



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## **RESEARCH APPENDIX -** **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 03/04/2011 (Per: CMH)

- A ☞ The 2011 drafting file for LRB-0805
- B ☞ The 2011 drafting file for LRB-0808
- C ☞ The 2011 drafting file for LRB-1059
- D ☞ The 2011 drafting file for LRB-1369

☞ Compile Draft – Appendix A ... segment I

has been tranfered to the drafting file for

**2011 LRB-1465\***

\* One of the compile drafts used in the creation of AB 40 & SB 27 (2011 Budget Bill)

Pt 54

## 2011 DRAFTING REQUEST

### Bill

Received: 12/27/2010

Received By: **csundber**

Wanted: **As time permits**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Hoechst**

May Contact:

Drafter: **csundber**

Subject: **Econ. Development - housing**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **christopher.sundberg@legis.wisconsin.gov**

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### Pre Topic:

DOA:.....Hoechst, BB0169 -

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### Topic:

Transfer housing assistance from Commerce to WHEDA

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### Instructions:

See attached

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### Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	csundber 01/07/2011	nmatzke 01/12/2011		_____			S&L Housing
/P1	csundber 02/07/2011	nmatzke 02/09/2011	rschluet 01/13/2011	_____	lparisi 01/13/2011		S&L Housing
/P2			rschluet 02/09/2011	_____	mbarman 02/09/2011		

FE Sent For:

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/?	csundber 01/07/2011	nmatzke 01/12/2011					S&L Housing
/P1		/P2 <sup>AWN</sup> 2/9	rschluet 01/13/2011	2/9 ph/df	lparisi 01/13/2011		

FE Sent For:

<END>

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**Pre Topic:**

DOA:.....Hoechst, BB0169 -

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**Topic:**

Transfer housing assistance from Commerce to WHEDA

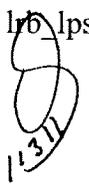
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**Instructions:**

See attached

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/?	csundber 01/07/2011	nmatzke 01/12/2011	lrb/lps 	_____	_____		S&L Housing

FE Sent For:

<END>

**2011 DRAFTING REQUEST**

**Bill**

Received: 12/27/2010

Received By: **csundber**

Wanted: **As time permits**

Companion to LRB:

For: **Administration-Budget**

By/Representing: **Jonathan Hoechst**

May Contact:

Drafter: **csundber**

Subject: **Econ. Development - housing**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **christopher.sundberg@legis.wisconsin.gov**

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**Pre Topic:**

DOA:.....Jonathan Hoechst, BB0169

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**Topic:**

Transfer housing assistance from Commerce to WHEDA

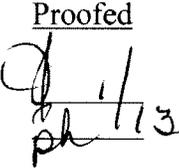
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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	csundber	(p) nwn 1/10					

FE Sent For:

<END>

**Sundberg, Christopher**

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**From:** Hanaman, Cathlene  
**Sent:** Thursday, December 23, 2010 4:25 PM  
**To:** Sundberg, Christopher  
**Subject:** FW: Statutory Language Drafting Request  
And this BB number.

---

**From:** DOADLBBASADMININTERNETSHAREPOINT@WI.GOV  
[mailto:DOADLBBASADMININTERNETSHAREPOINT@WI.GOV]  
**Sent:** Thursday, December 23, 2010 4:16 PM  
**To:** Hanaman, Cathlene  
**Cc:** Shayna.Hetzl@wisconsin.gov; Thornton, Scott - DOA; Kraus, Jennifer - DOA  
**Subject:** Statutory Language Drafting Request

Topic: Move COM Housing Assitance (Program 2) to WHEDA

Tracking Code: BB0169

SBO Team: GGED

SBO Analyst: Jonathan Hoechst  
Phone: (608) 266-7329  
E-mail: Jonathan.Hoechst@wisconsin.gov

Agency Acronym: Commerce

Agency Number: 143

Priority: Low

Intent:  
Transfer entire Commerce Housing Assistance Program and funding (s. 20.143(2)) to WHEDA.

Attachments: False

Cross-Reference Post-Drafting-Check For 11-0805/?

Tuesday, December 28, 2010 10:25 am

TREATMENT	REFERENCE
560.9801(3)(b)	✓ 13.099(3)(a)5.\
560.9801(2)	✓ 961.01(20g)
560.9801(3)(a)	✓ 227.115(3)(a)5.
560.9801(3)(a)	✓ 13.099(3)(a)5.
560.9801(3)(b)	✓ 227.115(3)(a)5.
560.9802	✓ 234.06(3)
560.9802	✓ 13.099(1)(b)
560.9802	✓ 227.115(1)(b)
560.9802	✓ 234.034
560.9802	✓ 560.285(3)
560.9802	✓ 234.06(1)
560.9802	✓ 234.25(1)(e)
560.9802	✓ 234.165(2)(b)2.
560.9802(2)(b)	<del>560.9802(2)(b)</del>
560.9803	20.143(2)(b)
560.9803	✓ 560.9804(1)(c)
560.9803(1)	✓ 560.9804(1)(a)
560.9803(1)(a)	<del>560.9803(3)(a)</del>
560.9803(2)	✓ 560.9804(1)(a)
560.9803(1)	<del>560.9803(2)(intro.)</del>
560.9803(1)(a)	<del>560.9803(3)(b)</del>
560.9803(2)	<del>560.9803(1)(a)</del>
560.9804	✓ 560.9803(3)(a)
560.9804	✓ 560.9803(1)(a)
560.9804(1)	20.143(2)(c)
560.9804(2)	20.143(2)(c)
560.9804(2)	<del>560.9804(1)(intro.)</del>
560.9805	20.143(2)(b)
560.9805(1)(a)	<del>560.9805(3)</del>
560.9805(1)(b)	<del>560.9805(3)</del>
560.9805(1)	<del>560.9805(2)(intro.)</del>
560.9805(1)(a)	<del>560.9805(1)(b)</del>
560.9807	20.143(2)(h)
560.9807(1)	<del>560.9807(2)</del>
560.9808	20.143(2)(fm)
560.9808(2)(b)	20.143(2)(h)

560.9808(2)(b)1. to 3.  
560.9808(1)(d)  
560.9808(1)(d)  
560.9808(2)(a)  
560.9809(2)  
560.9810(1)  
560.9810(1)  
560.9810(2)  
560.9810(2)  
560.9810(2)  
560.9810(2)  
560.9810(2)  
560.9810(2)  
560.9810(3)  
560.9810(3)  
560.9811

~~560.9808(2)(b)4.~~  
✓51.35(5)  
✓50.01(1g)(c)  
20.143(2)(h)  
~~560.9809(3)(intro.)~~  
✓196.491(2)(e)  
✓256.35(3m)(h)  
✓85.09(4i)  
~~560.9810(3)~~  
✓84.09(5)(a)  
✓84.09(5)(b)  
✓84.09(5r)  
✓23.15(1)  
~~560.9810(4)~~  
~~560.9810(2)(c)~~  
20.143(2)(fr)

To: CTS  
From: NWN  
Re: 2011 LRB-0805/P1

Body of bill:

✓ 2-10 See change. ✓

X 2-15 Change OK? ✓

X 6-8 I believe a title for s. 20.490 (7) must be created. ✓

X 10-14 Treat s. 114.33 (10) to change current x-ref from s. 560.9810 to s. 234.5610? ✓  
*see insert*

