 ***b1670/1.13* 1135.** Page 1029, line 6: after “(cw) 1.” insert “or 2.”.

15 ***b1670/1.14* 1136.** Page 1029, line 7: delete “notice, subject to par.” and
16 substitute “notice.”.

17 ***b1670/1.15* 1137.** Page 1029, line 8: delete that line.

18 ***b1670/1.16* 1138.** Page 1030, line 19: delete “\$5,000 plus 4%” and
19 substitute “\$3,000 plus 3%”.

20 ***b1670/1.17* 1139.** Page 1030, line 20: substitute “\$60,000” for “\$100,000”.

21 ***b0937/2.1* 1140.** Page 1032, line 22: delete lines 22 to 25 and substitute:
22 “(g) 1. Subject to the limitation under subd. 2., the building commission shall
23 contract revenue obligations under this subsection, as soon as practicable after the

1 effective date of this subdivision [revisor inserts date], in the maximum amount
2 that the building commission believes can be fully paid on a timely basis from moneys
3 received or anticipated to be received.

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

5 ***b0937/2.2* 1141.** Page 1033, line 6: delete lines 6 to 21.

6 ***b1670/1.18* 1142.** Page 1036, line 6: after “in” insert “fractured”.

7 ***b1059/1.1* 1143.** Page 1037, line 25: delete “501 (c) (3)” and substitute “501
8 (c) (6)”.

9 ***b1059/1.2* 1144.** Page 1038, line 12: delete lines 12 and 13 and substitute
10 “granted under s. 101.65 (1) (a) jointly under s. 101.65 (1) (b), unless any of the
11 following conditions are met:”.

12 ***b1059/1.3* 1145.** Page 1038, line 14: delete that line and substitute: “(a)
13 The municipality adopts a resolution requesting under sub. (3) (a) that a county
14 enforce this”.

15 ***b1059/1.4* 1146.** Page 1038, line 16: delete “the department or”.

16 ***b1059/1.5* 1147.** Page 1038, line 19: delete that line and substitute: “(b)
17 The municipality adopts a resolution determining not to exercise jurisdiction over
18 the construction and inspection”.

19 ***b1059/1.6* 1148.** Page 1038, line 21: delete “sub. (3) that the department
20 or” and substitute “sub. (3) (a) that”.

21 ***b1059/1.7* 1149.** Page 1038, line 23: delete “sub. (3) that the department”
22 and substitute “sub. (3) (a) that”.

23 ***b1059/1.8* 1150.** Page 1038, line 24: delete “or”.

1 ***b1059/1.9* 1151.** Page 1038, line 25: after that line insert:

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

6 ***b1059/1.10* 1152.** Page 1039, line 1: before that line insert:

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

9 101.651 (3) (title) DEPARTMENTAL AND COUNTY AUTHORITY IN MUNICIPALITIES;
10 GENERALLY.”.

11 ***b1059/1.11* 1153.** Page 1039, line 1: delete lines 1 to 3 and substitute:

12 ***b1059/1.11* “SECTION 1998ax.** 101.651 (3) of the statutes is renumbered
13 101.651 (3) (a) and amended to read:

14 101.651 (3) (a) Except as provided in par. (b) or sub. (3m) or (3s), the department
15 or a county may not enforce”.

16 ***b1059/1.12* 1154.** Page 1039, line 10: after that line insert:

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

19 101.651 (3) (b) The department shall provide inspection services and shall
20 enforce this subchapter or an ordinance enacted under s. 101.65 (1) (a) throughout
21 any municipality that does not exercise jurisdiction under sub. (2m) and that has not
22 adopted a resolution under sub. (2m) (a) or (b).”.

23 ***b1831/4.10* 1155.** Page 1040, line 23: delete “registered in that person’s
24 name and”.

1 ***b1831/4.11* 1156.** Page 1043, line 22: after that line insert:

2 “(1m) On the form or in the automated format for application for a certificate
3 of title, the department may show the fee under s. 101.9208 (1) (dm) separately from
4 the fee under s. 101.9208 (1) (a) or (d).”.

5 ***b1831/4.12* 1157.** Page 1047, line 4: before “The department” insert “(1)”.

6 ***b1831/4.13* 1158.** Page 1047, line 5: delete “(1)” and substitute “(a)”.

7 ***b1831/4.14* 1159.** Page 1047, line 7: delete “(2)” and substitute “(b)”.

8 ***b1831/4.15* 1160.** Page 1047, line 15: delete “(3)” and substitute “(c)”.

9 ***b1831/4.16* 1161.** Page 1047, line 17: delete “(4)” and substitute “(d)”.

10 ***b1831/4.17* 1162.** Page 1047, line 18: after that line insert:

11 “(dm) Upon filing an application under par. (a) or (d), a supplemental title fee
12 of \$7.50 by the owner of the mobile home, except that this fee shall be waived with
13 respect to an application under par. (d) for transfer of a decedent’s interest in a mobile
14 home to his or her surviving spouse. The fee specified under this paragraph is in
15 addition to any other fee specified in this section.”.

16 ***b1831/4.18* 1163.** Page 1047, line 19: delete “(6)” and substitute “(f)”.

17 ***b1831/4.19* 1164.** Page 1047, line 21: delete “(7)” and substitute “(g)”.

