

1 more than \$500, and shall be liable for all damages resulting to the party injured.
2 The ~~secretary of state~~ department of financial institutions shall receive and safely
3 keep all such papers and records.

4 ***-1465/P3.890* *-0808/2.352* SECTION 2741.** 145.01 (4) of the statutes is
5 amended to read:

6 145.01 (4) DEPARTMENT. "Department" means the department of ~~commerce~~
7 safety and professional services.

8 ***-1465/P3.891* *-0808/2.353* SECTION 2742.** 145.02 (4) (a) of the statutes is
9 amended to read:

10 145.02 (4) (a) The department shall prescribe rules as to the qualifications,
11 examination and licensing of master and journeyman plumbers and restricted
12 plumber licensees, for the licensing of utility contractors, for the registration of
13 plumbing apprentices and pipe layers and for the registration and training of
14 registered learners. The plumbers council, created under s. ~~15.157 (6)~~ 15.407 (16),
15 shall advise the department in formulating the rules.

16 ***-1465/P3.892* *-0808/2.354* SECTION 2743.** 145.17 (2) of the statutes is
17 amended to read:

18 145.17 (2) The department shall prescribe rules as to the qualifications,
19 examination and licensing of journeymen automatic fire sprinkler system fitters and
20 automatic fire sprinkler contractors and for the registration and training of
21 automatic fire sprinkler system apprentices. The automatic fire sprinkler system
22 contractors and journeymen council, created under s. ~~15.157 (9)~~ 15.407 (17), shall
23 advise the department in formulating the rules.

24 ***-1465/P3.893* *-0808/2.355* SECTION 2744.** 145.20 (5) (c) of the statutes is
25 amended to read:

1 145.20 (5) (c) The department of natural resources may suspend or revoke a
2 license issued under s. 281.48 or a certificate issued under s. 281.17 (3) to the
3 operator of a septage servicing vehicle if the department of natural resources finds
4 that the licensee or operator falsified information on inspection forms. The
5 department of ~~commerce~~ safety and professional services may suspend or revoke the
6 license of a plumber licensed under this chapter if the department finds that the
7 plumber falsified information on inspection forms.

8 ***-1465/P3.894* *-0808/2.356* SECTION 2745.** 145.245 (12m) (e) of the
9 statutes is amended to read:

10 145.245 (12m) (e) The department of ~~commerce~~ safety and professional
11 services and the department of administration may enter into a financial assistance
12 agreement with a governmental unit that applies for a loan under this subsection
13 and meets the eligibility requirements for a loan, including the requirements under
14 par. (d).

15 ***-1465/P3.895* *-0808/2.357* SECTION 2746.** 145.245 (12m) (f) of the statutes
16 is amended to read:

17 145.245 (12m) (f) The department of administration, in consultation with the
18 department of ~~commerce~~ safety and professional services, may establish those terms
19 and conditions of a financial assistance agreement that relate to its financial
20 management, including what type of municipal obligation is required for the
21 repayment of the financial assistance. In setting the terms and conditions, the
22 department of administration may consider factors that the department of
23 administration finds are relevant, including the type of obligation evidencing the
24 loan, the pledge of security for the obligation and the applicant's creditworthiness.

1 ***-1465/P3.896* *-0808/2.358* SECTION 2747.** 145.245 (12m) (g) of the
2 statutes is amended to read:

3 145.245 (12m) (g) The department of administration shall make and disburse
4 a loan to an applicant that has entered into a financial assistance agreement under
5 par. (e). The department of administration, in consultation with the department of
6 ~~commerce~~ safety and professional services, shall establish procedures for disbursing
7 loans.

8 ***-1465/P3.897* *-0808/2.359* SECTION 2748.** 145.245 (12m) (h) of the
9 statutes is amended to read:

10 145.245 (12m) (h) If a governmental unit fails to make a principal repayment
11 after its due date, the department of administration shall place on file a certified
12 statement of all amounts due under this subsection. After consulting the
13 department of ~~commerce~~ safety and professional services, the department of
14 administration may collect all amounts due by deducting those amounts from any
15 state payments due the governmental unit or may add a special charge to the amount
16 of taxes apportioned to and levied upon the county under s. 70.60. If the department
17 of administration collects amounts due, it shall remit those amounts to the fund to
18 which they are due and notify the department of ~~commerce~~ safety and professional
19 services of that action.