X 10-21 Change OK? ✓

X 13-15 Change OK? (No serial comma in action phrases. Aren't all our rules great? I made this change in other action phrases as well.) *Thanks!*

X 14-14 Should s. 560.9803 (2) (e) 7. be treated to change "department" to "authority"?  
*see insert*

X 19-2 See addition of comma. ✓

X 20-17 Should a \*\*\*\*Note identical to the one after this line follow section 46 as well? ✓

X 20-18 This is just a sorting issue. ✓  
*see insert*

X 22-22 Changes to \*\*\*\*Note OK? ✓

X 24-1 et al. Based on examples from previous sessions, it appears we don't include "of the statutes" if "2009 stats." is also used. ✓

**2011-2012 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0805/P1ins  
CTS:.....

1           **Insert 10-14:**

2           **SECTION 1.** 114.33 (10) of the statutes is amended to read:

3           114.33 (10) Subject to the approval of the governor under this subsection, the  
4           secretary may sell at public or private sale property of whatever nature owned by the  
5           state and under the jurisdiction of the secretary when the secretary determines that  
6           the property is no longer necessary for the state's use for airport purposes and, if real  
7           property, the real property is not the subject of a petition under s. ~~560.9810~~ 234.5610.<sup>✓</sup>  
8           The secretary shall present to the governor a full and complete report of the property  
9           to be sold, the reason for the sale, and the minimum price for which the property  
10          should be sold, together with an application for the governor's approval of the sale.  
11          The governor shall investigate the proposed sale as he or she deems necessary and  
12          approve or disapprove the application. Upon approval and receipt of the full  
13          purchase price, the secretary shall by appropriate deed or other instrument transfer  
14          the property to the purchaser. The funds derived from the sale shall be deposited in  
15          the appropriate airport fund, and the expense incurred by the secretary in  
16          connection with the sale shall be paid from that fund. This subsection does not apply  
17          to real property that is sold under s. 16.848.<sup>✓</sup>

History: 1971 c. 192; 1973 c. 241; 1977 c. 29; 1979 c. 221; 1981 c. 20 s. 2202 (51) (d); 1987 a. 27; 1991 a. 39; 1997 a. 253, 282; 1999 a. 32; 2003 a. 33; 2005 a. 335; 2007 a. 20.

18           **Insert 14-12:**

19          (e) 7. Other persons or families that the ~~department~~ authority determines have  
20          particularly severe housing problems.<sup>✓</sup>

21           **Insert 20-11:**

          \*\*\*\*NOTE: Does federal law pose any obstacle to the transfer of the above  
          requirement to WHEDA?<sup>✓</sup>



1w: 1/7/11  
State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-0805/2 P1

CTS:.....

nwn

RUNR

DOA:.....Jonathan Hoechst, BB0169 Transfer housing assistance from  
Commerce to WHEDA

**FOR 2011-13 BUDGET -- NOT READY FOR INTRODUCTION**

SA ✓  
X-ref ✓

1 AN ACT <sup>don't gen.</sup> ...; relating to: the budget. ✓

---

*Analysis by the Legislative Reference Bureau*  
**COMMERCE AND ECONOMIC DEVELOPMENT** ✓  
**COMMERCE** ✓

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft. ✓

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

Because this bill directly or substantially affects the development, construction, cost or availability of housing in this state, the Department of Commerce, as required by law, will prepare a report to be printed as an appendix to this bill. ✓

---

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

\*\*\*\*NOTE: This draft assumes that LRB-0624/3, or a substantially similar proposal, will be enacted. ✓ If that does not occur, or if LRB-0624 is substantially modified before or after introduction, this draft may need to be revised. ✓

1 SECTION 1. 13.099 (1) (b) of the statutes is amended to read:

2 13.099 (1) (b) "State housing strategy plan" means the plan developed under  
3 s. ~~560.9802~~ 234.5602.

4 History: 1995 a. 308; 2003 a. 33.

SECTION 2. 13.099 (3) (a) 5. of the statutes is amended to read:

5 13.099 (3) (a) 5. Housing costs, as defined in s. ~~560.9801~~ 234.5601 (3) (a) and  
6 (b).

7 History: 1995 a. 308; 2003 a. 33.

SECTION 3. 16.40 (24) of the statutes is created to read:

8 16.40 (24) Ensure performance of a duty or satisfaction of an obligation  
9 transferred to the Wisconsin Housing and Economic Development Authority under  
10 2011 Wisconsin Act .... (this act), section 9110 (1), if the Wisconsin Housing and  
11 Economic Development Authority fails to perform the duty or satisfy the obligation.

\*\*\*\*NOTE: The section above requires DOA <sup>to</sup> perform a duty or satisfy an obligation transferred in this draft from Commerce to WHEDA, if WHEDA fails to perform the duty or satisfy the obligation. Is this okay?

12 SECTION 4. 20.143 (2) (a) of the statutes is renumbered 20.490 (7) (a) and  
13 amended to read:

14 20.490 (7) (a) *General program operations*. The amounts in the schedule for  
15 general program operations under subch. X of ch. 560 ss. 234.5601 to 234.5615.

<sup>note: bud</sup>  
History: 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 23a, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

16 SECTION 5. 20.143 (2) (b) of the statutes is renumbered 20.490 (7) (b) and  
17 amended to read:

18 20.490 (7) (b) *Housing grants and loans; general purpose revenue*. Biennially,  
19 the amounts in the schedule for grants and loans under s. ~~560.9803~~, 234.5603 and

1 for grants under s. ~~560.9805~~ and 2009 Wisconsin Act 28, section 9110 (12u), and for  
 2 the grant under 2009 Wisconsin Act 2, section 9110 (1) 234.5605✓

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j; 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 46, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.✓

3 SECTION 6. 20.143 (2) (c) of the statutes is renumbered 20.490 (7) (c) and  
 4 amended to read:

5 20.490 (7) (c) *Payments to designated agents.* The amounts in the schedule for  
 6 payments for services provided by agents designated under s. ~~560.9804~~ 234.5604 (2),  
 7 in accordance with agreements entered into under s. ~~560.9804~~ 234.5604 (1).✓

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j; 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 46, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.✓

8 SECTION 7. 20.143 (2) (fm) of the statutes is renumbered 20.490 (7) (fm) and  
 9 amended to read:

10 20.490 (7) (fm) *Shelter for homeless and transitional housing grants.*  
 11 Biennially, the amounts in the schedule for transitional housing grants under s.  
 12 ~~560.9806~~ 234.5606✓ and for grants to agencies and shelter facilities for homeless  
 13 individuals and families as provided under s. ~~560.9808~~ 234.5608✓. Notwithstanding  
 14 ss. 20.001 (3) (a) and 20.002 (1), the department authority may transfer funds  
 15 between fiscal years under this paragraph.✓

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j; 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 46, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.✓

16 SECTION 8. 20.143 (2) (fr) of the statutes is renumbered 20.490 (7) (fr) and  
 17 amended to read:

1           20.490 (7) (fr) *Mental health for homeless individuals*. The amounts in the  
 2 schedule for mental health services for homeless individuals under s. ~~560.9811~~  
 3 234.5611.<sup>✓</sup>

