

investment companies; and all personal representatives, guardians, trustees, and other fiduciaries may legally invest any sinking funds, moneys, or other funds belonging to them or within their control.

279.21 Reports and records. (1) The authority shall keep an accurate account of all of its activities and of all of its receipts and expenditures, and shall annually in January make a report of its activities, receipts, and expenditures to the governor and to the chief clerk of each house of the legislature, for distribution to the legislature under s. 13.172 (2). The reports shall be in a form approved by the state auditor. The state auditor may investigate the affairs of the authority, may examine the property and records of the authority, and may prescribe methods of accounting and the rendering of periodical reports in relation to activities undertaken by the authority.

(2) The authority, annually on January 15, shall file with the department of administration and the joint legislative council a complete and current listing of all forms, reports, and papers required by the authority to be completed by any person, other than a governmental body, as a condition of obtaining the approval of the authority or for any other reason. The authority shall attach a blank copy of each such form, report, or paper to the listing.

SECTION 3074. 281.59 (3e) (b) 1. and 3. of the statutes are amended to read:

281.59 (3e) (b) 1. Equal to \$109,600,000 ~~\$114,700,000~~ during the ~~2005-07~~ 2007-09 biennium.

3. Equal to \$1,000 for any biennium after the ~~2005-07~~ 2007-09 biennium.

SECTION 3075. 281.59 (3m) (b) 1. and 2. of the statutes are amended to read:

281.59 (3m) (b) 1. Equal to \$2,700,000 during the ~~2005-07~~ 2007-09 biennium.

2. Equal to \$1,000 for any biennium after the ~~2005-07~~ 2007-09 biennium.

SECTION 3076. 281.59 (3s) (b) 1. and 2. of the statutes are amended to read:

281.59 (3s) (b) 1. Equal to ~~\$12,800,000~~ \$13,400,000 during the ~~2005-07~~ 2007-09 biennium.

2. Equal to \$1,000 for any biennium after the ~~2005-07~~ 2007-09 biennium.

SECTION 3077. 281.59 (4) (b) of the statutes is amended to read:

281.59 (4) (b) The department of administration may, under s. 18.561 or 18.562, deposit in a separate and distinct fund in the state treasury or in an account maintained by a trustee outside the state treasury, any portion of the revenues derived under s. 25.43 (1). The revenues deposited with a trustee outside the state treasury are the trustee's revenues in accordance with the agreement between this state and the trustee or in accordance with the resolution pledging the revenues to the repayment of revenue obligations issued under this subsection and to make payments under an agreement or ancillary arrangement

entered into under s. 18.55 (6) with respect to revenue obligations issued under this subsection.

SECTION 3078. 281.59 (4) (f) of the statutes is amended to read:

281.59 (4) (f) Revenue obligations may be contracted by the building commission when it reasonably appears to the building commission that all obligations incurred under this subsection, and all payments under an agreement or ancillary arrangement entered into under s. 18.55 (6) with respect to revenue obligations issued under this subsection, can be fully paid on a timely basis from moneys received or anticipated to be received. Revenue obligations issued under this subsection for the clean water fund program shall not exceed \$1,645,955,000 \$1,984,100,000 in principal amount, excluding obligations issued to refund outstanding revenue obligation notes.

SECTION 3079. 281.65 (4e) of the statutes is created to read:

281.65 (4e) (a) A governmental unit may request funding under this subsection for a project to implement best management practices for animal waste management at an animal feeding operation for which the department has issued a notice of discharge under ch. 283.

(b) The department may grant a request under par. (a) if it determines that providing funding under this subsection is necessary to protect fish and aquatic life.

(c) Subsection (8) (d) does not apply to a grant under this subsection.

SECTION 3080. 281.65 (8) (f) of the statutes is amended to read:

281.65 (8) (f) A cost-sharing grant shall equal the percentage of the cost of implementing the best management practice that is determined by the governmental unit submitting the application under sub. (4c) (a) or (4e) (a) and is approved by the board, except as provided under pars. (gm) and (jm) and except that a cost-sharing grant may not exceed 70% of the cost of implementing the best management practice.

SECTION 3081. 281.65 (8) (gm) of the statutes is amended to read:

281.65 (8) (gm) The governmental unit submitting the application under sub. (4c) (a) or (4e) (a) shall exceed the limit under par. (f) in cases of economic hardship, as defined by the department by rule.

SECTION 3081pb. 281.75 (title) of the statutes is amended to read:

281.75 (title) Compensation for well contamination and abandonment.

SECTION 3081pc. 281.75 (1) (h) of the statutes is amended to read:

281.75 (1) (h) "Well," if not followed by the words, "subject to abandonment," means an excavation or opening in the ground made by boring, drilling or driving for the purpose of obtaining a supply of groundwater. "Well" does not include dug wells.

SECTION 3081pd. 281.75 (1) (i) of the statutes is created to read:

281.75 (1) (i) "Well subject to abandonment" means a well that is required to be abandoned under s. NR 812.26 (2) (a), Wis. Adm. Code, or that the department may require to be abandoned under s. NR 812.26 (2) (b), Wis. Adm. Code.

SECTION 3081pe. 281.75 (2) (f) of the statutes is created to read:

281.75 (2) (f) Establish requirements for the filling and sealing of wells subject to abandonment.

SECTION 3081pf. 281.75 (3) (a) of the statutes is renumbered 281.75 (3) and amended to read:

281.75 (3) ~~WELLS FOR WHICH A CLAIM MAY BE SUBMITTED; SUNSET DATE.~~ A claim may be submitted for a private water supply which, at the time of submitting the claim, is contaminated or for a well subject to abandonment.

SECTION 3081pg. 281.75 (3) (b) of the statutes is repealed.

SECTION 3081ph. 281.75 (4) (a) of the statutes is amended to read:

281.75 (4) (a) Except as provided under par. (b), a landowner or lessee of property on which is located a contaminated private water supply or a well subject to abandonment, or the spouse, dependent, heir, assign or legal representative of the landowner or lessee, may submit a claim under this section.

SECTION 3081pi. 281.75 (4m) (a) of the statutes is amended to read:

281.75 (4m) (a) In order to be eligible for an award under this section, the annual family income of the landowner or lessee of property on which is located a contaminated water supply or a well subject to abandonment may not exceed \$65,000.

SECTION 3081pj. 281.75 (5) (b) 1. of the statutes is amended to read:

281.75 (5) (b) 1. Test results which show that the private water supply is contaminated, as defined under sub. (1) (b) 1. or 2., ~~or~~ information to show that the private water supply is contaminated as defined under sub. (1) (b) 3., or information to show that the well is a well subject to abandonment;

SECTION 3081pk. 281.75 (5) (b) 2. of the statutes is amended to read:

281.75 (5) (b) 2. ~~Any~~ If the claim is based on a contaminated private water supply, any information available to the claimant regarding possible sources of contamination of the private water supply; and

SECTION 3081pL. 281.75 (5) (d) 1. of the statutes is amended to read:

281.75 (5) (d) 1. Enter the property where the private water supply or well subject to abandonment is located during normal business hours and conduct any investigations or tests necessary to verify the claim; and

SECTION 3081pm. 281.75 (5) (d) 2. of the statutes is amended to read:

281.75 (5) (d) 2. ~~Cooperate~~ If the claim is based on a contaminated private water supply, cooperate with the state in any administrative, civil or criminal action involving a person or activity alleged to have caused the private water supply to become contaminated.

SECTION 3081pn. 281.75 (5) (e) of the statutes is amended to read:

281.75 (5) (e) The department shall consolidate claims if more than one claimant submits a claim for the same private water supply or for the same well subject to abandonment.

SECTION 3081pq. 281.75 (7) (a) of the statutes is amended to read:

281.75 (7) (a) If the department finds that the claimant meets all the requirements of this section and rules promulgated under this section and that the private water supply is contaminated or that the well is a well subject to abandonment, the department shall issue an award. The award may not pay more than 75% of the eligible costs. The award may not pay any portion of eligible costs in excess of \$12,000.

SECTION 3081pr. 281.75 (7) (c) 1. of the statutes is amended to read:

281.75 (7) (c) 1. ~~The~~ If the claim is based on a contaminated private water supply, the cost of obtaining an alternate water supply;

SECTION 3081ps. 281.75 (7) (c) 2. (intro.) of the statutes is amended to read:

281.75 (7) (c) 2. (intro.) ~~The~~ If the claim is based on a contaminated private water supply, the cost of any one of the following:

SECTION 3081pt. 281.75 (7) (c) 3. of the statutes is amended to read:

281.75 (7) (c) 3. The cost of abandoning a contaminated private water supply, if a new private water supply is constructed ~~or~~, if connection to a public or private water supply is provided, or if the claim is based on a well subject to abandonment;

SECTION 3081pu. 281.75 (7) (c) 4. of the statutes is amended to read:

281.75 (7) (c) 4. The cost of obtaining 2 tests to show that the private water supply was contaminated if the claim is based on a contaminated private water supply and the cost of those tests was originally paid by the claimant;

SECTION 3081pv. 281.75 (7) (c) 5. of the statutes is amended to read:

281.75 (7) (c) 5. ~~Purchasing~~ The cost of purchasing and installing a pump, if the claim is based on a contaminated private water supply and a new pump is necessary for the new or reconstructed private water supply; and

SECTION 3081pw. 281.75 (7) (c) 6. of the statutes is amended to read:

281.75 (7) (c) 6. Relocating If the claim is based on a contaminated private water supply, the cost of relocating pipes, as necessary, to connect the replacement water supply to the buildings served by it.

SECTION 3081px. 281.75 (7) (c) 7. of the statutes is amended to read:

281.75 (7) (c) 7. If the claim is based on a contaminated water supply that is eligible under sub. (11) (ae), the cost of properly abandoning any improperly abandoned private water supply located on the property owned or leased by the claimant.

SECTION 3081py. 281.75 (8) (intro.) of the statutes is renumbered 281.75 (8) and amended to read:

281.75 (8) **COPAYMENT.** The department shall require a payment by the claimant equal to the total of the following: copayment of \$250 unless the claim is solely for well abandonment.

SECTION 3081pz. 281.75 (8) (a) and (b) of the statutes are repealed.

SECTION 3081qb. 281.75 (11) (a) 4. of the statutes is amended to read:

281.75 (11) (a) 4. ~~One~~ If the claim is based on a contaminated private water supply, one or more of the contaminants upon which the claim is based was introduced into the well through the plumbing connected to the well.

SECTION 3081qc. 281.75 (11) (a) 5. of the statutes is amended to read:

281.75 (11) (a) 5. ~~One~~ If the claim is based on a contaminated private water supply, one or more of the contaminants upon which the claim is based was introduced into the well intentionally by a claimant or a person who would be directly benefited by payment of the claim.

SECTION 3081qd. 281.75 (11) (a) 6. of the statutes is amended to read:

281.75 (11) (a) 6. ~~All~~ If the claim is based on a contaminated private water supply, all of the contaminants upon which the claim is based are naturally occurring substances and the concentration of the contaminants in water produced by the well does not significantly exceed the background concentration of the contaminants in groundwater at that location.

SECTION 3081qe. 281.75 (11) (a) 7. of the statutes is amended to read:

281.75 (11) (a) 7. Except as provided in sub. (14), an award has been made under this section within the previous 10 years for the parcel of land where the private water supply is located and the claim is based on a contaminated private water supply.

SECTION 3081qf. 281.75 (11) (a) 8. of the statutes is amended to read:

281.75 (11) (a) 8. ~~A-~~ If the claim is based on a contaminated private water supply, the contaminated private water supply is a residential water supply, is contaminated by bacteria or nitrates or both, and is not contaminated by any other substance, except as provided in par. (ae).

SECTION 3081qg. 281.75 (11) (a) 9. of the statutes is amended to read:

281.75 (11) (a) 9. ~~A-~~ If the claim is based on a contaminated private water supply, the contaminated private water supply is a livestock water supply, is contaminated by bacteria, and is not contaminated by any other substance.

SECTION 3081qh. 281.75 (11) (b) (title) of the statutes is amended to read:

281.75 (11) (b) (title) *Limits on awards for contaminated wells; purposes.*

SECTION 3081qi. 281.75 (11) (d) (title) of the statutes is amended to read:

281.75 (11) (d) (title) *Limits on awards for contaminated wells; amount.*

SECTION 3081qj. 281.75 (17) (a) of the statutes is amended to read:

281.75 (17) (a) A claim based on a contaminated private water supply may be submitted irrespective of the time when the contamination is or could have been discovered in the private water supply. A claim may be submitted for contamination which commenced before May 11, 1984, and continues at the time a claim is submitted under this section.

SECTION 3082. 281.87 of the statutes is created to read:

281.87 Great Lakes contaminated sediment removal. The department may expend funds from the appropriation under s. 20.866 (2) (ti) to pay a portion of the costs of a project to remove contaminated sediment from Lake Michigan or Lake Superior or a tributary of Lake Michigan or Lake Superior if federal funds are provided for the project under 33 USC 1268 (c) (12).

SECTION 3082e. 285.14 (2) of the statutes is amended to read:

285.14 (2) **REVIEW BY STANDING COMMITTEES.** At least 60 days before the department is required to submit a state implementation plan to the federal environmental protection agency, the department shall prepare, and provide to the standing committees of the legislature with jurisdiction over environmental matters, under s. 13.172 (3) a report that describes the proposed plan and contains all of the supporting documents that the department intends to submit with the plan. The department shall also submit to the ~~revisor of statutes~~ legislative reference bureau for publication in the administrative register a notice of availability of the report. If, within 30 days after the department provides the report, the chairperson of a standing committee to which the report was provided submits written comments on the report to the department, the secretary shall respond to the chairperson in writing within 15 days of receipt of the comments. This subsection does not apply to a modification to a state implementation plan relating to an individual source.

SECTION 3082r. 285.23 (6) of the statutes is amended to read:

285.23 (6) REPORT TO STANDING COMMITTEES. Before the department issues documents under sub. (2) and at least 60 days before the governor is required to make a submission on a nonattainment designation under 42 USC 7407 (d) (1) (A), the department shall prepare, and provide to the standing committees of the legislature with jurisdiction over environmental matters under s. 13.172 (3), a report that contains a description of any area proposed to be identified as a nonattainment area and supporting documentation. The department shall also submit to the ~~revisor of statutes~~ legislative reference bureau for publication in the administrative register a notice of availability of the report. If, within 30 days after the department submits the report, the chairperson of a standing committee to which the report was provided submits written comments on the report to the department, the secretary shall respond to the chairperson in writing within 15 days of receipt of the comments.

SECTION 3083. 285.30 (5) (a) of the statutes is amended to read:

285.30 (5) (a) A motor vehicle of a model year of 1967 1995 or earlier.

SECTION 3084. 285.30 (5) (b) of the statutes is amended to read:

285.30 (5) (b) A motor vehicle ~~with of a model year of 2006 or earlier that has a gross vehicle weight rating exceeding 40,000~~ 8,500 pounds, as determined by the manufacturer of the vehicle, and a motor vehicle of a model year of 2007 or later that has a gross vehicle weight rating exceeding 14,000 pounds, as determined by the manufacturer of the vehicle.

SECTION 3085. 285.30 (5) (d) of the statutes is amended to read:

285.30 (5) (d) A motor vehicle of a model year of 2006 or earlier that is powered by diesel fuel.

SECTION 3086k. 287.26 of the statutes is amended to read:

287.26 Business waste reduction and recycling assistance. The department may contract with a non-profit organization for services to assist businesses to reduce the amount of solid waste generated or to reuse or recycle solid waste. In any contract under this section, the department shall include goals and objectives, methods to measure progress toward the goals and objectives, and a schedule for reporting to the department on the use of funds and progress toward the goals and objectives. The department may not provide more than \$250,000 annually under this section to any nonprofit organization.

SECTION 3086p. 287.31 (6) of the statutes is amended to read:

287.31 (6) USE OF REVENUES. The newspaper recycling fees collected under sub. (5) shall be deposited in the recycling and renewable energy fund under s. 25.49.

SECTION 3087. 289.43 (7) (e) 3. of the statutes is amended to read:

289.43 (7) (e) 3. All fees collected under this paragraph shall be credited to the ~~appropriations~~ appropriation under s. 20.370 (2) (dg) ~~and (9) (mj)~~.

SECTION 3088. 289.645 (3) of the statutes is amended to read:

289.645 (3) AMOUNT OF RECYCLING FEE. The fee imposed under this section is ~~\$3~~ \$4 per ton for all solid waste other than high-volume industrial waste.

SECTION 3088d. 289.645 (6) of the statutes is amended to read:

289.645 (6) USE OF RECYCLING FEES. The fees collected under sub. (2) shall be deposited in the recycling and renewable energy fund.

SECTION 3089. 289.67 (1) (cp) of the statutes is amended to read:

289.67 (1) (cp) *Amount of environmental repair fee.* Notwithstanding par. (cm) and except as provided under par. (d), the environmental repair fee imposed under par. (a) is ~~30~~ 50 cents per ton for solid or hazardous waste, other than high-volume industrial waste, disposed of ~~on or after January 1, 1988, but before July 1, 1989, and 50 cents per ton disposed of on or after July 1, 1989~~ before the first day of the first month beginning after the effective date of this paragraph [revisor inserts date], and \$1.60 per ton disposed of on or after the first day of the first month beginning after the effective date of this paragraph [revisor inserts date].

SECTION 3090. 289.67 (1) (h) of the statutes is amended to read:

289.67 (1) (h) *Use of environmental repair fee.* The fees collected under par. (b) shall be credited to the environmental fund ~~for environmental management.~~

SECTION 3091. 291.15 (2) (d) of the statutes is amended to read:

291.15 (2) (d) *Use of confidential records.* Except as provided under par. (c) and this paragraph the department or the department of justice may use records and other information granted confidential status under this subsection only in the administration and enforcement of this chapter. The department or the department of justice may release for general distribution records and other information granted confidential status under this subsection if the owner or operator expressly agrees to the release. The department or the department of justice may release on a limited basis records and other information granted confidential status under this subsection if the department or the department of justice is directed to take this action by a judge or hearing examiner under an order which protects the confidentiality of the records or other information. The department or the department of justice may release to the U.S. environmental protection agency or its authorized representative records and other information granted confidential status under this subsection if the department or the department of justice includes in each release of records or other information a request to

the U.S. environmental protection agency or its authorized representative to protect the confidentiality of the records or other information. The department or the department of justice shall provide to the department of workforce development children and families or a county child support agency under s. 59.53 (5) the name and address of an individual, the name and address of the individual's employer and financial information related to the individual that is contained in records or other information granted confidential status under this subsection if requested under s. 49.22 (2m) by the department of workforce development children and families or a county child support agency under s. 59.53 (5).

SECTION 3092. 291.97 (3) of the statutes is created to read:

291.97 (3) **COST RECOVERY.** In addition to the penalties provided under subs. (1) and (2), the court may award the department of justice the reasonable and necessary expenses of the investigation and prosecution of the violation, including attorney fees and the costs of performing monitoring. The department of justice shall deposit in the state treasury for deposit into the general fund all moneys that the court awards to the department or the state under this paragraph. The costs of investigation and the expenses of prosecution, including attorney fees, shall be credited to the appropriation account under s. 20.455 (1) (gh).

SECTION 3093. 292.11 (7) (d) 1m. b. of the statutes is amended to read:

292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the area consists of 2 or more properties affected by a contiguous region of groundwater contamination or contains 2 or more properties that are brownfields, as defined in s. ~~560.60 (1v)~~ 560.13 (1) (a).

SECTION 3094. 292.255 of the statutes is amended to read:

292.255 Report on brownfield efforts. The department of natural resources, the department of administration, and the department of commerce shall submit a report evaluating the effectiveness of this state's efforts to remedy the contamination of, and to redevelop, brownfields, as defined in s. ~~560.60 (1v)~~ 560.13 (1) (a).

SECTION 3094h. 292.68 of the statutes is created to read:

292.68 Reimbursement for disposal of PCB contaminated sediment. (1) **DEFINITIONS.** In this section:

(a) "Disposal costs" means the costs of transporting PCB contaminated sediment to a hazardous waste disposal facility, the fees for disposing of the PCB contaminated sediment in the hazardous waste disposal facility, and the cost of any permits that an applicant is required to obtain in order to transport and dispose of the PCB contaminated sediment.

(b) "PCB contaminated sediment" means sediment that contains polychlorinated biphenyls in a concentra-

tion of 50 parts per million or greater and that is dredged from the bed or bank of a navigable water in this state.

(2) **PROGRAM.** The department shall administer a program to provide reimbursement to certain responsible parties for a portion of costs incurred for disposing of PCB contaminated sediment at an out-of-state hazardous waste disposal facility, as provided in this section.

(3) **ELIGIBLE PERSON.** A person is eligible for the program under this section if the person is a responsible party, under s. 292.11 or 42 USC 9601 to 9675, for the remediation of PCB contaminated sediment or has entered into a consent decree with the department or the federal environmental protection agency under which the person undertakes the remediation of PCB contaminated sediment.

(4) **APPLICATION.** A person may seek reimbursement under this section by submitting an application to the department that contains all of the following:

(a) Test results that show that the sediment on which the application is based contains polychlorinated biphenyls in a concentration of 50 parts per million or greater.

(b) Documentation showing that the applicant is an eligible person under sub. (3).

(c) Documentation showing that the PCB contaminated sediment was transported to and disposed of at a licensed hazardous waste disposal facility outside of this state and that disposal occurred on or after May 1, 2007.

(d) Documentation showing the disposal costs, including information concerning the length and other terms of any contract for the disposal of the PCB contaminated sediment, and showing any other costs that the department determines to be reasonably necessary and attributable to the out-of-state disposal.

(e) An estimate, in accordance with sub. (5), of what the disposal costs would be using a facility in this state that is approved for the disposal of sediment that contains polychlorinated biphenyls in a concentration of 50 parts per million or greater.

(5) **ESTIMATE OF IN-STATE DISPOSAL COSTS.** (a) If there is a facility in this state that is approved for the disposal of sediment that contains polychlorinated biphenyls in a concentration of 50 parts per million or greater, an applicant shall make the estimate required by sub. (4) (e) using the disposal costs for that facility.

(b) Except as provided in par. (c), if there is no facility in this state that is approved for the disposal of sediment that contains polychlorinated biphenyls in a concentration of 50 parts per million or greater, an applicant shall make the estimate required by sub. (4) (e) in one of the following ways:

1. Based on the costs of disposing of PCB contaminated sediment at facilities in other states, other than the facility that the applicant uses for disposal of the contaminated sediments, that are comparable to a facility that, if constructed in this state, would meet the applicable state

and federal requirements for the disposal of sediment that contains polychlorinated biphenyls in a concentration of 50 parts per million or greater.

2. Based on the costs of constructing and operating a facility in this state that would meet the applicable state and federal requirements for the disposal of sediment that contains polychlorinated biphenyls in a concentration of 50 parts per million or greater.

(c) If there is no facility in this state that is approved for the disposal of sediment that contains polychlorinated biphenyls in a concentration of 50 parts per million or greater and if the department has accepted, within 2 years of the date that an applicant submits an application, an estimate required by sub. (4) (e) using the method under par. (b) 1., the applicant may use that estimate to satisfy sub. (4) (e).

(d) If an applicant is required to make an estimate under par. (b), the applicant shall include in the application an explanation of the method used to estimate the cost of transporting the PCB contaminated sediment to a facility in this state.

(6) NOTIFICATION OF COMPLETENESS. When the department receives an application under sub. (4), the department shall notify the claimant whether the application is complete and, if the application is not complete, the information that the applicant must submit to complete the application.

(7) DECISION ON APPLICATION. (a) Subject to pars. (b) and (c), the department shall approve a complete application that complies with sub. (4) and the rules promulgated under sub. (11) if the department determines that the disposal costs incurred by the applicant and any other costs that the department determines to be reasonably necessary and attributable to the out-of-state disposal exceed what the disposal costs would be using a facility in this state that meets the applicable state and federal requirements for the disposal of sediment that contains polychlorinated biphenyls in a concentration of 50 parts per million or greater.

(b) The department may only approve reimbursement for costs incurred on or after the first day of the 24th month before the month in which the application is submitted.

(c) The department shall deny an application if the department determines that the application is fraudulent.

(8) REIMBURSEMENT. (a) Except as provided in par. (b), if the department approves an application under sub. (4), the department shall, within 60 days of receiving the complete application, pay the applicant an amount equal to 95 percent of the amount by which the sum of the approved costs exceeds what the disposal costs would be using a facility in this state that meets the applicable state and federal requirements for the disposal of sediment that contains polychlorinated biphenyls in a concentration of 50 parts per million or greater.

(b) If the amount determined under par. (a) exceeds the amount available in the appropriation account under 20.370 (6) (ev), the department shall pay the excess when additional funds become available.

(9) REVIEW OF DECISION. (a) No later than the 30th day after the day on which the department approves or denies an application under sub. (4), the applicant may submit a petition for reconsideration to the secretary. The secretary shall issue a decision on whether to grant the petition no later than the 20th day after the day on which the applicant submits the petition. If the secretary grants the petition, the secretary shall meet with the applicant and employees of the department and shall issue a decision on the reconsideration no later than the 30th day after the day of the meeting.

(b) No later than the 30th day after the day on which the department approves or denies an application under sub. (4) or, if the applicant petitioned for reconsideration under par. (a), no later than the 30th day after the day on which the secretary denied the petition or issued a decision on reconsideration, the applicant may request a contested case hearing under ch. 227.

(c) No later than the 30th day after the day on which the department approves or denies an application under sub. (4) or, if the applicant petitioned for reconsideration under par. (a), no later than the 30th day after the day on which the secretary denied the petition or issued a decision on reconsideration, or, if the applicant requested a contested case hearing under ch. 227, no later than the 30th day after the day on which the final decision on the contested case is issued, an applicant may petition for judicial review of the department's decision on the application.

(10) EFFECT OF PROGRAM. (a) The availability of reimbursement under this section is not a bar to any other statutory or common law remedy for a responsible party to recover costs of disposing of PCB contaminated sediment. A responsible party is not required to seek reimbursement under this section before seeking any other statutory or common law remedy.

(b) Findings and conclusions under this section are not admissible in any civil action.

(11) RULES. The department shall promulgate rules specifying procedures for the submission, review, and approval of claims under this section.

SECTION 3095. 299.07 (1) (am) 1. of the statutes is amended to read:

299.07 (1) (am) 1. If an individual who applies for the issuance or renewal of a license, registration or certification specified in par. (a) does not have a social security number, the department shall require the applicant, as a condition of issuing or renewing the license, registration or certification, to submit a statement made or subscribed under oath or affirmation that the applicant does not have a social security number. The statement shall be in the

form prescribed by the department of ~~workforce development~~ children and families.

