

1999

Nonstat File Sequence: **AAA**

LRB _____/____

NONSTAT SESSLAW

Insert 5-17

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → nonstat

For the budget action phrase, execute: create → action: → *NS: → 91XX

For a subsection, execute: create → text: → *NS: → sub

For a paragraph, execute: create → text: → *NS: → par

For a subdivision, execute: create → text: → *NS: → subd

For a subdivision paragraph, execute: create → text: → *NS: → subpar

2. Nonstatutory subunits are numbered automatically if "(#1)", "(#a)", etc., is filled in. Below, for the budget, fill in the 9100 department code; and fill in "___" or "()" only if a "frozen" number is needed.

~~SECTION # 91]. Nonstatutory provisions; ...~~

(#1) () ... Facility ^(CS) ... planning

^{No 4} Notwithstanding section 13.48(4) of the statute, the department of agriculture, trade and consumer protection may report a proposed project for the construction or expansion of a facility ^{in Madison} for the veterinary diagnostic laboratory to the building commission at any time during the 1999-01 fiscal biennium and may request the building commission to allocate moneyp from the appropriation under section 20.867 (2) (r) ^{of the statutes} for planning for that project.

1999

Nonstat File Sequence: **AAA**

LRB _____ / _____
: _____ : _____

NONSTAT SESSLAW *Insert 8-5*

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → nonstat

For the budget action phrase, execute: create → action: → *NS: → 91XX

For a subsection, execute: create → text: → *NS: → sub

For a paragraph, execute: create → text: → *NS: → par

For a subdivision, execute: create → text: → *NS: → subd

For a subdivision paragraph, execute: create → text: → *NS: → subpar

2. Nonstatutory subunits are numbered automatically if "(#1)", "(#a)", etc., is filled in. Below, for the budget, fill in the 9100 department code; and fill in "____" or "()" only if a "frozen" number is needed.

SECTION # [91]. Nonstatutory provisions; ...

.....
A.R. (C) (CS)
✓ (#) Fees. a.....

No 4
= Notwithstanding section 36.58(3)(a) of the statute, as created by this act, From July 1, 2000, to July 1, 2001, the fee charged by the veterinary diagnostic laboratory for a service may be equal to the fee established under section 93.07 (15m) or (16m), 1997 stats. ^{for that service} that is in effect on the day before the effective date of this subsection.

1999

Nonstat File Sequence: **DDD**

LRB _____/____

\$\$\$ CHANGE

Insert 8-7, p. 1

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → \$change

For the budget action phrase, execute: create → action: → *NS: → 92XX

For the text, execute: create → text: → *NS: → \$change

2. Nonstatutory subunits are numbered automatically if "(#1)", "(#2)", etc., is filled in.. Below, for the budget, fill in the 9200 department code; and fill in "___" or "()" only if a "frozen" number is needed.

SECTION # [92]. Appropriation changes;

(#1) () ^{Laboratory transfer; (CS)} general program revenue decrease.....

..... In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of.....

agriculture, trade and consumer protection.....

under section 20. 11.5. (2) (a) of the statutes, as affected by the acts of 1999, the dollar amount is decreased by \$ 1, . 733, . . 800 for fis-

cal year 1999-00 and the dollar amount is creased by \$ for fiscal year 2000-01 [to crease funding

for the [purpose] [purposes] for which the appropriation is made] [to crease fund-

ing for reflect the transfer of the animal health laboratories to the University of Wisconsin System and

to decrease the authorized FTE positions of the department by 25.5 GPR positions related to the laboratories

Use the 2nd alternative if the purpose of the increase or decrease is more limited than the purpose or purposes of the appropriation as currently shown in the text of ch. 20, stats.

1999

Nonstat File Sequence: **DDD**

LRB _____/____

\$\$\$ CHANGE

Insert 8-7, p. 2

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → \$change

For the budget action phrase, execute: create → action: → *NS: → 92XX

For the text, execute: create → text: → *NS: → \$change

2. Nonstatutory subunits are numbered automatically if "(#1)", "(#2)", etc., is filled in.. Below, for the budget, fill in the 9200 department code; and fill in "____" or "()" only if a "frozen" number is needed.

SECTION # [92] . Appropriation changes;

(#1) () ^{laboratory} ~~and~~ ^(S) equipment and supplies and services (S).....