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.<sup>✓</sup>

4           ~~SECTION 9.~~ <sup>SECTION 9.</sup> 20.143 (2) (gg) of the statutes is renumbered 20.490 (7) (gg).<sup>✓</sup>

5           SECTION 10. 20.143 (2) (h) of the statutes is renumbered 20.490 (7) (h) and  
 6 amended to read:

7           20.490 (7) (h) *Funding for the homeless*. All moneys received from interest on  
 8 real estate trust accounts under s. 452.13 for grants under s. ~~560.9807~~ 234.5607,<sup>✓</sup> and  
 9 all moneys received under s. 704.05 (5) (a) 2., for grants to agencies and shelter  
 10 facilities for homeless individuals and families under s. ~~560.9808~~ 234.5608 (2) (a) and  
 11 (b).<sup>✓</sup>

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.<sup>✓</sup>

12           SECTION 11. 20.143 (2) (k) of the statutes is renumbered 20.490 (7) (k) and  
 13 amended to read:

14           20.490 (7) (k) *Sale of materials or services*. All moneys received from the sale  
 15 of materials or services related to housing assistance under subch. ~~X~~ of ch. ~~560~~ ss.  
 16 234.5601 to 234.5615 to the department authority or other to state agencies, for the  
 17 purpose of providing those materials and services.<sup>✓</sup>

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.<sup>✓</sup>

1           **SECTION 12.** 20.143 (2) (kg) of the statutes is renumbered 20.490 (7) (kg) and  
2 amended to read:

3           20.490 (7) (kg) *Housing program services.* All moneys received from other state  
4 agencies for housing program services, for the purpose of providing housing program  
5 services.✓

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.✓

6           **SECTION 13.** 20.143 (2) (m) of the statutes is renumbered 20.490 (7) (m) and  
7 amended to read:

8           20.490 (7) (m) *Federal aid; state operations.* All moneys received from the  
9 federal government for state operations related to housing assistance under subch.  
10 ~~X of ch. 560 ss. 234.5601 to 234.5615~~✓, as authorized by the governor under s. 16.54,  
11 for the purposes of state operations.✓

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.✓

\*\*\*\*NOTE: Does federal law pose any obstacle to the transfer of the above appropriation to WHEDA?✓

12           **SECTION 14.** 20.143 (2) (n) of the statutes is renumbered 20.490 (7) (n) and  
13 amended to read:

14           20.490 (7) (n) *Federal aid; local assistance.* All moneys received from the  
15 federal government for local assistance related to housing assistance under subch.  
16 ~~X of ch. 560 ss. 234.5601 to 234.5615~~✓, as authorized by the governor under s. 16.54,  
17 for the purposes of providing local assistance.✓

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

\*\*\*\*NOTE: Does federal law pose any obstacle to the transfer of the above appropriation to WHEDA?

1 SECTION 15. 20.143 (2) (o) of the statutes is renumbered 20.490 (7) (o) and  
 2 amended to read:  
 3 ~~20.490 (7) (o) Federal aid; individuals and organizations.~~ *Housing assistance*  
 4 20.490 (7) (o) *Federal aid; individuals and organizations.* All moneys received  
 5 from the federal government for aids to individuals and organizations related to  
 6 housing assistance under subch. X of ch. 560 ss. 234.5601 to 234.5615, as authorized  
 7 by the governor under s. 16.54, for the purpose of providing aids to individuals and  
 organizations.

**History:** 1979 c. 361; 1981 c. 20, 21, 349; 1983 a. 27, 83, 192, 381; 1985 a. 29 ss. 169 to 204, 3202 (14); 1985 a. 120, 332, 334; 1987 a. 27, 109, 317, 318, 399, 403; 1989 a. 31, 185, 237, 317, 325, 335, 336, 342, 359; 1991 a. 39, 259, 261, 269, 315; 1993 a. 5, 16, 75, 110, 232, 437; 1995 a. 27 ss. 483, 505 to 517, 608s, 609g, 609j, 964, 965, 977, 987, 988, 990 to 993, 1080b, 1085b, 1086b, 9116 (5); 1995 a. 116, 119, 216, 227; 1997 a. 9, 27, 35, 215, 237, 252, 310; 1999 a. 9, 84, 106, 185, 186; 2001 a. 16, 109; 2003 a. 33 ss. 292c to 297m, 593 to 600, 602 to 604; 2003 a. 255, 256; 2005 a. 25 ss. 150m to 156t, 331; 2005 a. 45, 358; 2007 a. 20, 125, 225; 2009 a. 2, 16, 28, 239, 265, 268, 270, 276, 332; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

\*\*\*\*NOTE: Does federal law pose any obstacle to the transfer of the above appropriation to WHEDA?

8 SECTION 16. 23.15 (1) of the statutes is amended to read:  
 9 23.15 (1) The natural resources board may sell, at public or private sale, lands  
 10 and structures owned by the state under the jurisdiction of the department of natural  
 11 resources, except central or district office facilities, when the natural resources board  
 12 determines that said the lands are no longer necessary for the state's use for  
 13 conservation purposes and, if real property, the real property is not the subject of a  
 14 petition under s. ~~560.9810~~ 234.5610 (2).

**History:** 1983 a. 27; 1983 a. 423 s. 3; Stats. 1983 a. 23.15; 1989 a. 31; 1991 a. 39, 316; 1993 a. 184; 2003 a. 33; 2005 a. 25; 2007 a. 20.

SECTION 17. 50.01 (1g) (c) of the statutes is amended to read:

50.01 (1g) (c) A shelter facility as defined under s. ~~560.9808~~ 234.5608 (1) (d).

**History:** 1975 c. 413; 1977 c. 170, 418; 1979 c. 111; 1983 a. 189 s. 329 (18); 1985 a. 29, 276; 1985 a. 332 s. 251 (1); 1987 a. 127, 161; 1989 a. 31, 136, 199; 1991 a. 39; 1993 a. 327, 446, 491; 1995 a. 27; 1997 a. 27, 156, 237; 1999 a. 22, 32; 2001 a. 74, 107; 2003 a. 33; 2005 a. 187; 2007 a. 20, 153; 2009 a. 28.

SECTION 18. 51.35 (5) of the statutes is amended to read:

Section #. 20.490 (7) (title) of the statutes is created to read:  
 # 20.490 (7) (title) HOUSING ASSISTANCE.

1           51.35 (5) RESIDENTIAL LIVING ARRANGEMENTS; TRANSITIONARY SERVICES. The  
2 department and any person, director, or board authorized to discharge or transfer  
3 patients under this section shall ensure that a proper residential living arrangement  
4 and the necessary transitional services are available and provided for the patient  
5 being discharged or transferred. Under this subsection, a proper residential living  
6 arrangement may not include a shelter facility, as defined under s. ~~560.9808~~  
7 234.5608 (1) (d), unless the discharge or transfer to the shelter facility is made on an  
8 emergency basis for a period not to exceed 10 days.