SECTION 3096. 299.07 (1) (b) 2. of the statutes is amended to read:

299.07 (1) (b) 2. If the department is required to obtain the information under s. 299.08 (1) (a), to the department of ~~workforce development~~ children and families in accordance with a memorandum of understanding under s. 49.857.

SECTION 3097. 299.08 (1) (am) 1. of the statutes is amended to read:

299.08 (1) (am) 1. If an individual who applies for the issuance or renewal of a license, registration or certification specified in par. (a) does not have a social security number, the department shall require the applicant, as a condition of issuing or renewing the license, registration or certification, to submit a statement made or subscribed under oath or affirmation that the applicant does not have a social security number. The statement shall be in the form prescribed by the department of ~~workforce development~~ children and families.

SECTION 3098. 299.08 (1) (b) 1. of the statutes is amended to read:

299.08 (1) (b) 1. To the department of ~~workforce development~~ children and families in accordance with a memorandum of understanding under s. 49.857.

SECTION 3099. 299.08 (2) of the statutes is amended to read:

299.08 (2) The department shall deny an application for the issuance or renewal of a license, registration or certification specified in sub. (1) (a), or shall suspend a license, registration or certification specified in sub. (1) (a) for failure to make court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse or failure to comply, after appropriate notice, with a subpoena or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and relating to paternity or child support proceedings, as required in a memorandum of understanding under s. 49.857.

SECTION 3100g. 301.03 (6t) of the statutes is created to read:

301.03 (6t) On or before January 1 of each odd-numbered year, submit a report to the joint committee on finance and to the chief clerk of each house of the legislature on the use of overtime in the state correctional institutions, identifying the state correctional institution, the amount and costs of overtime at each correctional institution, and the reason for the overtime at each correctional institution.

SECTION 3104. 301.12 (14) (b) of the statutes is amended to read:

301.12 (14) (b) Except as provided in par. (c) and subject to par. (cm), liability of a parent specified in sub.

(2) or s. 301.03 (18) for the care and maintenance of the parent's minor child who has been placed by a court order under s. 938.183, 938.355, or 938.357 in a residential, nonmedical facility such as a group home, foster home, treatment foster home, residential care center for children and youth, or juvenile correctional institution shall be determined by the court by using the percentage standard established by the department of ~~workforce development~~ children and families under s. 49.22 (9) and by applying the percentage standard in the manner established by the department under par. (g).

SECTION 3105. 301.12 (14) (g) of the statutes is amended to read:

301.12 (14) (g) For purposes of determining child support under par. (b), the department shall promulgate rules related to the application of the standard established by the department of ~~workforce development~~ children and families under s. 49.22 (9) to a child support obligation for the care and maintenance of a child who is placed by a court order under s. 938.183, 938.355 or 938.357 in a residential, nonmedical facility. The rules shall take into account the needs of any person, including dependent children other than the child, whom either parent is legally obligated to support.

SECTION 3108. 301.25 of the statutes is amended to read:

301.25 Sewer system at Taycheedah Correctional Institution. The department, with the approval of the governor, may enter into an agreement containing terms, conditions and covenants approved by the building commission, to participate in the construction of a sanitary sewer system in the area adjacent to the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac County; to connect the sewer system of the Taycheedah Correctional Institution thereto; to pay sewage disposal charges; and to grant easements or, ~~subject to s. 16.848,~~ convey land to meet construction requirements.

SECTION 3112. 301.26 (4) (c) of the statutes is amended to read:

301.26 (4) (c) Notwithstanding pars. (a), (b), and (bm), the department of corrections shall pay, from the appropriation under s. 20.410 (3) (hm), (ho), or (hr), the costs of care, services, and supplies provided for each person receiving services under s. 46.057, 48.366, 51.35 (3), 938.183, or 938.34 who was under the guardianship of the department of ~~health and family services~~ children and families pursuant to an order under ch. 48 at the time that the person was adjudicated delinquent.

SECTION 3113. 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 (4) (d) 2. Beginning on July 1, ~~2005~~ 2007, and ending on June 30, ~~2006~~ 2008, the per person daily cost assessment to counties shall be ~~\$203~~ \$259 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$203~~ \$259 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),

~~\$234~~ ~~\$277~~ for care in a residential care center for children and youth, ~~\$157~~ ~~\$165~~ for care in a group home for children, ~~\$47~~ ~~\$67~~ for care in a foster home, ~~\$83~~ ~~\$132~~ for care in a treatment foster home, ~~\$81~~ ~~\$99~~ for departmental corrective sanctions services, and ~~\$32~~ ~~\$35~~ for departmental aftercare services.

SECTION 3114. 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 (4) (d) 3. Beginning on July 1, ~~2006~~ 2008, and ending on June 30, ~~2007~~ 2009, the per person daily cost assessment to counties shall be ~~\$209~~ \$268 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$209~~ \$268 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$244~~ \$296 for care in a residential care center for children and youth, ~~\$163~~ \$172 for care in a group home for children, ~~\$50~~ \$74 for care in a foster home, ~~\$87~~ \$145 for care in a treatment foster home, ~~\$82~~ \$101 for departmental corrective sanctions services, and ~~\$33~~ \$37 for departmental aftercare services.

SECTION 3114m. 301.26 (5) of the statutes is created to read:

301.26 (5) REVENUE SUFFICIENCY. (a) Before the close of each odd-numbered fiscal year, the department of corrections shall project the balance that will remain in the appropriation account under s. 20.410 (3) (hm) on June 30 of that fiscal year and provide that information to the department of administration.

(b) 1. If the department of corrections projects under par. (a) that there will be a deficit in the appropriation account under s. 20.410 (3) (hm) on June 30 of an odd-numbered year, the department of administration shall include the amount of that projected deficit in the cost basis used to calculate the per person daily cost assessments under sub. (4) (d) 2. and 3. for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), for the next fiscal biennium by adding 50 percent of that projected deficit to the cost basis used to determine the per person daily cost assessment under sub. (4) (d) 2. for care in a Type 1 juvenile correctional facility for the first year of the next fiscal biennium and by adding 50 percent of that projected deficit to the cost basis used to determine the per person daily cost assessment under sub. (4) (d) 3. for care in a Type 1 juvenile correctional facility for the 2nd year of the next fiscal biennium.

2. The secretary of administration shall use to recoup the projected deficit specified in subd. 1. all moneys generated by the increases in the per person daily cost assessments specified in subd. 1. that result from adding that projected deficit to the cost basis specified in subd. 1.

(c) If on June 30 of the odd-numbered year of the next fiscal biennium the moneys described in par. (b) 2. exceed the amount of the actual deficit on June 30 of the odd-numbered year of the fiscal biennium in which that deficit was incurred, all moneys in excess of that actual deficit shall be remitted to the counties or transferred to

the appropriation account under s. 20.410 (3) (kx) by September 30 of that odd-numbered year. Each county and the department shall receive a proportionate share of the remittance and transfer depending on the total number of days of placement at Type 1 juvenile correctional facilities, as defined in s. 938.02 (19), for each county and the state during that next fiscal biennium. Counties shall use any amounts remitted under this paragraph for the purposes specified in this section. The department shall deposit in the general fund the amounts transferred under this paragraph to the appropriation account under s. 20.410 (3) (kx).

SECTION 3116. 301.26 (7) (intro.) of the statutes is amended to read:

301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the department shall allocate funds for community youth and family aids for the period beginning on July 1, ~~2005~~ 2007, and ending on June 30, ~~2007~~ 2009, as provided in this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

SECTION 3117d. 301.26 (7) (a) of the statutes is amended to read:

301.26 (7) (a) For community youth and family aids under this section, amounts not to exceed ~~\$44,145,100~~ \$49,395,100 for the last 6 months of ~~2005~~, ~~\$88,290,200~~ \$99,790,200 for ~~2006~~, and ~~\$44,145,100~~ \$50,395,100 for the first 6 months of ~~2007~~ 2009.

SECTION 3118. 301.26 (7) (b) (intro.) of the statutes is amended to read:

301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall allocate \$2,000,000 for the last 6 months of ~~2005~~ 2007, \$4,000,000 for ~~2006~~ 2008, and \$2,000,000 for the first 6 months of ~~2007~~ 2009 to counties based on each of the following factors weighted equally:

SECTION 3119. 301.26 (7) (bm) of the statutes is created to read:

301.26 (7) (bm) Of the amounts specified in par. (a), the department shall allocate \$5,250,000 for the last 6 months of ~~2007~~, \$11,500,000 for ~~2008~~, and \$6,250,000 for the first 6 months of ~~2009~~ to counties based on each county's proportion of the number of juveniles statewide who are placed in a juvenile correctional facility during the most recent 3-year period for which that information is available.

SECTION 3120. 301.26 (7) (c) of the statutes is amended to read:

301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate \$1,053,200 for the last 6 months of ~~2005~~ 2007, \$2,106,500 for ~~2006~~ 2008, and \$1,053,300 for the first 6 months of ~~2007~~ 2009 to counties based on each of the factors specified in par. (b) 1. to 3. weighted equally, except that no county may receive an allocation under this paragraph that is less than 93% nor

more than 115% of the amount that the county would have received under this paragraph if the allocation had been distributed only on the basis of the factor specified in par. (b) 3.

SECTION 3122. 301.26 (7) (e) of the statutes is amended to read:

301.26 (7) (e) For emergencies related to community youth and family aids under this section, amounts not to exceed \$125,000 for the last 6 months of ~~2005~~ 2007, \$250,000 for ~~2006~~ 2008, and \$125,000 for the first 6 months of ~~2007~~ 2009. A county is eligible for payments under this paragraph only if it has a population of not more than 45,000.

SECTION 3123. 301.26 (7) (h) of the statutes is amended to read:

301.26 (7) (h) For counties that are participating in the corrective sanctions program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~2005~~ 2007, \$2,124,800 in ~~2006~~ 2008, and \$1,062,400 in the first 6 months of ~~2007~~ 2009 for the provision of corrective sanctions services for juveniles from that county. In distributing funds to counties under this paragraph, the department shall determine a county's distribution by dividing the amount allocated under this paragraph by the number of slots authorized for the program under s. 938.533 (2) and multiplying the quotient by the number of slots allocated to that county by agreement between the department and the county. The department may transfer funds among counties as necessary to distribute funds based on the number of slots allocated to each county.

SECTION 3124. 301.26 (8) of the statutes is amended to read:

301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last 6 months of ~~2005~~ 2007, \$1,333,400 in ~~2006~~ 2008, and \$666,700 in the first 6 months of ~~2007~~ 2009 for alcohol and other drug abuse treatment programs.

SECTION 3125. 301.265 (title) of the statutes is repealed.

SECTION 3126. 301.265 (1) of the statutes is renumbered 16.964 (8) (a) and amended to read:

16.964 (8) (a) From the appropriations under s. ~~20.410 (3) 20.505 (6)~~ (d) and (kj), the department office shall allocate \$500,000 in each fiscal year to enter into a contract with an organization to provide services in a county having a population of 500,000 or more for the diversion of youths from gang activities into productive activities, including placement in appropriate educational, recreational, and employment programs. Notwithstanding s. 16.75, the department office may enter into a contract under this subsection paragraph without soliciting bids or proposals and without accepting the lowest responsible bid or offer.

SECTION 3127. 301.265 (2) of the statutes is renumbered 16.964 (8) (b) and amended to read:

16.964 (8) (b) From the appropriation under s. ~~20.410 (3) (ky) 20.505 (6) (km)~~, the department office may not distribute more than \$300,000 in each fiscal year to the organization that it has contracted with under ~~sub. (1) par. (a)~~ for alcohol and other drug abuse education and treatment services for participants in that organization's youth diversion program.

SECTION 3128. 301.265 (3) of the statutes is renumbered 16.964 (8) (c) and amended to read:

16.964 (8) (c) From the appropriations under s. ~~20.410 (3) 20.505 (6)~~ (d) and (kj), the department office shall allocate \$150,000 in each fiscal year to enter into a contract with an organization to provide services in Racine County, \$150,000 in each fiscal year to enter into a contract with an organization to provide services in Kenosha County, \$150,000 in each fiscal year to enter into a contract with an organization that is located in ward ~~4~~ 2 in the city of Racine to provide services in Racine County, and \$150,000 in each fiscal year to enter into a contract with an organization to provide services in Brown County, and from the appropriation under s. ~~20.410 (3) 20.505 (6)~~ (kj), the department shall allocate \$100,000 in each fiscal year to enter into a contract with an organization, for the diversion of youths from gang activities into productive activities, including placement in appropriate educational, recreational, and employment programs, and for alcohol or other drug abuse education and treatment services for participants in that organization's youth diversion program. The organization that is located in ward ~~4~~ 2 in the city of Racine shall have a recreational facility, shall offer programs to divert youths from gang activities, may not be affiliated with any national or state association, and may not have entered into a contract under s. 301.265 (3), 1995 stats. Notwithstanding s. 16.75, the department office may enter into a contract under this subsection paragraph without soliciting bids or proposals and without accepting the lowest responsible bid or offer.

SECTION 3128m. 301.286 of the statutes is created to read:

301.286 State identification upon release from prison. Before an individual is released from prison upon completion of his or her sentence or to parole or extended supervision, the department shall determine if the individual has an operator's license or a state identification card under ch. 343. If the individual has neither, the department shall assist the individual in applying for a state identification card under s. 343.50. The department shall determine if the individual is able to pay all or a portion of the fee under s. 343.50 (5) from the individual's general fund account. The department shall pay any portion of the fee the individual is unable to pay from the individual's general fund account.

SECTION 3129. 301.37 (1) of the statutes is amended to read:

301.37 (1) The department shall fix reasonable standards and regulations for the design, construction, repair, and maintenance of all houses of correction, reforestation camps maintained under s. 303.07, jails, as defined in s. 302.30, extensions of jails under s. 59.54 (14) (g), rehabilitation facilities under s. 59.53 (8), lockup facilities, as defined in s. 302.30, work camps under s. 303.10, Huber facilities under s. 303.09, and, after consulting with the department of health and family services children and families, all juvenile detention facilities, with respect to their adequacy and fitness for the needs which they are to serve.

SECTION 3130. 301.45 (7) (a) of the statutes is amended to read:

301.45 (7) (a) The department shall maintain information provided under sub. (2). The department shall keep the information confidential except as provided in ss. 301.03 (14) and 301.46, except as needed for law enforcement purposes and except to provide, in response to a request for information under s. 49.22 (2m) made by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5), the name and address of an individual registered under this section, the name and address of the individual's employer and financial information related to the individual.

SECTION 3131. 301.45 (9) of the statutes is amended to read:

301.45 (9) COOPERATION. The department of health and family services, the department of ~~workforce development~~ children and families, the department of transportation and all circuit courts shall cooperate with the department of corrections in obtaining information under this section.

SECTION 3132. 301.45 (10) of the statutes is amended to read:

301.45 (10) The department may require a person who must register as a sex offender ~~and who is in its custody or on probation, parole, or extended supervision~~ to pay an annual fee to partially offset its costs in monitoring persons ~~on probation, parole, or extended supervision who must register as sex offenders~~. The department shall establish any such fee by rule, but the fee may not exceed ~~\$50~~ \$100.

SECTION 3132r. 301.46 (2m) (am) of the statutes is amended to read:

301.46 (2m) (am) If an agency with jurisdiction confines a person under s. 301.046, provides a person entering the intensive sanctions program under s. 301.048 with a sanction other than a placement in a Type 1 prison or a jail, or releases a person from confinement in a state correctional institution or institutional care, and the person has been found to be a sexually violent person under ch. 980 or has, on 2 or more separate occasions, been convicted or found not guilty or not responsible by reason of mental disease or defect for a sex offense or for a viola-

tion of a law of this state that is comparable to a sex offense, the agency with jurisdiction shall notify the police chief of any community and the sheriff of any county in which the person will be residing, employed or attending school and through or to which the person will be regularly traveling. Notification under this paragraph shall be in addition to providing access to information under sub. (2) and to any other notification that an agency with jurisdiction is authorized to provide.

SECTION 3133. 301.46 (4) (a) 10m. of the statutes is created to read:

301.46 (4) (a) 10m. The department children and families.

SECTION 3134m. 301.48 (1) (cm) and (cn) of the statutes are created to read:

301.48 (1) (cm) "Level 1 child sex offense" means a violation of s. 948.02 or 948.025 in which any of the following occurs:

1. The actor has sexual contact or sexual intercourse with an individual who is not a relative of the actor and who has not attained the age of 13 years and causes great bodily harm, as defined in s. 939.22 (14), to the individual.

2. The actor has sexual intercourse with an individual who is not a relative of the actor and who has not attained the age of 12 years.

(cn) "Level 2 child sex offense" means a violation of s. 948.02 or 948.025 in which any of the following occurs:

1. The actor has sexual intercourse, by use or threat of force or violence, with an individual who is not a relative of the actor and who has not attained the age of 16 years.

2. The actor has sexual contact, by use or threat of force or violence, with an individual who has not attained the age of 16 years and who is not a relative of the actor, and the actor is at least 18 years of age when the sexual contact occurs.

SECTION 3135a. 301.48 (1) (d) of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (1) (d) "Lifetime tracking" means global positioning system tracking that is required for a person for the remainder of the person's life or until terminated under sub. (2m), sub. (6), if applicable, or sub. (7) or ~~(8)~~ (7m). "Lifetime tracking" does not include global positioning system tracking under sub. (2) ~~(e)~~ (d), regardless of how long it is required.

SECTION 3136g. 301.48 (1) (dr) of the statutes is created to read:

301.48 (1) (dr) "Relative" means a son, daughter, brother, sister, first cousin, 2nd cousin, nephew, niece, grandchild, or great grandchild, or any other person related by blood, marriage, or adoption.

SECTION 3136m. 301.48 (1) (e) of the statutes, as created by 2005 Wisconsin Act 431, is repealed and recreated to read:

301.48 (1) (e) "Serious child sex offense" means a level 1 child sex offense or a level 2 child sex offense.

SECTION 3136r. 301.48 (1) (fm) of the statutes is created to read:

301.48 (1) (fm) "Sexual contact" has the meaning given in s. 948.01 (5).

SECTION 3137a. 301.48 (2) (a) (intro.) of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (2) (a) (intro.) Except as provided in sub. (2m), the department shall maintain lifetime tracking of a person if any of the following occurs with respect to the person on or after ~~July 1, 2007~~ January 1, 2008:

SECTION 3138g. 301.48 (2) (a) 1. of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (2) (a) 1. A court places the person on probation for committing a serious level 1 child sex offense.

SECTION 3138r. 301.48 (2) (a) 1m. of the statutes is created to read:

301.48 (2) (a) 1m. The person is convicted for committing a level 2 child sex offense and the court places the person on probation for committing the level 2 child sex offense.

SECTION 3139a. 301.48 (2) (a) 2. of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (2) (a) 2. The department releases the person to extended supervision or parole while the person is serving a sentence for committing a serious level 1 child sex offense.

SECTION 3139r. 301.48 (2) (a) 2m. of the statutes is created to read:

301.48 (2) (a) 2m. The person is convicted for committing a level 2 child sex offense and the department releases the person to extended supervision or parole while the person is serving the sentence for committing the level 2 child sex offense.

SECTION 3140g. 301.48 (2) (a) 3. of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (2) (a) 3. The department releases the person from prison upon the completion of a sentence imposed for a serious level 1 child sex offense.

SECTION 3140r. 301.48 (2) (a) 3m. of the statutes is created to read:

301.48 (2) (a) 3m. The person is convicted for committing a level 2 child sex offense and the department releases the person from prison upon the completion of the sentence imposed for the level 2 child sex offense.

SECTION 3141g. 301.48 (2) (a) 6., 7. and 8. of the statutes are created to read:

301.48 (2) (a) 6. The court places a person on lifetime supervision under s. 939.615 for committing a serious child sex offense and the person is released from prison.

7. A police chief or a sheriff receives a notification under s. 301.46 (2m) (am) regarding the person.

8. The department makes a determination under sub. (2g) that global positioning system tracking is appropriate for the person.

SECTION 3143m. 301.48 (2) (b) (intro.) of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (2) (b) (intro.) The department shall maintain lifetime tracking of a person if any of the following occurs with respect to the person on or after ~~July 1, 2007~~ January 1, 2008:

SECTION 3144m. 301.48 (2) (b) 2. of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (2) (b) 2. A court discharges the person under s. 980.09 ~~or 980.10 (4)~~. This subdivision does not apply if the person was on supervised release immediately before being discharged.

SECTION 3145m. 301.48 (2) (c) of the statutes, as created by 2005 Wisconsin Act 431, is repealed.

SECTION 3148g. 301.48 (2) (d) of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (2) (d) If, on or after ~~July 1, 2007~~ January 1, 2008, a person is being placed on probation, extended supervision, ~~or parole, or lifetime supervision~~ for committing a sex offense and par. (a); or (b), ~~or (e)~~ does not apply, the department may have the person tracked using a global positioning system tracking device as a condition of the person's probation, extended supervision, ~~or parole, or lifetime supervision~~.

SECTION 3148r. 301.48 (2g) of the statutes is created to read:

301.48 (2g) DEPARTMENT DETERMINATION. If a person who committed a serious child sex offense, or a person under supervision under the interstate corrections compact for a serious child sex offense, is not subject to lifetime tracking under sub. (2), the department shall assess the person's risk using a standard risk assessment instrument to determine if global positioning system tracking is appropriate for the person.

SECTION 3149m. 301.48 (2m) of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (2m) PASSIVE POSITIONING SYSTEM TRACKING. If a person who is subject to lifetime tracking under sub. (2) (a) 1., 1m., 2., ~~or 2m.~~, 3., or 3m. completes his or her sentence, including any probation, parole, or extended supervision, the department may ~~decide to~~ use passive positioning system tracking instead of maintaining lifetime tracking.

SECTION 3151m. 301.48 (3) (a) 1. of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (3) (a) 1. Use field monitoring equipment that supports cellular communications with as large a coverage area as possible and shall automatically provide instantaneous ~~or nearly instantaneous~~ information regarding the whereabouts of a person who is being mon-

itored, including information regarding the person's presence in an exclusion zone established under par. (c) or absence from an inclusion zone established under par. (c).

SECTION 3153m. 301.48 (3) (b) of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (3) (b) The department shall contract with a vendor using a competitive process under s. 16.75 to provide staff in this state to install, remove, and maintain equipment related to global positioning system tracking services and passive positioning system tracking services for purposes of this section. The term of the contract may not exceed 3 years.

SECTION 3154m. 301.48 (3) (c) of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (3) (c) For each person who is subject to global positioning system tracking under this section, the department shall create individualized exclusion and inclusion zones for the person, if necessary to protect public safety. In creating exclusion zones, the department shall focus on areas where children congregate, with perimeters of 100 to 250 feet, and on areas where the person has been prohibited from going as a condition of probation, extended supervision, parole, conditional release, ~~or supervised release,~~ or lifetime supervision. In creating inclusion zones for a person on supervised release, the department shall consider s. 980.08 (7) (9).

SECTION 3156m. 301.48 (4) (b) of the statutes, as created by 2005 Wisconsin Act 431, is amended to read:

301.48 (4) (b) If required by the department, a person who is subject to global positioning system tracking or passive positioning system tracking shall pay for the cost of tracking up to the amount calculated for the person under par. (a) 2. The department shall collect moneys paid by the person under this paragraph and credit those moneys to the appropriation under s. 20.410 (1) (gk).

SECTION 3164m. 301.48 (7m) of the statutes is created to read:

301.48 (7m) TERMINATION IF PERSON MOVES OUT OF STATE. Notwithstanding sub. (2), if a person who is subject to being tracked under this section moves out of state, the department shall terminate the person's tracking. If the person returns to the state, the department shall reinstate the person's tracking except as provided under sub. (6) or (7).

SECTION 3165m. 301.48 (8) of the statutes, as created by 2005 Wisconsin Act 431, is repealed.

SECTION 3168. 302.05 (1) (c) of the statutes is amended to read:

302.05 (1) (c) ~~The Robert E. Ellsworth Correctional Center~~ The department of corrections and the department of health and family services shall, at any correctional facility the departments determine is appropriate, provide a substance abuse treatment program for inmates for the purposes of the earned release program described in sub. (3).

SECTION 3178. 302.372 (2) (b) of the statutes is amended to read:

302.372 (2) (b) Before seeking any reimbursement under this section, the county shall provide a form to be used for determining the financial status of prisoners. The form shall provide for obtaining the social security number of the prisoner, the age and marital status of a prisoner, the number and ages of children of a prisoner, the number and ages of other dependents of a prisoner, the income of a prisoner, type and value of real estate owned by a prisoner, type and value of personal property owned by a prisoner, the prisoner's cash and financial institution accounts, type and value of the prisoner's investments, pensions and annuities and any other personalty of significant cash value owned by a prisoner. The county shall use the form whenever investigating the financial status of prisoners. The information on a completed form is confidential and not open to public inspection or copying under s. 19.35 (1), except that the county shall provide the name and address of an individual, the name and address of the individual's employer and financial information related to the individual from a form completed under this paragraph in response to a request for information under s. 49.22 (2m) made by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5).

SECTION 3179. 302.38 (3) of the statutes is amended to read:

302.38 (3) The maximum amount that a governmental unit may pay for the costs of medical or hospital care under this section is limited for that care to the amount payable by medical assistance under subch. IV of ch. 49, ~~except s. excluding ss. 49.468 and 49.471 (11),~~ for care for which a medical assistance rate exists. No provider of medical or hospital care may bill a prisoner under sub. (1) for the cost of care exceeding the amount paid under this subsection by the governmental unit. If no medical assistance rate exists for the care provided, there is no limitation under this subsection.

SECTION 3180. 302.386 (1) of the statutes is amended to read:

302.386 (1) Except as provided in sub. (5), liability for medical and dental services furnished to residents housed in prisons identified in s. 302.01, in a juvenile correctional facility, or in a secured residential care center for children and youth, or to forensic patients in state institutions for those services that are not provided by employees of the department shall be limited to the amounts payable under ss. 49.43 to 49.47, ~~except s. 49.471, excluding ss. 49.468 and 49.471 (11),~~ for similar services. The department may waive any such limit if it determines that needed services cannot be obtained for the applicable amount. No provider of services may bill the resident or patient for the cost of services exceeding the amount of the liability under this subsection.

SECTION 3190m. 340.01 (3) (dg) of the statutes is created to read:

340.01 (3) (dg) Privately owned motor vehicles being used by an organ procurement organization, or by any person under an agreement with an organ procurement organization, to transport organs for human transplantation or to transport medical personnel for the purpose of performing human organ harvesting or transplantation immediately after the transportation.