..... In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of agriculture, trade and consumer protection.....

under section 20.115.(2)(g) of the statutes, as affected by the acts of 1999, the dollar amount is increased by \$, 520,000. for fis-

cal year 1999-00 and the dollar amount is creased by \$ for fiscal year 2000-01 [to crease funding

for the [purpose] [purposes] for which the appropriation is made] (to crease fund- ing for .. equipment and supplies and services related to .. the animal health laboratories (S).....

* Use the 2nd alternative if the purpose of the increase or decrease is more limited than the purpose or purposes of the appropriation as currently shown in the text of ch. 20, stats.

1999

Nonstat File Sequence: **DDD**

LRB _____/____

\$\$\$ CHANGE

insert 8-7, p. 3

1. In the component bar:

For the action phrase, execute: create → action: → *NS: → \$change

For the budget action phrase, execute: create → action: → *NS: → 92XX

For the text, execute: create → text: → *NS: → \$change

2. Nonstatutory subunits are numbered automatically if "(#1)", "(#2)", etc., is filled in.. Below, for the budget, fill in the 9200 department code; and fill in "___" or "()" only if a "frozen" number is needed.

SECTION # [92]. Appropriation changes;

(#1) (^(CS) laboratory transfer, program revenue decrease)

In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of

agriculture, trade and consumer protection

under section 20.11.5.(2)(g) of the statutes, as affected by the acts of 1999, the dollar amount is decreased by \$ 2,903,700.

for fiscal year 1999-00 and the dollar amount is created by \$ _____ for fiscal year 2000-01

to increase funding for the [purpose] [purposes] for which the appropriation is made] to increase funding for

to reflect the transfer of the animal health laboratories to the University of Wisconsin System and to decrease the authorized FTE positions of the Department by 4.0 PR project positions and 33 PR positions related to the laboratories

* Use the 2nd alternative if the purpose of the increase or decrease is more limited than the purpose or purposes of the appropriation as currently shown in the text of ch. 20, stats.

end of insert 8-7

Insert 8-11

CS University of Wisconsin System;
A general purpose revenue lapse

#) On June 30, 2001, \$728,100, is lapsed from the appropriation ^{account} under section 20.285 (1) (fj) of the statute, as created by this act, to the general fund.

CS University of Wisconsin System;
Program revenue lapse On June 30, 2001,

\$1,227,200 is lapsed from the appropriation account under section 20.285 (1) (j) of the statute, as created by this act, to the general fund.

ONote, p. 1

This draft makes the following changes:

¶ 1. Changes "animal disease diagnostic service" to "veterinary diagnostic laboratory" @

¶ 2. Places the chancellor of UW-Madison, rather than the president of the UW system, on the boards @

¶ 3. Requires that one member of the board represent the animal agriculture industry @

¶ 4. Specifies appropriation amounts for the UW appropriations @

¶ 5. Provides that the laboratory may not charge the

Division of animal health for services and modifies the fee language so that the fee for each service is not tied to the cost of providing that particular service @

¶ 6. Clarifies the language about treatment of employees

who become unclassified upon transfer to address

but may not use both procedures

Ruth Hieke's concerns and specifies that these employees may appeal using the UW's procedures or by going to the personnel commission, @

¶ 7. Authorizes DATCP to report a proposed construction or

expansion project ^{for the lab} to the building commission

¶ 9. Decreases DATCP's GPR and PR appropriations

for FY 2000-01 to reflect the transfer of the laboratories

¶ 8. Increases DATCP's PR expenditure authority for FY 1999-00 for equipment ^{and} supplies and services

¶ 10. Lapses GPR ^{in FY 2000-01} from UW's GPR appropriation

I am told that it is necessary to fully fund the 18 new positions and then lapse most of the

funding in order to ensure that the funding is

built into the ^{UW} base for the next ^{budget} biennial, while not

actually funding most of the positions in FY 2000-01

¶ 11. Eliminates ^{UN} "encumbered" from the language concerning the transfer of program revenue from DATCP to UW

UW will receive the ^{entire} balance in the appropriation and

will be responsible for paying the bills for which the funds were encumbered

¶ 12. Lapses PR in FY 2000-01 from UW's program revenue appropriations

DN, page 3

¶ 13. Authorizes the laboratory to continue to charge current fees until June 30, 2001 (so that there is enough program revenue to make the lapse described in the preceding point)

¶ The redraft does not specify which positions are unclassified. The draft increases position authority for the UW System and transfers current employees to the UW System. The employees connected with the veterinary diagnostic laboratory will be employees of the UW System. Under the statute, employees of the UW System, aside from "persons whose employment is a necessary part of their training, student assistants, and student hourly help" are classified staff or ^{are} faculty or academic staff (s. 36.05 (1), (6) and (8)). Faculty and academic staff are unclassified (s. 230.08(2)(d)). ^{My understanding is that the intent of this proposal is that} some of the employees connected with the veterinary diagnostic laboratory will be designated as academic staff, or possibly as faculty.