**History:** 1975 c. 430 ss. 18, 81; 1977 c. 26, 29, 428; 1979 c. 110 s. 60 (1); 1981 c. 74 s. 2; 1981 c. 314 s. 144; 1983 a. 27, 441, 474; 1985 a. 29, 176, 332; 1987 a. 366, 403; 1989 a. 31, 56, 107; 1991 a. 39; 1993 a. 451; 1995 a. 27 ss. 3258m, 3259m, 9126 (19); 1995 a. 77, 292; 1997 a. 35; 1999 a. 9; 2001 a. 16 ss. 1967f to 1967j, 4034zi; 2003 a. 33; 2005 a. 22, ~~264~~, 344, 387, 444; 2007 a. 20 ss. 1818 to 1819, 9121 (6) (a); 2007 a. 96; 2009 a. 28.

9           **SECTION 19.** 84.09 (5) (a) of the statutes is amended to read:

10           84.09 (5) (a) Subject to pars. (b) and (c) and to the approval of the governor, the  
11 department may sell at public or private sale property of whatever nature owned by  
12 the state and under the jurisdiction of the department when the department  
13 determines that the property is no longer necessary for the state's use for  
14 transportation purposes and, if real property, the real property is not the subject of  
15 a petition under s. ~~560.9810~~ 234.5610 (2). The department shall present to the  
16 governor a full and complete report of the property to be sold, the reason for the sale,  
17 and the minimum price for which the same should be sold, together with an  
18 application for the governor's approval of the sale. The governor shall thereupon  
19 make such investigation as he or she may deem necessary and approve or disapprove  
20 the application. Upon such approval and receipt of the full purchase price, the  
21 department shall by appropriate deed or other instrument transfer the property to  
22 the purchaser. The approval of the governor is not required for public or private sale  
23 of property having an appraised value at the time of sale of not more than \$15,000,  
24 for the transfer of surplus state real property to the department of administration

1 under s. ~~560.9810~~ 234.5610<sup>✓</sup>, or for the transfer of surplus state personal property to  
2 the department of tourism under sub. (5s). The funds derived from sales under this  
3 subsection shall be deposited in the transportation fund, and the expense incurred  
4 by the department in connection with the sale shall be paid from such fund.<sup>✓</sup>

**History:** 1971 c. 40; 1973 c. 118 s. 7; 1977 c. 29 ss. 936, 1654 (1), (8) (a), (b); 1977 c. 272, 418; 1979 c. 310; 1983 a. 27; 1991 a. 39; 1993 a. 246; 1995 a. 201, 406; 1997 a. 27, 35, 282; 1999 a. 83, 186; 2003 a. 33, 211, 327; 2005 a. 25, 392; 2007 a. 20.

5 **SECTION 20.** ~~84.09~~ (5) (b) of the statutes is amended to read:

6 84.09 (5) (b) Subject to the approval of the governor in the manner, scope, and  
7 form specified in par. (a), with respect to the sale of property acquired by the  
8 department for a project that is completed after May 25, 2006, the department shall,  
9 and with respect to the sale of property acquired by the department for a project that  
10 is completed before May 25, 2006, the department may offer for sale or transfer  
11 ownership of the property that the department determines is no longer necessary for  
12 the state's use for transportation purposes, if the property is not the subject of a  
13 petition under s. ~~560.9810~~ 234.5610<sup>✓</sup> (2). This disposition process shall take place  
14 within 24 months of the completion of the transportation project for which the  
15 property was acquired. Except as provided in par. (c) 3., the department shall offer  
16 limited and general marketable properties at appraised value, as determined by a  
17 state-certified or licensed appraiser, for not less than 12 months. If the department  
18 does not sell the property at or above its appraised value, the department shall offer  
19 the property for sale by means of sealed bids or public auction. For the purposes of  
20 this paragraph, a project is completed when final payment is made under the  
21 contract for the project.<sup>✓</sup>

**History:** 1971 c. 40; 1973 c. 118 s. 7; 1977 c. 29 ss. ~~936~~, 1654 (1), (8) (a), (b); 1977 c. 272, 418; 1979 c. 310; 1983 a. 27; 1991 a. 39; 1993 a. 246; 1995 a. 201, 406; 1997 a. 27, 35, 282; 1999 a. 83, 186; 2003 a. 33, ~~211~~, 327; 2005 a. 25, 392; 2007 a. 20.

22 **SECTION 21.** 84.09 (5r) of the statutes is amended to read:

1           84.09 (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m),  
2 the department may, subject to the approval of the governor, donate real property  
3 that is adjacent to the veterans memorial site located at The Highground in Clark  
4 County and owned by the state and under the jurisdiction of the department to the  
5 Wisconsin Vietnam Veterans Memorial Project, Inc., for the purpose of the veterans  
6 memorial site located at The Highground in Clark County for the purpose of a  
7 memorial hall specified in s. 70.11 (9). The department may donate property under  
8 this subsection only when the department determines that the property is no longer  
9 necessary for the state's use for transportation purposes and is not the subject of a  
10 petition under s. ~~560.9810~~ 234.5610<sup>✓</sup>(2) and is transferred with a restriction that the  
11 donee may not subsequently transfer the real property to any person except to this  
12 state, which shall not be charged for any improvements thereon. Such restriction  
13 shall be recorded in the office of the register of deeds in the county in which the  
14 property is located. The department shall present to the governor a full and complete  
15 report of the property to be donated, the reason for the donation, and the minimum  
16 price for which the property could likely be sold under sub. (5), together with an  
17 application for the governor's approval of the donation. The governor shall  
18 thereupon make such investigation as he or she considers necessary and approve or  
19 disapprove the application. Upon such approval, the department shall by  
20 appropriate deed or other instrument transfer the property to the donee. The  
21 approval of the governor is not required for donation of property having an appraised  
22 value at the time of donation of not more than \$15,000. Any expense incurred by the

1 department in connection with the donation shall be paid from the transportation  
2 fund.✓

**History:** 1971 c. 40; 1973 c. 118 s. 7; 1977 c. 29 ss. 936, 1654 (1), (8) (a), (b); 1977 c. 272, 418; 1979 c. 310; 1983 a. 27; 1991 a. 39; 1993 a. 246; 1995 a. 201, 406; 1997 a. 27, 35, 282; 1999 a. 83, 186; 2003 a. 33, 211, 327; 2005 a. 25, 392; 2007 a. 20.

3 **SECTION 22.** 85.09 (4i) of the statutes is amended to read:

4 85.09 (4i) DISPOSAL OF RAIL PROPERTY. The department shall sell at public or  
5 private sale rail property acquired under sub. (4) when the department determines  
6 that the rail property is not necessary for a public purpose and, if real property, the  
7 real property is not the subject of a petition under s. ~~560.9810~~ 234.5610 (2).✓ Upon  
8 receipt of the full purchase price, the department shall, by appropriate deed or other  
9 instrument, transfer the rail property to the purchaser. The funds derived from sales  
10 under this subsection shall be deposited in the transportation fund, and the expense  
11 incurred by the department in connection with the sale shall be paid from the  
12 appropriation under s. 20.395 (2) (bq). This subsection does not apply to real  
13 property that is sold under s. 16.848.✓

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10-14

**History:** 1977 c. 29, 418; 1979 c. 34 s. 1018; Stats. 1979 s. 85.09; 1981 c. 20; 1983 a. 27, 192; 1985 a. 29 ss. 1583 to 1586, 3200 (51); 1985 a. 332 s. 253; 1987 a. 5; 1989 a. 31; 1991 a. 39; 1993 a. 16; 1995 a. 27 ss. 3525, 9116 (5); 2003 a. 33; 2005 a. 179; 2007 a. 20.