SECTION 3190p. 340.01 (3) (dh) of the statutes is created to read:

340.01 (3) (dh) Privately owned motor vehicles being operated in the course of a business and being used, in response to an emergency call from a treating physician or his or her designee declaring the transportation to be an emergency, to transport medical devices or equipment to a hospital or ambulatory surgery center, or to pick up medical devices or equipment for immediate transportation to a hospital or ambulatory surgery center, if the medical devices or equipment are to be used for human implantation or for urgent medical treatment immediately after the transportation.

SECTION 3206. 341.25 (1) (a) of the statutes is amended to read:

341.25 (1) (a) For each automobile, a fee of ~~\$55~~ \$75, except that an automobile registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be registered at such lesser fee plus an additional fee of \$2.

SECTION 3207. 341.25 (2) (a) of the statutes is amended to read:

341.25 (2) (a) Not more than 4,500 \$ ~~48.50~~ 75.00

SECTION 3208. 341.25 (2) (b) of the statutes is amended to read:

341.25 (2) (b) Not more than 6,000 ~~61.50~~ 84.00

SECTION 3209. 341.25 (2) (c) of the statutes is amended to read:

341.25 (2) (c) Not more than 8,000 ~~77.50~~ 106.00

SECTION 3209b. 341.25 (2) (cm) to (q) of the statutes are amended to read:

341.25 (2) (cm) Not more than 10,000 ~~119.50~~ 155.00

(d) Not more than 12,000 ~~161.00~~ 209.00

(e) Not more than 16,000 ~~218.00~~ 283.00

(f) Not more than 20,000 ~~274.00~~ 356.00

(g) Not more than 26,000 ~~365.50~~ 475.00

(h) Not more than 32,000 ~~468.50~~ 609.00

(i) Not more than 38,000 ~~593.50~~ 772.00

(j) Not more than 44,000 ~~708.50~~ 921.00

(k) Not more than 50,000 ~~818.00~~ 1,063.00

(km) Not more than 54,000 ~~873.00~~ 1,135.00

(L) Not more than 56,000 ~~930.00~~ 1,209.00

(m) Not more than 62,000 ~~1,051.50~~ 1,367.00

(n) Not more than 68,000 ~~1,187.00~~ 1,543.00

(o) Not more than 73,000 ~~1,350.00~~ 1,755.00

(p) Not more than 76,000 ~~1,600.50~~ 2,081.00

(q) Not more than 80,000 ~~1,969.50~~ 2,560.00

SECTION 3210. 341.51 (4) (an) of the statutes is amended to read:

341.51 (4) (an) If the applicant is an individual who does not have a social security number, a statement made or subscribed under oath or affirmation that the applicant does not have a social security number. The form of the statement shall be prescribed by the department of ~~workforce development~~ children and families. A registration that is issued under this section in reliance on a statement submitted under this paragraph is invalid if the statement is false.

SECTION 3211. 341.51 (4g) (b) of the statutes is amended to read:

341.51 (4g) (b) The department of transportation may not disclose any information obtained under sub. (4) (am) or (ar) to any person except to the department of ~~workforce development~~ children and families for the sole purpose of administering s. 49.22 or the department of revenue for the sole purpose of requesting certifications under s. 73.0301.

SECTION 3212. 341.51 (4m) (a) of the statutes is amended to read:

341.51 (4m) (a) A registration shall be denied, restricted, limited or suspended if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 3213. 342.06 (1) (eg) of the statutes is amended to read:

342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual, the social security number of the applicant. The department of transportation may not disclose a social security number obtained under this paragraph to any person except to the department of ~~workforce development~~ children and families for the sole purpose of administering s. 49.22 and to the department of revenue for the purposes of administering state taxes and collecting debt.

SECTION 3214. 342.06 (1) (eh) of the statutes is amended to read:

342.06 (1) (eh) If the applicant does not have a social security number, a statement made or subscribed under oath or affirmation that the applicant does not have a social security number. The form of the statement shall be prescribed by the department of ~~workforce develop-~~

ment children and families. A certificate of title that is issued in reliance on a statement submitted under this paragraph is invalid if the statement is false.

SECTION 3215m. 342.14 (1) of the statutes is amended to read:

342.14 (1) For filing an application for the first certificate of title, ~~\$28.50~~ \$53.00, by the owner of the vehicle.

SECTION 3216. 342.14 (1r) of the statutes is amended to read:

342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental impact fee of \$9, by the person filing the application. All moneys collected under this subsection shall be credited to the environmental fund for environmental management. This subsection does not apply after December 31, ~~2007~~ 2009.

SECTION 3216n. 342.14 (3) of the statutes is amended to read:

342.14 (3) For a certificate of title after a transfer, ~~\$28.50~~ \$53.00, by the owner of the vehicle.

SECTION 3220. 343.01 (2) (d) of the statutes is amended to read:

343.01 (2) (d) "Photograph" means an unretouched image recorded by a camera and reproduced on a photosensitive surface, or a digitized digital image.

SECTION 3220c. 343.01 (2) (dg) of the statutes is renumbered 340.01 (41k).

SECTION 3222. 343.027 of the statutes, as affected by 2005 Wisconsin Acts 25 and 59, is repealed and recreated to read:

343.027 Confidentiality of signatures. Any signature collected under this chapter may be maintained by the department and shall be kept confidential, except that the department shall release a signature or a facsimile of a signature to the department of revenue for the purposes of administering state taxes and collecting debt, to the person to whom the signature relates, to a court, district attorney, county corporation counsel, city, village, or town attorney, law enforcement agency, or to the driver licensing agency of another jurisdiction.

SECTION 3223. 343.03 (3) (intro.) of the statutes is amended to read:

343.03 (3) LICENSE VARIANTS. (intro.) Except for restricted licenses under s. 343.08 or temporary licenses under s. 343.10, 343.11 (1) or (3), 343.16 (6) (b), or 343.305 (8) (a), each operator's license issued by the department shall be in one of the following categories with a descriptive legend displayed on the top front side of the license document:

SECTION 3224. 343.03 (3m) of the statutes is created to read:

343.03 (3m) NONCITIZEN TEMPORARY LICENSE. If the issuance of any license described under sub. (3) requires the license applicant to present any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the license shall display on the front side of the license, in addition to any legend or label described in sub. (3), a legend identifying the

license as temporary. This noncitizen temporary license may not be renewed except as provided in s. 343.165 (4) (c).

SECTION 3226. 343.03 (6) (a) of the statutes is amended to read:

343.03 (6) (a) ~~The Notwithstanding ss. 343.027, 343.14 (2j), and 343.237 (2), the department shall, upon request, provide to the commercial driver license information system and the driver licensing agencies of other states jurisdictions any applicant or driver record information maintained by the department of transportation, including providing electronic access to any record or file under s. 343.23 (1) or (2).~~

SECTION 3230. 343.06 (1) (j) of the statutes is repealed.

SECTION 3231. 343.06 (1) (L) of the statutes, as created by 2005 Wisconsin Act 126, is amended to read:

343.06 (1) (L) To any person who does not provide the documentary proof described in s. 343.14 (2) (er) satisfy the requirements under s. 343.165.

SECTION 3234. 343.10 (2) (a) (intro.) of the statutes is amended to read:

343.10 (2) (a) (intro.) Except as provided in pars. (b) to (e), and subject to s. 343.165 (5), a person is eligible for an occupational license if the following conditions are satisfied:

SECTION 3236. 343.10 (6) of the statutes is amended to read:

343.10 (6) FEE. No person may file an application for an occupational license under sub. (1) unless he or she first pays ~~a fee of \$40~~ the fees specified in s. 343.21 (1) (k) and (n).

SECTION 3237. 343.10 (7) (b) of the statutes is amended to read:

343.10 (7) (b) ~~The Subject to s. 343.165 (5), the department shall issue an occupational license as soon as practicable upon receipt of an application to the department under sub. (1) or an order from a court under sub. (4) or s. 351.07 for such a license, if the department determines that the applicant is eligible under sub. (2).~~

SECTION 3238. 343.10 (7) (d) of the statutes is amended to read:

343.10 (7) (d) An occupational license issued by the department under this subsection shall be in the form of a photo license that includes a photograph described in s. 343.14 (3) and any special restrictions cards under s. 343.17 (4). The license shall clearly indicate that restrictions on a special restrictions card apply and that the special restrictions card is part of the person's license.

SECTION 3239. 343.10 (7) (f) of the statutes is amended to read:

343.10 (7) (f) The expiration date of the occupational license is the 2nd working day after the date of termination of the period of revocation or suspension as provided by law, or the expiration date determined under s. 343.20 (1m), whichever is earlier. The occupational license may

be revoked, suspended or canceled before termination of that period. An occupational license is not renewable when it expires. If an occupational license expires and is not revoked, suspended or canceled, the licensee may obtain a new license upon that expiration but only if he or she complies with the conditions specified in s. 343.38. Revocation, suspension or cancellation of an occupational license has the same effect as revocation, suspension or cancellation of any other license.

SECTION 3240. 343.135 (1) (a) 3. of the statutes is amended to read:

343.135 (1) (a) 3. Pays the all required fee fees.

SECTION 3241. 343.135 (7) of the statutes is amended to read:

343.135 (7) EXPIRATION; RENEWAL. A special restricted operator's license issued under this section shall expire 2 years after the date of issuance. Within 90 days prior to the expiration of a license, the holder of the restricted license may renew the license by paying the all required fee fees and passing the examination under sub. (1) (a) 4.

SECTION 3242. 343.14 (1) of the statutes, as affected by 2005 Wisconsin Acts 25 and 59, is repealed and recreated to read:

343.14 (1) Every application to the department for a license or identification card or for renewal thereof shall be made upon the appropriate form furnished by the department and shall be accompanied by all required fees. Names, addresses, license numbers, and social security numbers obtained by the department under this subsection shall be provided to the department of revenue for the purpose of administering ss. 71.93 and 71.935 and state taxes.

SECTION 3243. 343.14 (2) (a) and (br) of the statutes are amended to read:

343.14 (2) (a) The full legal name and principal residence address of the applicant;

(br) If the applicant does not have a social security number, a statement made or subscribed under oath or affirmation that the applicant does not have a social security number and is not eligible for a social security number. The statement shall provide the basis or reason that the applicant is not eligible for a social security number, as well as any information requested by the department that may be needed by the department for purposes of verification under s. 343.165 (1) (c). The form of the statement shall be prescribed by the department, with the assistance of the department of workforce development. A license that is issued or renewed under s. 343.17 in reliance on a statement submitted under this paragraph is invalid if the statement is false.

SECTION 3244b. 343.14 (2) (br) of the statutes, as affected by 2007 Wisconsin Act ... (this act), is amended to read:

343.14 (2) (br) If the applicant does not have a social security number, a statement made or subscribed under oath or affirmation that the applicant does not have a social security number and is not eligible for a social security number. The statement shall provide the basis or reason that the applicant is not eligible for a social security number, as well as any information requested by the department that may be needed by the department for purposes of verification under s. 343.165 (1) (c). The form of the statement shall be prescribed by the department, with the assistance of the department of ~~workforce development~~ children and families. A license that is issued or renewed under s. 343.17 in reliance on a statement submitted under this paragraph is invalid if the statement is false.

SECTION 3245. 343.14 (2) (er) 1. and 2. of the statutes, as created by 2005 Wisconsin Act 126, are consolidated, renumbered 343.14 (2) (es) (intro.) and amended to read:

343.14 (2) (es) (intro.) Documentary Subject to sub. (2g) (a) 2. d. and s. 343.125 (2) (a) and (b), valid documentary proof that the individual is a citizen or national of the United States or documentary proof that the individual is legally present an alien lawfully admitted for permanent or temporary residence in the United States. ~~2. If the individual is not a citizen of the United States, he or she shall provide documentary proof of his or her status as a legal permanent resident or conditional resident, a or has any of the following:~~

2. A valid, unexpired nonimmigrant visa or nonimmigrant visa status for entry into the United States, a pending or,

3. An approved application for asylum in the United States, valid entry or has entered into the United States in refugee status, a,

5. A pending or approved application for temporary protected status in the United States, approved,

6. Approved deferred action status, or a,

7. A pending application for adjustment of status to legal that of an alien lawfully admitted for permanent resident status residence in the United States or conditional permanent resident status in the United States.

SECTION 3246. 343.14 (2) (es) 1. and 4. of the statutes are created to read:

343.14 (2) (es) 1. Conditional permanent resident status in the United States.

4. A pending application for asylum in the United States.

SECTION 3247. 343.14 (2) (f) of the statutes is amended to read:

343.14 (2) (f) Such Subject to s. 343.165 (1), such further information as the department considers appropriate to identify the applicant, including biometric data, and such information as the department may rea-

sonably require to enable it to determine whether the applicant is by law entitled to the license applied for;

SECTION 3249. 343.14 (2j) of the statutes, as affected by 2005 Wisconsin Acts 25 and 59, is repealed and recreated to read:

343.14 (2j) Except as otherwise required to administer and enforce this chapter, the department of transportation may not disclose a social security number obtained from an applicant for a license under sub. (2) (bm) to any person except to the department of children and families for the sole purpose of administering s. 49.22, to the department of revenue for the purposes of administering state taxes and collecting debt, or to the driver licensing agency of another jurisdiction.

SECTION 3252. 343.14 (2r) of the statutes is created to read:

343.14 (2r) Notwithstanding sub. (2j), the department may, upon request, provide to the department of health and family services any applicant information maintained by the department of transportation and identified in sub. (2), including providing electronic access to the information, for the sole purpose of verification by the department of health and family services of birth certificate information.

SECTION 3253. 343.14 (3) of the statutes is amended to read:

343.14 (3) The department shall, as part of the application process, take a digital photograph including facial image capture of the applicant to comply with s. 343.17 (3) (a) 2. ~~Except where specifically exempted by statute or by rule of the department, no~~ **No** application may be processed without the photograph being taken. ~~In~~ Except as provided in s. 343.165 (4) (d), in the case of renewal licenses, the photograph shall be taken once every 8 years, and shall coincide with the appearance for examination which is required under s. 343.16 (3). ~~The department may make provision for issuance of a license without a photograph if the applicant is stationed outside the state in military service and in specific situations where the department deems such action appropriate.~~

SECTION 3254. 343.14 (4m) of the statutes is amended to read:

343.14 (4m) ~~The Subject to s. 343.17 (2), the department shall develop designs for licenses and identification cards which are resistant to tampering and forgery no later than January 1, 1989. Licenses and licenses and identification cards issued on or after January 1, 1989, shall incorporate the designs required under this subsection.~~

SECTION 3255. 343.16 (3) (a) of the statutes is amended to read:

343.16 (3) (a) ~~The~~ Except as provided in s. 343.165 (4) (d), the department shall examine every applicant for the renewal of an operator's license once every 8 years. The department may institute a method of selecting the date of renewal so that such examination shall be

required for each applicant for renewal of a license to gain a uniform rate of examinations. The examination shall consist of a test of eyesight. The department shall make provisions for giving such examinations at examining stations in each county to all applicants for an operator's license. The person to be examined shall appear at the examining station nearest the person's place of residence or at such time and place as the department designates in answer to an applicant's request. In lieu of examination, the applicant may present or mail to the department a report of examination of the applicant's eyesight by an ophthalmologist, optometrist or physician licensed to practice medicine. The report shall be based on an examination made not more than 3 months prior to the date it is submitted. The report shall be on a form furnished and in the form required by the department. The department shall decide whether, in each case, the eyesight reported is sufficient to meet the current eyesight standards.

SECTION 3257. 343.165 of the statutes is created to read:

343.165 Processing license and identification card applications. (1) The department may not complete the processing of an application for initial issuance or renewal of an operator's license or identification card received by the department after May 10, 2008, and no such license or identification card may be issued or renewed, unless the applicant presents or provides, and the department verifies under sub. (3), all of the following information:

(a) An identification document that includes either the applicant's photograph or both the applicant's full legal name and date of birth.

(b) Documentation showing the applicant's date of birth, which may be the identification document under par. (a).

(c) Proof of the applicant's social security number or, except as provided in s. 343.14 (2g) (a) 4., verification that the applicant is not eligible for a social security number.

(d) Documentation showing the applicant's name and address of principal residence.

(e) Subject to ss. 343.125 (2) (a) and (b) and 343.14 (2g) (a) 2. d., the documentary proof described in s. 343.14 (2) (es).

(2) (a) The department shall, in processing any application for an operator's license or identification card under sub. (1), capture a digital image of each document presented or provided to the department by an applicant. Images captured under this paragraph shall be maintained, in electronic storage and in a transferable format, in the applicant's file or record as provided under ss. 343.23 (2) (a) and 343.50 (8) (a).

(b) The department shall record in the applicant's file under s. 343.23 (2) (a) or record under s. 343.50 (8) (a)

the date on which verification under subs. (1) and (3) is completed.

(3) (a) Except as provided in pars. (b) and (c), the department shall verify, in the manner and to the extent required under federal law, each document presented or provided to the department that is required to be presented or provided to the department by an applicant under sub. (1).

(b) The department may not accept any foreign document, other than an official passport, to satisfy a requirement under sub. (1).

(c) For purposes of par. (a) and sub. (1) (c), if an applicant presents a social security number that is already registered to or associated with another person, the department shall direct the applicant to investigate and take appropriate action to resolve the discrepancy and shall not issue any operator's license or identification card until the discrepancy is resolved. The department shall adopt procedures for purposes of verifying that an applicant is not eligible for a social security number.

(4) (a) Subsection (1) does not apply to an application for renewal of an operator's license or identification card received by the department after May 10, 2008, if in connection with a prior application after May 10, 2008, the applicant previously presented or provided, and the department verified, the information specified in sub. (1) and the department recorded the date on which the verification procedures were completed as described in sub. (2) (b).

(b) The department shall establish an effective procedure to confirm or verify an applicant's information for purposes of any application described in par. (a). The procedure shall include verification of the applicant's social security number or ineligibility for a social security number.

(c) Notwithstanding pars. (a) and (b), no operator's license displaying the legend required under s. 343.03 (3m) or identification card displaying the legend required under s. 343.50 (3) may be renewed unless the applicant presents or provides valid documentary proof under sub. (1) (e) and this proof shows that the status by which the applicant qualified for the license or identification card has been extended by the secretary of the federal department of homeland security.

(d) With any license or identification card renewal following a license or identification card expiration established under s. 343.20 (1m) or 343.50 (5) (c) at other than an 8-year interval, the department may determine whether the applicant's photograph is to be taken, or if the renewal is for a license the applicant is to be examined, or both, at the time of such renewal, so long as the applicant's photograph is taken, and if the renewal is for a license the applicant is examined, with a license or card renewal at least once every 8 years and the applicant's license or identification card at all times includes a photograph.

(5) The department may, by rule, require that applications for reinstatement of operator's licenses or identification cards, issuance of occupational licenses, reissuance of operator's licenses, or issuance of duplicate licenses, received by the department after May 10, 2008, be processed in a manner consistent with the requirements established under this section for applications for initial issuance or renewal of operator's licenses and identification cards.

(6) During the period in which the department processes an application under this section, the department may issue a receipt under s. 343.11 (3) or 343.50 (1) (c).

SECTION 3258. 343.17 (1) of the statutes is amended to read:

343.17 (1) LICENSE ISSUANCE. The Subject to s. 343.165, the department shall issue an operator's license and endorsements, as applied for, to every qualifying applicant who has paid the required fees.

SECTION 3259. 343.17 (2) of the statutes is amended to read:

343.17 (2) LICENSE DOCUMENT. The license shall be a single document, in ~~one part~~ one part, consisting of 2 sides, except as otherwise provided in sub. (4) and s. 343.10 (7) (d). The document shall be, to the maximum extent practicable, tamper proof and shall contain physical security features consistent with any requirement under federal law.

SECTION 3260. 343.17 (3) (a) 1. and 5. of the statutes are amended to read:

343.17 (3) (a) 1. The full legal name, date of birth, and principal residence address of the person.

5. ~~A facsimile of the~~ The person's signature, ~~or a space upon which the licensee shall immediately write his or her usual signature with a pen and ink on receipt of the license, without which the license is not valid.~~

SECTION 3261. 343.17 (3) (a) 14. of the statutes, as created by 2005 Wisconsin Act 126, is repealed.

SECTION 3262. 343.17 (5) of the statutes is amended to read:

343.17 (5) NO PHOTOS ON CERTAIN TEMPORARY LICENSES. The temporary licenses issued under ss. 343.10, 343.11 (1) and (3), 343.16 (6) (b) and 343.305 (8) (a) shall be on forms provided by the department and shall contain the information required by sub. (3), except the license is not required to include a photograph of the licensee. This subsection does not apply to a noncitizen temporary license, as described in s. 343.03 (3m).

SECTION 3263. 343.19 (1) of the statutes is amended to read:

343.19 (1) If a license issued under this chapter or an identification card issued under s. 343.50 is lost or destroyed or the name or address named in the license or identification card is changed or the condition specified in s. 343.17 (3) (a) 12. or 13. no longer applies, the person to whom the license or identification card was issued may obtain a duplicate thereof or substitute therefor upon fur-

nishing proof satisfactory to the department of full legal name and date of birth and that the license or identification card has been lost or destroyed or that application for a duplicate license or identification card is being made for a change of address or name or because the condition specified in s. 343.17 (3) (a) 12. or 13. no longer applies. If the applicant is a male who is at least 18 years of age but less than 26 years of age, the application shall include the information required under s. 343.14 (2) (em). If the original license or identification card is found it shall immediately be transmitted to the department. ~~Duplicates of nonphoto licenses shall be issued as nonphoto licenses.~~

SECTION 3264. 343.20 (1) (a) of the statutes is amended to read:

343.20 (1) (a) Except as otherwise expressly provided in this chapter, reinstated licenses, probationary licenses issued under s. 343.085 and original licenses other than instruction permits shall expire 2 years from the date of the applicant's next birthday. Subject to s. 343.125 (3), all other licenses and license endorsements shall expire 8 years after the date of issuance. The department may institute any system of initial license issuance which it deems advisable for the purpose of gaining a uniform rate of renewals. In order to put such a system into operation, the department may issue licenses which are valid for any period less than the ordinary effective period of such license. If the department issues a license that is valid for less than the ordinary effective period as authorized by this paragraph, the fees due under s. 343.21 (1) ~~(a), (b) and (d)~~ shall be prorated accordingly.

SECTION 3266. 343.20 (1) (f) of the statutes, as created by 2005 Wisconsin Act 126, is amended to read:

343.20 (1) (f) The department shall cancel an operator's license, regardless of the license expiration date, if the department is notified by receives information from a local, state, or federal government agency that the operator is no longer a citizen of the United States, a legal permanent resident of the United States, or a conditional resident of the United States, or otherwise not legally present in the United States licensee no longer satisfies the requirements for issuance of a license under ss. 343.14 (2) (es) and 343.165 (1) (e).

SECTION 3267. 343.20 (1m) of the statutes, as created by 2005 Wisconsin Act 126, is amended to read:

343.20 (1m) ~~A Notwithstanding sub. (1) (a) and (e), and except as otherwise provided in this subsection, a license that is issued to a person who is not a United States citizen or permanent resident and who provides documentary proof of legal status as provided under s. 343.14 (2) (er) 2. shall expire on the date that the person's legal presence in the United States is no longer authorized or on the expiration date determined under sub. (1), whichever date is earlier. If the documentary proof as provided under s. 343.14 (2) (er) 2. does not state the date that the~~

person's legal presence in the United States is no longer authorized, sub. (1) shall apply.

SECTION 3268. 343.20 (1m) of the statutes, as affected by 2007 Wisconsin Act (this act), is amended to read:

343.20 (1m) Notwithstanding sub. (1) (a) and (e), and except as provided in s. 343.165 (4) (c) and as otherwise provided in this subsection, a license that is issued to a person who is not a United States citizen or permanent resident and who provides documentary proof of legal status as provided under s. 343.14 (2) ~~(er) 2. (es) 2., 4., 5., 6., or 7.~~ shall expire on the date that the person's legal presence in the United States is no longer authorized or on the expiration date determined under sub. (1), whichever date is earlier. If the documentary proof as provided under s. 343.14 (2) ~~(er) 2. (es)~~ does not state the date that the person's legal presence in the United States is no longer authorized, sub. (1) shall apply except that, if the license was issued or renewed based upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the license shall, subject to s. 343.165 (4) (c), expire one year after the date of issuance or renewal.

SECTION 3269. 343.20 (2) (a) of the statutes is amended to read:

343.20 (2) (a) The department shall mail to the last-known address of a licensee at least 30 days prior to the expiration of the license a notice of the date upon which the license must be renewed. If the license was issued or last renewed based upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice shall inform the licensee of the requirement under s. 343.165 (4) (c).

SECTION 3270. 343.21 (1) (n) of the statutes is created to read:

343.21 (1) (n) In addition to any other fee under this subsection, for the issuance, renewal, upgrading, or reinstatement of any license, endorsement, or instruction permit, a federal security verification mandate fee of \$10.

SECTION 3271. 343.22 (1) of the statutes is repealed.

SECTION 3272. 343.22 (2) (intro.) and (a) of the statutes are amended to read:

343.22 (2) (intro.) Whenever any person, after applying for or receiving a license ~~containing a photograph~~ under this chapter, or an identification card under s. 343.50, moves from the address named in the application or in the license or identification card issued to him or her or is notified by the local authorities or by the postal authorities that the address so named has been changed, the person shall, within ~~40~~ 30 days thereafter, do one of the following:

(a) Apply for a duplicate license or identification card showing on the application the correct full legal name and address. The licensee or identification card holder shall return the current license or identification

card to the department along with the application for duplicate.

SECTION 3273. 343.22 (2m) of the statutes is amended to read:

343.22 (2m) Whenever any person, after applying for or receiving a license containing a photograph under this chapter, or an identification card under s. 343.50, is notified by the local authorities or by the postal authorities that the address named in the application or in the license or identification card issued to him or her has been changed and the person applies for a duplicate license or identification card under sub. (2), no fee fees shall be charged under s. 343.21 (1) (L) and (n) or 343.50 (5m) and (7) for the duplicate license or identification card.

SECTION 3274. 343.22 (2m) of the statutes, as affected by 2007 Wisconsin Act (this act), is amended to read:

343.22 (2m) Whenever any person, after applying for or receiving a license ~~containing a photograph~~ under this chapter, or an identification card under s. 343.50, is notified by the local authorities or by the postal authorities that the address named in the application or in the license or identification card issued to him or her has been changed and the person applies for a duplicate license or identification card under sub. (2), no fees shall be charged under s. 343.21 (1) (L) and (n) or 343.50 (5m) and (7) for the duplicate license or identification card.