18 ***b1831/4.20* 1165.** Page 1047, line 22: delete “(8)” and substitute “(h)”.

19 ***b1831/4.21* 1166.** Page 1048, line 1: delete “(9)” and substitute “(i)”.

20 ***b1831/4.22* 1167.** Page 1048, line 3: delete lines 3 and 4.

21 ***b1831/4.23* 1168.** Page 1048, line 5: before that line insert:

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

1 ***b1831/4.24* 1169.** Page 1056, line 12: delete “registers” and substitute
2 “register”.

3 ***b1831/4.25* 1170.** Page 1060, line 9: delete lines 9 and 10 and substitute
4 “could then be issued for the mobile home, or if the currently valid certificate of title
5 for the mobile home is surrendered to the”.

6 ***b1831/4.26* 1171.** Page 1063, line 3: delete the material beginning with
7 that line and ending with page 1070, line 8.

8 ***b0828/2.10* 1172.** Page 1079, line 7: after that line insert:

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

10 ***b1839/3.15* 1173.** Page 1079, line 7: after that line insert:

11 ***b1839/3.15*** “SECTION 2000m. 102.17 (1) (cg) 1. of the statutes is amended to
12 read:

13 102.17 (1) (cg) 1. The Except as provided in subd. 2m., the department shall
14 require each applicant for a license under par. (c) who is an individual to provide the
15 department with the applicant’s social security number, and shall require each
16 applicant for a license under par. (c) who is not an individual to provide the
17 department with the applicant’s federal employer identification number, when
18 initially applying for or applying to renew the license.

19 ***b1839/3.15* SECTION 2000n.** 102.17 (1) (cg) 2. of the statutes is amended to
20 read:

21 102.17 (1) (cg) 2. The If an applicant who is an individual fails to provide the
22 applicant’s social security number to the department or if an applicant who is not an
23 individual fails to provide the applicant’s federal employer identification number to
24 the department, the department may not issue or renew a license under par. (c) to

1 or for ~~an~~ the applicant ~~who is an individual~~ unless the applicant has provided the
2 applicant's is an individual who does not have a social security number to the
3 ~~department and may not issue or renew a license under par. (e) to or for an applicant~~
4 ~~who is not an individual unless the applicant has provided the applicant's federal~~
5 ~~employer identification number to the department~~ and the applicant submits a
6 statement made or subscribed under oath or affirmation as required under subd. 2m.

7 ***b1839/3.15* SECTION 2000p.** 102.17 (1) (cg) 2m. of the statutes is created to
8 read:

9 102.17 (1) (cg) 2m. If an applicant who is an individual does not have a social
10 security number, the applicant shall submit a statement made or subscribed under
11 oath or affirmation to the department that the applicant does not have a social
12 security number. The form of the statement shall be prescribed by the department.
13 A license issued in reliance upon a false statement submitted under this subdivision
14 is invalid.”.

15 ***b1938/1.3* 1174.** Page 1079, line 11: after that line insert:

16 ***b1938/1.3* “SECTION 2002c.** 102.27 (2) (a) of the statutes, as affected by 1999
17 Wisconsin Act ... (this act), is amended to read:

18 102.27 (2) (a) A benefit under this chapter is assignable under s. 46.10 (14) (e),
19 301.12 (14) (e), 767.23 (1) (L), 767.25 (4m) (c), or 767.265 (1) or (2m), ~~767.51 (3m) (e)~~
20 ~~or 767.62 (4) (b) 3.”.~~

21 ***b0828/2.11* 1175.** Page 1079, line 20: after that line insert:

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

23 102.42 (6) TREATMENT REJECTED BY EMPLOYE. Unless the employe shall have
24 elected Christian Science treatment in lieu of medical, surgical, dental, or hospital

1 ~~er sanatorium~~ treatment, no compensation shall be payable for the death or
2 disability of an employe, if the death be caused, or insofar as the disability may be
3 aggravated, caused or continued by an unreasonable refusal or neglect to submit to
4 or follow any competent and reasonable medical, surgical or dental treatment or, in
5 the case of tuberculosis, by refusal or neglect to submit to or follow hospital ~~er~~
6 ~~sanatorium~~ or medical treatment when found by the department to be necessary.
7 The right to compensation accruing during a period of refusal or neglect to submit
8 to or follow hospital ~~er sanatorium~~ or medical treatment when found by the
9 department to be necessary in the case of tuberculosis shall be barred, irrespective
10 of whether disability was aggravated, caused or continued thereby.”.

11 ***b1839/3.16* 1176.** Page 1080, line 2: after that line insert:

12 ***b1839/3.16* “SECTION 2005c.** 103.275 (2) (bg) 1. of the statutes is amended
13 to read:

14 103.275 (2) (bg) 1. The Except as provided in subd. 2m., the department shall
15 require each applicant for a house-to-house employer certificate under this
16 subsection who is an individual to provide the department with the applicant’s social
17 security number, and shall require each applicant for a house-to-house employer
18 certificate who is not an individual to provide the department with the applicant’s
19 federal employer identification number, when initially applying for or applying to
20 renew the house-to-house employer certificate.