DN, page 4

principles and
using the ~~same~~ procedures that are used
for all UW ^{system} employees and I believe that
this draft accomplishes that intent.

RT

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3853/1dn
RCT:cmh&wlj:km

January 6, 2000

This redraft makes the following changes.

1. Changes "animal disease diagnostic service" to "veterinary diagnostic laboratory".
2. Places the chancellor of UW Madison, rather than the president of the UW System, on the board.
3. Requires that one member of the board represent the animal agriculture industry.
4. Specifies appropriation amounts for the UW appropriations.
5. Provides that the laboratory may not charge the division of animal health for services and modifies the fee language so that the fee for each service is not tied to the cost of providing that particular service.
6. Clarifies the language about treatment of employees who become unclassified upon transfer to address Ruth Hieke's concerns and specifies that these employees may appeal using the UW's procedures or by going to the personnel commission, but may not use both procedures.
7. Authorizes DATCP to report a proposed construction or expansion project for the lab to the building commission.
8. Increases DATCP's PR expenditure authority for FY 1999-00 for equipment and supplies and services.
9. Decreases DATCP's GPR and PR appropriations for FY 2000-01 to reflect the transfer of the laboratories.
10. Lapses GPR in FY 2000-01 from UW's GPR appropriation. I am told that it is necessary to fully fund the 18 new positions and then lapse most of the funding in order to ensure that the funding is built into the UW base for the next biennial budget while not actually funding most of the positions in FY 2000-01.
11. Eliminates "unencumbered" from the language concerning the transfer of program revenue from DATCP to UW. UW will receive the entire balance in the appropriation and will be responsible for paying the bills for which the funds were encumbered.
12. Lapses PR in FY 2000-01 from UW's program revenue appropriation.

13. Authorizes the laboratory to continue to charge current fees until June 30, 2001 (so that there is enough program revenue to make the lapse described in the preceding point).

The redraft does not specify which positions are unclassified. The draft increases position authority for the UW System and transfers current employes to the UW System. The employes connected with the veterinary diagnostic laboratory will be employes of the UW System. Under the statutes, employes of the UW System, aside from "persons whose employment is a necessary part of their training student assistants and student hourly help" are classified staff or are faculty or academic staff (s. 36.05 (1), (6) and (8)). Faculty and academic staff are unclassified (s. 230.08 (2) (d)). My understanding is that the intent of this proposal is that some of the employes connected with the veterinary diagnostic laboratory will be designated as academic staff, or possibly as faculty, using the principles and procedures that are used for all UW System employes and I believe that this draft accomplishes that intent.

Rebecca C. Tradewell
Managing Attorney
Phone: (608) 266-7290
E-mail: Becky.Tradewell@legis.state.wi.us

Gretschmann, Karen

From: Gretschmann, Karen
Sent: Friday, January 07, 2000 11:06 AM
To: Siroky, Clarence J DATCP
Subject: 99-3853 per your request



99-3853/1



99-3853/1 dn

*Karen Gretschmann
Program Assistant
Legal Section
Wisconsin Legislative Reference Bureau
(608) 266-3561*

1/12/00

Meeting w. Dr. Sirotek, John Torphy (UW), Bob Hanke (DOA) and several others from DATCP, DOA + UW

1. Make 20. 285(1)(j) continuing
1m. P. 3, line 7 - \$4,267,100

2. Page 4, lines 19 to 21 - Change to reflect that lab. is more a facilitator - delete "conduct" on line 20 - make it participate in. Delete "concerning animal health" on p. 4, line 21 - substitute something like "as determined by the board to be appropriate"

3. Question about fees - does p. 4, lines 22-25 authorize them to charge for test that they must send to another lab to be conducted?