SECTION 3275. 343.22 (3) of the statutes is amended to read:

343.22 (3) When the name of a licensee or identification card holder is changed, such person shall, within 10 days thereafter, apply for a duplicate license or identification card showing the correct name and address. The licensee or identification card holder shall return the current license or identification card to the department along with the application for a duplicate. If the licensee holds more than one type of license under this chapter, the licensee shall return all such licenses to the department along with one application and fee fees for a duplicate license for which the licensee may be issued a duplicate of each such license.

SECTION 3276. 343.22 (3) of the statutes, as affected by 2007 Wisconsin Act (this act), is amended to read:

343.22 (3) When the name of a licensee or identification card holder is changed, such person shall, within ~~10~~ 30 days thereafter, apply for a duplicate license or identification card showing the correct full legal name and address. The licensee or identification card holder shall return the current license or identification card to the department along with the application for a duplicate. If the licensee holds more than one type of license under this chapter, the licensee shall return all such licenses to the department along with one application and fees for a duplicate license for which the licensee may be issued a duplicate of each such license.

SECTION 3277. 343.23 (2) (a) (intro.) of the statutes is amended to read:

343.23 (2) (a) (intro.) The department shall maintain a file for each licensee or other person containing the application for license, permit or endorsement, a record of reports or abstract of convictions, any demerit points assessed under authority of s. 343.32 (2), the information in all data fields printed on any license issued to the person, any notice received from the federal transportation security administration concerning the person's eligibility for an "H" endorsement specified in s. 343.17 (3) (d) 1m., the status of the person's authorization to operate different vehicle groups, a record of any out-of-service orders issued under s. 343.305 (7) (b) or (9) (am), a record of the date on which any background investigation specified in s. 343.12 (6) (a) or (d) was completed, a record of the date on which any verification specified in s. 343.165 (1) and (3) was completed, all documents required to be maintained under s. 343.165 (2) (a), and a record of any reportable accident in which the person has been involved, including specification of any type of license and endorsements issued under this chapter under which the person was operating at the time of the accident and an indication whether or not the accident occurred in the course of any of the following:

SECTION 3279. 343.23 (2) (b) of the statutes is amended to read:

343.23 (2) (b) The information specified in pars. (a) and (am) must be filed by the department so that the complete operator's record is available for the use of the secretary in determining whether operating privileges of such person shall be suspended, revoked, canceled, or withheld, or the person disqualified, in the interest of public safety. The record of suspensions, revocations, and convictions that would be counted under s. 343.307 (2) shall be maintained permanently, except that the department shall purge the record of a first violation of s. 23.33 (4c) (a) 2., 30.681 (1) (b) 1., 346.63 (1) (b), or 350.101 (1) (b) after 10 years, if the person who committed the violation had a blood alcohol concentration of 0.08 or more but less than 0.1 at the time of the violation, if the person does not have a commercial driver license, if the violation was not committed by a person operating a commercial motor vehicle, and if the person has no other suspension, revocation, or conviction that would be counted under s. 343.307 during that 10-year period. The record of convictions for disqualifying offenses under s. 343.315 (2) (h) shall be maintained for at least 10 years. The record of convictions for disqualifying offenses under s. 343.315 (2) (f) and (j), and all records specified in par. (am), shall be maintained for at least 3 years. The record of convictions for disqualifying offenses under s. 343.315 (2) (a) to (e) shall be maintained permanently, except that 5 years after a licensee transfers residency to another state such record may be

transferred to another state of licensure of the licensee if that state accepts responsibility for maintaining a permanent record of convictions for disqualifying offenses. Such reports and records may be cumulative beyond the period for which a license is granted, but the secretary, in exercising the power of suspension granted under s. 343.32 (2) may consider only those reports and records entered during the 4-year period immediately preceding the exercise of such power of suspension. The department shall maintain the digital images of documents specified in s. 343.165 (2) (a) for at least 10 years.

SECTION 3284. 343.23 (5) of the statutes is amended to read:

343.23 (5) The department shall maintain the files specified in this section in a form that is appropriate to the form of the records constituting those files. Records under sub. (1) and files under sub. (2) shall be maintained in an electronic and transferable format accessible for the purpose specified in s. 343.03 (6) (a).

SECTION 3285. 343.235 (3) (a) of the statutes is amended to read:

343.235 (3) (a) A law enforcement agency, a state authority, a district attorney, a driver licensing agency of another jurisdiction, or a federal governmental agency, to perform a legally authorized function.

SECTION 3286. 343.237 (2) of the statutes is amended to read:

343.237 (2) Any photograph taken of an applicant under s. 343.14 (3) or 343.50 (4), and any fingerprint taken of an applicant under s. 343.12 (6) (b), may be maintained by the department and, except as provided in this section, shall be kept confidential. Except as provided in this section, the department may release a photograph or fingerprint only to the person whose photograph or fingerprint was taken or to the driver licensing agency of another jurisdiction.

SECTION 3287. 343.237 (3) (intro.) of the statutes is amended to read:

343.237 (3) (intro.) The department shall provide a Wisconsin law enforcement agency or a federal law enforcement agency with a print or electronic copy of a photograph taken on or after September 1, 1997, of an applicant under s. 343.14 (3) or 343.50 (4), or a printed or electronic copy of a fingerprint taken of an applicant under s. 343.12 (6) (b), if the department receives a written request on the law enforcement agency's letterhead that contains all of the following:

SECTION 3288. 343.24 (3) of the statutes is amended to read:

343.24 (3) The department shall not disclose information concerning or related to a violation as defined by s. 343.30 (6) to any person other than a court, district attorney, county corporation counsel, city, village, or town attorney, law enforcement agency, driver licensing agency of another jurisdiction, or the minor who committed the violation or his or her parent or guardian.

SECTION 3289. 343.24 (4) (c) 1. of the statutes is amended to read:

343.24 (4) (c) 1. A law enforcement agency, a state authority, a district attorney, a driver licensing agency of another jurisdiction, or a federal governmental agency, to perform a legally authorized function.

SECTION 3290. 343.26 of the statutes is amended to read:

343.26 License after cancellation. Any person whose license has been canceled, whether the license has been canceled by the secretary or stands canceled as a matter of law, may apply for a new license at any time. Upon receipt of the application and the all required fee fees, the department shall issue or refuse issuance of the license as upon an original application. The department may, but need not, require the applicant to submit to an examination as provided in s. 343.16.

SECTION 3291. 343.26 of the statutes, as affected by 2007 Wisconsin Act ... (this act), is amended to read:

343.26 License after cancellation. Any person whose license has been canceled, whether the license has been canceled by the secretary or stands canceled as a matter of law, may apply for a new license at any time. Upon receipt of the application and all required fees, and after processing the application as provided in s. 343.165, the department shall issue or refuse issuance of the license as upon an original application. The department may, but need not, require the applicant to submit to an examination as provided in s. 343.16.

SECTION 3292. 343.265 (2) of the statutes is amended to read:

343.265 (2) A person whose voluntary surrender of license under sub. (1) or (1m) has been accepted by the department may apply for a duplicate license under s. 343.19, or, if the person's license has expired during the period of surrender, a renewal license, at any time. Upon receipt of the person's application and the applicable fee fees under s. 343.21, the department shall issue or deny the license as provided in this subchapter. The department may require the person to submit to an examination under s. 343.16 (5).

SECTION 3300. 343.30 (5) of the statutes is amended to read:

343.30 (5) No court may suspend or revoke an operating privilege except as authorized by this chapter or ch. 345, 351, or 938 or s. 767.73, 800.09 (1) (c), 800.095 (4) (b) 4., 943.21 (3m), or 961.50. When a court revokes, suspends, or restricts a juvenile's operating privilege under ch. 938, the department of transportation shall not disclose information concerning or relating to the revocation, suspension, or restriction to any person other than a court, district attorney, county corporation counsel, city, village, or town attorney, law enforcement agency, driver licensing agency of another jurisdiction, or the minor whose operating privilege is revoked, suspended, or restricted, or his or her parent or guardian. Persons

entitled to receive this information shall not disclose the information to other persons or agencies.

SECTION 3303. 343.305 (6) (e) 2. am. of the statutes is amended to read:

343.305 (6) (e) 2. am. In the case of an individual who does not have a social security number, a statement made or subscribed under oath or affirmation that the applicant does not have a social security number. The form of the statement shall be prescribed by the department of ~~workforce development~~ children and families. A permit or approval that is issued or renewed under this section in reliance on a statement submitted under this subd. 2. am. is invalid if the statement is false.

SECTION 3304. 343.305 (6) (e) 3. b. of the statutes is amended to read:

343.305 (6) (e) 3. b. The licensor may not disclose any information received under subd. 2. a. or b. except to the department of ~~workforce development~~ children and families for purposes of administering s. 49.22 or the department of revenue for the sole purpose of requesting certifications under s. 73.0301.

SECTION 3307. 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

343.305 (8) (b) 5. (intro.) If the hearing examiner finds that any of the following applies, the examiner shall order that the administrative suspension of the person's operating privilege be rescinded without payment of ~~the~~ any fee under s. 343.21 (1) (j) or (n):

SECTION 3308. 343.305 (8) (c) 5. of the statutes is amended to read:

343.305 (8) (c) 5. If any court orders under this subsection that the administrative suspension of the person's operating privilege be rescinded, the person need not pay ~~the~~ any fee under s. 343.21 (1) (j) or (n).

SECTION 3315. 343.305 (11) of the statutes is amended to read:

343.305 (11) RULES. The department shall promulgate rules under ch. 227 necessary to administer this section. The rules shall include provisions relating to the expeditious exchange of information under this section between the department and law enforcement agencies, circuit courts, municipal courts, attorneys who represent municipalities, ~~and~~ district attorneys, and driver licensing agencies of other jurisdictions. The rules may not affect any provisions relating to court procedure.

SECTION 3315k. 343.307 (1) (intro.) of the statutes is amended to read:

343.307 (1) (intro.) The court shall count the following to determine the length of a revocation under s. 343.30 (1q) (b) and to determine the penalty under s. 114.09 (2) and 346.65 (2):

SECTION 3315s. 343.307 (1) (g) of the statutes is created to read:

343.307 (1) (g) Convictions for violations under s. 114.09 (1) (b) 1. or 1m.

SECTION 3337. 343.315 (3) (b) of the statutes is amended to read:

343.315 (3) (b) If a person's license or operating privilege is not otherwise revoked or suspended as the result of an offense committed after March 31, 1992, which results in disqualification under sub. (2) (a) to (f), (h), (i), or (j), the department shall immediately disqualify the person from operating a commercial motor vehicle for the period required under sub. (2) (a) to (f), (h), (i), or (j). Upon proper application by the person and payment of ~~a duplicate license fee~~ the fees specified in s. 343.21 (1) (L) and (n), the department may issue a separate license authorizing only the operation of vehicles other than commercial motor vehicles. Upon expiration of the period of disqualification, the person may apply for authorization to operate commercial motor vehicles under s. 343.26.

SECTION 3351. 343.345 of the statutes is amended to read:

343.345 Restriction, limitation or suspension of operating privilege. The department shall restrict, limit or suspend a person's operating privilege if the person is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 3352r. 343.35 (1) of the statutes is renumbered 343.35 (1) (a) and amended to read:

343.35 (1) (a) ~~The~~ Except as provided in par. (b), the department may order any person whose operating privilege has been canceled, revoked or suspended to surrender his or her license or licenses to the department. The department may order any person who is in possession of a canceled, revoked or suspended license of another to surrender the license to the department.

SECTION 3352t. 343.35 (1) (b) of the statutes is created to read:

343.35 (1) (b) 1. Subject to subd. 2., if the department cancels an operator's license prior to the license expiration date because the department has determined that the license holder does not meet the department's standard required for eyesight, the license holder may, without paying any additional fee, retain the operator's license and continue to use the license, until the license expiration date, for the same purpose as an identification card issued under s. 343.50.

2. Before a cancelled operator's license may be used for the same purpose as an identification card under subd. 1., the license holder shall temporarily surrender the

license to the department. Upon surrender, the department shall make a distinctive mark on the license, and update the license holder's record under s. 343.23 (1), to indicate that the license is not valid as an operator's license but is valid for purposes of identification. After making the distinctive mark, the department shall immediately return the license to the license holder.

SECTION 3356. 343.38 (1) (a) of the statutes is amended to read:

343.38 (1) (a) Files with the department an application for license together with ~~the all~~ required fee ~~fees~~; and

SECTION 3358. 343.38 (2) of the statutes is amended to read:

343.38 (2) REINSTATEMENT OF NONRESIDENT'S OPERATING PRIVILEGE AFTER REVOCATION BY WISCONSIN. A nonresident's operating privilege revoked under the laws of this state is reinstated as a matter of law when the period of revocation has expired and such nonresident obtains a valid operator's license issued by the jurisdiction of the nonresident's residence and pays the fee ~~fees~~ specified in s. 343.21 (1) (j) ~~and (n)~~.

SECTION 3363. 343.39 (1) (a) of the statutes is amended to read:

343.39 (1) (a) When, in the case of a suspended operating privilege, the period of suspension has terminated, the ~~reinstatement fee fees~~ specified in s. 343.21 (1) (j) ~~and (n)~~ ~~have~~ been paid to the department and, for reinstatement of an operating privilege suspended under ch. 344, the person files with the department proof of financial responsibility, if required, in the amount, form and manner specified under ch. 344.

SECTION 3365m. 343.43 (1) (a) of the statutes is amended to read:

343.43 (1) (a) ~~Represent~~ Except as provided in s. 343.35 (1) (b), represent as valid any canceled, revoked, suspended, fictitious or fraudulently altered license; or

SECTION 3366. 343.43 (1) (g) of the statutes is amended to read:

343.43 (1) (g) Deface or alter a license except to endorse a change of address authorized by s. 343.22 ~~(4)~~ ~~or~~ (2).

SECTION 3374. 343.50 (1) of the statutes is amended to read:

343.50 (1) ISSUANCE. The department shall issue to every qualified applicant, who has paid ~~the all~~ required fee ~~fees~~, an identification card as provided in this section.

SECTION 3375. 343.50 (1) of the statutes, as affected by 2007 Wisconsin Act (this act), is renumbered 343.50 (1) (a) and amended to read:

343.50 (1) (a) ~~The~~ Subject to par. (b) and s. 343.165, the department shall issue to every qualified applicant, who has paid all required fees, an identification card as provided in this section.

SECTION 3376. 343.50 (1) (b) and (c) of the statutes are created to read:

343.50 (1) (b) The department may not issue an identification card to a person previously issued an operator's license in another jurisdiction unless the person surrenders to the department any valid operator's license possessed by the person issued by another jurisdiction, which surrender operates as a cancellation of the license insofar as the person's privilege to operate a motor vehicle in this state is concerned. Within 30 days following issuance of the identification card under this section, the department shall destroy any operator's license surrendered under this paragraph and report to the jurisdiction that issued the surrendered operator's license that the license has been destroyed and the person has been issued an identification card in this state.

(c) The department may issue a receipt to any applicant for an identification card, which receipt shall constitute a temporary identification card while the application is being processed and shall be valid for a period not to exceed 30 days.

SECTION 3377. 343.50 (2) of the statutes is amended to read:

343.50 (2) WHO MAY APPLY. Any resident of this state who does not possess a valid operator's license ~~which contains the resident's photograph~~ issued under this chapter may apply to the department for an identification card pursuant to this section. The card is not a license for purposes of this chapter and is to be used for identification purposes only.

SECTION 3378. 343.50 (3) of the statutes is amended to read:

343.50 (3) DESIGN AND CONTENTS OF CARD. The card shall be the same size as an operator's license but shall be of a design which is readily distinguishable from the design of an operator's license and bear upon it the words "IDENTIFICATION CARD ONLY". ~~The information on the card shall be the same as specified under s. 343.17 (3). If the issuance of the card requires the applicant to present any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall display, on the front side of the card, a legend identifying the card as temporary. The card shall contain physical security features consistent with any requirement under federal law.~~ The card may serve as a document of gift under s. 157.06 (2) (b) and (c) and the holder may affix a sticker thereto as provided in s. 343.175 (3). The card may also serve as a document of refusal to make an anatomical gift under s. 157.06 (2) (i). The card shall contain the holder's photograph and, if applicable, shall be of the design specified under s. 343.17 (3) (a) 12.

SECTION 3379. 343.50 (4) of the statutes, as affected by 2005 Wisconsin Act 126, is amended to read:

343.50 (4) APPLICATION. The application for an identification card shall include any information required under ss. 85.103 (2) and 343.14 (2) (a), (b), (bm), (br), (em), and ~~(er)~~ (es), and such further information as the

department may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card. The Except with respect to renewals described in s. 343.165 (4) (d), the department shall, as part of the application process, take a digital photograph including facial image capture of the applicant to comply with sub. (3). No Except with respect to renewals described in s. 343.165 (4) (d), no application may be processed without the photograph being taken. Misrepresentations in violation of s. 343.14 (5) are punishable as provided in s. 343.14 (9).

SECTION 3380. 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126, is amended to read:

343.50 (5) VALID PERIOD; FEES. The fee for an original card and for the reinstatement of an identification card after cancellation under sub. (10) shall be \$9 ~~\$18~~. The card shall be valid for the succeeding period of 4 ~~8~~ years from the applicant's next birthday after the date of issuance, except that a card that is issued to a person who is not a United States citizen and who provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the person's legal presence in the United States is no longer authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not state the date that the person's legal presence in the United States is no longer authorized, then the card shall be valid for the succeeding period of 4 ~~8~~ years from the applicant's next birthday after the date of issuance.

SECTION 3381. 343.50 (5) of the statutes, as affected by 2005 Wisconsin Act 126 and 2007 Wisconsin Act (this act), is renumbered 343.50 (5) (a) and amended to read:

343.50 (5) (a) The fee for an original card, for renewal of a card, and for the reinstatement of an identification card after cancellation under sub. (10) shall be \$18. ~~The~~

(b) Except as provided in par. (c) and s. 343.165 (4) (c), an original or reinstated card shall be valid for the succeeding period of 8 years from the applicant's next birthday after the date of issuance, except that a, and a renewed card shall be valid for the succeeding period of 8 years from the card's last expiration date.

(c) Except as provided in s. 343.165 (4) (c) and as otherwise provided in this paragraph, an identification card that is issued to a person who is not a United States citizen and who provides documentary proof of legal status as provided under s. 343.14 (2) (er) (es) shall expire on the date that the person's legal presence in the United States is no longer authorized or on the expiration date determined under par. (b), whichever date is earlier. If the documentary proof as provided under s. 343.14 (2) (er) (es) does not state the date that the person's legal presence in the United States is no longer authorized, then the card shall be valid for the ~~succeeding period of 8 years from the applicant's next birthday after the date of issuance~~ specified in par. (b) except that, if the card was issued or

renewed based upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the card shall, subject to s. 343.165 (4) (c), expire one year after the date of issuance or renewal.

SECTION 3382. 343.50 (5m) of the statutes is created to read:

343.50 (5m) FEDERAL SECURITY VERIFICATION MANDATE FEE. In addition to any other fee under this section, for the issuance of an original identification card or duplicate identification card or for the renewal or reinstatement of an identification card after cancellation under sub. (10), a federal security verification mandate fee of \$10 shall be paid to the department.

SECTION 3383. 343.50 (6) of the statutes, as affected by 2007 Wisconsin Act (this act), is amended to read:

343.50 (6) RENEWAL NOTICE. At least 30 days prior to the expiration of the an identification card, the department shall mail a renewal application to the last-known address of each identification the card holder. If the card was issued or last renewed based upon the person's presenting of any documentary proof specified in s. 343.14 (2) (es) 4. to 7., the notice shall inform the card holder of the requirement under s. 343.165 (4) (c). The department shall include with the application information, as developed by all organ procurement organizations in cooperation with the department, that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175. ~~The fee for a renewal identification card shall be \$18, which card shall be valid for 8 years, except that a card that is issued to a person who is not a United States citizen and who provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the person's legal presence in the United States is no longer authorized. If the documentary proof as provided under s. 343.14 (2) (er) does not state the date that the person's legal presence in the United States is no longer authorized, then the card shall be valid for 8 years.~~

SECTION 3384. 343.50 (6) of the statutes, as affected by 2005 Wisconsin Act 126, is amended to read:

343.50 (6) RENEWAL. At least 30 days prior to the expiration of the card, the department shall mail a renewal application to the last-known address of each identification card holder. The department shall include with the application information, as developed by all organ procurement organizations in cooperation with the department, that promotes anatomical donations and which relates to the anatomical donation opportunity available under s. 343.175. The fee for a renewal identification card shall be \$9 ~~\$18~~, which card shall be valid for 4 ~~8~~ years, except that a card that is issued to a person who is not a United States citizen and who provides documentary proof of legal status as provided under s. 343.14 (2) (er) shall expire on the date that the person's legal presence in the United States is no longer authorized. If the documentary proof as provided under s. 343.14 (2) (er)

does not state the date that the person's legal presence in the United States is no longer authorized, then the card shall be valid for 4-8 years.

SECTION 3385. 343.50 (8) (a) of the statutes is amended to read:

343.50 (8) (a) The department shall maintain current records of all identification card holders under this section in the same manner as required under s. 343.23 for operator's licenses. For each identification card applicant, the record shall include any application for an identification card received by the department, any reinstatement or cancellation of an identification card by the department, the information in all data fields printed on any identification card issued to the applicant, a record of the date on which any verification specified in s. 343.165 (1) and (3) was completed, and all documents required to be maintained under s. 343.165 (2) (a). The department shall maintain the digital images of documents specified in s. 343.165 (2) (a) for at least 10 years. Records under this paragraph shall be maintained in an electronic and transferable format accessible for the purpose specified in par. (c) 1.

SECTION 3387m. 343.50 (8) (b) of the statutes is amended to read:

343.50 (8) (b) The department may not disclose any record or other information concerning or relating to an applicant or identification card holder to any person other than a court, district attorney, county corporation counsel, city, village, or town attorney, law enforcement agency, driver licensing agency of another jurisdiction, the applicant or identification card holder or, if the applicant or identification card holder is under 18 years of age, his or her parent or guardian. Except for photographs ~~disclosed to a law enforcement agency for which disclosure is authorized~~ under s. 343.237, persons entitled to receive any record or other information under this paragraph shall not disclose the record or other information to other persons or agencies. This paragraph does not prohibit the disclosure of a person's name or address, of the name or address of a person's employer or of financial information that relates to a person when requested under s. 49.22 (2m) by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5).

SECTION 3388. 343.50 (8) (c) of the statutes is created to read:

343.50 (8) (c) 1. Notwithstanding par. (b) and ss. 343.027, 343.14 (2j), and 343.237 (2), the department shall, upon request, provide to the driver licensing agencies of other jurisdictions any record maintained by the department of transportation under this subsection, including providing electronic access to any such record.

2. Notwithstanding par. (b) and s. 343.14 (2j), the department may, upon request, provide to the department of health and family services any applicant information maintained by the department of transportation and iden-

tified in s. 343.14 (2), including providing electronic access to the information, for the sole purpose of verification by the department of health and family services of birth certificate information.

3. Nothing in par. (b) prohibits disclosure under this paragraph.

SECTION 3389. 343.50 (10) (intro.) and (a) of the statutes are amended to read:

343.50 (10) CANCELLATION. (intro.) The department shall cancel an identification card under any of the following circumstances:

(a) Whenever the department determines that the card was issued upon an application which contains a false statement as to any material matter; ~~or,~~

SECTION 3390. 343.50 (10) (c) of the statutes is created to read:

343.50 (10) (c) Whenever the department receives information from a local, state, or federal government agency that the card holder no longer satisfies the requirements for issuance of a card under ss. 343.14 (2) (es) and 343.165 (1) (e). A card cancelled under this paragraph may not be reinstated under sub. (5) until these requirements are again satisfied.

SECTION 3391. 343.61 (2) (a) 1m. of the statutes is amended to read:

343.61 (2) (a) 1m. In the case of an individual who does not have a social security number, a statement made or subscribed under oath or affirmation that the individual does not have a social security number. The form of the statement shall be prescribed by the department of ~~workforce development~~ children and families. A license that is issued by the department in reliance on a statement submitted under this subdivision is invalid if the statement is false.

SECTION 3392. 343.61 (2) (b) of the statutes is amended to read:

343.61 (2) (b) The department of transportation may not disclose any information received under par. (a) 1. or 2. to any person except to the department of ~~workforce development~~ children and families for purposes of administering s. 49.22 or the department of revenue for the sole purpose of requesting certifications under s. 73.0301.

SECTION 3393. 343.62 (2) (am) of the statutes is amended to read:

343.62 (2) (am) If the applicant does not have a social security number, a statement made or subscribed under oath or affirmation that the applicant does not have a social security number. The form of the statement shall be prescribed by the department of ~~workforce development~~ children and families. A license that is issued by the department in reliance on a statement submitted under this paragraph is invalid if the statement is false.

SECTION 3394. 343.62 (2) (b) of the statutes is amended to read:

343.62 (2) (b) The department of transportation may not disclose a social security number obtained under par. (a) to any person except to the department of workforce development children and families for the sole purpose of administering s. 49.22 or the department of revenue for the sole purpose of requesting certifications under s. 73.0301.

SECTION 3395. 343.66 (2) of the statutes is amended to read:

343.66 (2) The secretary shall deny, restrict, limit or suspend any driver school license issued under s. 343.61 or instructor's license issued under s. 343.62 or refuse to renew a driver school license or instructor's license if the applicant or licensee is an individual who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, or who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings, as provided in a memorandum of understanding entered into under s. 49.857.