14 **SECTION 23.** 196.491 (2) (e) of the statutes is amended to read:

15 196.491 (2) (e) Any state agency, as defined in s. ~~560.9810~~ 234.5610 (1), county,  
16 municipality, town, or person may submit written comments to the commission on  
17 a strategic energy assessment within 90 days after copies of the draft are issued  
18 under par. (b).✓

**History:** 1975 c. 68, 199; 1979 c. 221, 361; 1983 a. 53 s. 114; 1983 a. 192, 401; 1985 a. 182 s. 57; 1989 a. 31; 1993 a. 184; 1995 a. 27 ss. 9116 (5), 9126 (19); 1995 a. 227, 409; 1997 a. 27, 35, 204; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16; 2003 a. 33, 89; 2005 a. 24, 29; 2007 a. 20 s. 9121 (6) (a); 2009 a. 40, 378, 379.

19 **SECTION 24.** 227.115 (1) (b) of the statutes is amended to read:

20 227.115 (1) (b) "State housing strategy plan" means the plan developed under  
21 s. ~~560.9802~~ 234.9802 ✓ 234.5602 ✓

**History:** 1995 a. 308; 2003 a. 33; 2005 a. 249.

22 **SECTION 25.** 227.115 (3) (a) 5. of the statutes is amended to read:

1           227.115 (3) (a) 5. Housing costs, as defined in s. ~~560.9801~~ 234.5601 (3) (a) and  
2       (b).

3 **History:** 1995 a. 308; 2003 a. 33; 2005 a. 249\

**SECTION 26.** 234.034 of the statutes is amended to read:

4           **234.034 Consistency with state housing strategy plan.** Subject to  
5       agreements with bondholders or noteholders, the authority shall exercise its powers  
6       and perform its duties related to housing consistent with the state housing strategy  
7       plan under s. ~~560.9802~~ 234.5602.

8 **History:** 1981 c. 349; 1983 a. 81, 83; 1985 a. 29 s. 3202 (14); 1991 a. 39, 189; 2003 a. 33.

**SECTION 27.** 234.06 (1) of the statutes is amended to read:

9           234.06 (1) The authority may, as authorized in the state housing strategy plan  
10       under s. ~~560.9802~~ 234.5602, use the moneys held in the housing development fund  
11       to make temporary loans to eligible sponsors, with or without interest, and with such  
12       security for repayment, if any, as the authority determines reasonably necessary and  
13       practicable, solely from the housing development fund, to defray development costs  
14       for the construction of proposed housing projects for occupancy by persons and  
15       families of low and moderate income. No temporary loan may be made unless the  
16       authority may reasonably anticipate that satisfactory financing may be obtained by  
17       the eligible sponsor for the permanent financing of the housing project.

18 **History:** 1971 c. 287; 1981 c. 349; 1985 a. 29 ss. 2118, 3202 (14); 1991 a. 39; 2003 a. 33.

**SECTION 28.** 234.06 (3) of the statutes is amended to read:

19           234.06 (3) The authority may, as authorized in the state housing strategy plan  
20       under s. ~~560.9802~~ 234.5602, use the moneys held in the housing development fund  
21       to establish and administer programs of grants to counties, municipalities, and  
22       eligible sponsors of housing projects for persons of low and moderate income, to pay  
23       organizational expenses, administrative costs, social services, technical services,  
24       training expenses, or costs incurred or expected to be incurred by counties,

1 municipalities, or sponsors for land and building acquisition, construction,  
 2 improvements, renewal, rehabilitation, relocation, or conservation under a plan to  
 3 provide housing or related facilities, if the costs are not reimbursable from other  
 4 private or public loan, grant, or mortgage sources.✓

**History:** 1971 c. 287; 1981 c. 349; 1985 a. 29 s. 2118, 3202 (14); 1991 a. 39; 2003 a. 33.

5 **SECTION 29.** 234.165 (2) (b) 2. of the statutes is amended to read:

6 234.165 (2) (b) 2. Annually before August 31 the authority shall submit to the  
 7 governor a plan for expending or encumbering the actual surplus reported under  
 8 subd. 1. The part of the plan related to housing shall be consistent with the state  
 9 housing strategy plan under s. ~~560.9802~~ 234.5602.✓ The plan submitted under this  
 10 subdivision may be attached to and submitted as a part of the report filed under subd.  
 11 1.✓

**History:** 1981 c. 349; 1983 a. 83; 1985 a. 29 s. 3202 (14); 1989 a. 346; 1991 a. 39; 1993 a. 16; 2001 a. 109; 2003 a. 33; 2005 a. 25; 2007 a. 20.

12 **SECTION 30.** 234.25 (1) (e) of the statutes is amended to read:

13 234.25 (1) (e) An evaluation of its progress in implementing within its own  
 14 housing programs the goals, policies, and objectives of the state housing strategy  
 15 plan under s. ~~560.9802~~ 234.5602,✓ and recommendations for legislation to improve its  
 16 ability to carry out its programs consistent with the state housing strategy plan.✓

**History:** 1971 c. 287; 1979 c. 221; 1981 c. 349; 1983 a. 36; 1985 a. 29 s. 3202 (14); 1991 a. 39; 1993 a. 52, 184; 2003 a. 33.

17 **SECTION 31.** 256.35 (3m) (h) of the statutes is amended to read:

18 256.35 (3m) (h) *Other charges prohibited.* No local government or state agency,  
 19 as defined in s. ~~560.9810~~ 234.5610 (1), except the commission, may require a wireless  
 20 provider to collect or pay a surcharge or fee related to wireless emergency telephone  
 21 service.✓

**History:** 1977 c. 392; 1979 c. 34, 361; 1981 c. 20 s. 2202 (1) (b); 1981 c. 383; 1983 a. 27; 1983 a. 53 s. 114; 1983 a. 189 s. 329 (31); 1985 a. 29, 120; 1985 a. 297 ss. 12, 76; 1985 a. 332; 1987 a. 27, 403; 1989 a. 31; 1991 a. 39, 267; 1993 a. 16, 388, 496; 1997 a. 218, 283; 1999 a. 185; 2001 a. 109; 2003 a. 48, 320; 2005 a. 25; 2007 a. 130 ss. 160 to 165; Stats. 2007 s. 256.35; 2009 a. 28; 2009 a. 180 s. 126.

22 **SECTION 32.** 560.285 (3) of the statutes is amended to read:

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 12-21  
 (see p. 20)  
 22

1           560.285 (3) ADMINISTRATION. The department shall contract with one or more  
2 entities that are exempt from taxation under section 501 (a) of the Internal Revenue  
3 Code and that employ individuals with technical expertise concerning manufactured  
4 housing for the administration of the grant program under this section. The  
5 department shall promulgate rules to establish the grant program under this  
6 section. To the extent feasible, the department shall coordinate the program under  
7 this section with the state housing strategy plan under s. ~~560.9802~~ 234.5602.<sup>✓</sup>

8 **History:** 2005 a. 45.