21 ***b1839/3.16* SECTION 2005d.** 103.275 (2) (bg) 2. of the statutes is amended to
22 read:

23 103.275 (2) (bg) 2. The If an applicant who is an individual fails to provide the
24 applicant’s social security number to the department or if an applicant who is not an

1 individual fails to provide the applicant's federal employer identification number to
2 the department, the department may not issue or renew a house-to-house employer
3 certificate under this subsection to or for ~~an~~ the applicant ~~who is an individual~~ unless
4 the applicant ~~has provided the applicant's~~ is an individual who does not have a social
5 security number to the department ~~and may not issue or renew a house-to-house~~
6 ~~employer certificate under this subsection to or for an applicant who is not an~~
7 ~~individual unless the applicant has provided the applicant's federal employer~~
8 ~~identification number to the department~~ and the applicant submits a statement
9 made or subscribed under oath or affirmation as required under subd. 2m.

10 ***b1839/3.16* SECTION 2005e.** 103.275 (2) (bg) 2m. of the statutes is created to
11 read:

12 103.275 (2) (bg) 2m. If an applicant who is an individual does not have a social
13 security number, the applicant shall submit a statement made or subscribed under
14 oath or affirmation to the department that the applicant does not have a social
15 security number. The form of the statement shall be prescribed by the department.
16 A house-to-house employer certificate issued in reliance upon a false statement
17 submitted under this subdivision is invalid.”

18 ***b1839/3.17* 1177.** Page 1080, line 24: after that line insert:

19 ***b1839/3.17* “SECTION 2005hd.** 103.91 (2) (b) 1. of the statutes is amended to
20 read:

21 103.91 (2) (b) 1. The Except as provided in subd. 2m., the department shall
22 require each applicant for a certificate under par. (a) who is an individual to provide
23 the department with the applicant's social security number, and shall require each
24 applicant for a certificate under par. (a) who is not an individual to provide the

1 department with the applicant's federal employer identification number, when
2 initially applying for or applying to renew the certificate.

3 *b1839/3.17* SECTION 2005hf. 103.91 (2) (b) 2. of the statutes is amended to
4 read:

5 103.91 (2) (b) 2. The If an applicant who is an individual fails to provide the
6 applicant's social security number to the department or if an applicant who is not an
7 individual fails to provide the applicant's federal employer identification number to
8 the department, the department may not issue or renew a certificate under par. (a)
9 to or for an the applicant who is an individual unless the applicant has provided the
10 applicant's is an individual who does not have a social security number to the
11 department and may not issue or renew a certificate under par. (a) to or for an
12 applicant who is not an individual unless the applicant has provided the applicant's
13 federal employer identification number to the department and the applicant submits
14 a statement made or subscribed under oath or affirmation as required under subd.
15 2m.

16 *b1839/3.17* SECTION 2005hg. 103.91 (2) (b) 2m. of the statutes is created to
17 read:

18 103.91 (2) (b) 2m. If an applicant who is an individual does not have a social
19 security number, the applicant shall submit a statement made or subscribed under
20 oath or affirmation to the department that the applicant does not have a social
21 security number. The form of the statement shall be prescribed by the department.
22 A certificate issued under par. (a) in reliance upon a false statement submitted under
23 this subdivision is invalid.

24 *b1839/3.17* SECTION 2005hi. 103.92 (1) (b) 1. of the statutes is amended to
25 read:

1 103.92 (1) (b) 1. The Except as provided in subd. 2m., the department shall
2 require each applicant for a certificate under par. (a) who is an individual to provide
3 the department with the applicant's social security number, and shall require each
4 applicant for a certificate under par. (a) who is not an individual to provide the
5 department with the applicant's federal employer identification number, when
6 initially applying for or applying to renew the certificate.

7 ***b1839/3.17* SECTION 2005hj.** 103.92 (1) (b) 2. of the statutes is amended to
8 read:

9 103.92 (1) (b) 2. The If an applicant who is an individual fails to provide the
10 applicant's social security number to the department or if an applicant who is not an
11 individual fails to provide the applicant's federal employer identification number to
12 the department, the department may not issue or renew a certificate under par. (a)
13 to or for an the applicant who is an individual unless the applicant ~~has provided the~~
14 ~~applicant's~~ is an individual who does not have a social security number ~~to the~~
15 ~~department and may not issue or renew a certificate under par. (a) to or for an~~
16 ~~applicant who is not an individual unless the applicant has provided the applicant's~~
17 ~~federal employer identification number to the department~~ and the applicant submits
18 a statement made or subscribed under oath or affirmation as required under subd.
19 2m.

20 ***b1839/3.17* SECTION 2005hk.** 103.92 (2) (b) 2m. of the statutes is created to
21 read:

22 103.92 (2) (b) 2m. If an applicant who is an individual does not have a social
23 security number, the applicant shall submit a statement made or subscribed under
24 oath or affirmation to the department that the applicant does not have a social
25 security number. The form of the statement shall be prescribed by the department.

1 A certificate issued under par. (a) in reliance upon a false statement submitted under
2 this subdivision is invalid.

3 *b1839/3.17* SECTION 2005hm. 104.07 (4) (a) of the statutes is amended to
4 read:

5 104.07 (4) (a) The Except as provided in par. (bm), the department shall require
6 each applicant for a license under sub. (1) or (2) who is an individual to provide the
7 department with the applicant's social security number, and shall require each
8 applicant for a license under sub. (1) or (2) who is not an individual to provide the
9 department with the applicant's federal employer identification number, when
10 initially applying for or applying to renew the license.