SECTION 3400. 344.18 (1) (intro.) of the statutes is amended to read:

344.18 (1) (intro.) Any registration suspended or revoked under s. 344.14 shall remain suspended or revoked and shall not be renewed or reinstated until the person pays the fee required under s. 341.36 (1m), meets one of the requirements under pars. (a) to (d) and satisfies the requirements of sub. (1m). Any operating privilege suspended or revoked under s. 344.14 shall remain suspended or revoked and shall not be reinstated until the person pays the ~~fee~~ fees required under s. 343.21 (1) (j) and (n), complies with the applicable provisions of s. 343.38 and meets any of the following requirements:

SECTION 3402. 344.18 (3) (intro.) of the statutes is amended to read:

344.18 (3) (intro.) If a person defaults in the payment of any installment under a duly acknowledged written agreement, the secretary, upon notice of such default given in no event later than 30 days after the time for final installment, shall immediately suspend the registrations and operating privilege of the defaulting person. A suspension or revocation of registration under this subsection shall remain in effect until the person pays the fee required under s. 341.36 (1m), meets the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A suspension or revocation of an operating privilege under this subsection shall remain in effect until the person pays the ~~fee~~ fees required in s. 343.21 (1) (j) and (n), complies with the applicable provisions of s. 343.38 and meets any of the following requirements:

SECTION 3407. 344.19 (3) of the statutes is amended to read:

344.19 (3) Upon receipt of such certification from another state to the effect that the operating privilege or registration of a resident of this state has been suspended or revoked in such other state under a law providing for its suspension or revocation for failure to deposit security for payment of judgments arising out of a motor vehicle accident, under circumstances which would require the secretary to suspend a nonresident's operating privilege or registration had the accident occurred in this state, the secretary shall suspend the operating privilege of such resident if he or she was the operator and all of his or her registrations if he or she was the owner of a motor vehicle involved in such accident. The department may accept a certification which is in the form of a combined notice of required security and suspension order, but shall not suspend a resident's operating privilege or registration on the basis of such order until at least 30 days have elapsed since the time for depositing security in the other state expired. A suspension or revocation of operating privilege under this section shall continue until such resident furnishes evidence of his or her compliance with the law of the other state relating to the deposit of security, pays the ~~fee~~ fees required under s. 343.21 (1) (j) and (n) and complies with the applicable provisions of s. 343.38. A suspension or revocation of registration under this section shall continue until such resident furnishes evidence of his or her compliance with the law of the other state relating to the deposit of security, pays the fee required under s. 341.36 (1m) and satisfies the requirements of sub. (3m).

SECTION 3425. 345.47 (1) (c) of the statutes is amended to read:

345.47 (1) (c) If a court or judge suspends an operating privilege under this section, the court or judge shall immediately take possession of the suspended license and shall forward it to the department together with the notice of suspension, which shall clearly state that the suspension was for failure to pay a forfeiture, plus costs, fees, and surcharges imposed under ch. 814. The notice of suspension and the suspended license, if it is available, shall be forwarded to the department within 48 hours after the order of suspension. If the forfeiture, plus costs, fees, and surcharges imposed under ch. 814, are paid during a period of suspension, the court or judge shall immediately notify the department. Upon receipt of the notice and payment of the ~~reinstatement fee~~ fees under s. 343.21 (1) (j) and (n), the department shall return the surrendered license.

SECTION 3427c. 346.03 (1) of the statutes is amended to read:

346.03 (1) The operator of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law ~~or~~, when responding to but not upon returning from a fire alarm, when transporting an organ for human transplantation, or when transporting medical personnel for

the purpose of performing human organ harvesting or transplantation immediately after the transportation, may exercise the privileges set forth in this section, but subject to the conditions stated in subs. (2) to ~~(5)~~ **(5m)**.

SECTION 3427e. 346.03 (5m) of the statutes is created to read:

346.03 **(5m)** The privileges granted under this section apply to the operator of an authorized emergency vehicle under s. 340.01 (3) (dg) or (dh) only if the operator has successfully completed a safety and training course in emergency vehicle operation that is taken at a technical college under ch. 38 or that is approved by the department and only if the vehicle being operated is plainly marked, in a manner prescribed by the department, to identify it as an authorized emergency vehicle under s. 340.01 (3) (dg) or (dh).

SECTION 3425m. 346.93 (1) of the statutes is amended to read:

346.93 **(1)** No underage person, as defined under s. 125.02 (20m), may knowingly possess, transport, or have under his or her control any alcohol beverage in any motor vehicle unless the person is employed by a brewer, ~~an brewpub~~, alcohol beverage licensee, wholesaler, retailer, distributor, manufacturer, or rectifier and is possessing, transporting, or having such beverage in a motor vehicle under his or her control during his or her working hours and in the course of employment, as provided under s. 125.07 (4) (bm).

SECTION 3432c. 347.25 (1) of the statutes is amended to read:

347.25 **(1)** Except as provided in subs. (1m) (a), (1r), and (1s), an authorized emergency vehicle may be equipped with one or more flashing, oscillating, or rotating red lights, except that ambulances, fire department equipment, and privately owned motor vehicles under s. 340.01 (3) (d), ~~(dg)~~, or (dm) being used by personnel of a full-time or part-time fire department ~~or~~, by members of a volunteer fire department or rescue squad, or by an organ procurement organization or any person under an agreement with an organ procurement organization, and privately owned motor vehicles under s. 340.01 (3) (dh) being used to transport or pick up medical devices or equipment, may be equipped with red or red and white lights, and shall be so equipped when the operator thereof is exercising the privileges granted by s. 346.03. The lights shall be so designed and mounted as to be plainly visible and understandable from a distance of 500 feet both during normal sunlight and during hours of darkness. No operator of an authorized emergency vehicle may use the warning lights except when responding to an emergency call or when in pursuit of an actual or suspected violator of the law, when responding to but not upon returning from a fire alarm, when transporting an organ for human transplantation, when transporting medical personnel for the purpose of performing human organ harvesting or transplantation immediately after the

transportation, or when necessarily parked in a position which is likely to be hazardous to traffic.

SECTION 3432e. 347.38 (4) of the statutes is amended to read:

347.38 **(4)** An authorized emergency vehicle shall be equipped with a siren, but such siren shall not be used except when such vehicle is operated in response to an emergency call or in the immediate pursuit of an actual or suspected violator of the law, when responding to but not upon returning from a fire alarm, when transporting an organ for human transplantation, or when transporting medical personnel for the purpose of performing human organ harvesting or transplantation immediately after the transportation, in which events the driver of such vehicle shall sound the siren when reasonably necessary to warn pedestrians and other drivers.

SECTION 3435j. 348.15 (3) (f) of the statutes is created to read:

348.15 **(3)** (f) 1. In this paragraph:

a. "Heavy-duty vehicle" has the meaning given in 42 USC 16104 (a) (4).

b. "Idle reduction technology" has the meaning given in 42 USC 16104 (a) (5).

2. Notwithstanding pars. (a) to (c), sub. (4), and ss. 348.17 and 349.16, and subject to subd. 3., in the case of a heavy-duty vehicle equipped with idle reduction technology, the gross weight of the vehicle, and the gross weight imposed on the highway by the wheels of any one axle or axle group of the vehicle, may exceed the applicable weight limitation specified in pars. (a) to (c) or posted as provided in s. 348.17 (1) by not more than 400 pounds or the weight of the idle reduction technology, whichever is less.

3. This paragraph applies only if the heavy-duty vehicle operator, upon request, proves, by written certification, the weight of the idle reduction technology and, by demonstration or certification, that the idle reduction technology is fully functional at all times.

SECTION 3435m. 348.21 (3g) (intro.) of the statutes is amended to read:

348.21 **(3g)** (intro.) Any person who, while operating a vehicle combination that ~~has 6 or more axles and that is transporting raw forest products, violates s. 348.15 or 348.16 or any weight limitation posted as provided in s. 348.17 (1) or in a declaration issued under s. 348.175 or authorized under s. 348.17 (4) or in an overweight permit issued under s. 348.26 or 348.27 may be penalized as follows:~~

SECTION 3435n. 348.21 (3g) (intro.) of the statutes, as affected by 2005 Wisconsin Act 167 and 2007 Wisconsin Act (this act), is repealed and recreated to read:

348.21 **(3g)** (intro.) Any person who, while operating a vehicle combination that is transporting raw forest products, violates s. 348.15 or 348.16 or any weight limitation posted as provided in s. 348.17 (1) or authorized in

an overweight permit issued under s. 348.26 or 348.27 may be penalized as follows:

SECTION 3435x. 349.132 of the statutes is created to read:

349.132 Authority to immobilize, remove, impound, and dispose of motor vehicles for nonmoving traffic violations. (1) In this section:

(a) "Habitual parking violator" means a person who has received, more than 28 days previously, 3 or more citations for nonmoving traffic violations that remain unpaid and for which the person has not scheduled an appearance in court in response to the citations.

(b) "Immobilization device" has the meaning given in s. 341.65 (1) (a).

(c) "Nonmoving traffic violation" has the meaning given in s. 345.28 (1) (c).

(d) "Owner" has the meaning given in s. 341.65 (1) (am).

(e) "Parking enforcer" means a traffic officer or any other person who enforces nonmoving traffic violations and who is employed by a municipality or county.

(2) The governing body of any municipality or county may by ordinance provide for the immobilization or removal, impoundment, and disposal of vehicles owned by habitual parking violators as provided in this section. Any ordinance under this section shall do all of the following:

(a) Limit application of the ordinance to those motor vehicles for which all of the following apply:

1. The municipality or county has cited the owner of the motor vehicle for 3 or more nonmoving traffic violations that, at the time of the vehicle's immobilization or removal, occurred more than 28 days previously and for which the owner has neither paid the forfeiture for each of these violations nor scheduled an appearance in court in response to each of these citations.

2. a. The municipality or county has mailed to the last-known address of the owner at least one notice that specifies, for each citation counted under subd. 1., the date on which the citation was issued, the license number of the vehicle involved, the place where the citation may be paid, the amount of the forfeiture, and the means by which the citation may be contested.

b. The notice under subd. 2. a. shall also inform the owner that any motor vehicle owned by him or her may be immobilized with an immobilization device or removed and impounded if, within 28 days after the owner has received 3 or more citations and at the time the vehicle is immobilized or removed and impounded, the owner has not either paid the forfeiture for each violation that occurred more than 28 days previously or scheduled an appearance in court in response to each citation issued more than 28 days previously for which the forfeiture has not been paid.

c. The notice under this subdivision may be combined with any other notice provided by the municipality or county to the owner.

(b) Authorize any parking enforcer who discovers any motor vehicle to which par. (a) applies that is legally or illegally parked on any portion of the street, highway, or publicly owned or leased parking facility within the corporate limits of the municipality or county to cause the motor vehicle to be immobilized with an immobilization device or removed to a suitable place of impoundment or both. Upon immobilization or removal of the motor vehicle, the parking enforcer shall follow the notification procedure specified in s. 341.65 (2) (b).

(c) Specify whether the municipality or county may contract with a 3rd party for the performance of services related to immobilization or removal of motor vehicles, which services shall be rendered only at the request of a parking enforcer.

(d) Provide for a reasonable removal fee, if any, that will be charged to remove an immobilization device placed on a vehicle under this section.

(e) Provide for the recovery of reasonable towing or storage charges associated with the removal or impoundment of a vehicle, and of reasonable charges associated with disposal of a vehicle, under this section.

(f) Require that, if the motor vehicle is immobilized, the parking enforcer or a 3rd party contractor place in a highly visible location and a reasonably secure manner on the vehicle, at the time of immobilization, a written notice that does all of the following:

1. Warns any driver of the vehicle that the immobilization device has been placed on the vehicle.

2. Either provides all of the information specified in par. (a) 2. a. or provides a telephone number at which an individual is available to provide such information 24 hours a day.

3. States the amount of the removal fee under par. (d), if any, that is in addition to any amount required to be paid as specified in the notice under par. (a) 2. a.

(g) If the motor vehicle is immobilized in a time-limited, legal parking space, prohibit the municipality or county from issuing, after the vehicle's immobilization, any citation for a nonmoving traffic violation for the vehicle within the first 4 hours after the vehicle is immobilized and during any hours in which the municipal court or clerk's office of the circuit court that would be contacted to arrange an appearance for purposes of sub. (3) (b) is not open for regular business.

(h) If the motor vehicle is immobilized, require the municipality or county, or a 3rd party contractor, to remove, or provide sufficient information to allow the vehicle owner to remove, the immobilization device without undue delay, not to exceed 3 hours, after receiv-

ing notice that the person has satisfied the requirements for release of the motor vehicle under sub. (3) (b).

(3) (a) Any motor vehicle immobilized or impounded as provided in sub. (2) shall remain immobilized or impounded until lawfully claimed or disposed of as provided in this subsection and sub. (5).

(b) The owner of a motor vehicle that is immobilized under sub. (2) may secure release of the motor vehicle by paying any removal fee specified in sub. (2) (d) and either paying all forfeitures specified in each notice under sub. (2) (a) 2. a. for citations counted under sub. (2) (a) 1. or scheduling an appearance in court in response to all citations counted under sub. (2) (a) 1. for which the forfeitures have not been paid.

(c) The owner of a motor vehicle that is removed and impounded under sub. (2) may secure release of the motor vehicle by paying any charges specified in sub. (2) (e) and either paying all forfeitures specified in the notice under sub. (2) (a) 2. a. for citations counted under sub. (2) (a) 1. or scheduling an appearance in court in response to all citations counted under sub. (2) (a) 1. for which the forfeitures have not been paid.

(d) If an owner secures release of a motor vehicle under par. (b) or (c) by scheduling an appearance in court and thereafter fails to appear or fails to comply with any court order with respect to any citation counted under sub. (2) (a) 1. for which the forfeiture has not been fully paid, including failure to satisfy in full any court-ordered payment plan or other agreement approved by the court, the court may order a law enforcement officer, or an authorized employee or contractor of the municipality or county, to immobilize the motor vehicle involved in the nonmoving traffic violations or the municipality or county may cause the motor vehicle to be immobilized or removed and impounded as provided under sub. (2). If the court orders the motor vehicle immobilized, upon compliance with the court order, the court shall order a law enforcement officer, or an authorized employee or contractor of the municipality or county, to remove the immobilization device.

(e) Notwithstanding par. (a), if any motor vehicle immobilized or impounded is an unregistered motor vehicle for purposes of s. 341.65 or an abandoned motor vehicle for purposes of s. 342.40, the municipality or county may take any action authorized under s. 341.65 or 342.40. Any vehicle immobilized under this section for longer than the period specified in s. 342.40 (1m) shall be considered abandoned for purposes of s. 342.40.

(4) The owner of any motor vehicle immobilized or removed and impounded as provided under this section is responsible for all charges associated with immobilizing, removing, impounding, and disposing of the motor vehicle, as provided under sub. (2) (d) and (e). Charges not recovered from the sale of the motor vehicle may be recovered in a civil action by the municipality or county against the owner.

(5) The procedures and provisions of s. 341.65 (2) (f) to (h) shall apply with respect to the impoundment and disposal of motor vehicles authorized to be removed, impounded, and disposed of under this section to the same extent as these provisions apply to the impoundment and disposal of unregistered motor vehicles that are removed under authority of s. 341.65, except that reclamation of the motor vehicle by the owner requires compliance with sub. (3) rather than s. 341.65 (2) (e). The provisions of s. 349.13 (5) (b) shall apply with respect to vehicles removed or stored under this section to the same extent as these provisions apply with respect to vehicles removed or stored under authority of s. 349.13.

(6) Any ordinance enacted under this section permitting immobilization of a motor vehicle may prohibit any person from removing, disconnecting, tampering with, or otherwise circumventing the operation of an immobilization device installed under this section except upon release of the motor vehicle to the owner or to make necessary repairs to a malfunctioning immobilization device.

(7) Section 349.137 does not apply to the use of motor vehicle immobilization devices under this section.

SECTION 3436. 349.19 of the statutes is amended to read:

349.19 Authority to require accident reports. Any city, village, town or county may by ordinance require the operator of a vehicle involved in an accident to file with a designated municipal department or officer a report of such accident or a copy of any report required to be filed with the department. All such reports are for the confidential use of such department or officer and are otherwise subject to s. 346.73, except that this section does not prohibit the disclosure of a person's name or address, of the name or address of a person's employer or of financial information that relates to a person when requested under s. 49.22 (2m) to the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5).

SECTION 3437. 350.055 of the statutes is renumbered 350.055 (1) and amended to read:

350.055 (1) The department shall establish a program of instruction on snowmobile laws, including the intoxicated snowmobiling law, regulations, safety and related subjects. The program shall be conducted by instructors certified by the department. The department may procure liability insurance coverage for certified instructors for work within the scope of their duties under this section. For each person who is under the age of 16 years, the program shall include 6 hours of classroom instruction, and the instructor may provide to the person up to 2 additional hours of instruction on a snowmobile as to how it is actually operated. Each person satisfactorily completing this program shall receive a snowmobile safety certificate from the department. The department shall establish by rule an instruction fee for this program.

An instructor conducting a program of instruction under this section shall collect the instruction fee from each person who receives instruction. The department may determine the portion of this fee, which may not exceed 50%, that the instructor may retain to defray expenses incurred by the instructor in conducting the program. The instructor shall remit the remainder of the fee or, if nothing is retained, the entire fee to the department. The department shall issue a duplicate certificate of accomplishment to a person who is entitled to a duplicate certificate of accomplishment and who pays a fee of \$2.75.

(2) A person who is required to hold a valid snowmobile safety certificate may operate a snowmobile in this state if the person holds a valid snowmobile safety certificate issued by another state or province of the Dominion of Canada and if the course content of the program in such other state or province substantially meets that established by the department under this section.

SECTION 3449. 440.03 (9) (intro.) of the statutes is renumbered 440.03 (9) (a) (intro.) and amended to read:

440.03 (9) (a) (intro.) ~~The Subject to pars. (b) and (c), the department shall include all of the following with each biennial budget request that it makes under s. 16.42, biennially, determine each fee for an initial credential for which no examination is required, for a reciprocal credential, and for a credential renewal by doing all of the following:~~

SECTION 3450. 440.03 (9) (a) of the statutes is renumbered 440.03 (9) (a) 1. and amended to read:

440.03 (9) (a) 1. ~~A recalculation of Recalculating the administrative and enforcement costs of the department that are attributable to the regulation of each occupation or business under chs. 440 to 480 and that are included in the budget request.~~

SECTION 3451. 440.03 (9) (b) of the statutes is renumbered 440.03 (9) (a) 2. and amended to read:

440.03 (9) (a) 2. ~~A recommended change to Not later than January 31 of each odd-numbered year, adjusting for the succeeding fiscal biennium each fee specified under s. 440.05 (1) for an initial credential for which an examination is not required, under s. 440.05 (2) for a reciprocal credential, and under, subject to s. 440.08 (2) (a), for a credential renewal, if the change an adjustment is necessary to reflect the approximate administrative and enforcement costs of the department that are attributable to the regulation of the particular occupation or business during the period in which the initial or reciprocal credential or credential renewal is in effect and, for purposes of the recommended change to each fee specified under s. 440.08 (2) (a) for a credential renewal, to reflect an estimate of any additional moneys available for the department's general program operations, during the budget period to which the biennial budget request applies, as a result of appropriation transfers that have been or are estimated to be made under s. 20.165 (1) (i) prior to and during that budget period during the fiscal biennium in prog-~~

ress at the time of the deadline for an adjustment under this subdivision or during the fiscal biennium beginning on the July 1 immediately following the deadline for an adjustment under this subdivision.

(b) The department may not recommend an initial credential fee that exceeds the amount of the fee that the department recommends for a renewal of the same credential, if no examination is required for the initial credential.

SECTION 3452. 440.03 (9) (c) of the statutes is created to read:

440.03 (9) (c) The cemetery board may by rule impose a fee in addition to the renewal fee determined by the department under this subsection for renewal of a license granted under s. 440.91 (1).

SECTION 3453. 440.03 (9) (d) of the statutes is created to read:

440.03 (9) (d) Not later than 14 days after completing proposed fee adjustments under par. (a), the department shall send a report detailing the proposed fee adjustments to the cochairpersons of the joint committee on finance. If, within 14 working days after the date that the department submits the report, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the proposed adjustments, the department may not impose the fee adjustments until the committee approves the report. If the cochairpersons of the committee do not notify the secretary, the department shall notify credential holders of the fee adjustments by posting the fee adjustments on the department's Internet Web site and in credential renewal notices sent to affected credential holders under s. 440.08 (1).

SECTION 3454. 440.03 (11m) (am) of the statutes is amended to read:

440.03 (11m) (am) If an applicant specified in par. (a) 1. or 2. is an individual who does not have a social security number, the applicant shall submit a statement made or subscribed under oath that the applicant does not have a social security number. The form of the statement shall be prescribed by the department of ~~workforce development children and families~~. A credential or license issued in reliance upon a false statement submitted under this paragraph is invalid.

SECTION 3455. 440.03 (11m) (c) of the statutes is amended to read:

440.03 (11m) (c) The department of regulation and licensing may not disclose a social security number obtained under par. (a) to any person except the coordinated licensure information system under s. 441.50 (7); the department of ~~workforce development children and families~~ for purposes of administering s. 49.22; and, for a social security number obtained under par. (a) 1., the department of revenue for the purpose of requesting certifications under s. 73.0301 and administering state taxes.

SECTION 3456. 440.03 (12m) of the statutes is amended to read:

440.03 (12m) The department of regulation and licensing shall cooperate with the departments of justice, children and families, and health and family services in developing and maintaining a computer linkup to provide access to information regarding the current status of a credential issued to any person by the department of regulation and licensing, including whether that credential has been restricted in any way.

SECTION 3458. 440.03 (14) (a) 1. c. of the statutes is amended to read:

440.03 (14) (a) 1. c. The person pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a) and files with the department evidence satisfactory to the department that he or she is certified, registered or accredited as required under subd. 1. a.

SECTION 3459. 440.03 (14) (a) 2. c. of the statutes is amended to read:

440.03 (14) (a) 2. c. The person pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a) and files with the department evidence satisfactory to the department that he or she is certified, registered or accredited as required under subd. 2. a.

SECTION 3460. 440.03 (14) (a) 3. c. of the statutes is amended to read:

440.03 (14) (a) 3. c. The person pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a) and files with the department evidence satisfactory to the department that he or she is certified, registered or accredited as required under subd. 3. a.

SECTION 3461. 440.03 (14) (am) of the statutes is amended to read:

440.03 (14) (am) The department may promulgate rules that establish requirements for granting a license to practice psychotherapy to a person who is registered under par. (a). Rules promulgated under this paragraph shall establish requirements for obtaining such a license that are comparable to the requirements for obtaining a clinical social worker, marriage and family therapist, or professional counselor license under ch. 457. If the department promulgates rules under this paragraph, the department shall grant a license under this paragraph to a person registered under par. (a) who pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a) and provides evidence satisfactory to the department that he or she satisfies the requirements established in the rules.

SECTION 3462. 440.03 (14) (c) of the statutes is amended to read:

440.03 (14) (c) The renewal dates for certificates granted under par. (a) and licenses granted under par. (am) are specified in s. 440.08 (2) (a). Renewal applica-

tions shall be submitted to the department on a form provided by the department and shall include the renewal fee ~~specified in s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~ and evidence satisfactory to the department that the person's certification, registration, or accreditation specified in par. (a) 1. a., 2. a., or 3. a. has not been revoked.

SECTION 3462q. 440.05 (intro.) of the statutes is amended to read:

440.05 Standard fees. (intro.) The following standard fees apply to all initial credentials, except as provided in ss. 440.42, 440.43, 440.44, 440.51, 444.03, 444.11, 446.02 (2) (c), 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), and 450.071 (3):

SECTION 3463. 440.05 (1) (a) of the statutes is amended to read:

440.05 (1) (a) Initial credential: ~~\$53~~ An amount determined by the department under s. 440.03 (9) (a). Each applicant for an initial credential shall pay the initial credential fee to the department when the application materials for the initial credential are submitted to the department.

SECTION 3464. 440.05 (2) of the statutes is amended to read:

440.05 (2) Reciprocal credential, including any credential described in s. 440.01 (2) (d) and any credential that permits temporary practice in this state in whole or in part because the person holds a credential in another jurisdiction: The applicable credential renewal fee ~~under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~ and, if an examination is required, an examination fee under sub. (1).

SECTION 3465L. 440.08 (2) (a) (intro.) and 1. to 27m. of the statutes are amended to read:

440.08 (2) (a) (intro.) Except as provided in par. (b) and in ss. 440.51, 442.04, 444.03, 444.11, 448.065, 447.04 (2) (c) 2., 449.17 (1m) (d), and 449.18 (2) (d), the renewal dates ~~and renewal fees~~ for credentials are as follows:

1. Accountant, certified public: December 15 of each odd-numbered year; ~~\$59.~~

3. Accounting corporation or partnership: December 15 of each odd-numbered year; ~~\$56.~~

4. Acupuncturist: July 1 of each odd-numbered year; ~~\$70.~~

4m. Advanced practice nurse prescriber: October 1 of each even-numbered year; ~~\$73.~~

5. Aestheticsian: April 1 of each odd-numbered year; ~~\$87.~~

6. Aesthetics establishment: April 1 of each odd-numbered year; ~~\$70.~~

7. Aesthetics instructor: April 1 of each odd-numbered year; ~~\$70.~~

8. Aesthetics school: April 1 of each odd-numbered year; ~~\$115.~~

9. Aesthetics specialty school: April 1 of each odd-numbered year; \$53.
- 9m. Substance abuse counselor, clinical supervisor, or prevention specialist: except as limited in s. 440.88 (4), March 1 of each odd-numbered year; \$70.
11. Appraiser, real estate, certified general: December 15 of each odd-numbered year; \$162.
- 11m. Appraiser, real estate, certified residential: December 15 of each odd-numbered year; \$167.
12. Appraiser, real estate, licensed: December 15 of each odd-numbered year; \$185.
13. Architect: August 1 of each even-numbered year; \$60.
14. Architectural or engineering firm, partnership or corporation: February 1 of each even-numbered year; \$70.
- 14d. Athlete agent: July 1 of each even-numbered year; \$53.
- 14f. Athletic trainer: July 1 of each even-numbered year; \$53.
- 14g. Auction company: December 15 of each even-numbered year; \$56.
- 14r. Auctioneer: December 15 of each even-numbered year; \$174.
15. Audiologist: February 1 of each odd-numbered year; \$106.
16. Barbering or cosmetology establishment: April 1 of each odd-numbered year; \$56.
17. Barbering or cosmetology instructor: April 1 of each odd-numbered year; \$91.
18. Barbering or cosmetology manager: April 1 of each odd-numbered year; \$71.
19. Barbering or cosmetology school: April 1 of each odd-numbered year; \$138.
20. Barber or cosmetologist: April 1 of each odd-numbered year; \$63.
21. Cemetery authority, licensed: December 15 of each even-numbered year; \$343, plus an amount to be determined by rule by the cemetery board.
22. Cemetery preneed seller: December 15 of each even-numbered year; \$61.
23. Cemetery salesperson: December 15 of each even-numbered year; \$90.
- 23m. Charitable organization: August 1 of each year; \$15.
24. Chiropractor: December 15 of each even-numbered year; \$168.
- 24m. Crematory authority: January 1 of each even-numbered year; \$53.
25. Dental hygienist: October 1 of each odd-numbered year; \$57.
26. Dentist: October 1 of each odd-numbered year; \$131.
- 26m. Dentist, faculty member: October 1 of each odd-numbered year; \$131.
27. Designer of engineering systems: February 1 of each even-numbered year; \$58.
- 27m. Dietitian: November 1 of each even-numbered year; \$56.
- SECTION 3465p.** 440.08 (2) (a) 28. of the statutes is repealed.
- SECTION 3465pr.** 440.08 (2) (a) 29. to 71. of the statutes are amended to read:
- 440.08 (2) (a) 29. Drug manufacturer: June 1 of each even-numbered year; \$70.
30. Electrologist: April 1 of each odd-numbered year; \$76.
31. Electrology establishment: April 1 of each odd-numbered year; \$56.
32. Electrology instructor: April 1 of each odd-numbered year; \$86.
33. Electrology school: April 1 of each odd-numbered year; \$71.
34. Electrology specialty school: April 1 of each odd-numbered year; \$53.
35. Engineer, professional: August 1 of each even-numbered year; \$58.
- 35m. Fund-raising counsel: September 1 of each even-numbered year; \$53.
36. Funeral director: December 15 of each odd-numbered year; \$135.
37. Funeral establishment: June 1 of each odd-numbered year; \$56.
38. Hearing instrument specialist: February 1 of each odd-numbered year; \$106.
- 38g. Home inspector: December 15 of each even-numbered year; \$53.
- 38m. Landscape architect: August 1 of each even-numbered year; \$56.
39. Land surveyor: February 1 of each even-numbered year; \$77.
42. Manicuring establishment: April 1 of each odd-numbered year; \$53.
43. Manicuring instructor: April 1 of each odd-numbered year; \$53.
44. Manicuring school: April 1 of each odd-numbered year; \$118.
45. Manicuring specialty school: April 1 of each odd-numbered year; \$53.
46. Manicurist: April 1 of each odd-numbered year; \$133.
- 46m. Marriage and family therapist: March 1 of each odd-numbered year; \$84.
- 46r. Massage therapist or bodyworker: March 1 of each odd-numbered year; \$53.
- 46w. Midwife, licensed: July 1 of each even-numbered year; \$56.
48. Nurse, licensed practical: May 1 of each odd-numbered year; \$69.