9           ~~SECTION 33.~~ Subchapter X (title) of chapter 560 [precedes 560.9801] of the  
10 statutes is repealed.<sup>✓</sup>

11           ~~SECTION 34.~~ <sup>X</sup>560.9801 of the statutes is renumbered 234.5601, and 234.5601  
12 (2) (a), as renumbered, is amended to read:

13           234.5601 (2) (a) A housing authority organized under s. 59.53 (22), 61.73,  
14 66.1201, or 66.1213 or ~~ch. 234~~ this chapter.<sup>✓</sup>

15           ~~SECTION 35.~~ <sup>X</sup>560.9802 of the statutes is renumbered 234.5602, and 234.5602  
16 (1) (a) and (b), (3) <sup>g</sup>and (4), as renumbered, are amended to read:

17           234.5602 (1) (a) The ~~department~~ authority shall prepare a comprehensive  
18 5-year state housing strategy plan. The ~~department~~ authority shall submit the plan  
19 to the federal department of housing and urban development.<sup>✓</sup>

20           (b) In preparing the plan, the ~~department~~ authority may obtain input from  
21 housing authorities, community-based organizations, the private housing industry  
22 and others interested in housing assistance and development.<sup>✓</sup>

23           (3) The ~~department~~ authority shall annually update the state housing strategy  
plan.<sup>✓</sup>

and(e)7.

1 (4) Before October 1 of each year, the department authority shall submit the  
2 state housing strategy plan to the governor and to the chief clerk of each house of the  
3 legislature for distribution to the legislature under s. 13.172 (2).✓

4 SECTION 36. 560.9803 of the statutes is renumbered 234.5603, and 234.5603  
5 (1) (intro.) and (a), (2) (intro.) and (3), as renumbered, are amended to read:

6 234.5603 (1) (intro.) The department authority shall do all of the following:

7 (a) Subject to sub. (2), make grants or loans, directly or through agents  
8 designated under s. 560.9804 234.5604, from the appropriation under s. 20.143 (2)  
9 20.490 (7) (b) to persons or families of low or moderate income to defray housing costs  
10 of the person or family.✓

11 (2) (intro.) In connection with grants and loans under sub. (1), the department  
12 authority shall do all of the following.✓

13 (3) (a) The department authority may make grants or loans under sub. (1) (a)  
14 directly or through agents designated under s. 560.9804 234.5604.✓

15 (b) The department authority may administer and disburse funds from a grant  
16 or loan under sub. (1) (a) on behalf of the recipient of the grant or loan.✓

17 SECTION 37. 560.9804 of the statutes is renumbered 234.5604, and 234.5604  
18 (1) and (2) (intro.), as renumbered, are amended to read:

19 234.5604 (1) The department authority may enter into an agreement with an  
20 agent designated under sub. (2) to allow the designated agent to do any of the  
21 following.✓

22 (a) Award grants and loans under s. 560.9803 234.5603 (1) and (2) subject to  
23 the approval of the department authority.✓

24 (b) Disburse the funds for grants and loans to persons or families of low or  
25 moderate income on terms approved by the department authority.✓

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1 (c) On terms approved by the department authority,<sup>✓</sup> administer and disburse  
2 funds from a grant or loan under s. 560.9803 234.5603<sup>✓</sup> on behalf of the recipient of  
3 the grant or loan.<sup>✓</sup>

4 (2) (intro.) The department authority may designate any of the following as  
5 agents.<sup>✓</sup>

6 **SECTION 38.** 560.9805<sup>^</sup> of the statutes is renumbered 234.5605, and 234.5605  
7 (1) (intro.), (2) (intro.) and (c) (intro.)<sup>✓</sup> and (4), as renumbered, are amended to read:

8 234.5605 (1) (intro.) The department authority may make grants to a  
9 community-based organization, organization operated for profit, or housing  
10 authority to improve the ability of the community-based organization, organization  
11 operated for profit, or housing authority to provide housing opportunities, including  
12 housing-related counseling services, for persons or families of low or moderate  
13 income. The grants may be used to partially defray any of the following:<sup>✓</sup>

14 (2) (intro.) The department authority may not make a grant under sub. (1)  
15 unless all of the following apply:<sup>✓</sup>

16 (c) (intro.) The department authority determines that the grant to the  
17 particular community-based organization, organization operated for profit, or  
18 housing authority is appropriate because of any of the following:<sup>✓</sup>

19 (4) To ensure the development of housing opportunities, the department  
20 authority<sup>✓</sup> shall coordinate the use of grants provided under this section with projects  
21 undertaken by housing authorities, organizations operated for profit, and  
22 community-based organizations.<sup>✓</sup>

23 **SECTION 39.** 560.9806<sup>^</sup> (1), (2)<sup>✓</sup> and (3) of the statutes are renumbered 234.5606  
24 (1), (2)<sup>✓</sup> and (3), and 234.5606 (2) (a) and (3) (intro.) and (d), as renumbered, are  
25 amended to read:

1           234.5606 (2) (a) From the appropriation under s. ~~20.143 (2)~~ <sup>✓</sup>20.490 (7) (fm), the  
2 department authority may award a grant to an eligible applicant for the purpose of  
3 providing transitional housing and associated supportive services to homeless  
4 individuals and families if the conditions under par. (b) are satisfied. The  
5 department authority shall ensure that the funds for the grants are reasonably  
6 balanced among geographic areas of the state, consistent with the quality of  
7 applications submitted. ✓

8           (3) (intro.) Each recipient of a grant under this section shall annually provide  
9 all of the following information to the department authority. ✓

10           (d) Any other information that the department authority ✓ determines to be  
11 necessary to evaluate the effectiveness of the transitional housing program operated  
12 by the recipient. ✓

13           **SECTION 40.** 560.9806 (4) of the statutes is repealed. ✓

      \*\*\*\*NOTE: The above section repeals, rather than renumbers, a requirement that  
Commerce submit a specified report before July 1, 1993. ✓

14           **SECTION 41.** <sup>^</sup>560.9807 of the statutes is renumbered 234.5607 and amended to  
15 read:

16           **234.5607 Grants to alleviate homelessness.** (1) GRANTS. From moneys  
17 available under s. ~~20.143 (2)~~ <sup>✓</sup>20.490 (7) (h), the department authority shall make  
18 grants to organizations, including organizations operated for profit, that provide  
19 shelter or services to homeless individuals or families. ✓

20           (2) SUPPLEMENTAL FUNDS. The department authority ✓ shall ensure that grants  
21 awarded under sub. (1) are not used to supplant other state funds available for  
22 homelessness prevention or services to homeless individuals or families. ✓

1           **(2m)** REPORT. Annually, the department authority shall submit a report to the  
2 speaker of the assembly, the president of the senate and to the appropriate standing  
3 committees under s. 13.172 (3) that summarizes how much money was received in  
4 the previous year and how that money was distributed.✓

5           **(3)** RULES. The department authority shall ~~promulgate~~ adopt rules  
6 establishing procedures and eligibility criteria for grants under this section.✓

7 **History:** 1993 a. 33; 1997 a. 27; 2003 a. 33 s. 138; Stats. 2003 s. 560.9807.