11 *b1839/3.17* SECTION 2005hn. 104.07 (4) (b) of the statutes is amended to
12 read:

13 104.07 (4) (b) The If an applicant who is an individual fails to provide the
14 applicant's social security number to the department or if an applicant who is not an
15 individual fails to provide the applicant's federal employer identification number to
16 the department, the department may not issue or renew a license under sub. (1) or
17 (2) to or for an the applicant who is an individual unless the applicant has provided
18 the applicant's is an individual who does not have a social security number to the
19 department and may not issue or renew a license under sub. (1) or (2) to or for an
20 applicant who is not an individual unless the applicant has provided the applicant's
21 federal employer identification number to the department and the applicant submits
22 a statement made or subscribed under oath or affirmation as required under par.
23 (bm).

24 *b1839/3.17* SECTION 2005hp. 104.07 (4) (bm) of the statutes is created to
25 read:

1 104.07 (4) (bm) If an applicant who is an individual does not have a social
2 security number, the applicant shall submit a statement made or subscribed under
3 oath or affirmation to the department that the applicant does not have a social
4 security number. The form of the statement shall be prescribed by the department.
5 A license issued under sub. (1) or (2) in reliance upon a false statement submitted
6 under this paragraph is invalid.

7 ***b1839/3.17* SECTION 2005hs.** 105.06 (1m) (a) of the statutes is amended to
8 read:

9 105.06 (1m) (a) The Except as provided in par. (bm), the department shall
10 require each applicant for a license under sub. (1) who is an individual to provide the
11 department with the applicant's social security number, and shall require each
12 applicant for a license under sub. (1) who is not an individual to provide the
13 department with the applicant's federal employer identification number, when
14 initially applying for or applying to renew the license.

15 ***b1839/3.17* SECTION 2005ht.** 105.06 (1m) (b) of the statutes is amended to
16 read:

17 105.06 (1m) (b) The If an applicant who is an individual fails to provide the
18 applicant's social security number to the department or if an applicant who is not an
19 individual fails to provide the applicant's federal employer identification number to
20 the department, the department may not issue or renew a license under sub. (1) to
21 or for ~~an~~ the applicant who is ~~an individual~~ unless the applicant has provided the
22 applicant's is an individual who does not have a social security number to the
23 ~~department and may not issue or renew a license under sub. (1) to or for an applicant~~
24 ~~who is not an individual unless the applicant has provided the applicant's federal~~

1 ~~employer identification number to the department and the applicant submits a~~
2 ~~statement made or subscribed under oath or affirmation as required under par. (bm).~~

3 *b1839/3.17* SECTION 2005hu. 105.06 (1m) (bm) of the statutes is created to
4 read:

5 105.06 (1m) (bm) If an applicant who is an individual does not have a social
6 security number, the applicant shall submit a statement made or subscribed under
7 oath or affirmation to the department that the applicant does not have a social
8 security number. The form of the statement shall be prescribed by the department.
9 A license issued under sub. (1) in reliance upon a false statement submitted under
10 this paragraph is invalid.”.

11 *b1788/3.10* 1178. Page 1083, line 8: delete lines 8 to 17 and substitute:

12 *b1788/3.10* “SECTION 2017d. 106.13 (1) of the statutes is renumbered 106.13
13 (1) (intro.) and amended to read:

14 106.13 (1) (intro.) The ~~department~~ board shall provide a all of the following:

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

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

19 *b1788/3.10* SECTION 2017g. 106.13 (1) (c) of the statutes is created to read:

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

1 ***b1788/3.10* SECTION 2017j.** 106.13 (1) (d) of the statutes is created to read:
2 106.13 (1) (d) A work-based learning program for students of a tribal college
3 as provided under sub. (4r).”.

4 ***b1788/3.11* 1179.** Page 1086, line 7: after that line insert:

5 ***b1788/3.11* “SECTION 2023m.** 106.13 (4r) of the statutes is created to read:
6 106.13 (4r) From the appropriation under s. 20.445 (7) (kd), the board may
7 award a grant to an applying tribal college that is recognized as a land grant college
8 under 7 USC 301, as amended to October 20, 1994, for the provision of work-based
9 learning programs for students of the tribal college if the board approves the
10 application of the tribal college.”.

11 ***b1776/2.6* 1180.** Page 1091, line 14: delete “(i) 1., 2. and 3. and”.

12 ***b1026/1.1* 1181.** Page 1092, line 2: after that line insert:

13 ***b1026/1.1* “SECTION 2030t.** 109.09 (2) (c) of the statutes is amended to read:
14 109.09 (2) (c) A lien under par. (a) takes precedence over all other debts,
15 judgments, decrees, liens or mortgages against the employer ~~that originate after the~~
16 ~~lien takes effect as provided in par. (b) 1. or 2., except a lien of a financial institution,~~
17 ~~as defined in s. 69.30 (1) (b), that originates before the lien under par. (a) takes effect~~
18 ~~or a lien under s. 292.31 (8) (i) or 292.81, and, A lien under par. (a) may be enforced~~
19 in the manner provided in ss. 779.09 to 779.12, 779.20 and 779.21, insofar as those
20 provisions are applicable. The lien ceases to exist if the department of workforce
21 development or the employe does not bring an action to enforce the lien within the
22 period prescribed in s. 893.44 for the underlying wage claim.”.