49. Nurse, registered: March 1 of each even-numbered year; \$66.
50. Nurse-midwife: March 1 of each even-numbered year; \$70.
51. Nursing home administrator: July 1 of each even-numbered year; \$120.
52. Occupational therapist: November 1 of each odd-numbered year; \$59.
53. Occupational therapy assistant: November 1 of each odd-numbered year; \$62.
54. Optometrist: December 15 of each odd-numbered year; \$65.
- 54m. Perfusionist: November 1 of each odd-numbered year; \$56.
55. Pharmacist: June 1 of each even-numbered year; \$97.
56. Pharmacy, in-state and out-of-state: June 1 of each even-numbered year; \$56.
57. Physical therapist: November 1 of each odd-numbered year; \$62.
- 57m. Physical therapist assistant: November 1 of each odd-numbered year; \$44.
58. Physician: November 1 of each odd-numbered year; \$106.
59. Physician assistant: November 1 of each odd-numbered year; \$72.
60. Podiatrist: November 1 of each odd-numbered year; \$150.
61. Private detective: September 1 of each even-numbered year; \$101.
62. Private detective agency: September 1 of each odd-numbered year; \$53.
63. Private practice school psychologist: October 1 of each odd-numbered year; \$103.
- 63g. Private security person: September 1 of each even-numbered year; \$53.
- 63m. Professional counselor: March 1 of each odd-numbered year; \$76.
- 63t. Professional fund-raiser: September 1 of each even-numbered year; \$93.
- 63u. Professional geologist: August 1 of each even-numbered year; \$59.
- 63v. Professional geology, hydrology or soil science firm, partnership or corporation: August 1 of each even-numbered year; \$53.
- 63w. Professional hydrologist: August 1 of each even-numbered year; \$53.
- 63x. Professional soil scientist: August 1 of each even-numbered year; \$53.
64. Psychologist: October 1 of each odd-numbered year; \$157.
65. Real estate broker: December 15 of each even-numbered year; \$128.
66. Real estate business entity: December 15 of each even-numbered year; \$56.

67. Real estate salesperson: December 15 of each even-numbered year; \$83.
- 67m. Registered interior designer: August 1 of each even-numbered year; \$56.
- 67v. Registered music, art or dance therapist: October 1 of each odd-numbered year; \$53.
- 67x. Registered music, art, or dance therapist with psychotherapy license: October 1 of each odd-numbered year; \$53.
68. Respiratory care practitioner: November 1 of each odd-numbered year; \$65.
- 68b. Sanitarian: January 1 of each even-numbered year; \$53.
- 68d. Social worker: March 1 of each odd-numbered year; \$63.
- 68h. Social worker, advanced practice: March 1 of each odd-numbered year; \$70.
- 68p. Social worker, independent: March 1 of each odd-numbered year; \$58.
- 68t. Social worker, independent clinical: March 1 of each odd-numbered year; \$73.
- 68v. Speech-language pathologist: February 1 of each odd-numbered year; \$63.
69. Time-share salesperson: December 15 of each even-numbered year; \$119.
70. Veterinarian: December 15 of each odd-numbered year; \$105.
71. Veterinary technician: December 15 of each odd-numbered year; \$58.

SECTION 3465q. 440.08 (2) (a) 72. of the statutes is created to read:

440.08 (2) (a) 72. Wholesale distributor of prescription drugs: June 1 of each even-numbered year; \$300, except that before June 1, 2010, the amount of the renewal fee is \$350.

SECTION 3465s. 440.08 (2) (a) 72. of the statutes, as created by 2007 Wisconsin Act (this act), is amended to read:

440.08 (2) (a) 72. Wholesale distributor of prescription drugs: June 1 of each even-numbered year; \$300, ~~except that before June 1, 2010, the amount of the renewal fee is \$350.~~

SECTION 3466. 440.08 (2) (c) of the statutes is amended to read:

440.08 (2) (c) Except as provided in sub. (3), renewal applications shall include the applicable renewal fee ~~specified in pars. (a) and (b) as determined by the department under s. 440.03 (9) (a) or as specified in par. (b).~~

SECTION 3467. 440.08 (3) (a) of the statutes is amended to read:

440.08 (3) (a) Except as provided in rules promulgated under par. (b), if the department does not receive an application to renew a credential before its renewal date, the holder of the credential may restore the credential by payment of the applicable renewal fee ~~specified in sub.~~

(2) (a) determined by the department under s. 440.03 (9) (a) and by payment of a late renewal fee of \$25.

SECTION 3468. 440.13 (1) (b) of the statutes is amended to read:

440.13 (1) (b) "Memorandum of understanding" means a memorandum of understanding entered into by the department of regulation and licensing and the department of ~~workforce development~~ children and families under s. 49.857.

SECTION 3469. 440.13 (2) (a) of the statutes is amended to read:

440.13 (2) (a) With respect to a credential granted by the department, the department shall restrict, limit or suspend a credential or deny an application for an initial credential or for reinstatement of an inactive license under s. 452.12 (6) (e) if the credential holder or applicant is delinquent in paying support or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and related to support or paternity proceedings.

SECTION 3470. 440.13 (2) (b) of the statutes is amended to read:

440.13 (2) (b) With respect to credential renewal, the department shall deny an application for renewal if the applicant is delinquent in paying support or fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and related to support or paternity proceedings.

SECTION 3471. 440.26 (3) of the statutes is amended to read:

440.26 (3) ISSUANCE OF LICENSES; FEES. Upon receipt and examination of an application executed under sub. (2), and after any investigation that it considers necessary, the department shall, if it determines that the applicant is qualified, grant the proper license upon payment of the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a). No license shall be issued for a longer period than 2 years, and the license of a private detective shall expire on the renewal date of the license of the private detective agency, even if the license of the private detective has not been in effect for a full 2 years. Renewals of the original licenses issued under this section shall be issued in accordance with renewal forms prescribed by the department and shall be accompanied by the applicable fees specified in s. 440.08 or determined by the department under s. 440.03 (9) (a). The department may not renew a license unless the applicant provides evidence that the applicant has in force at the time of renewal the bond or liability policy specified in this section.

SECTION 3473. 440.26 (5m) (a) 4. of the statutes is amended to read:

440.26 (5m) (a) 4. The individual pays to the department the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3474. 440.26 (5m) (b) of the statutes is amended to read:

440.26 (5m) (b) The renewal dates for permits issued under this subsection are specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

SECTION 3476. 440.42 (1) (c) of the statutes is amended to read:

440.42 (1) (c) The department shall issue a certificate of registration to each charitable organization that is registered under this subsection. Renewal applications shall be submitted to the department, on a form provided by the department, on or before the expiration date specified in s. 440.08 (2) (a) and shall include a registration statement that complies with sub. (2) and the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

SECTION 3477. 440.43 (1) (c) of the statutes is amended to read:

440.43 (1) (c) The department shall issue a certificate of registration to each fund-raising counsel that is registered under this subsection. Renewal applications shall be submitted to the department, on a form provided by the department, on or before the date specified in s. 440.08 (2) (a) and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and evidence satisfactory to the department that the fund-raising counsel maintains a bond that is approved under sub. (2).

SECTION 3478. 440.43 (5) of the statutes is amended to read:

440.43 (5) DEPARTMENT DISCLOSURE. The department shall not disclose information under sub. (4) (c) 1. except to the extent necessary for investigative or law enforcement purposes and except that the department may, if requested under s. 49.22 (2m), disclose information regarding the name, address or employer of or financial information related to an individual to the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5).

SECTION 3479. 440.44 (1) (c) of the statutes is amended to read:

440.44 (1) (c) The department shall issue a certificate of registration to each professional fund-raiser that is registered under this subsection. Renewal applications shall be submitted to the department, on a form provided by the department, on or before the date specified in s. 440.08 (2) (a) and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and evidence satisfactory to the depart-

ment that the professional fund-raiser maintains a bond that is approved under sub. (2).

SECTION 3480. 440.44 (10) of the statutes is amended to read:

440.44 (10) **NONDISCLOSURE.** The department may not disclose information under sub. (9) (a) 1. to any person except to the extent necessary for investigative or law enforcement purposes and except that the department may, if requested under s. 49.22 (2m), disclose information regarding the name, address or employer of or financial information related to an individual to the department of workforce development children and families or a county child support agency under s. 59.53 (5).

SECTION 3481. 440.62 (2) (a) of the statutes is amended to read:

440.62 (2) (a) An application for initial licensure or renewal or reinstatement of a license under this section shall be submitted to the department on a form provided by the department and shall be accompanied by the applicable fee specified in s. 440.05 (1) or 440.08 determined by the department under s. 440.03 (9) (a). Each application shall be accompanied by a surety bond acceptable to the department in the minimum sum of \$25,000 for each location.

SECTION 3482. 440.63 (2) of the statutes is amended to read:

440.63 (2) **APPLICATIONS; CERTIFICATION PERIOD.** An application for initial certification or renewal or reinstatement of a certificate under this section shall be submitted to the department on a form provided by the department. An application for initial certification shall include the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a). Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a), and the applicable penalty for late renewal under s. 440.08 (3) if the application is submitted late.

SECTION 3483. 440.71 (2) (a) of the statutes is amended to read:

440.71 (2) (a) Pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3484. 440.71 (3) of the statutes is amended to read:

440.71 (3) **RENEWAL.** Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).

SECTION 3485. 440.88 (4) of the statutes is amended to read:

440.88 (4) **APPLICATIONS; CERTIFICATION PERIOD.** An application for certification as a substance abuse counselor, clinical supervisor, or prevention specialist under this section shall be made on a form provided by the department and filed with the department and shall be accompanied by the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a). The renewal date ~~and renewal fee~~ for certification as a substance abuse counselor, clinical supervisor, or prevention specialist ~~are is~~ specified under s. 440.08 (2) (a) and the renewal fee for such certifications is determined by the department under s. 440.03 (9) (a). Renewal of certification as a substance abuse counselor-in-training, a clinical supervisor-in-training, or a prevention specialist-in-training may be made only twice.

SECTION 3486. 440.91 (1) (b) 2. of the statutes is amended to read:

440.91 (1) (b) 2. The cemetery authority pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3487. 440.91 (1) (c) 1. of the statutes is amended to read:

440.91 (1) (c) 1. The renewal dates ~~and renewal fees~~ for licenses granted under par. (b) are specified in s. 440.08 (2) (a) and the renewal fees for such licenses are determined by the department under s. 440.03 (9) (a), except that a licensed cemetery authority is not required to renew its license if the cemetery authority sells less than 20 cemetery lots or mausoleum spaces at a cemetery during a calendar year, or that has less than \$100,000 in preneed trust fund accounts for a cemetery.

SECTION 3488. 440.91 (2) (intro.) of the statutes is amended to read:

440.91 (2) (intro.) Except as provided in sub. (10), every person that sells or solicits the sale of, or that expects to sell or solicit the sale of, 20 or more cemetery lots or mausoleum spaces per year during 2 consecutive calendar years shall be licensed by the board. A person may not be licensed as a cemetery salesperson except upon the written request of a cemetery authority and the payment of the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a). The cemetery authority shall certify in writing to the board that the person is competent to act as a cemetery salesperson. An applicant for licensure as a cemetery salesperson shall furnish to the board, in such form as the board prescribes, all of the following information:

SECTION 3489. 440.91 (4) of the statutes is amended to read:

440.91 (4) Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).

SECTION 3490. 440.92 (1) (b) 2. of the statutes is amended to read:

440.92 (1) (b) 2. Pays the initial credential fee under s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3491. 440.92 (1) (c) of the statutes is amended to read:

440.92 (1) (c) Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).~~

SECTION 3492. 440.92 (6) (d) of the statutes is amended to read:

440.92 (6) (d) All records described under pars. (b) 2. and (c) and maintained by the board are confidential and are not available for inspection or copying under s. 19.35 (1). This paragraph does not apply to any information regarding the name, address or employer of or financial information related to an individual that is requested under s. 49.22 (2m) by the department of ~~workforce development children and families~~ or a county child support agency under s. 59.53 (5).

SECTION 3493. 440.966 (1) of the statutes is amended to read:

440.966 (1) The renewal date ~~and fees~~ for a certificate of registration issued under this subchapter ~~are is~~ specified in s. 440.08 (2) (a), and the renewal fee for such certificate of registration is determined by the department under s. 440.03 (9) (a).

SECTION 3494. 440.972 (2) of the statutes is amended to read:

440.972 (2) The renewal date ~~and renewal fee~~ for certificates granted under this section ~~are is~~ specified under s. 440.08 (2) (a) 38g., and the renewal fee for such certificates is determined by the department under s. 440.03 (9) (a).

SECTION 3495. 440.98 (6) of the statutes is amended to read:

440.98 (6) APPLICATIONS. An application for a sanitarian registration under this section shall be made on a form provided by the department and filed with the department and shall be accompanied by the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a). The renewal date ~~and renewal fee~~ for a sanitarian registration ~~are is~~ specified under s. 440.08 (2) (a), and the renewal fee for such registration is determined by the department under s. 440.03 (9) (a).

SECTION 3496. 440.982 (1m) (b) of the statutes is amended to read:

440.982 (1m) (b) The person pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3497. 440.983 (1) of the statutes is amended to read:

440.983 (1) The renewal date for licenses granted under this subchapter is specified in s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee ~~specified in s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).~~

SECTION 3498. 440.992 (1) of the statutes is amended to read:

440.992 (1) Except as otherwise provided in sub. (2), the department shall issue a certificate of registration to an individual who complies with s. 440.9915 (1) or whose application has been accepted under s. 440.9915 (2), if the individual has paid the initial credential fee specified in s. 440.05 (1) (a) determined by the department under s. 440.03 (9) (a).

SECTION 3499. 440.9935 of the statutes is amended to read:

440.9935 Renewal. The renewal date ~~and fee~~ for certificates of registration issued under this subchapter ~~are is~~ specified in s. 440.08 (2) (a), and the renewal fee for such certificates is determined by the department under s. 440.03 (9) (a). Renewal applications shall be submitted to the department on a form provided by the department.

SECTION 3500. 441.06 (3) of the statutes is amended to read:

441.06 (3) A registered nurse practicing for compensation shall, on or before the applicable renewal date specified under s. 440.08 (2) (a), submit to the board on furnished forms a statement giving name, residence, and other facts that the board requires, with the applicable renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).~~

SECTION 3501. 441.10 (3) (b) of the statutes is amended to read:

441.10 (3) (b) On or before the applicable renewal date specified under s. 440.08 (2) (a), a licensed practical nurse practicing for compensation shall submit to the board, on forms furnished by the department, an application for license renewal, together with a statement giving name, residence, nature and extent of practice as a licensed practical nurse during the prior year and prior unreported years, and other facts bearing upon current competency that the board requires, accompanied by the applicable license renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).~~

SECTION 3502. 441.15 (3) (a) 2. of the statutes is amended to read:

441.15 (3) (a) 2. Pays the initial credential fee specified under s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3503. 441.15 (3) (b) of the statutes is amended to read:

441.15 (3) (b) On or before the applicable renewal date specified under s. 440.08 (2) (a), a person issued a license under par. (a) and practicing nurse-midwifery shall submit to the board on furnished forms a statement giving his or her name, residence, and other information that the board requires by rule, with the applicable renewal fee specified under s. 440.08 (2) (a). If applicable, the person shall also submit evidence satisfactory to the board that he or she has in effect the malpractice liability insurance required under the rules promulgated under sub. (5) (bm). The board shall grant to a person who pays the fee specified under s. 440.08 (2) (a) for renewal of a license to practice nurse-midwifery and who satisfies the requirements of this paragraph the renewal of his or her license to practice nurse-midwifery and the renewal of his or her license to practice as a registered nurse.

SECTION 3503b. 441.15 (3) (b) of the statutes, as affected by 2007 Wisconsin Act (this act), is amended to read:

441.15 (3) (b) On or before the applicable renewal date specified under s. 440.08 (2) (a), a person issued a license under par. (a) and practicing nurse-midwifery shall submit to the board on furnished forms a statement giving his or her name, residence, and other information that the board requires by rule, with the applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a). If applicable, the person shall also submit evidence satisfactory to the board that he or she has in effect the malpractice liability insurance required under the rules promulgated under sub. (5) (bm). The board shall grant to a person who pays the fee specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a) for renewal of a license to practice nurse-midwifery and who satisfies the requirements of this paragraph the renewal of his or her license to practice nurse-midwifery and the renewal of his or her license to practice as a registered nurse.

SECTION 3504. 442.08 (1) of the statutes is amended to read:

442.08 (1) The department shall issue a license to an individual who holds an unrevoked certificate as a certified public accountant, submits an application for the license on a form provided by the department, and pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3505. 442.08 (2) (intro.) of the statutes is amended to read:

442.08 (2) (intro.) The department shall issue a license to a firm that submits an application for the license on a form provided by the department, pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a), and does each of the following:

SECTION 3506. 442.083 of the statutes is amended to read:

442.083 Renewal. The renewal dates ~~and renewal fees for licenses issued under this chapter are specified under s. 440.08 (2) (a), and the renewal fees for such licenses are determined by the department under s. 440.03 (9) (a)~~. The department may not renew a license issued to a firm unless, at the time of renewal, the firm satisfies the requirements under s. 442.08 (2) and demonstrates, to the satisfaction of the department, that the firm has complied with the requirements under s. 442.087.

SECTION 3507. 442.09 of the statutes is amended to read:

442.09 Fees. The fees for examination and licenses granted ~~or renewed~~ under this chapter are specified in ~~ss. s. 440.05 and 440.08~~. The fee for renewal of such licenses is determined by the department under s. 440.03 (9) (a).

SECTION 3508. 443.07 (6) of the statutes is amended to read:

443.07 (6) The renewal date ~~and renewal fee~~ for permits under this section ~~are is~~ specified under s. 440.08 (2) (a), and the fee for renewal of such permits is determined by the department under s. 440.03 (9) (a).

SECTION 3509. 443.08 (3) (a) of the statutes is amended to read:

443.08 (3) (a) A firm, partnership or corporation desiring a certificate of authorization shall submit an application to the department on forms provided by the department, listing the names and addresses of all officers and directors, and all individuals in its employment registered or granted a permit to practice architecture, professional engineering or designing in this state who will be in responsible charge of architecture, professional engineering or designing being practiced in this state through the firm, partnership or corporation and other relevant information required by the examining board. A similar type of form shall also accompany the renewal fee. If there is a change in any of these persons, the change shall be reported on the same type of form, and filed with the department within 30 days after the effective date of the change. The examining board shall grant a certificate of authorization to a firm, partnership or corporation complying with this subsection upon payment of the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a). This subsection does not apply to firms, partnerships or corporations exempt under s. 443.14 (3) or (5).

SECTION 3510. 443.08 (3) (b) of the statutes is amended to read:

443.08 (3) (b) The renewal date ~~and renewal fee~~ for certificates of authorization under this section ~~are is~~ specified under s. 440.08 (2) (a), and the fee for renewal of such certificates is determined by the department under s. 440.03 (9) (a).

SECTION 3511. 443.10 (2) (b) of the statutes is amended to read:

443.10 (2) (b) The fees for examinations and licenses granted ~~or renewed~~ under this chapter are specified in ss. 440.05 and 440.08, and the fee for renewal of such licenses is determined by the department under s. 440.03 (9) (a).

SECTION 3512. 443.10 (2) (e) of the statutes is amended to read:

443.10 (2) (e) The renewal date ~~and renewal fee~~ for certificates of registration for architects, landscape architects, and professional engineers ~~are~~ is specified under s. 440.08 (2) (a), and the fee for renewal of such certificates is determined by the department under s. 440.03 (9) (a).

SECTION 3513. 443.10 (5) of the statutes is amended to read:

443.10 (5) FEES; RENEWALS. The land surveyor's section shall grant a certificate of registration as a land surveyor to any applicant who has met the applicable requirements of this chapter. The renewal date ~~and renewal fee~~ for the certificate ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for the certificate is determined by the department under s. 440.03 (9) (a).

SECTION 3514. 445.04 (2) of the statutes is amended to read:

445.04 (2) No person may engage in the business of a funeral director, or make a representation as engaged in such business, in whole or in part, unless first licensed as a funeral director by the examining board. Application for a license, other than a renewal, shall be in writing and verified on a form to be furnished by the department. The application must specify the address at which the applicant proposes to conduct the business of a funeral director and shall contain such other information as the examining board requires to determine compliance with the requirements of this chapter. Accompanying the application shall be the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a), together with affidavits of recommendation from at least 2 persons of the county in which the applicant resides or proposes to conduct the business of a funeral director.

SECTION 3515. 445.06 of the statutes is amended to read:

445.06 Renewal of licenses. The renewal date ~~and renewal fee~~ for a funeral directors' license ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for such license is determined by the department under s. 440.03 (9) (a). Before any renewal license is delivered to any licensed funeral director, proof must be furnished by the applicant, to the satisfaction of the examining board, that the applicant is doing business at a recognized funeral establishment, except that if such applicant is not doing business at a recognized funeral establishment at the time of application for a license, the applicant shall be given a certificate, without additional cost, to the effect that the

applicant is in good standing as a funeral director, and shall be entitled to a renewal license at any time during that license period, when located at a recognized funeral establishment, without payment of any additional renewal fee. The applicant must also furnish proof of completion of at least 15 hours of continuing education during the previous 2-year licensure period, except that new licensees are exempt from this requirement during the time between initial licensure and commencement of a full 2-year licensure period.

SECTION 3516. 445.105 (3) of the statutes is amended to read:

445.105 (3) Applications for funeral establishment permits shall be made on forms provided by the department and filed with the department and shall be accompanied by the initial credential fee specified under s. 440.05 (1) determined by the department under s. 440.03 (9) (a). The renewal date ~~and renewal fee~~ for a funeral establishment permit ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for such permit is determined by the department under s. 440.03 (9) (a).

SECTION 3517. 446.02 (4) of the statutes is amended to read:

446.02 (4) The renewal date ~~and renewal fee~~ for all licenses granted by the examining board ~~are~~ is specified under s. 440.08 (2) (a), and the renewal fee for such licenses is determined by the department under s. 440.03 (9) (a).

SECTION 3518. 447.05 of the statutes is amended to read:

447.05 Expiration and renewal. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a). The examining board may not renew a license to practice dental hygiene unless the applicant for renewal attests that he or she has complied with s. 447.055 and any rules promulgated by the department under s. 447.055 and that he or she has a current certification in cardiopulmonary resuscitation.

SECTION 3519. 448.07 (2) of the statutes is amended to read:

448.07 (2) FEES. The fees for examination and licenses granted ~~or renewed~~ under this subchapter are specified in ss. s. 440.05, and 440.08 the renewal fee for such licenses is determined by the department under s. 440.03 (9) (a).

SECTION 3520. 448.55 (2) of the statutes is amended to read:

448.55 (2) The renewal dates for licenses granted under this subchapter, other than temporary licenses granted under rules promulgated under s. 448.53 (2), are specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided

by the department and shall include the renewal fee specified in s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a) and proof of compliance with the requirements established in any rules promulgated under sub. (3).

SECTION 3521. 448.65 (2) (a) of the statutes is amended to read:

448.65 (2) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under 440.03 (9) (a).

SECTION 3522. 448.86 (2) of the statutes is amended to read:

448.86 (2) The renewal dates for certificates granted under this subchapter, other than temporary certificates granted under s. 448.80, are specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

SECTION 3523. 448.955 (2) (intro.) of the statutes is amended to read:

448.955 (2) (intro.) Renewal applications shall be submitted to the department on a form provided, subject to sub. (3), by the department and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and evidence satisfactory to the affiliated credentialing board that the licensee has all of the following:

SECTION 3524. 448.967 (2) of the statutes is amended to read:

448.967 (2) The renewal dates for licenses granted under this subchapter are specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and a statement attesting compliance with the continuing education requirements established in rules promulgated under s. 448.965 (1) (b).

SECTION 3525. 449.06 (1) of the statutes is amended to read:

449.06 (1) Persons practicing optometry shall, on or before the applicable renewal date specified under s. 440.08 (2) (a), register with the department, pay the applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a), and provide evidence satisfactory to the examining board that he or she has complied with the rules promulgated under sub. (2m).

SECTION 3526. 449.17 (8) of the statutes is amended to read:

449.17 (8) **REIMBURSEMENT PROHIBITED.** No optometrist may be reimbursed under s. 49.46 (2) (a) 3. ~~or 49.471 (11)~~ for any increase in charges or separate charge which is attributable to the use of topical ocular diagnostic pharmaceutical agents.

SECTION 3526a. 450.01 (1p) of the statutes is created to read:

450.01 (1p) "Affiliated group" has the meaning given in section 1504 of the Internal Revenue Code.