8           **SECTION 42.** 560.9808 of the statutes is renumbered 234.5608, and 234.5608  
9 (2) (a) and (b) (intro.), (3) (b), (3m), (4) (intro.)~~6~~ and (5) (intro.), as renumbered, are  
10 amended to read:

11           234.5608 **(2)** (a) From the appropriations under s. ~~20.143 (2)~~ 20.490 (7) (fm)✓ and  
12 (h), the department authority✓ shall award grants to eligible applicants for the  
13 purpose of supplementing the operating budgets of agencies and shelter facilities  
14 that have or anticipate a need for additional funding because of the renovation or  
15 expansion of an existing shelter facility, the development of an existing building into  
16 a shelter facility, the expansion of shelter services for homeless persons, or an  
17 inability to obtain adequate funding to continue the provision of an existing level of  
18 services.✓

19           (b) (intro.) The department authority✓ shall allocate funds from the  
20 appropriations under s. ~~20.143 (2)~~ 20.490 (7) (fm)✓ and (h) for temporary shelter for  
21 homeless individuals and families as follows:✓

22           **(3)** (b) Applications shall be submitted in the form required by the ~~department~~  
23 authority✓ and shall be accompanied by the current or proposed operating budget or  
24 both, as required by the department authority✓ of each shelter facility or agency  
which that will, directly or indirectly, receive any of the grant money, and an

1 explanation of why the shelter facility or agency has or anticipates a need for  
2 additional funding.✓

3 (3m) GRANT ELIGIBILITY. In awarding grants under this section, the ~~department~~  
4 authority shall consider whether the community in which an eligible applicant  
5 provides services has a coordinated system of services for homeless individuals and  
6 families.✓

7 (4) (intro.) ~~RULE-MAKING~~ RULES REQUIRED. The ~~department~~ authority shall  
8 ~~promulgate by rule~~ adopt rules establishing both of the following:✓

9 (5) (intro.) PROHIBITED USES. The ~~department~~ authority may not provide a grant  
10 for any of the following purposes:✓

11 SECTION 43. 560.9809<sup>^</sup> of the statutes is renumbered 234.5609, and 234.5609  
12 (1), (2)✓ and (3) (intro.), as renumbered, are amended to read:

13 234.5609 (1) The ~~department~~ authority may administer housing programs,  
14 including the housing improvement grant program and the initial rehabilitation  
15 grant program, that are funded by a community development block grant, 42 USC  
16 5301 to 5320.✓

\*\*\*\*NOTE: Does the above authorization, involving federal block grant funding,  
make sense if transferred to WHEDA?✓

17 (2) The ~~department~~ authority may ~~promulgate~~ adopt rules to administer this  
18 section.✓

19 (3) (intro.) Notwithstanding sub. (2), the ~~department~~ authority shall  
20 ~~promulgate~~ adopt rules that specify that an applicant for funds under a program  
21 under this section shall be eligible to receive funds under the program in the year  
22 following the year for which the applicant submits an application, without having to  
23 submit another application for that following year, if all of the following apply:✓

1           **SECTION 44.** 560.9810 (1), (2), (3) and (4) of the statutes are renumbered  
2           234.5610 (1), (2), (3) and (4) and 234.5610 (2), (3) and (4), as renumbered, are  
3           amended to read:

4           234.5610 (2) TRANSFER OF REAL PROPERTY TO THE ~~DEPARTMENT~~ AUTHORITY (a) The  
5           ~~department~~ authority shall petition the head of any state agency having jurisdiction  
6           over real property that the ~~department~~ authority determines to be suitable for  
7           surplus.

8           (b) The head of the state agency having jurisdiction over the real property shall  
9           notify the ~~department~~ authority in writing whether or not the state agency considers  
10          the real property to be surplus.

11          (c) If the state agency considers the real property to be surplus, and if the  
12          ~~department~~ authority determines that the real property is suitable ~~by~~, the state  
13          agency shall transfer the real property, without payment, to the ~~department~~  
14          authority for purposes of transfer to an applicant under sub. (3).

15          ~~History:~~ 1991 a. 39; 2001 a. 103; 2003 a. 33 s. 161; Stats. 2003 s. 560.9810; 2005 a. 25.

16          (3) TRANSFER OF REAL PROPERTY. The ~~department~~ authority may transfer real  
17          property obtained under sub. (2) to an applicant under a written agreement that  
18          includes a provision that the applicant agrees to pay the department an amount to  
19          utilize the real property in conformance with the agreement.

20          ~~History:~~ 1991 a. 39; 2001 a. 103; 2003 a. 33 s. 161; Stats. 2003 s. 560.9810; 2005 a. 25.

21          (4) RECORDING. The ~~department~~ authority shall record the agreement under  
22          sub. (3) in the office of the register of deeds for the county in which the real property  
23          subject to the agreement is located.

24          ~~History:~~ 1991 a. 39; 2001 a. 103; 2003 a. 33 s. 161; Stats. 2003 s. 560.9810; 2005 a. 25.

25          \*\*\*\*NOTE: Should the above provisions be retained? Is the transfer of surplus state  
26          property to an authority permitted under current law?

27          **SECTION 45.** 560.9810 (5) of the statutes is repealed.

\*\*\*\*NOTE: The above section repeals, rather than renumbers, an exemption that applies to state property that DOA has determined it is in the state's best interest to be sold. Should the exemption be retained or modified instead?

1 SECTION 46. 560.9811 of the statutes is renumbered 234.5611, and 234.5611 (2),  
2 as renumbered, is amended to read:

3 234.5611 (2) From the appropriation under s. ~~20.143 (2)~~ 20.490 (7) (fr), the  
4 department authority may not award more than \$45,000 in each fiscal year to  
5 applying public or nonprofit private entities for the costs of providing certain mental  
6 health services to homeless individuals with serious and persistent mental illness.  
7 Entities that receive funds awarded by the department authority under this  
8 subsection shall provide the mental health services required under 42 USC  
9 290cc-24. The amount that the department authority awards to an applying entity  
10 may not exceed 50% of the amount of matching funds required under 42 USC  
11 290cc-23.

Handwritten notes: (NS) 20-11 with a bracket and arrow pointing to lines 5-11.

12 SECTION 47. 560.9815 of the statutes is renumbered 234.5615 and amended to  
13 read:

14 **234.5615 Federal housing assistance programs.** Notwithstandings. 16.54  
15 (2) (a), the department authority shall administer federal funds made available to  
16 this state under the Stewart B. McKinney homeless assistance act housing  
17 assistance programs, 42 USC 11361 to 11402.

History: 1991 a. 39; 2003 a. 33 s. 157; Stats. 2003 s. 560.9815.

\*\*\*\*NOTE: Does federal law pose any obstacle to the transfer of the above requirement to WHEDA?

Handwritten note: this is Ins 12-21

18 SECTION 48. 452.13 (2) (b) 3. of the statutes is amended to read:  
19 452.13 (2) (b) 3. Furnish the department of regulation and licensing with a  
20 letter authorizing the department of regulation and licensing and the department  
21 of commerce Wisconsin Housing and Economic Development Authority to examine

Handwritten arrow pointing down from the end of the text.

Ins 12-21 cont'd

1 and audit the interest-bearing common trust account whenever the department of  
 2 regulation and licensing or the ~~department of commerce~~ Wisconsin Housing and  
 3 Economic Development Authority considers it necessary.