4. P. 5, line 1 - before "service" add "testing or diagnostic".

5. P. 9, line 13 - allow fees to stay in place until passage of 2001-03 budget (whichever is later)

6. Page 10, line 20 - \$813,900

7. Page 10, line 23 - \$1,519,400

8. Changes concerning current employees - allow current DATCP employees who go into positions that would be unclassified to remain classified or choose to become unclassified

Tradewell, Becky

From: Siroky, Clarence J DATCP
Sent: Friday, January 14, 2000 8:33 AM
To: Tradewell, Becky
Subject: RE: Animal health laboratory draft

The language sounds ok to me. It appears to give the person the option to accept or deny the offer of unclassified service.

-----Original Message-----

From: Tradewell, Becky
Sent: Thursday, January 13, 2000 3:50 PM
To: Siroky, Clarence J DATCP
Subject: Animal health laboratory draft

Dr. Siroky,

Do you want me to produce a redraft incorporating the idea that current employees at the animal health laboratories may not be removed from the classified service after they are transferred to the University unless they agree to that action? That seems to be essentially what John Torphy was proposing yesterday. I have come up with some language that I think carries out that idea:

(5) Treatment of certain employees. Notwithstanding ss. 36.09 (1) (i), 36.13 and 36.15, when a position at the veterinary diagnostic laboratory is held by person who held a position in the classified service at the animal health laboratories at the department of agriculture, trade and consumer protection on the day before the effective date of this subsection [revisor inserts date], the position may not be designated as a position outside of the classified service without the consent of the person.

Please let me know what you think. I have no objection to you providing the language to others for review.

Becky Tradewell
Managing Attorney
Legislative Reference Bureau

1/14/00 9:45am Rev Dr. Slosky -

1. Page 2, line 17- who is a member of the Wisconsin Veterinary Medical Association.

2. Eliminate the restriction of fees covering cost of supplies, services & equipment. Say that they may charge dif. fees for in state & out of state requests.

RET



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-3853/2
RCT:cmh&wlj:km

Today, if possible

*redraft
make
run*

1999 BILL

repeal

1 AN ACT *to repeal* 93.07 (15m) and (16); and *to create* 15.915 (1), 20.285 (1) (fj),
2 20.285 (1) (j), 20.285 (1) (kg) and 36.58 of the statutes; **relating to:** animal
3 health testing and diagnosis, creating a veterinary diagnostic laboratory board
4 and making an appropriation.

participate in

Analysis by the Legislative Reference Bureau

Under current law, the department of agriculture, trade and consumer protection (DATCP) operates two laboratories that provide animal health testing and diagnostic services, one in Madison and one a regional laboratory in the city of Barron. Some of the positions for the laboratories are funded with state general purpose revenue and some are funded with program revenue from fees charged for laboratory services.

This bill transfers the animal health laboratories and their employees to the University of Wisconsin (UW) System on July 1, 2000, and creates a veterinary diagnostic laboratory board (VDLB), attached to the UW System, to oversee the laboratories. The bill authorizes 18 additional positions for the laboratories. Under the bill, all of the positions for the laboratories are funded from state general purpose revenue. The bill requires the laboratories to ~~conduct~~ research and ~~provide~~ field services, consultation services and education concerning animal health, in addition to providing testing and diagnostic services.

The bill authorizes VDLB to set fees for the services provided by the ^{in cooperation with DATCP and the UW school of veterinary medicine} laboratories. The fees must generally be designed to cover the costs of the supplies, services and equipment needed to perform services. The bill prohibits the veterinary

in the provision of

BILL

diagnostic laboratories from charging fees for ^{diagnostic and testing} services conducted for DATCP's division of animal health.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 15.915 (1) of the statutes is created to read:

2 15.915 (1) VETERINARY DIAGNOSTIC LABORATORY BOARD. (a) There is created a
3 veterinary diagnostic laboratory board attached to the University of Wisconsin
4 System under s. 15.03.

5 (b) The veterinary diagnostic laboratory board shall consist of the following
6 members:

7 1. The secretary of agriculture, trade and consumer protection or his or her
8 designee.

9 2. The chancellor of the University of Wisconsin-Madison or his or her
10 designee.

11 3. The dean of the school of veterinary medicine or his or her designee.

12 4. A veterinarian employed by the federal government, to serve at the pleasure
13 of the governor.