SECTION 3526b. 450.01 (1t) of the statutes is created to read:

450.01 (1t) "Authenticate" means to affirmatively verify, before wholesale distribution of a prescription drug occurs, that each transaction listed on a pedigree has occurred.

SECTION 3526c. 450.01 (1x) of the statutes is created to read:

450.01 (1x) "Authorized distributor of record" means a wholesale distributor with whom a manufacturer has established an ongoing relationship to distribute the manufacturer's prescription drug. For purposes of this subsection, an ongoing relationship exists between a wholesale distributor and a manufacturer if all of the following apply:

(a) The wholesale distributor, including any affiliated group of the wholesale distributor, has in effect a written agreement with the manufacturer evidencing the ongoing relationship.

(b) The wholesale distributor, including any affiliated group of the wholesale distributor, is included in the manufacturer's current list of authorized distributors of record.

SECTION 3526d. 450.01 (2m) of the statutes is created to read:

450.01 (2m) "Colicensed" means, with respect to a partner or product, that 2 or more parties have the right to engage in marketing or manufacturing of a product consistent with the federal food and drug administration's implementation of the federal prescription drug marketing act.

SECTION 3526e. 450.01 (9m) of the statutes is created to read:

450.01 (9m) "Drop shipment" means a sale of a prescription drug to a wholesale distributor by the manufacturer of the drug, by the manufacturer's colicensed product partner, by the manufacturer's 3rd party logistics provider, or by the manufacturer's exclusive distributor, to which all of the following apply:

(a) The wholesale distributor or chain pharmacy warehouse takes title to, but not physical possession of, the drug.

(b) The wholesale distributor invoices a pharmacy, a chain pharmacy warehouse, or a person authorized to dispense or administer the drug to a patient.

(c) The pharmacy, chain pharmacy warehouse, or person authorized to dispense or administer the drug receives delivery of the drug directly from the manufacturer, the manufacturer's 3rd party logistics provider, or the manufacturer's exclusive distributor.

SECTION 3526f. 450.01 (11m) of the statutes is created to read:

450.01 (11m) "Facility" means a location where a wholesale distributor stores, handles, repackages, or offers for sale prescription drugs.

SECTION 3526g. 450.01 (11r) of the statutes is created to read:

450.01 (11r) "Intracompany sales" means any transaction or transfer between any division, subsidiary, parent, or affiliated or related company under common ownership and control of a corporate entity or any transaction or transfer between colicensees of a colicensed product.

SECTION 3526h. 450.01 (12) of the statutes is amended to read:

450.01 (12) "Manufacturer" means a person licensed ~~by the board under s. 450.07 (1) or approved by the federal food and drug administration to engage in the manufacture of drugs or devices, consistent with the definition of "manufacturer" under the federal food and drug administration's regulations and interpreted guidances implementing the federal prescription drug marketing act.~~

SECTION 3526i. 450.01 (12m) of the statutes is created to read:

450.01 (12m) "Manufacturer's exclusive distributor" means a person that contracts with a manufacturer to provide or coordinate warehousing, distribution, or other services on behalf of the manufacturer and who takes title to the manufacturer's prescription drug but who does not have general responsibility to direct the sale or disposition of the drug.

SECTION 3526j. 450.01 (13r) of the statutes is created to read:

450.01 (13r) (a) "Normal distribution channel" means a chain of custody for a prescription drug that runs, directly or by drop shipment, from the manufacturer of a drug, from the manufacturer to the manufacturer's colicensed partner, from the manufacturer to the manufacturer's 3rd-party logistics provider, or from the manufacturer to the manufacturer's exclusive distributor, and continues as described in any of the following:

1. To a pharmacy or to a person authorized to dispense or administer a drug to a patient.
2. To an authorized distributor of record, and then to a pharmacy or to a person authorized to dispense or administer a drug to a patient.
3. To an authorized distributor of record, then to one other authorized distributor of record, then to an office-based practitioner.
4. To a pharmacy warehouse to the pharmacy warehouse's intracompany pharmacy, then to a patient or to a person authorized to dispense or administer a drug to a patient.
5. To an authorized distributor of record, then to a pharmacy warehouse, then to the pharmacy warehouse's intracompany pharmacy, then to a patient or to a person authorized to dispense or administer a drug to a patient.

(b) For purposes of this subsection, a distribution of a prescription drug to a warehouse or to another entity that redistributes the drug by intracompany sale to a pharmacy or to another person authorized to dispense or administer the drug constitutes a distribution to the pharmacy or to the person authorized to dispense or administer the drug.

SECTION 3526k. 450.01 (14m) of the statutes is created to read:

450.01 (14m) "Pedigree" means a document or electronic file containing information that records each distribution of a prescription drug.

SECTION 3526km. 450.01 (15m) of the statutes is created to read:

450.01 (15m) "Pharmacy warehouse" means a physical location for prescription drugs that acts as a central warehouse and performs intracompany sales.

SECTION 3526kr. 450.01 (20) of the statutes is amended to read:

450.01 (20) "Prescription drug" means all of the following, but does not include blood, blood components intended for transfusion, or biological products that are also medical devices:

(a) ~~Any A~~ drug, drug product, or drug-containing preparation ~~which that~~ is subject to 21 USC 353 (b) or 21 CFR 201.105.

(b) ~~Any A~~ controlled substance included in schedules II to V of ch. 961, whether by statute or rule, except ~~substances which~~ a substance that by law may be dispensed without the prescription order of a practitioner. Controlled substances are included within this definition for purposes of s. 450.11 (3), (4) (a), and (8) only and for violations thereof punishable under s. 450.11 (9).

SECTION 3526L. 450.01 (21e) of the statutes is created to read:

450.01 (21e) "Repackage" means to repack or otherwise change the container, wrapper, or label of a prescription drug, except that "repackage" does not include any of the following:

(a) An action by a pharmacist with respect to a prescription drug that the pharmacist is dispensing.

(b) An action by a pharmacist who receives a prescription drug or device that the pharmacist dispensed to a patient, if, after altering the packaging or labeling of the prescription drug or device, the pharmacist returns the prescription drug or device to the patient.

SECTION 3526m. 450.01 (21m) of the statutes is created to read:

450.01 (21m) "Repackager" means a person that repackages.

SECTION 3526n. 450.01 (21s) of the statutes is created to read:

450.01 (21s) "Third party logistics provider" means a person that contracts with a prescription drug manufacturer to provide or coordinate warehousing, distribution,

or other services on behalf of the manufacturer but that does not take title to the manufacturer's prescription drug or have general responsibility to direct the prescription drug's sale or disposition.

SECTION 3526o. 450.01 (23) of the statutes is created to read:

450.01 (23) "Wholesale distribution" means distribution of a prescription drug to a person other than a consumer or patient, but does not include any of the following:

- (a) Intracompany sales of prescription drugs.
- (b) The sale, purchase, distribution, trade, or transfer of a prescription drug or offer to sell, purchase, distribute, trade, or transfer a prescription drug for emergency medical reasons.
- (c) The distribution of prescription drug samples, if the distribution is permitted under 21 CFR 353 (d).
- (d) Drug returns, when conducted by a hospital, health care entity, or charitable institution as provided in 21 CFR 203.23.
- (e) The sale of minimal quantities, as defined by the board in an administrative rule, of prescription drugs by retail pharmacies to licensed practitioners for office use.
- (f) The sale, purchase, or trade of a drug, an offer to sell, purchase, or trade a drug, or the dispensing of a drug pursuant to a prescription.
- (g) The sale, transfer, merger, or consolidation of all or part of the business of a pharmacy from or with another pharmacy, whether accomplished as a purchase and sale of stock or business assets.
- (h) The sale, purchase, distribution, trade, or transfer of a prescription drug from one authorized distributor of record to one additional authorized distributor of record, if the manufacturer states in writing to the receiving authorized distributor of record that the manufacturer is unable to supply the drug and the supplying authorized distributor of record states in writing that the drug has previously been exclusively in the normal distribution channel.
- (i) The delivery of, or offer to deliver, a prescription drug by a common carrier solely in the common carrier's usual course of business of transporting prescription drugs, if the common carrier does not store, warehouse, or take legal ownership of the drug.
- (j) A transaction excluded from the definition of "wholesale distribution" under 21 CFR 203.3 (cc).
- (k) The donation or distribution of a prescription drug under s. 255.056.
- (L) The transfer from a retail pharmacy or pharmacy warehouse of an expired, damaged, returned, or recalled prescription drug to the original manufacturer or original wholesale distributor or to a 3rd-party returns processor or reverse distributor.
- (m) The return of a prescription drug, if the return is authorized by the law of this state.

SECTION 3526p. 450.01 (24) of the statutes is created to read:

450.01 (24) "Wholesale distributor" means a person engaged in the wholesale distribution of prescription drugs, including manufacturers, repackagers, own-label distributors, private label distributors, jobbers, brokers, warehouses, including manufacturers' and distributors' warehouses, manufacturers' exclusive distributors, manufacturers' authorized distributors of record, prescription drug wholesalers and distributors, independent wholesale prescription drug traders, 3rd party logistics providers, retail pharmacies that conduct wholesale distribution, and chain pharmacy warehouses that conduct wholesale distribution.

SECTION 3527. 450.06 (2) (c) of the statutes is amended to read:

450.06 (2) (c) The initial credential fee under s. 440.05 (1) determined by the department under s. 440.03 (9) (a) is paid.

SECTION 3528. 450.065 (2) (d) of the statutes is amended to read:

450.065 (2) (d) Pays the initial credential fee under s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3530a. 450.07 (title) of the statutes is amended to read:

450.07 (title) Manufacturers and distributors; licensure.

SECTION 3530at. 450.07 (1) of the statutes is amended to read:

450.07 (1) No person may engage in manufacturing in this state unless the person obtains a manufacturer's license from the board. For the issuance of a license under this subsection, the applicant shall pay the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3530b. 450.07 (2) of the statutes is repealed.

SECTION 3530c. 450.07 (3) of the statutes is repealed.

SECTION 3530d. 450.07 (4) (c) of the statutes is created to read:

450.07 (4) (c) The rules adopted by the board under par. (b) shall require a manufacturer to maintain and to update at least once per month a list of the manufacturer's authorized distributors of record.

SECTION 3530e. 450.071 of the statutes is created to read:

450.071 Wholesale distributors; licensure. (1) No person may engage in the wholesale distribution of a prescription drug in this state without obtaining a license from the board for each facility from which the person distributes prescription drugs. The board shall exempt a manufacturer that distributes prescription drugs or devises manufactured by the manufacturer from licensing and other requirements under this section to the

extent the license or requirement is not required under federal law or regulation, unless the board determines that it is necessary to apply a requirement to a manufacturer.

(2) An applicant shall submit a form provided by the board showing all of the following and swear or affirm the truthfulness of each item in the application:

(a) The name, business address, and telephone number of the applicant.

(b) All trade or business names used by the applicant.

(c) Names, addresses, and telephone numbers of contact persons for all facilities used by the applicant for the storage, handling, and distribution of prescription drugs.

(d) The type of ownership or operation for the applicant's business.

(e) If the applicant's wholesale distribution business is a partnership, the name of each partner and the name of the partnership.

(f) If the applicant's wholesale distribution business is a corporation, the name of each corporate officer and director, the name of the corporation, and the state of incorporation.

(g) If the applicant's wholesale distribution business is a sole proprietorship, the name of the sole proprietor and the name of the business entity.

(h) A list of all licenses and permits issued to the applicant by any other state that authorizes the applicant to purchase or possess prescription drugs.

(i) The name, address, and telephone number of a designated representative.

(j) For the person listed in par. (i), a personal information statement that contains all of the following:

1. The person's date and place of birth.

2. The person's places of residence for the 7-year period immediately preceding the date of the application.

3. The person's occupations, positions of employment, and offices held during the 7-year period immediately preceding the date of the application.

4. The name and addresses for each business, corporation, or other entity listed in subd. 3.

5. A statement indicating whether the person has been, during the 7-year period immediately preceding the date of the application, the subject of any proceeding for the revocation of any business or professional license and the disposition of the proceeding.

6. A statement indicating whether the person has been, during the 7-year period immediately preceding the date of the application, enjoined by a court, either temporarily or permanently, from possessing, controlling, or distributing any prescription drug, and a description of the circumstances surrounding the injunction.

7. A description of any involvement by the person during the past 7 years with any business, including investments other than the ownership of stock in a publicly traded company or mutual fund, that manufactured, administered, prescribed, distributed, or stored pharma-

ceutical products or drugs, and a list of any lawsuits in which such a business was named as a party.

8. A description of any misdemeanor or felony criminal offense of which the person was, as an adult, found guilty, whether adjudication of guilt was withheld or the person pleaded guilty or no contest. If the person is appealing a criminal conviction, the application shall include a copy of the notice of appeal, and the applicant shall submit a copy of the final disposition of the appeal not more than 15 days after a final disposition is reached.

9. A photograph of the person taken within the 12-month period immediately preceding the date of the application.

(k) A statement that each facility used by the applicant for the wholesale distribution of prescription drugs has been inspected in the 3-year period immediately preceding the date of the application by the board, a pharmacy examining board of another state, the National Association of Boards of Pharmacy, or another accrediting body recognized by the board, with the date of each such inspection.

(3) The board shall grant a license to the applicant to engage in the wholesale distribution of prescription drugs if all of the following apply:

(a) The applicant pays the fee under s. 440.05 (1) (a), except that before June 1, 2010, the amount of the initial fee is \$350.

(b) The inspections conducted pursuant to sub. (2) (k) satisfy requirements adopted by the board for wholesale distribution facilities.

(c) All of the following apply to each person identified by the applicant as a designated representative:

1. The person is at least 21 years old.

2. The person has been employed full time for at least 3 years in a pharmacy or with a wholesale prescription drug distributor in a capacity related to the dispensing and distribution of, and record keeping related to, prescription drugs.

3. The person is employed by the applicant full time in a managerial level position.

4. The person is physically present at the wholesale prescription drug distributor's facility during regular business hours and is involved in and aware of the daily operation of the wholesale prescription drug distributor. This subdivision does not preclude the designated representative from taking authorized sick leave and vacation time or from being absent from the facility for other authorized business or personal purposes.

5. The person is actively involved in and aware of the daily operations of the wholesale distributor.

6. The person is a designated representative for only one applicant at any given time. This subdivision does not apply if more than one wholesale distributor is located at the facility and the wholesale distributors located at the facility are members of an affiliated group.

7. The person has not been convicted of violating any federal, state, or local law relating to wholesale or retail prescription drug distribution or distribution of a controlled substance.

8. The person has not been convicted of a felony.

9. The person submits to the department 2 fingerprint cards, each bearing a complete set of the applicant's fingerprints. The department of justice shall provide for the submission of the fingerprint cards to the federal bureau of investigation for the purposes of verifying the identity of the applicant and obtaining the applicant's criminal arrest and conviction record. This subdivision does not apply to a person accredited by the national association of boards of pharmacy's verified-accredited wholesale distributor program.

(3m) Notwithstanding subs. (2) and (3), the board may grant a license to engage in the wholesale distribution of prescription drugs to a person who is domiciled in another state and is licensed to engage in the wholesale distribution of prescription drugs in another state, if the board determines that the standards for licensure in the state in which the person is licensed are at least as stringent as the standards for licensure under this section.

(4) The board may set, by rule, continuing education requirements for designated representatives under this section.

(5) (a) The board shall require every wholesale distributor to submit a surety bond acceptable to the board in an amount not to exceed \$100,000 or other equivalent means of security acceptable to the board, except that the board shall not require submission of a bond or other security under this subsection by a chain pharmacy warehouse that is engaged only in intracompany transfers. A wholesale distributor that operates more than one facility is not required to submit a bond or other security under this paragraph for each facility.

(b) The bond or other security under this subsection shall be used to secure payment of fees or costs that relate to the issuance of a license under this section and that have not been paid within 30 days after the fees or costs have become final. No claim may be made against a wholesale distributor's bond or other security under this subsection more than one year after the date on which the wholesale distributor's license expires.

(6) Applications for licensure under this section are not subject to inspection or copying under s. 19.35, and may not be disclosed to any person except as necessary for compliance with and enforcement of the provisions of this chapter.

SECTION 3530eg. 450.071 (3) (a) of the statutes, as created by 2007 Wisconsin Act (this act), is amended to read:

450.071 (3) (a) The applicant pays the fee under s. 440.05 (1) (a), ~~except that before June 1, 2010, the amount of the initial fee is \$350.~~

SECTION 3530g. 450.072 of the statutes is created to read:

450.072 Wholesale distributors; restrictions on transactions. (1) A wholesale distributor shall receive prescription drug returns or exchanges from a pharmacy, a person authorized to administer or dispense drugs, or a pharmacy's intracompany warehouse pursuant to the terms and conditions of the agreement between the wholesale distributor and the pharmacy or chain pharmacy warehouse. A wholesale distributor that receives returns of expired, damaged, recalled, or otherwise non-saleable prescription drugs may distribute the prescription drugs only to the original manufacturer of the products or to a 3rd party returns processor. Notwithstanding s. 450.073, returns or exchanges of saleable or non-saleable prescription drugs, including any redistribution by a receiving wholesaler, are not subject to pedigree requirements under s. 450.073 if the returns or exchanges are exempt from the pedigree requirement under the federal food and drug administration's current guidance on the federal prescription drug marketing act. A person licensed under s. 450.071 or a pharmacy or other person authorized to administer or dispense drugs shall ensure that the person or pharmacy's return process is secure and does not permit the entry of adulterated and counterfeit products.

(2) (a) A manufacturer or wholesale distributor may not deliver prescription drugs to a person unless the person is licensed under s. 450.071 or 450.06 or by the appropriate licensing authority of another state. A manufacturer or wholesale distributor may not deliver prescription drugs to a person that is not known to the manufacturer or wholesale distributor unless the manufacturer or wholesale distributor has verified with the board or with the licensing authority of the state in which the person is located that the person is licensed to receive prescription drugs.

(b) A manufacturer or wholesale distributor may distribute a prescription drug only to the premises listed on the person's license or authorization, except that a manufacturer or wholesale distributor may distribute the prescription drugs to an authorized agent of the person at the premises of the manufacturer or wholesale distributor if all of the following are true:

1. The manufacturer or wholesale distributor documents the authorized agent's name and address.

2. Distribution to an authorized agent is necessary to promote or protect the immediate health or safety of the authorized agent's patient.

(c) A manufacturer or wholesale distributor may distribute a prescription drug to a hospital pharmacy receiving area if a licensed pharmacist or another authorized recipient signs, at the time of the distribution, a receipt that shows the type and quantity of prescription drugs distributed. If there is a discrepancy between the type and

quantity of prescription drugs indicated on the receipt and the type and quantity of prescription drugs received at the hospital pharmacy receiving area, the discrepancy shall be reported to the manufacturer or wholesale distributor that distributed the prescription drugs no later than the day immediately following the date on which the prescription drugs were distributed to the hospital pharmacy receiving area.

(d) No manufacturer or wholesale distributor may accept payment for, or allow the use of, a person's credit to establish an account for the purchase of a prescription drug from any person other than the owner of record, the chief executive officer, or the chief financial officer identified on the license or authorization of a person who may receive prescription drugs. Any account established for the purchase of prescription drugs shall bear the name of the licensed or authorized person.

SECTION 3530h. 450.073 of the statutes is created to read:

450.073 Wholesale distributors; pedigree. (1) A wholesale distributor shall establish and maintain a pedigree for each prescription drug that leaves, or has ever left, the normal distribution channel. Before a wholesale distribution of a prescription drug leaves the normal distribution channel, a wholesale distributor shall provide a copy of the pedigree to the person receiving the drug. This section does not apply to a retail pharmacy or pharmacy intracompany warehouse unless the pharmacy or pharmacy intracompany warehouse engages in the wholesale distribution of prescription drugs.

(2) A pedigree shall contain all necessary identifying information concerning each sale in the chain of the distribution of the prescription drug from the manufacturer of the prescription drug or the manufacturers 3rd-party logistics provider, colicensed product partner, or exclusive distributor until final sale or distribution to a pharmacy or a person dispensing or distributing the prescription drug. The pedigree shall include all of the following:

(a) The name, address, telephone number, and, if available, electronic mail address of each recipient or distributor of the prescription drug in the chain of distribution, until the final sale or distribution described in sub. (2) (intro.).

(b) The name and address of each facility from which the prescription drug was distributed, if different from the address provided in par. (a).

(c) The date of each distribution.

(d) A certification that every recipient has authenticated the pedigree before distribution of the prescription drug to the next point in the chain of distribution.

(e) The name, dosage strength, size and number of containers, lot number, and name of the manufacturer for each prescription drug.

(3) The board shall promulgate rules implementing an electronic track and trace pedigree system. Not later than July 1, 2010, the board shall determine the date on

which the system will be implemented. The system may not be implemented before July 1, 2011, and the board may delay the implementation date in increments if the board determines that the technology to implement the system is not yet universally available across the prescription drug supply chain or is not capable of adequately protecting patient safety.

(4) A person who is engaged in the wholesale distribution of a prescription drug, including a repackager but not including the original manufacturer of the prescription drug, who possesses a pedigree for the prescription drug, and who intends to further distribute the prescription drug, shall verify that each transaction recorded on the pedigree has occurred before the person may distribute the prescription drug.

(5) (a) A pedigree shall be maintained by a person who purchases prescription drugs identified in the pedigree and by a wholesale distributor who distributes prescription drugs identified in the pedigree for not less than 3 years from the date of sale or distribution.

(b) A person maintaining a pedigree under par. (a) shall make the pedigree available for inspection or use by a law enforcement officer within 7 days after the law enforcement officer's request.

SECTION 3530i. 450.074 of the statutes is created to read:

450.074 Wholesale distributors; prohibited actions, enforcement, penalties. (1) If the board finds that there is a reasonable probability that a wholesale distributor, other than a manufacturer, has done any of the following, that continued distribution of a prescription drug involved in the occurrence could cause death or serious adverse health consequences, and that additional procedures would result in an unreasonable delay, the board shall issue an order requiring that distribution of a prescription drug in this state cease immediately:

(a) Violated a provision of ss. 450.071 to 450.073.

(b) Falsified a pedigree or sold, distributed, transferred, manufactured, repackaged, handled, or held a counterfeit prescription drug intended for human use.

(2) If the board issues an order under sub. (1), the board shall provide the person who is the subject of the order an opportunity for an informal hearing not more than 10 days after the date on which the order is issued. If, after a hearing, the board determines that the order was issued without sufficient grounds, the board shall vacate the order.

(3) Any person who knowingly does any of the following is guilty of a Class H felony:

(a) Fails to obtain a license required under s. 450.071.

(b) Purchases or otherwise receives a prescription drug from a pharmacy in violation of s. 450.072 (1).

(c) Violates s. 450.072 (2) (a), if the person is required to obtain a license under s. 450.071.

(d) Violates s. 450.072 (2) (b).

(e) Violates s. 450.072 (2) (d).

(f) Violates s. 450.073.

(g) Provides false or fraudulent records to, or makes a false or fraudulent statement to, the board, a representative of the board, or a federal official.

(h) Obtains or attempts to obtain a prescription drug by fraud, deceit, or misrepresentation, or engages in misrepresentation or fraud in the distribution of a prescription drug.

(i) Manufactures, repackages, sells, transfers, delivers, holds, or offers for sale a prescription drug that is adulterated, misbranded, counterfeit, suspected of being counterfeit, or otherwise unfit for distribution, except for wholesale distribution by a manufacturer of a prescription drug that has been delivered into commerce pursuant to an application approved by the federal food and drug administration.

(j) Adulterates, misbrands, or counterfeits a prescription drug, except for wholesale distribution by a manufacturer of a prescription drug that has been delivered into commerce pursuant to an application approved by the federal food and drug administration.

(k) Receives a prescription drug that has been adulterated, misbranded, stolen, obtained by fraud or deceit, counterfeited, or suspected of being counterfeited, and delivers or proffers such a drug.

(L) Alters, mutilates, destroys, obliterates, or removes any part of the labeling of a prescription drug or commits another act that results in the misbranding of a prescription drug.

(4) Subsection (3) does not apply to a prescription drug manufacturer or an agent of a prescription drug manufacturer, if the manufacturer or agent is obtaining or attempting to obtain a prescription drug for the sole purpose of testing the authenticity of the prescription drug.

SECTION 3531. 450.08 (2) (a) of the statutes is amended to read:

450.08 (2) (a) A pharmacist's license may be renewed by complying with continuing education requirements under s. 450.085 and paying the applicable fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~ on or before the applicable renewal date specified under s. 440.08 (2) (a). Failure to obtain renewal within the time period specified under this paragraph terminates the right of the person to be licensed as a pharmacist, and such right can only be acquired by passing an examination to the satisfaction of the board.

SECTION 3532. 450.08 (2) (b) of the statutes is amended to read:

450.08 (2) (b) A pharmacy, manufacturer's or distributor's license may be renewed by paying the applicable fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~ on or before the applicable renewal date specified under s. 440.08 (2) (a).

SECTION 3533. 451.04 (4) of the statutes is amended to read:

451.04 (4) EXPIRATION AND RENEWAL. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).~~

SECTION 3534. 452.025 (1) (c) of the statutes is amended to read:

452.025 (1) (c) Each application for registration as a time-share salesperson shall be accompanied by an initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a) or the applicable renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~, whichever is appropriate.

SECTION 3535. 452.025 (5) (b) of the statutes is amended to read:

452.025 (5) (b) An application to renew a certificate of registration granted under this section shall be submitted with the applicable renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~ on or before the applicable renewal date specified under s. 440.08 (2) (a).

SECTION 3536. 452.10 (3) of the statutes is amended to read:

452.10 (3) The fees for examinations and licenses granted ~~or renewed~~ under this chapter are specified under ~~ss. s. 440.05, and 440.08~~ the renewal fee for such licenses is determined by the department under s. 440.03 (9) (a).

SECTION 3537. 452.12 (2) (c) of the statutes is amended to read:

452.12 (2) (c) Application for a business entity license shall be made on forms prescribed by the department, listing the names and addresses of all business representatives, and shall be accompanied by the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a). If there is a change in any of the business representatives, the change shall be reported to the department, on the same form, within 30 days after the effective date of the change.

SECTION 3538. 452.12 (5) (a) of the statutes is amended to read:

452.12 (5) (a) Renewal applications for all licenses shall be submitted with the applicable renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~ on or before the applicable renewal date specified under s. 440.08 (2) (a).