23 ***b1776/2.7* 1182.** Page 1092, line 19: delete “(i) 1., 2. or 3. or”.

24 ***b1776/2.8* 1183.** Page 1092, line 20: delete “(i) 1., 2. or 3. or”.

1 ***b1864/2.1* 1184.** Page 1092, line 20: after that line insert:

2 ***b1864/2.1* "SECTION 2033p.** 111.35 (2) (d) of the statutes is amended to read:

3 111.35 (2) (d) Constitutes a violation of s. ~~938.983~~ 254.92 (2)."

4 ***b1937/1.1* 1185.** Page 1092, line 20: after that line insert:

5 ***b1937/1.1* "SECTION 2033r.** 111.70 (1) (dm) of the statutes is amended to

6 read:

7 111.70 (1) (dm) "Economic issue" means ~~any issue that creates a new or~~
8 ~~increased financial liability upon the municipal employer, including salaries,~~
9 overtime pay, sick leave, payments in lieu of sick leave usage, vacations, clothing
10 allowances in excess of the actual cost of clothing, length-of-service credit,
11 continuing education credit, shift premium pay, longevity pay, extra duty pay,
12 performance bonuses, health insurance, life insurance, dental insurance, disability
13 insurance, vision insurance, long-term care insurance, worker's compensation and
14 unemployment insurance, social security benefits, vacation pay, holiday pay, lead
15 worker pay, temporary assignment pay, retirement contributions, supplemental
16 retirement benefits, severance or other separation pay, hazardous duty pay,
17 certification or license payment, ~~job security provisions,~~ limitations on layoffs that
18 create a new or increased financial liability on the employer and contracting or
19 subcontracting of work that would otherwise be performed by municipal employes
20 in the collective bargaining unit with which there is a labor dispute."

21 ***b1869/2.2* 1186.** Page 1093, line 2: after that line insert:

22 ***b1869/2.2* "SECTION 2037c.** 111.91 (2) (r) of the statutes is created to read:

23 111.91 (2) (r) The requirements under s. 609.10 related to offering a
24 point-of-service option plan."

1 ***b1915/2.1* 1187.** Page 1093, line 2: after that line insert:

2 ***b1915/2.1* "SECTION 2035m.** 111.70 (1) (nc) 1. c. of the statutes is amended
3 to read:

4 111.70 (1) (nc) 1. c. A proposal to provide for an average salary increase for each
5 12-month period covered by the proposed collective bargaining agreement,
6 beginning with the expiration date of any previous collective bargaining agreement,
7 for the municipal employes in the collective bargaining unit at least equivalent to an
8 average cost of 2.1% of the total compensation and fringe benefit costs for all
9 municipal employes in the collective bargaining unit for each 12-month period
10 covered by the proposed collective bargaining agreement plus any fringe benefit
11 savings, beginning with the expiration date of any previous collective bargaining
12 agreement, including that percentage required to provide for any step increase ~~and~~
13 ~~any increase due to a promotion or the attainment of increased professional~~
14 ~~qualifications~~, as determined under sub. (4) (cm) 8s., unless the increased cost of
15 providing such a salary increase, as determined under sub. (4) (cm) 8s., exceeds 2.1%
16 of the total compensation and fringe benefit costs for all municipal employes in the
17 collective bargaining unit for any 12-month period covered by the proposed collective
18 bargaining agreement plus any fringe benefit savings, or unless the increased cost
19 required to maintain the percentage contribution by the municipal employer to the
20 municipal employes' existing fringe benefit costs and to maintain all fringe benefits
21 provided to the municipal employes, as determined under sub. (4) (cm) 8s., in
22 addition to the increased cost of providing such a salary increase, exceeds 3.8% of the
23 total compensation and fringe benefit costs for all municipal employes in the
24 collective bargaining unit for any 12-month period covered by the collective

1 bargaining agreement, in which case the offer shall include provision for a salary
2 increase for each such period for the municipal employes covered by the agreement
3 at least equivalent to an average of that percentage, if any, for each such period of
4 the prorated portion of 2.1% of the total compensation and fringe benefit costs for all
5 municipal employes in the collective bargaining unit plus any fringe benefit savings
6 that remains, if any, after the increased cost of such maintenance exceeding 1.7% of
7 the total compensation and fringe benefit costs for all municipal employes in the
8 collective bargaining unit for each 12-month period and the cost of a salary increase
9 of at least one full step for each municipal employe in the collective bargaining unit
10 who is eligible for a within range salary increase for each 12-month period is
11 subtracted from that total cost.”.