14 5. Five other members representing persons served by the veterinary
15 diagnostic laboratory, at least one of whom is a livestock producer, at least one of
16 whom represents the animal agriculture industry and at least one of whom is a
17 practicing veterinarian, ^{who is a member of the Wisconsin Veterinary Medical Association} appointed for 3-year terms.

18 6. The director of the veterinary diagnostic laboratory, who shall serve as a
19 nonvoting member.

BILL**SECTION 6**

1 **36.58 Veterinary diagnostic laboratory. (1) DUTIES OF THE VETERINARY**
2 **DIAGNOSTIC LABORATORY BOARD.** The veterinary diagnostic laboratory board shall do
3 all of the following:

- 4 (a) Prescribe policies for the operation of the veterinary diagnostic laboratory.
5 (b) Develop biennial budget requests for the veterinary diagnostic laboratory.
6 (c) In accordance with sub. (3), set fees for services provided by the veterinary
7 diagnostic laboratory.

8 **(2) DUTIES OF THE VETERINARY DIAGNOSTIC LABORATORY.** The veterinary
9 diagnostic laboratory shall do all of the following:

10 (a) Operate a laboratory that does all of the following:

11 1. Provides testing and diagnostic services for all types of animals in this state,
12 with emphasis on services for farm animals.

13 2. Provides the diagnostic services necessary to meet the requirements for
14 accreditation by the American Association of Veterinary Laboratory Diagnosticians.

15 3. Provides the testing and diagnostic services needed by the department of
16 agriculture, trade and consumer protection to discharge the department's
17 responsibilities related to disease control and animal health.

18 (b) Maintain a regional laboratory in the city of Barron.

19 (c) In cooperation with the school of veterinary medicine and the department
20 of agriculture, trade and consumer protection, ^{participate in} ~~conduct~~ research and ^{in the provision of} ~~provide~~ field
21 services, consultation services and education concerning animal health. ^{as determined}

22 **(3) FEES.** (a) Except as provided in pars. (b) to (d), ^{to be appropriate by the veterinary diagnostic laboratory board} the veterinary diagnostic
23 laboratory shall charge fees for testing and diagnostic services ^{PL and (c.)} ~~that are designed to~~
24 ~~cover the costs of supplies, services and equipment needed to provide the testing and~~
25 ~~diagnostic services for which it charges fees.~~

SECTION 6

BILL

testing or diagnostic

1 (b) The veterinary diagnostic laboratory may not charge a fee for any service
2 conducted for the subunit of the department of agriculture, trade and consumer
3 protection that is responsible for animal health or for the subunit of the federal
4 department of agriculture that is responsible for animal health.

5 (c) The veterinary diagnostic laboratory board may identify services that are
6 necessary to protect human health and safety for which the veterinary diagnostic
7 laboratory may not charge fees.

8 ~~(d) For services requested by persons outside of this state, the veterinary
9 diagnostic laboratory may charge fees that are based on all of the costs of providing
10 the services.~~

11 (3m) APPOINTMENT OF DIRECTOR. After consultation with the veterinary
12 diagnostic laboratory board, the chancellor of the University of Wisconsin-Madison
13 shall appoint an individual who has received the degree of doctor of veterinary
14 medicine as the director of the veterinary diagnostic laboratory.

15 (4) SUBMISSION OF BUDGET. Notwithstanding s. 15.03, the board of regents of the
16 University of Wisconsin System shall process and forward to the department of
17 administration all personnel and biennial budget requests of the veterinary
18 diagnostic laboratory board without change.

*Insert
5-18*

19 (5) TREATMENT OF CERTAIN EMPLOYEES. (a) Notwithstanding s. 230.08(2)(d), the
20 persons holding positions in the classified service at the animal health laboratories
21 at the department of agriculture, trade and consumer protection on the day before
22 the effective date of this paragraph [revisor inserts date], who have achieved
23 permanent status in class before that date and who are designated as faculty or
24 academic staff upon their transfer to the veterinary diagnostic laboratory, shall
25 retain, while serving in the unclassified service at the veterinary diagnostic

BILL

1 laboratory, those protections afforded employees in the classified service under ss.
2 230.34 (1) (a) and 230.44 (1) (c) relating to demotion, suspension, discharge, layoff
3 or reduction in base pay. These persons shall also have reinstatement privileges to
4 the classified service as provided under s. 230.33 (1). If one of these persons is given
5 an academic staff appointment for a term, the person has the right to have the
6 appointment renewed at the end of the term unless there is just cause for failure to
7 renew the appointment. The persons holding positions in the classified service at the
8 animal health laboratories at the department of agriculture, trade and consumer
9 protection on the day before the effective date of this paragraph [revisor inserts
10 date], who have not achieved permanent status in class on that date and who are
11 designated as faculty or academic staff upon their transfer to the veterinary
12 diagnostic laboratory are eligible to receive the protections, privileges and rights
13 preserved under this paragraph if they successfully complete service equivalent to
14 the probationary period required in the classified service for the position that they
15 hold on that date.