20 ***-1465/P3.898* *-0808/2.360* SECTION 2749.** 146.085 (3) of the statutes is
21 amended to read:

22 146.085 (3) ENFORCEMENT. The department, the department of ~~commerce~~
23 safety and professional services, and the public service commission shall enforce this
24 section within their respective jurisdictions.

1 ***-1465/P3.899* *-0808/2.361* SECTION 2750.** 146.40 (4r) (em) of the statutes
2 is amended to read:

3 146.40 **(4r)** (em) If the department receives a report under par. (a) or (am) and
4 determines that an individual who is the subject of the report holds a credential that
5 is related to the individual's employment at, or contract with, the entity, the
6 department shall refer the report to the department of ~~regulation and licensing~~
7 safety and professional services.

8 ***-1187/P4.459* SECTION 2751.** 146.59 (2) (b) of the statutes is amended to
9 read:

10 146.59 **(2)** (b) If a contractual services agreement is terminated under s. 233.04
11 (4m) (b), the University of Wisconsin Hospitals and Clinics Board may negotiate and
12 enter into a contractual services agreement with the University of Wisconsin
13 Hospitals and Clinics Authority or the ~~board of regents~~ Board of Trustees of the
14 University of ~~Wisconsin System~~ Wisconsin-Madison under s. 233.04 (4m) (b).

15 ***-1310/1.1* SECTION 2752.** 146.83 (1c) (a) of the statutes is created to read:

16 146.83 **(1c)** (a) Inspect the health care records of a health care provider
17 pertaining to that patient at any time during regular business hours, upon
18 reasonable notice.

19 ***-1310/1.2* SECTION 2753.** 146.83 (1c) (b) of the statutes is created to read:

20 146.83 **(1c)** (b) Receive a copy of the patient's health care records upon payment
21 of fees, as established by rule under sub. (3f).

22 ***-1310/1.3* SECTION 2754.** 146.83 (1c) (c) of the statutes is created to read:

23 146.83 **(1c)** (c) Receive a copy of the health care provider's X-ray reports or
24 have the X-rays referred to another health care provider of the patient's choice upon
25 payment of fees, as established by rule under sub. (3f).

1 ***-1310/1.4*** **SECTION 2755.** 146.83 (1d) of the statutes is renumbered 146.83
2 (1c) (intro.) and amended to read:

3 146.83 **(1c)** (intro.) Except as provided in s. 51.30 or 146.82 (2), any patient or
4 person authorized by the patient may, upon submitting a statement of informed
5 consent, ~~inspect the health care records of a health care provider pertaining to that~~
6 ~~patient. Except as provided in sub. (1g), the health care provider shall make the~~
7 ~~records available for inspection by the patient or person authorized by the patient~~
8 ~~during regular business hours, after the health care provider receives notice from the~~
9 ~~patient or person authorized by the patient. A health care provider may not charge~~
10 ~~a fee for inspection under this subsection.:~~

11 ***-1310/1.5*** **SECTION 2756.** 146.83 (1f) (a) of the statutes is repealed.

12 ***-1310/1.6*** **SECTION 2757.** 146.83 (1f) (b) of the statutes is repealed.

13 ***-1310/1.7*** **SECTION 2758.** 146.83 (1f) (c) of the statutes is repealed.

14 ***-1310/1.8*** **SECTION 2759.** 146.83 (1f) (d) 1. of the statutes is renumbered
15 146.83 (1f) (am) and amended to read:

16 146.83 **(1f)** (am) If a patient or person authorized by the patient requests copies
17 of the patient's health care records under this ~~subsection~~ section for use in appealing
18 a denial of social security disability insurance, under 42 USC 401 to 433, or
19 supplemental security income, under 42 USC 1381 to 1385, the health care provider
20 may charge the patient or person authorized by the patient no more than the amount
21 that the federal social security administration reimburses the department for copies
22 of patient health care records.