SECTION 3539. 452.12 (6) (e) 1. of the statutes is amended to read:

452.12 (6) (e) 1. If a person has registered as an inactive licensee before November 1, 1990, the department shall reinstate the person's original license if that person applies to the department for reinstatement of his or her original license, pays the ~~fees~~ fee specified under s. 440.05 (1) ~~(a) and (b)~~, passes an examination under s.

452.09 (3) and completes the education requirements established by the department under par. (f).

SECTION 3540. 452.12 (6) (e) 2. of the statutes is amended to read:

452.12 (6) (e) 2. If a person has registered as an inactive licensee on or after November 1, 1990, the department shall reinstate the person's original license if that person applies to the department for reinstatement of his or her original license, pays the renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~ for the original license and completes 12 hours of continuing education as established by the department under par. (f). A person who is eligible for reinstatement of his or her original license under this subdivision shall complete the requirements for reinstatement under this subdivision before January 1, 1996, or within 5 years after the date on which the person registered as an inactive licensee, whichever is later.

SECTION 3541. 453.062 (1) of the statutes is amended to read:

453.062 (1) RENEWAL. The renewal dates and renewal fees for veterinary licenses and veterinary technician certifications are specified under s. 440.08 (2) (a), and the renewal fees for such licenses and certifications are determined by the department under s. 440.03 (9) (a).

SECTION 3542. 454.06 (1) (a) of the statutes is amended to read:

454.06 (1) (a) The applicant pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a), except as provided in s. 454.13 (1).

SECTION 3543. 454.06 (8) of the statutes is amended to read:

454.06 (8) EXPIRATION AND RENEWAL. The renewal date ~~and renewal fee~~ for licenses issued under subs. (2) to (6) ~~are is~~ specified under s. 440.08 (2) (a), and the renewal fees for such licenses are determined by the department under s. 440.03 (9) (a).

SECTION 3544. 454.08 (3) of the statutes is amended to read:

454.08 (3) The examining board shall issue an establishment license to any person who pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a) and who satisfies the requirements established by the examining board by rule, including proof of ownership of the business. Any change of ownership shall be reported to the examining board by the new owner within 5 days after the change of ownership.

SECTION 3545. 454.08 (9) of the statutes is amended to read:

454.08 (9) The renewal date ~~and renewal fee~~ for licenses issued under this section ~~are is~~ specified under s. 440.08 (2) (a), and the renewal fee for such licenses is determined by the department under s. 440.03 (9) (a).

SECTION 3546. 455.06 of the statutes is amended to read:

455.06 Renewals. The renewal date ~~and renewal fee~~ for licenses issued under s. 455.04 (1) and (4) ~~are is~~ specified under s. 440.08 (2) (a), and the renewal fee for such licenses is determined by the department under s. 440.03 (9) (a). An applicant for renewal of a license shall include with his or her application proof of completion of continuing education programs or courses approved under s. 455.065 (4) for the minimum number of hours required in the rules promulgated under s. 455.065 (1).

SECTION 3547. 455.07 (2) of the statutes is amended to read:

455.07 (2) The fee for renewal of a license under this chapter is ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).~~

SECTION 3548. 456.07 (2) of the statutes is amended to read:

456.07 (2) The application for a new certificate of registration shall include the applicable renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a)~~ and evidence satisfactory to the examining board that during the biennial period immediately preceding application for registration the applicant has attended a continuation education program or course of study. During the time between initial licensure and commencement of a full 2-year licensure period new licensees shall not be required to meet continuing education requirements. All registration fees are payable on or before the applicable renewal date specified under s. 440.08 (2) (a).

SECTION 3549. 457.20 (3) (a) of the statutes is amended to read:

457.20 (3) (a) The renewal fee ~~specified in s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).~~

SECTION 3550. 458.11 of the statutes is amended to read:

458.11 Expiration and renewal. Renewal applications shall be submitted to the department on a form provided by the department on or before the applicable renewal date specified under s. 440.08 (2) (a) and shall include the applicable renewal fee ~~specified under s. 440.08 (2) (a) determined by the department under s. 440.03 (9) (a).~~ Renewal of an appraiser certificate automatically renews the individual's appraiser license without payment of the renewal fee for the appraiser license or completion of any additional continuing education requirements that would otherwise be required for renewal of the appraiser license. Renewal applications shall be accompanied by proof of completion of the continuing education requirements in s. 458.13. Notwithstanding s. 458.06 (3) (b) 2. and (4) (b) 2., 1989 stats., and s. 458.08 (3) (b) 2. and (c) 2., 1991 stats., the department may not renew a certificate that was granted under s.

458.06 (3) or (4) before May 29, 1993, unless the holder of the certificate submits evidence satisfactory to the department that he or she has successfully completed the applicable educational requirements specified in rules promulgated under s. 458.085 (1) and the department may not renew a certificate that was granted under s. 458.08 (3) before May 29, 1993, unless the holder of the certificate submits evidence satisfactory to the department that he or she has successfully completed the applicable education and experience requirements specified in rules promulgated under s. 458.085 (1) and (2).

SECTION 3551. 459.09 (1) (a) of the statutes is amended to read:

459.09 (1) (a) Pay to the department the applicable renewal fee ~~specified under s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

SECTION 3552. 459.24 (5) (a) of the statutes is amended to read:

459.24 (5) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

SECTION 3553. 460.07 (2) (a) of the statutes is amended to read:

460.07 (2) (a) The renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a).

SECTION 3554. 470.045 (3) (a) of the statutes is amended to read:

470.045 (3) (a) A firm, partnership or corporation desiring a certificate of authorization shall submit an application to the department on forms provided by the department, listing the names and addresses of all officers and directors, and all individuals in its employment licensed to practice professional geology, hydrology or soil science in this state who will be in responsible charge of professional geology, hydrology or soil science being practiced in this state through the firm, partnership or corporation and other relevant information required by the appropriate section of the examining board. A similar type of form shall also accompany the renewal fee. If there is a change in any of these persons, the change shall be reported on the same type of form, and filed with the department within 30 days after the effective date of the change. The appropriate section of the examining board shall grant a certificate of authorization to a firm, partnership or corporation complying with this subsection upon payment of the ~~initial credential fee specified in s. 440.05 (4)~~ determined by the department under s. 440.03 (9) (a). This subsection does not apply to firms, partnerships or corporations exempt under s. 470.025 (3).

SECTION 3555. 470.045 (3) (b) of the statutes is amended to read:

470.045 (3) (b) The renewal date ~~and renewal fee~~ for certificates of authorization under this section ~~are is~~ is specified under s. 440.08 (2) (a), ~~and the renewal fee for such~~

certificates is determined by the department under s. 440.03 (9) (a).

SECTION 3556. 470.07 of the statutes is amended to read:

470.07 Renewal of licenses. The renewal dates for licenses granted under this chapter are specified under s. 440.08 (2) (a). Renewal applications shall be submitted to the department on a form provided by the department and shall include the renewal fee ~~specified in s. 440.08 (2) (a)~~ determined by the department under s. 440.03 (9) (a) and evidence satisfactory to the appropriate section of the examining board that the applicant has completed any continuing education requirements specified in rules promulgated under s. 470.03 (2).

SECTION 3557. 480.08 (3) (b) of the statutes is amended to read:

480.08 (3) (b) Pays the initial credential fee specified in s. 440.05 (1) determined by the department under s. 440.03 (9) (a).

SECTION 3558. 480.08 (5) of the statutes is amended to read:

480.08 (5) EXPIRATION AND RENEWAL. The renewal date ~~and renewal fee~~ for certificates granted under this chapter, other than temporary certificates granted under sub. (7), ~~are is~~ is specified under s. 440.08 (2) (a), ~~and the renewal fee for certificates granted under this chapter, other than temporary certificates granted under sub. (7), is determined by the department under s. 440.03 (9) (a).~~ Renewal applications shall include evidence satisfactory to the department that the applicant holds a current permit issued under s. 77.52 (9). A renewal application for an auctioneer certificate shall be accompanied by proof of completion of continuing education requirements under sub. (6).

SECTION 3559. 551.32 (1) (bm) 2. b. of the statutes is amended to read:

551.32 (1) (bm) 2. b. The division may disclose information under subd. 1. a. to the department of ~~workforce development~~ children and families in accordance with a memorandum of understanding under s. 49.857.

SECTION 3560. 551.32 (1) (bs) 1. of the statutes is amended to read:

551.32 (1) (bs) 1. If an applicant for the issuance or renewal of a license under this section is an individual who does not have a social security number, the applicant, as a condition of applying for or applying to renew the license, shall submit a statement made or subscribed under oath or affirmation to the division that the applicant does not have a social security number. The form of the statement shall be prescribed by the department of ~~workforce development~~ children and families.

SECTION 3561. 551.34 (1m) (a) 3. of the statutes is amended to read:

551.34 (1m) (a) 3. The applicant is an individual who fails to comply, after appropriate notice, with a subpoena

or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. An applicant whose application is denied under this subdivision for delinquent payments is entitled to a notice and hearing under s. 49.857 but is not entitled to any other notice or hearing under this section.

SECTION 3562. 551.34 (1m) (b) of the statutes is amended to read:

551.34 (1m) (b) Unless s. 551.32 (1) (bs) 1. applies to the licensee, the division shall restrict or suspend a license under this subchapter if the licensee is an individual who fails to provide his or her social security number. The division shall restrict or suspend a license under this subchapter if the licensee is an individual who fails to comply, after appropriate notice, with a subpoena or warrant issued by the department of ~~workforce development~~ children and families or a county child support agency under s. 59.53 (5) and related to paternity or child support proceedings or who is delinquent in making court-ordered payments of child or family support, maintenance, birth expenses, medical expenses or other expenses related to the support of a child or former spouse, as provided in a memorandum of understanding entered into under s. 49.857. A licensee whose license is restricted or suspended under this paragraph is entitled to a notice and hearing under s. 49.857 but is not entitled to any other notice or hearing under this section.

SECTION 3563s. 560.031 of the statutes is amended to read:

560.031 Grants for ethanol production facilities. Notwithstanding ss. ~~560.135 (2)~~, 560.138 (2) (a), and 560.17 (3), the department may not make a grant for an ethanol production facility on which construction begins after July 27, 2005, unless a competitive bidding process is used for the construction of the ethanol production facility.

SECTION 3564. 560.045 (1) of the statutes is amended to read:

560.045 (1) To the extent allowed under federal law or regulation, the department shall give priority in the awarding of grants under housing programs to grants for projects related to the redevelopment of brownfields, as defined in s. ~~560.60 (1v)~~ 560.13 (1) (a).

SECTION 3564m. 560.12 of the statutes is repealed.

SECTION 3564p. 560.125 (3) (c) of the statutes is amended to read:

560.125 (3) (c) The applicant pays ~~30~~ 50 percent of the eligible costs for each idling reduction unit covered by a grant under this section without the use of grants,

loans, or other financial assistance from this state or from a local governmental unit in this state.

SECTION 3564q. 560.125 (4) (c) (intro.) of the statutes is amended to read:

560.125 (4) (c) (intro.) Subject to par. (d), the department may make ~~a grant~~ grants under this section from July 1, 2007, to June 30, 2011, of ~~70~~ 50 percent of the eligible costs for a total of not more than the following number of idling reduction units per applicant:

SECTION 3564r. 560.125 (4) (c) 6. a. of the statutes is repealed and recreated to read:

560.125 (4) (c) 6. a. Thirty.

SECTION 3564s. 560.125 (4) (c) 7. of the statutes is renumbered 560.125 (4) (c) 7. (intro.) and amended to read:

560.125 (4) (c) 7. (intro.) If the applicant owns and operates more than 2,500 truck tractors with post-1998 diesel truck engines, ~~3~~ the greater of the following:

b. ~~Three~~ percent of the number of truck tractors with post-1998 diesel truck engines that the applicant owns and operates.

SECTION 3564t. 560.125 (4) (c) 7. a. of the statutes is created to read:

560.125 (4) (c) 7. a. One-hundred twenty-five.

SECTION 3564x. 560.126 of the statutes is created to read:

560.126 Renewable energy grants and loans. (1) The department may award a grant or make a loan from the appropriations under s. 20.143 (1) (ie) or (tm) to a business or researcher to fund any of the following projects:

(a) Research and development, including demonstration projects, into renewable energy technologies.

(b) Development of renewable energy sources and infrastructure in Wisconsin, including the conversion of nonrenewable energy sources to renewable energy sources.

(c) The commercial application of renewable energy technologies.

(d) The construction of one or more cellulosic ethanol production plants.

(2) (a) The department shall consider all of the following criteria to evaluate applications for a grant or loan under this section:

1. The extent to which the project will aid in the research, development, or use of renewable energy sources in Wisconsin.

2. The extent to which the project will improve the competitive position or enhance the capabilities of Wisconsin's renewable energy industries.

3. Whether the project is one in which Wisconsin holds a competitive advantage over other states.

4. The likelihood that the project will lead to the commercial application of new practices or technologies that involve the development, production, processing, or distribution of renewable energy.

5. The extent to which the project will use existing, surplus, or by-products of natural resources in this state.

6. The extent to which the project will strengthen Wisconsin's existing industries by converting wastes or by-products generated by existing industries into renewable energy.

7. The extent to which the project will develop technologies to increase the capacity of Wisconsin's manufacturing industries to utilize renewable energy sources.

(b) The department may also consider the following criteria to evaluate applications for a grant or loan under this section:

1. The criteria under ss. 560.602 and 560.605.

2. Whether the applicant is a small business, a minor-owned business under s. 560.80 (8), a locally owned business, or a farm.

3. The geographical distribution of grants awarded and loans made under this section.

(3) A grant under this section may not exceed 50 percent of the costs of an eligible project.

(4) In consultation with the department of agriculture, trade and consumer protection, the department of natural resources, and the public service commission, the department may promulgate rules necessary to administer this section.

SECTION 3565g. 560.13 (2) (a) (intro.) of the statutes is amended to read:

560.13 (2) (a) (intro.) Subject to subs. (4) and (5), from the ~~appropriations~~ appropriation under s. 20.143 (1) ~~(br)~~ and (qm) the department may make a grant to a person if all of the following apply:

SECTION 3566m. 560.135 of the statutes is repealed.

SECTION 3568. 560.14 (1) (ar) of the statutes is amended to read:

560.14 (1) (ar) "Brownfields" has the meaning given in s. ~~560.60 (1v)~~ 560.13 (1) (a).

SECTION 3569. 560.145 of the statutes is repealed.

SECTION 3570. 560.147 of the statutes is repealed.

SECTION 3571. 560.15 (2) (d) of the statutes is repealed.

SECTION 3572. 560.16 of the statutes is repealed.

SECTION 3573. 560.17 (1) (am) of the statutes is amended to read:

560.17 (1) (am) "Brownfields" has the meaning given in s. ~~560.60 (1v)~~ 560.13 (1) (a).

SECTION 3574. 560.17 (1) (bm) of the statutes is amended to read:

560.17 (1) (bm) "Job" ~~has the meaning given in s. 560.60 (10)~~ means a position providing full-time equivalent employment. "Job" does not include initial training before an employment position begins.

SECTION 3575. 560.175 of the statutes is repealed.

SECTION 3577. 560.204 of the statutes is created to read:

560.204 Hardware and software used to maintain medical records. (1) The department shall implement a program to certify health care providers as eligible for the electronic medical records credit under ss. 71.07 (5i), 71.28 (5i), and 71.47 (5i).

(2) If the department certifies a health care provider under sub. (1), the department shall determine the amount of credits to allocate to the health care provider. The total amount of electronic medical records credits allocated to health care providers in any year may not exceed \$10,000,000.

(3) The department shall inform the department of revenue of every health care provider certified under sub. (1) and the amount of credits allocated to the health care provider.

(4) The department, in consultation with the department of revenue, shall promulgate rules to administer this section.

SECTION 3577k. 560.205 (1) (g) of the statutes is amended to read:

560.205 (1) (g) It is not engaged in real estate development, insurance, banking, lending, lobbying, political consulting, professional services provided by attorneys, accountants, business consultants, physicians, or health care consultants, wholesale or retail trade, leisure, hospitality, transportation, or construction, except construction of power production plants that derive energy from a renewable resource, as defined in s. 196.378 (1) (h).

SECTION 3578. 560.205 (3) (d) of the statutes is amended to read:

560.205 (3) (d) *Rules.* The department of commerce, in consultation with the department of revenue, shall promulgate rules to administer this section. The rules shall further define "bona fide angel investment" for purposes of s. 71.07 (5d) (a) 1. The rules shall limit the aggregate amount of tax credits under s. 71.07 (5d) that may be claimed for investments in businesses certified under sub. (1) at \$3,000,000 per calendar year for calendar years beginning after December 31, 2004. The, and \$5,500,000 per calendar year for calendar years beginning after December 31, 2007. The rules shall also limit the aggregate amount of the tax credits under ss. 71.07 (5b), 71.28 (5b), and 71.47 (5b) that may be claimed for investments paid to fund managers certified under sub. (2) at \$3,500,000 per calendar year for calendar years beginning after December 31, 2004, and \$6,000,000 per calendar year for calendar years beginning after December 31, 2007. The rules shall also provide that, for calendar years beginning after December 31, 2007, no person may receive a credit under ss. 71.07 (5b) and (5d), 71.28 (5b), or 71.47 (5b) unless the person's investment is kept in a certified business, or with a certified fund manager, for no less than 3 years.

SECTION 3578h. 560.207 of the statutes is created to read:

560.207 Dairy manufacturing facility investment credit. (1) The department of commerce shall implement a program to certify taxpayers as eligible for the dairy manufacturing facility investment credit under ss. 71.07 (3p), 71.28 (3p), and 71.47 (3p).

(2) If the department of commerce certifies a taxpayer under sub. (1), the department of commerce shall determine the amount of credits to allocate to that taxpayer. The total amount of dairy manufacturing facility investment credits allocated to taxpayers in fiscal year 2007-08 may not exceed \$600,000 and the total amount of dairy manufacturing facility investment credits allocated to taxpayers in fiscal year 2008-09, and in each fiscal year thereafter, may not exceed \$700,000.

(3) The department of commerce shall inform the department of revenue of every taxpayer certified under sub. (1) and the amount of credits allocated to the taxpayer.

(4) The department of commerce, in consultation with the department of revenue, shall promulgate rules to administer this section.

SECTION 3580. 560.26 of the statutes is repealed.

SECTION 3581. 560.275 (4) (e) of the statutes is amended to read:

560.275 (4) (e) *Entrepreneurial and technology transfer grants.* The total amount of grants under sub. (2) (e) may not exceed ~~\$500,000~~ \$600,000 in any fiscal year.

SECTION 3581a. Subchapter II (title) of chapter 560 [precedes 560.30] of the statutes is renumbered 560.29 (title).

SECTION 3581b. 560.30 (intro.) of the statutes is renumbered 560.29 (1) (intro.) and amended to read:

560.29 Certified capital companies. (1) DEFINITIONS. (intro.) In this subchapter section:

SECTION 3581c. 560.30 (1) of the statutes is repealed.

SECTION 3581d. 560.30 (2) of the statutes is renumbered 560.29 (1) (a) and amended to read:

560.29 (1) (a) "Certified capital company" means a person that has been certified by the department under s. 560.31, 2005 stats., and that has not been decertified under s. 560.37 (3) or (3m), 2005 stats.

SECTION 3581e. 560.30 (3) of the statutes is repealed.

SECTION 3581f. 560.30 (4) of the statutes is renumbered 560.29 (1) (b) and amended to read:

560.29 (1) (b) "Certified capital investment" means an investment in a certified capital company that is certified under s. 560.32 (2), 2005 stats., and that fully funds either the investor's equity interest in a certified capital company, a qualified debt instrument that a certified capital company issues, or both.

SECTION 3581g. 560.30 (5) of the statutes is renumbered 560.29 (1) (c).

SECTION 3581h. 560.30 (6) of the statutes is renumbered 560.29 (1) (d).

SECTION 3581i. 560.30 (7) of the statutes is renumbered 560.29 (1) (e).

SECTION 3581j. 560.30 (8) of the statutes is renumbered 560.29 (1) (f) and amended to read:

560.29 (1) (f) "Qualified business" means a business which is a qualified business under s. 560.33, 2005 stats.

SECTION 3581k. 560.30 (9) of the statutes is repealed.

SECTION 3581L. 560.30 (10) of the statutes is repealed.

SECTION 3581m. 560.30 (11) of the statutes is renumbered 560.29 (1) (g) and amended to read:

560.29 (1) (g) "Qualified investment" means an investment in a qualified business by a certified capital company that meets the requirements under s. 560.34 (1), 2005 stats.

SECTION 3581n. 560.31 of the statutes is repealed.

SECTION 3581o. 560.32 of the statutes is repealed.

SECTION 3581p. 560.33 of the statutes is repealed.

SECTION 3581q. 560.34 of the statutes is repealed.

SECTION 3581r. 560.35 (title) of the statutes is renumbered 560.29 (2) (title).

SECTION 3581s. 560.35 (1) (intro.) of the statutes is renumbered 560.29 (2) (a) (intro.).

SECTION 3581t. 560.35 (1m) of the statutes is renumbered 560.29 (2) (b) and amended to read:

560.29 (2) (b) *Violation of agreements by qualified businesses.* As soon as practicable after the receipt of information by the certified capital company that a qualified business has violated an agreement made under s. 560.34 (1) (b) to (e), 2005 stats., the certified capital company shall notify the department of the violation and the facts giving rise to the violation.

SECTION 3581u. 560.35 (2) of the statutes is renumbered 560.29 (2) (c).

SECTION 3581v. 560.35 (3) of the statutes is renumbered 560.29 (2) (d) and amended to read:

560.29 (2) (d) *Financial statements.* Within 90 days of the end of the certified capital company's fiscal year, the certified capital company shall provide to the department a copy of its annual audited financial statements, including the opinion of an independent certified public accountant. The audit shall address the methods of operation and conduct of the business of the certified capital company to determine whether the certified capital company is complying with this subchapter section and the rules promulgated under this subchapter subchapter II of ch. 560, 2005 stats., including whether certified capital has been invested in the manner required under s. 560.34, 2005 stats. The financial statements provided under this subsection shall be segregated by investment pool and shall be separately audited on that basis to allow the department to determine whether the certified capital company is in compliance with s. 560.34 (1m), 2005 stats.

SECTION 3581w. 560.35 (4) of the statutes is renumbered 560.29 (2) (e) and amended to read:

560.29 (2) (e) *Fees.* On or before January 31 annually, a certified capital company shall pay a nonrefundable certification fee of \$5,000 to the department, unless January 31 falls within 6 months of the date on which the certified capital company was certified under s. 560.31, 2005 stats.

SECTION 3581x. 560.35 (5) of the statutes is renumbered 560.29 (2) (f).

SECTION 3581y. 560.36 of the statutes is repealed.

SECTION 3581z. 560.37 of the statutes is repealed.

SECTION 3581za. 560.38 of the statutes is repealed.

SECTION 3582. 560.60 (1m) of the statutes is repealed.

SECTION 3583. 560.60 (1v) of the statutes is repealed.

SECTION 3584. 560.60 (3) of the statutes is repealed.

SECTION 3585. 560.60 (3m) of the statutes is created to read:

560.60 (3m) "Eligible activities" means any of the following:

- (a) Capital financing.
- (b) Worker training.
- (c) Entrepreneurial development.
- (d) Providing assistance to technology-based businesses or to businesses at a foreign trade show or event.
- (e) Promoting urban or regional economic development.
- (f) Establishing revolving loan funds.
- (g) Providing working capital.
- (h) Promoting employee ownership through all of the following:

1. Conducting feasibility studies to investigate the reorganization or new incorporation of existing businesses as employee-owned businesses.
2. Implementing feasibility studies under subd. 1.

SECTION 3586. 560.60 (4) of the statutes is amended to read:

560.60 (4) "Eligible recipient" means a governing body or a person who is eligible to receive a grant or loan under s. 560.62, a grant or loan under s. 560.63 or a grant or loan under s. 560.65 560.61.

SECTION 3587. 560.60 (8) of the statutes is repealed.

SECTION 3588. 560.60 (10) of the statutes is repealed.

SECTION 3589. 560.60 (11) of the statutes is repealed.

SECTION 3590. 560.60 (13) of the statutes is repealed.

SECTION 3591. 560.60 (15) of the statutes is amended to read:

560.60 (15) "Small business" means a business operating for profit, with 250 or fewer than 100 employees, including employees of any subsidiary or affiliated organization.

SECTION 3592. 560.60 (17) of the statutes is repealed.

SECTION 3593. 560.60 (18m) of the statutes is repealed.

SECTION 3594. 560.605 (1) (intro.) of the statutes is amended to read:

560.605 (1) (intro.) The Upon receipt of an application by an eligible recipient, the board may consider any of the following in determining whether to award a grant or loan under s. 560.61 upon the receipt and consideration of an application by an eligible recipient for a project under ss. 560.62 to 560.66, if the board determines all of the following:

SECTION 3595. 560.605 (1) (a) of the statutes is amended to read:

560.605 (1) (a) ~~The Whether the project serves a public purpose.~~

SECTION 3596. 560.605 (1) (b) of the statutes is amended to read:

560.605 (1) (b) ~~The Whether the project will retain or increase employment in this state.~~

SECTION 3597. 560.605 (1) (c) of the statutes is amended to read:

560.605 (1) (c) ~~The Whether the project is not likely to might not occur without the grant or loan.~~

SECTION 3598. 560.605 (1) (d) of the statutes is amended to read:

560.605 (1) (d) ~~Financing Whether financing is unavailable available from any other another source on reasonably equivalent terms.~~

SECTION 3599. 560.605 (1) (e) of the statutes is amended to read:

560.605 (1) (e) ~~Except as provided in s. 560.68 (6), the eligible recipient receiving the grant or loan will contribute, from The extent to which the project will be financed with funds not provided by this state, not less than 25% of the cost of the project.~~

SECTION 3600. 560.605 (1) (f) of the statutes is repealed.

SECTION 3601. 560.605 (1) (g) of the statutes is amended to read:

560.605 (1) (g) ~~Funds Whether funds from the grant or loan under s. 560.62, 560.63, 560.65 or 560.66 will not be used to pay overhead costs, except as provided in s. 560.65 (1m) (b), or to replace funds from any other another source.~~

SECTION 3602. 560.605 (1) (h) of the statutes is amended to read:

560.605 (1) (h) ~~The Whether the project will not displace any workers in this state.~~

SECTION 3603. 560.605 (1) (i) of the statutes is repealed.

SECTION 3604. 560.605 (1) (p) of the statutes is amended to read:

560.605 (1) (p) For an ethanol production facility on which construction begins after July 27, 2005, whether a competitive bidding process is used for the construction of the ethanol production facility.

SECTION 3605. 560.605 (2) (intro.) of the statutes is repealed.