16 (b) If a person alleges that the protections, privileges or rights preserved under
17 par. (a) have been violated, the person may seek review using the procedures under
18 s. 36.13 (5) or 36.15 (3), as applicable, or under s. 230.44, but may not use both
19 procedures.

20 SECTION 7. 93.07 (15m) and (16) of the statutes are repealed.

21 SECTION 8. **Nonstatutory provisions.**

22 (1) ^{Facility} ~~FACULTY~~ PLANNING. Notwithstanding section 13.48 (4) of the statutes, the
23 department of agriculture, trade and consumer protection may report a proposed
24 project for the construction or expansion of a facility in Madison for the veterinary
25 diagnostic laboratory to the building commission at any time during the 1999-01

BILL

1 fiscal biennium and may request the building commission to allocate moneys from
2 the appropriation under section 20.867 (2) (r) of the statutes for planning for that
3 project.

4 (2) POSITION AUTHORIZATION; UNIVERSITY OF WISCONSIN SYSTEM. The authorized
5 FTE positions for the University of Wisconsin System are increased by 80.5 GPR
6 positions on July 1, 2000, to be funded from the appropriation under section 20.115
7 (1) (f) of the statutes, as created by this act, for the veterinary diagnostic laboratory.

8 (3) INITIAL APPOINTMENTS TO VETERINARY DIAGNOSTIC LABORATORY BOARD.
9 Notwithstanding the length of terms specified in section 15.915 (1) (b) 5. of the
10 statutes, as created by this act, the governor shall appoint the initial members of the
11 board under that provision for the following terms:

12 (a) One member for a term expiring on May 1, 2002.

13 (b) Two members for a term expiring on May 1, 2003.

14 (c) Two members for terms expiring on May 1, 2004.

15 (4) TRANSFER OF LABORATORIES.

16 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
17 liabilities of the department of agriculture, trade and consumer protection primarily
18 related to the functions of the animal health laboratories, as determined by the
19 secretary of administration, shall become the assets and liabilities of the University
20 of Wisconsin System.

21 (b) *Employe transfers.* On the effective date of this paragraph, all incumbent
22 employes holding positions in the department of agriculture, trade and consumer
23 protection that are primarily related to the animal health laboratories are
24 transferred to the University of Wisconsin System.

BILL

1 (c) *Employe status.* Employes transferred under paragraph (b), ~~except for~~
2 ~~employees to which section 26.58 (5) (a) of the statutes, as created by this act, applies,~~
3 have all the rights and the same status under subchapter V of chapter 111 and
4 chapter 230 of the statutes in the University of Wisconsin System that they enjoyed
5 in the department of agriculture, trade and consumer protection immediately before
6 the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe so
7 transferred who has attained permanent status in class is required to serve a
8 probationary period.

9 (d) *Tangible personal property.* On the effective date of this paragraph, all
10 tangible personal property, including records, of the department of agriculture, trade
11 and consumer protection that is primarily related to the functions of the animal
12 health laboratories, as determined by the secretary of administration, is transferred
13 to the University of Wisconsin System.

14 (e) *Pending matters.* Any matter pending with the department of agriculture,
15 trade and consumer protection on the effective date of this paragraph that is
16 primarily related to the animal health laboratories, as determined by the secretary
17 of administration, is transferred to the University of Wisconsin System. All
18 materials submitted to or actions taken by the department of agriculture, trade and
19 consumer protection with respect to the pending matter are considered as having
20 been submitted to or taken by the University of Wisconsin System.

21 (f) *Contracts.* All contracts entered into by the department of agriculture, trade
22 and consumer protection in effect on the effective date of this paragraph that are
23 primarily related to the functions of the animal health laboratories, as determined
24 by the secretary of administration, remain in effect and are transferred to the
25 University of Wisconsin System. The University of Wisconsin System shall carry out

BILL

1 any obligations under those contracts unless modified or rescinded by the University
2 of Wisconsin System to the extent allowed under the contract.