12 *b1937/1.2* **1188.** Page 1093, line 2: after that line insert:

13 *b1937/1.2* “SECTION 2035m. 111.70 (4) (cm) 5s. of the statutes is amended
14 to read:

15 111.70 (4) (cm) 5s. ‘Issues subject to arbitration.’ In a collective bargaining unit
16 consisting of school district professional employes, the municipal employer or the
17 labor organization may petition the commission to determine whether the municipal
18 employer has submitted a qualified economic offer. The commission shall appoint an
19 investigator for that purpose. If the investigator finds that the municipal employer
20 has submitted a qualified economic offer, the investigator shall determine whether
21 a deadlock exists between the parties with respect to all economic issues. If the
22 municipal employer submits a qualified economic offer applicable to any period
23 beginning on or after July 1, 1993, no economic issues are subject to interest
24 arbitration under subd. 6. for that period, except that only the impact of contracting

1 out or subcontracting work that would otherwise be performed by municipal
2 employees in the collective bargaining unit is subject to interest arbitration under
3 subd. 6. In such a collective bargaining unit, economic issues concerning the wages,
4 hours or conditions of employment of the school district professional employees in the
5 unit for any period prior to July 1, 1993, are subject to interest arbitration under
6 subd. 6. for that period. In such a collective bargaining unit, noneconomic issues
7 applicable to any period on or after July 1, 1993, are subject to interest arbitration
8 after the parties have reached agreement and stipulate to agreement on all economic
9 issues concerning the wages, hours or conditions of employment of the school district
10 professional employees in the unit for that period. In such a collective bargaining
11 unit, if the commission's investigator finds that the municipal employer has
12 submitted a qualified economic offer and that a deadlock exists between the parties
13 with respect to all economic issues, the municipal employer may implement the
14 qualified economic offer. On the 90th day prior to expiration of the period included
15 within the qualified economic offer, if no agreement exists on that day, the parties are
16 deemed to have stipulated to the inclusion in a new or revised collective bargaining
17 agreement of all provisions of any predecessor collective bargaining agreement
18 concerning economic issues, or of all provisions of any existing collective bargaining
19 agreement concerning economic issues if the parties have reopened negotiations
20 under an existing agreement, as modified by the terms of the qualified economic offer
21 and as otherwise modified by the parties. In such a collective bargaining unit, on and
22 after that 90th day, a municipal employer that refuses to bargain collectively with
23 respect to the terms of that stipulation, applicable to the 90-day period prior to
24 expiration of the period included within the qualified economic offer, does not violate
25 sub. (3)(a) 4. Any such unilateral implementation after August 11, 1993, during the

1 90-day period prior to expiration of the period included within a qualified economic
2 offer, operates as a full, final and complete settlement of all economic issues between
3 the parties for the period included within the qualified economic offer. The failure
4 of a labor organization to recognize the validity of such a lawful qualified economic
5 offer does not affect the obligation of the municipal employer to submit economic
6 issues to arbitration under subd. 6.”

7 *b0738/1.1* **1189.** Page 1094, line 22: after that line insert:

8 *b0738/1.1* “SECTION 2042m. 115.28 (44) of the statutes is created to read:

9 115.28 (44) DIRECT INSTRUCTION PROGRAM. From the appropriation under s.
10 20.255 (1) (me), award a grant of \$280,000 annually in the 1999–2000, 2000–01,
11 2001–02 and 2002–03 fiscal years to the University of Wisconsin–Milwaukee to
12 conduct a direct instruction pilot program. The purpose of the program shall be to
13 determine the efficiency of direct instruction in improving the ability of children to
14 read. By August 1 of 2000, 2001, 2002 and 2003, the University of
15 Wisconsin–Milwaukee shall submit a report to the appropriate standing committees
16 of the legislature under s. 13.172, and to the state superintendent, that describes the
17 findings and conclusions of the study.”

18 *b0747/4.6* **1190.** Page 1094, line 22: after that line insert:

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

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

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

3 *b1037/1.4* **1191.** Page 1094, line 22: after that line insert:

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

6 **115.341 School breakfast program. (1)** From the appropriation under s.
7 20.255 (2) (cm), the state superintendent shall reimburse each school board 10 cents
8 for each breakfast served at a school that meets the requirements of 7 CFR 220.8 or
9 220.8a, whichever is applicable, and shall reimburse each governing body of a
10 private school 10 cents for each breakfast served at the private school that meets the
11 requirements of 7 CFR 220.8 or 220.8a, whichever is applicable.

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

16 *b1806/1.30* **1192.** Page 1094, line 22: after that line insert:

17 *b1806/1.30* “**SECTION 2042g.** 115.31 (1) (b) of the statutes is amended to read:

18 115.31 (1) (b) “Educational agency” means a school district, cooperative
19 educational service agency, state correctional institution under s. 302.01, secured
20 correctional facility, as defined in s. 938.02 (15m), secured child caring institution,
21 as defined in s. 938.02 (15g), the ~~Wisconsin school for the visually handicapped~~
22 Wisconsin Center for the Blind and Visually Impaired, the ~~Wisconsin school~~ School
23 ~~for the deaf~~ Deaf, the Mendota mental health institute, the Winnebago mental health
24 institute, a state center for the developmentally disabled, a private school or a

1 private, nonprofit, nonsectarian agency under contract with a school board under s.
2 118.153 (3) (c).”.

3 *b1822/1.3* **1193.** Page 1094, line 22: after that line insert:

4 *b1822/1.3* “SECTION 2042g. 115.28 (43) of the statutes is created to read:

5 115.28 (43) SCHOOL SAFETY FUNDING. With the department of justice, seek and
6 apply for federal funds relating to school safety and reducing violence and disruption
7 in schools, including funds for alternative schools or programs. Each department
8 shall make a report by January 1, 2001, and January 1, 2003, of its progress in
9 applying for and obtaining funds under this subsection. The report shall be provided
10 to the legislature in the manner provided under s. 13.172 (2) to the cochairpersons
11 of the joint committee on finance and to the governor.”.