**History:** 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

\*\*\*\*NOTE: The above section transfers from Commerce to WHEDA the authority to  
 examine and audit real estate brokers' interest-bearing trust accounts. Is this okay, or  
 should the examination/audit authority be limited to the successor to DRL? Also note  
 that the Department of Regulation and Licensing name-change is included in a separate  
 bill draft; when the drafts are compiled, we will at that point resolve any inconsistencies.

4 **SECTION 49.** 452.13 (2) (bm) of the statutes is amended to read:  
 5 452.13 (2) (bm) The department of regulation and licensing shall forward to the  
 6 ~~department of commerce~~ Wisconsin Housing and Economic Development Authority  
 7 the information and documents furnished under par. (b).

**History:** 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

8 **SECTION 50.** 452.13 (2) (d) of the statutes is amended to read:  
 9 452.13 (2) (d) The ~~department of commerce~~ Wisconsin Housing and Economic  
 10 Development Authority is the beneficial owner of the interest accruing to the  
 11 interest-bearing common trust account, minus any service charges or fees.

**History:** 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

12 **SECTION 51.** 452.13 (2) (e) 1. of the statutes is amended to read:  
 13 452.13 (2) (e) 1. Annually, before February 1, remit to the ~~department of~~  
 14 ~~commerce~~ Wisconsin Housing and Economic Development Authority the total  
 15 interest or dividends, minus service charges or fees, earned on the average daily  
 16 balance in the interest-bearing common trust account during the 12 months ending  
 17 on the previous December 31. A depository institution is not required to remit any  
 18 amount if the total interest or dividends for that period is less than \$10 before any  
 19 deduction for service charges or fees.

**History:** 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

20 **SECTION 52.** 452.13 (2) (e) 2. of the statutes is amended to read:



Ins 12-21 cont'd

1           452.13 (2) (e) 2. When the interest remittance is sent, furnish to the  
 2 ~~department of commerce~~ Wisconsin Housing and Economic Development Authority  
 3 and to the broker maintaining the interest-bearing common trust account a  
 4 statement that includes the name of the broker for whose account the remittance is  
 5 made, the rate of interest applied, the amount of service charges or fees deducted,  
 6 if any, and the account balance for the period that the statement covers. ✓

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

7           **SECTION 53.** 452.13 (2) (f) 2. of the statutes is amended to read:

8           452.13 (2) (f) 2. May not assess a service charge or fee for an interest-bearing  
 9 common trust account against the ~~department of commerce~~ Wisconsin Housing and  
 10 Economic Development Authority. ✓

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

11           **SECTION 54.** 452.13 (2) (f) 3. of the statutes is amended to read:

12           452.13 (2) (f) 3. May deduct a service charge or fee from the interest earned by  
 13 an interest-bearing common trust account, and if a balance remains, may deduct the  
 14 remaining charge or fee from the interest earned on any other interest-bearing  
 15 common trust account maintained in that depository institution, before remitting  
 16 interest to the ~~department of commerce~~ Wisconsin Housing and Economic  
 17 Development Authority. ✓

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

18           **SECTION 55.** 452.13 (5) of the statutes is amended to read:

19           452.13 (5) RULES. In consultation with the ~~department of regulation and~~  
 20 ~~licensing, the department of commerce~~ Wisconsin Housing and Economic  
 21 Development Authority, the department of regulation and licensing shall  
 22 promulgate rules necessary to administer this section. ✓

History: 1981 c. 94, 391; 1985 a. 305; 1987 a. 399; 1989 a. 307; 1991 a. 221; 1993 a. 33; 2005 a. 25.

\*\*\*\*NOTE: Because WHEDA, as an authority, may not promulgate rules, the above section transfers rulemaking authority to the department of regulation and licensing, which must consult with WHEDA. Is this okay? Also, note that the Department of



Regulation and Licensing name-change is included in a separate bill draft; when the drafts are compiled, we will at that point resolve any inconsistencies. *End of Ins 12-21*

1 **SECTION 56.** 704.05 (5) (a) 2. of the statutes is amended to read:

2 704.05 (5) (a) 2. Give the tenant notice, personally or by ordinary mail  
3 addressed to the tenant's last-known address, of the landlord's intent to dispose of  
4 the personal property by sale or other appropriate means if the property is not  
5 repossessed by the tenant. If the tenant fails to repossess the property within 30 days  
6 after the date of personal service or the date of the mailing of the notice, the landlord  
7 may dispose of the property by private or public sale or any other appropriate means.  
8 The landlord may deduct from the proceeds of sale any costs of sale and any storage  
9 charges if the landlord has first stored the personalty under subd. 1. If the proceeds  
10 minus the costs of sale and minus any storage charges are not claimed within 60 days  
11 after the date of the sale of the personalty, the landlord is not accountable to the  
12 tenant for any of the proceeds of the sale or the value of the property. The landlord  
13 shall send the proceeds of the sale minus the costs of the sale and minus any storage  
14 charges to the department of administration for deposit in the appropriation under  
15 s. ~~20.143 (2)~~ 20.490 (7) (h) *✓*

16 **History:** 1993 a. 374, 486; 2001 a. 16; 2003 a. 33; 2005 a. 253.

17 **SECTION 57.** 961.01 (20g) of the statutes is amended to read:

18 961.01 (20g) "Public housing project" means any housing project or  
19 development administered by a housing authority, as defined in s. ~~560.9801~~ 234.5601 *✓*  
*(2) ✓*

**History:** 1971 c. 219; 1979 c. 89; 1981 c. 200, 206; 1983 a. 500 s. 43; 1989 a. 31; CSB 2.21; 1993 a. 87, 129, 138, 184, 281, 482; 1995 a. 281 s. 2; 1995 a. 448 ss. 112 to 143, 247, 248, 464 to 468; Stats. 1995 s. 961.01; 1997 a. 35 s. 338; 1997 a. 67; 1999 a. 85; 2003 a. 33; 2005 a. 14, 52.

20 **SECTION 9110. Nonstatutory provisions; Commerce.** *✓*

21 *create*  
*ARA* (1) HOUSING ASSISTANCE TRANSFER. *✓*

22 (a) *Assets and liabilities.* On the effective date of this paragraph *✓*, the assets and  
23 liabilities of the department of commerce primarily related to the functions of the

## SECTION 9110

1 department under subchapter X of chapter 560 ~~of the statutes~~, 2009 stats., as  
2 determined by the secretary of administration, shall become the assets and liabilities  
3 of the Wisconsin Housing and Economic Development Authority.

4 (b) *Tangible personal property.* On the effective date of this paragraph, all  
5 tangible personal property, including records, of the department of commerce that  
6 is primarily related to the functions of the department under subchapter X of chapter  
7 560 ~~of the statutes~~, 2009 stats., as determined by the secretary of administration, is  
8 transferred to the Wisconsin Housing and Economic Development Authority.

9 (c) *Contracts.* All contracts entered into by the department of commerce in  
10 effect on the effective date of this paragraph that are primarily related to the  
11 functions of the department under subchapter X of chapter 560 ~~of the statutes~~, 2009  
12 stats., as determined by the secretary of administration, remain in effect and are  
13 transferred to the Wisconsin Housing and Economic Development Authority. The  
14 Wisconsin Housing and Economic Development Authority shall carry out any  
15 obligations under such a contract until the contract is modified or rescinded by the  
16 Wisconsin Housing and Economic Development Authority to the extent allowed  
17 under the contract.

18 (END)