3 (g) *Rules and orders.* All rules promulgated by the department of agriculture,
4 trade and consumer protection in effect on the effective date of this paragraph that
5 are primarily related to the animal health laboratories remain in effect until their
6 specified expiration date or until amended or repealed by the veterinary diagnostic
7 laboratory board. All orders issued by the department of agriculture, trade and
8 consumer protection in effect on the effective date of this paragraph that are
9 primarily related to the animal health laboratories remain in effect until their
10 specified expiration date or until modified or rescinded by the veterinary diagnostic
11 laboratory board.

12 (5) FEES. Notwithstanding section 36.58 ^{(1)(c)} of the statutes, as created by
13 this act, from July 1, 2000, to ^{the day after publication of the 2001-03 biennial budget act or} July 1, 2001, ^{whichever is later,} the fee charged by the veterinary
14 diagnostic laboratory for a service may be equal to the fee established under section
15 93.07 (15m) or (16m), 1997 stats., for that service that is in effect on the day before
16 the effective date of this subsection.

17 **SECTION 9. Appropriation changes; agriculture, trade and consumer**
18 **protection.**

19 (1) LABORATORY TRANSFER; GENERAL PROGRAM REVENUE DECREASE. In the schedule
20 under section 20.005 (3) of the statutes for the appropriation to the department of
21 agriculture, trade and consumer protection under section 20.115 ⁽²⁾ (a) of the
22 statutes, as affected by the acts of 1999, the dollar amount is decreased by \$1,733,800
23 for fiscal year 2000-01 to reflect the transfer of the animal health laboratories to the
24 University of Wisconsin System and to decrease the authorized FTE positions of the
25 department by 25.5 GPR positions related to the laboratories.

BILL**SECTION 9**

1 (2) LABORATORY EQUIPMENT AND SUPPLIES AND SERVICES. In the schedule under
2 section 20.005 (3) of the statutes for the appropriation to the department of
3 agriculture, trade and consumer protection under section 20.115 (2) (g) of the
4 statutes, as affected by the acts of 1999, the dollar amount is increased by \$520,000
5 for fiscal year 1999-00 to increase funding for equipment and supplies and services
6 related to the animal health laboratories.

7 (3) LABORATORY TRANSFER; PROGRAM REVENUE DECREASE. In the schedule under
8 section 20.005 (3) of the statutes for the appropriation to the department of
9 agriculture, trade and consumer protection under section 20.115 (2) (g) of the
10 statutes, as affected by the acts of 1999, the dollar amount is decreased by \$2,903,700
11 for fiscal year 2000-01 to reflect the transfer of the animal health laboratories to the
12 University of Wisconsin System and to decrease the authorized FTE positions of the
13 department by 4.0 PR project positions and 33 PR positions related to the
14 laboratories.

15 (4) PROGRAM REVENUE TRANSFER. The balance in the appropriation account
16 under section 20.115 (2) (g) of the statutes on June 30, 2000, is transferred to the
17 appropriation account under section 20.285 (1) (j) of the statutes, as created by this
18 act.

19 (5) UNIVERSITY OF WISCONSIN SYSTEM; GENERAL PURPOSE REVENUE LAPSE. On June
20 30, 2001, ~~\$728,100~~^{\$813,900} is lapsed from the appropriation account under section 20.285 (1)
21 (f) of the statutes, as created by this act, to the general fund.

22 (6) UNIVERSITY OF WISCONSIN SYSTEM; PROGRAM REVENUE LAPSE. On June 30,
23 2001, ~~\$1,227,200~~^{\$1,519,400} is lapsed from the appropriation account under section 20.285 (1)
24 (j) of the statutes, as created by this act, to the general fund.

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3853/2ins
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5-18

(5) TREATMENT OF CERTAIN EMPLOYES. Notwithstanding ss. 36.09 (1) (i), 36.13 and 36.15, when a position at the veterinary diagnostic laboratory is held by person who held a position in the classified service at the animal health laboratories at the department of agriculture, trade and consumer protection on the day before the effective date of this subsection ... [revisor inserts date], the position may not be designated as a position outside of the classified service without the consent of the person.

(END
OF
INSERT)