12 *b0967/1.3* **1194.** Page 1096, line 8: after that line insert:

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

14 **115.366 Alternative education grants.** (1) From the appropriation under
15 s. 20.255 (2) (cf), the department shall award grants to school districts and consortia
16 of school districts for alternative education programs, as defined by the department
17 by rule. The department shall encourage rural school districts and consortia of
18 school districts to apply for grants under this section.

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

21 *b1806/1.31* **1195.** Page 1096, line 8: after that line insert:

22 *b1806/1.31* “SECTION 2047g. 115.37 of the statutes is repealed and recreated
23 to read:

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

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

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

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

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

10 (a) Meet at least twice each year.

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

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

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

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

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

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

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

4 ***b1822/1.4* 1196.** Page 1096, line 8: after that line insert:

5 ***b1822/1.4* “SECTION 2048m.** 115.38 (1) (b) of the statutes is renumbered
6 115.38 (1) (b) 1. and amended to read:

7 115.38 (1) (b) 1. Other indicators of school and school district performance,
8 including dropout, attendance, retention in grade and graduation rates; ~~numbers of~~
9 ~~suspensions and expulsions~~; percentage of habitual truants, as defined in s. 118.16
10 (1) (a); percentage of pupils participating in extracurricular and community
11 activities and advanced placement courses; percentage of graduates enrolled in
12 postsecondary educational programs; and percentage of graduates entering the
13 workforce.

14 ***b1822/1.4* SECTION 2048t.** 115.38 (1) (b) 2. of the statutes is created to read:

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

24 ***b0962/2.4* 1197.** Page 1097, line 2: after that line insert:

DEAF AND STATE CENTER FOR THE
BLIND AND VISUALLY IMPAIRED

***b1806/1.32* SECTION 2053c.** 115.51 (1) of the statutes is repealed.

***b1806/1.32* SECTION 2053d.** 115.51 (3) and (4) of the statutes are created to read:

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

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

***b1806/1.32* SECTION 2053f.** 115.52 of the statutes is amended to read:

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

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

(3) All the ~~blind and the deaf~~ residents of this state 6 to 20 years old, and for the duration of a school term all the ~~blind or deaf~~ residents of this state who become 21 years old during that school term, who are capable of receiving instruction shall be received and taught in the ~~schools~~ School for the Deaf free of charge. Like

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

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

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

24 (7) The Wisconsin school School for the deaf Deaf may provide instruction for
25 preschool children with hearing impairments and their parents. The Wisconsin

1 ~~school for the visually handicapped may provide instruction for preschool children~~
2 ~~with visual impairments and their parents.~~ Such instruction or treatment shall be
3 subject to the approval of, and shall comply with requirements established by, the
4 department.

5 ***b1806/1.32* SECTION 2053h.** 115.525 of the statutes is created to read:

6 **115.525 Wisconsin Center for the Blind and Visually Impaired. (1)**

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

9 (1m) PURPOSE. The purpose of the center is to serve as a statewide educational
10 resource relating to visual impairments to benefit all Wisconsin children who are
11 visually impaired.

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

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

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

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

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

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

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

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

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

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

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

7 3. Develop and disseminate curriculum and instructional materials.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

23 5. 'Independent living skills.' With the approval of the state superintendent,
24 the center may use state-owned housing on the grounds of the center in Janesville

1 as a facility in which individuals receive instruction in and practice independent
2 living skills.

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

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

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

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

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

24 *b1806/1.32* SECTION 2053j. 115.53 (2) of the statutes is amended to read:

1 **115.53 (2)** Arrange for vocational, trade or academic training for any pupil in
2 either ~~state school~~ the school operated by the Wisconsin Center for the Blind and
3 Visually Impaired or the Wisconsin School for the Deaf qualified to take such
4 training advantageously, in either a public school or technical college or a private
5 business establishment in Janesville or Delavan. The public school and the technical
6 college shall be paid the regular tuition for full-time attendance and proportionally
7 for part-time attendance by the school district responsible for the provision of a free
8 appropriate public education under subch. V.

9 ***b1806/1.32* SECTION 2053k.** 115.53 (3) of the statutes is renumbered 115.53
10 (3) (a) and amended to read:

11 115.53 (3) (a) Arrange for otological or ophthalmic examination of any pupil or
12 prospective pupil of the schools Wisconsin School for the Deaf. The examination shall
13 be paid for from the appropriation in s. 20.255 (1) (b), (gh) or (gs).

14 ***b1806/1.32* SECTION 2053L.** 115.53 (3) (b) of the statutes is created to read:

15 115.53 (3) (b) Arrange for ophthalmic or otological examination of any pupil or
16 prospective pupil of the school operated by the Wisconsin Center for the Blind and
17 Visually Impaired. The examination shall be paid from the appropriation in s. 20.255
18 (1) (b), (gh), (gL) or (gs).

19 ***b1806/1.32* SECTION 2053m.** 115.53 (4) and (5) of the statutes are amended
20 to read:

21 115.53 (4) Apply to the board of directors of the University of Wisconsin
22 Hospitals and Clinics Authority for admission to the University of Wisconsin
23 Hospitals and Clinics of any pupil ~~in~~ at the state schools Wisconsin School for the
24 Deaf or the school operated by the Wisconsin Center for the Blind and Visually
25 Impaired.

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

6 (b) The net cost of hospital treatment shall be at the rate established under s.
7 233.40 (1) and shall be ~~chargeable to~~ paid from the appropriation ~~for operating the~~
8 ~~patient's school~~ under s. 20.255 (1) (b), (gh) or (gs) if the patient is a pupil at the
9 Wisconsin School for the Deaf or from the appropriation under s. 20.255 (1) (b), (gh),
10 (gL) or (gs) if the patient is a pupil at the school operated by the Wisconsin Center
11 for the Blind and Visually Impaired. The state superintendent likewise may
12 authorize payment for the expense of transporting patients to and from the hospital.
13 The state superintendent shall make payments for the treatment to the University
14 of Wisconsin Hospitals and Clinics Authority. Funds collected by the state
15 superintendent on account of the hospitalization shall be ~~deposited in~~ credited to the
16 appropriation under s. 20.255 (1) ~~(b)~~ (gh) for the school or center concerned.

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

22 *b1806/1.32* SECTION 2053p. 115.54 of the statutes is amended to read:

23 **115.54 Compulsory education.** If it appears, by affidavit, to any circuit
24 judge that any ~~blind or~~ deaf child or child who is visually impaired between the ages
25 of 6 and 21 is deprived of a suitable education by the failure of the person having the

1 care and custody of the child to provide a suitable education, the judge shall order
2 the person to bring the child before the judge. If the material allegations of the
3 affidavit are denied, the judge shall subpoena witnesses and hear testimony. If the
4 allegations are admitted or established, the judge may order the child sent to the
5 school Wisconsin School for the visually handicapped or for the deaf Deaf, the school
6 operated by the Wisconsin Center for the Blind and Visually Impaired or to some
7 class or other school for instruction, but the order shall may not make a direct charge
8 for the class or school against any county.

9 *b1806/1.32* SECTION 2053q. 115.55 of the statutes is repealed.

10 *b1806/1.32* SECTION 2053r. 115.58 of the statutes is amended to read:

11 **115.58 Park grounds.** The state superintendent may permit the city of
12 Janesville to use portions of the grounds of the ~~state school for the visually~~
13 ~~handicapped~~ Wisconsin Center for the Blind and Visually Impaired at Janesville,
14 which abut on the Rock river, for purposes of operating a city park. Any construction
15 on such grounds is subject to prior approval by the state superintendent. Any
16 agreement pursuant hereto shall be cancelable at the option of either party without
17 liability. Any such grounds so used by the city of Janesville shall be supervised by
18 the city and shall be subject to the ordinances of the city of Janesville applicable to
19 city parks.”.

20 *b1105/1.1* **1199.** Page 1097, line 14: delete “An” and substitute “(1) Except
21 as provided in sub. (2), an”.

22 *b1105/1.2* **1200.** Page 1097, line 16: after that line insert:

23 “(2) The board of directors of the school district operating under ch. 119 is a
24 local educational agency under this section and shall comply with 20 USC 1400 to

1 1491o if the board of directors enters into an agreement with an operator of a charter
2 school under s. 118.40 (2r) under which the board of directors agrees to serve as the
3 local educational agency.”.

4 *b1654/3.13* **1201.** Page 1102, line 25: after that line insert:

5 *b1654/3.13* “SECTION 2067d. 118.125 (4) of the statutes is amended to read:

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

20 *b1916/1.1* **1202.** Page 1102, line 25: after that line insert:

21 *b1916/1.1* “SECTION 2066m. 118.045 of the statutes is created to read:

22 **118.045 Commencement of school term.** (1) Except as provided in subs.
23 (2) and (3), beginning in the year 2000, no public school may commence the school
24 term until September 1.

1 (2) Subsection (1) does not prohibit a school board from doing any of the
2 following:

3 (a) Holding athletic contests or practices before September 1.

4 (b) Scheduling in-service days or work days before September 1.

5 (c) Holding school year-round.

6 (3) A school board may commence the school term before September 1 in any
7 school year if it holds a public hearing on the issue and adopts a resolution to that
8 effect in that school year.”.

9 ***b1822/1.5* 1203.** Page 1103, line 16: after that line insert:

10 ***b1822/1.5*** “SECTION 2068m. 118.16 (1m) of the statutes is created to read:

11 118.16 (1m) The period during which a pupil is absent from school due to a
12 suspension or expulsion under s. 120.13 or 119.25 is neither an absence without an
13 acceptable excuse for the purposes of sub. (1) (a) nor an absence without legal cause
14 for the purposes of sub. (1) (c).

15 ***b1822/1.5* SECTION 2068r.** 118.175 of the statutes is created to read:

16 **118.175 Pupils without parents or guardians; report required.** (1) This
17 section does not apply to a pupil who has a legal custodian, as defined in s. 48.02 (11)
18 or 938.02 (11), or who is cared for by a kinship care relative, as defined in s. 48.57 (3m)
19 (a).

20 (2) If a pupil is a child who is without a parent or guardian, any school teacher,
21 school administrator, school counselor or school social worker who knows that the
22 child is without a parent or guardian shall report that fact as soon as possible to the
23 county department under s. 46.22 or 46.23 or, in a county having a population of
24 500,000 or more, to the department of health and family services.”.