23 ***-1310/1.9*** **SECTION 2760.** 146.83 (1f) (d) 2. of the statutes is renumbered
24 146.83 (1f) (bm) and amended to read:

SECTION 2760

1 146.83 (1f) (bm) Except as provided in sub. (1g), a health care provider may not
2 charge a fee for providing one set of copies of a patient's health care records under
3 this subsection section if the patient is eligible for medical assistance, as defined in
4 s. 49.43 (8). A health care provider may require that a patient or person authorized
5 by the patient provide proof that the patient is eligible for medical assistance before
6 providing copies under this subdivision without charge. A health care provider may
7 charge the fees ~~under par. (e)~~ established by rule under sub. (1c) for providing a 2nd
8 or additional set of copies of patient health care records for a patient who is eligible
9 for medical assistance.

10 ***-1310/1.10*** SECTION 2761. 146.83 (1g) of the statutes is amended to read:

11 146.83 (1g) The time limit for making records available for inspection and for
12 providing copies of records under sub. (1d), ~~the time limits for providing copies of~~
13 ~~records under sub. (1f) (a) and (b), (1c)~~ and the requirement under sub. (1f) ~~(d) 2.~~ (bm)
14 to provide one set of copies of records without charge if the patient is eligible for
15 medical assistance do not apply if the health care provider is the department or the
16 department of corrections.

17 ***-1310/1.11*** SECTION 2762. 146.83 (1h) of the statutes is repealed.

18 ***-1310/1.12*** SECTION 2763. 146.83 (1k) of the statutes is repealed.

19 ***-1310/1.13*** SECTION 2764. 146.83 (1m) of the statutes is renumbered 146.83
20 (1m) (a).

21 ***-1310/1.14*** SECTION 2765. 146.83 (1m) (b) of the statutes is created to read:

22 146.83 (1m) (b) The health care provider under par. (a) may be charged
23 reasonable costs for the provision of the patient's health care records.

24 ***-1310/1.15*** SECTION 2766. 146.83 (3f) of the statutes is created to read:

1 146.83 (3f) (a) The department shall, by rule, prescribe fees that are based on
2 an approximation of actual costs. The fees, plus applicable tax, are the maximum
3 amount that a health care provider may charge under sub. (1c) (b) for duplicate
4 patient health care records and under sub. (1c) (c) for duplicate X-ray reports or the
5 referral of X-rays to another health care provider of the patient's choice. The rule
6 shall also permit the health care provider to charge for actual postage or other actual
7 delivery costs. In determining the approximation of actual costs for the purposes of
8 this subsection, the department may consider all of the following factors:

9 1. Operating expenses, such as wages, rent, utilities, and duplication
10 equipment and supplies.

11 2. The varying cost of retrieval of records, based on the different media on which
12 the records are maintained.

13 3. The cost of separating requested patient health care records from those that
14 are not requested.

15 4. The cost of duplicating requested patient health care records.

16 5. The impact on costs of advances in technology.

17 (b) By July 1, 2014, and every 3 years thereafter, the department shall revise
18 the rules under par. (a) to account for increases or decreases in actual costs.

19 *~~-1310/1.16~~* SECTION 2767. 146.84 (2) (a) 1. of the statutes is amended to read:

20 146.84 (2) (a) 1. Requests or obtains confidential information under s. 146.82
21 or 146.83 (1d), (1f), ~~or (1h)~~ (1c) under false pretenses.

22 *~~-1262/1.29~~* SECTION 2768. 150.31 (5m) of the statutes is amended to read:

23 150.31 (5m) The department shall decrease the statewide bed limit specified
24 in sub. (1) to account for any reduction in the approved bed capacity of a skilled

1 nursing facility operated by the department of veterans affairs under s. 45.50 (1), as
2 specified in s. 45.50 (10).

3 ***-1465/P3.900* *-0808/2.362* SECTION 2769.** 150.84 (3) of the statutes is
4 amended to read:

5 150.84 (3) "Health care provider" means any person licensed, registered,
6 permitted or certified by the department or by the department of ~~regulation and~~
7 ~~licensing~~ safety and professional services to provide health care services in this state.

8 ***-1465/P3.901* *-0808/2.363* SECTION 2770.** 153.60 (1) of the statutes is
9 amended to read:

10 153.60 (1) The department shall, by the first October 1 after the
11 commencement of each fiscal year, estimate the total amount of expenditures under
12 this subchapter for the department for that fiscal year for data collection, database
13 development and maintenance, generation of data files and standard reports,
14 orientation and training provided under s. 153.05 (9) (a) and contracting with the
15 data organization under s. 153.05 (2r). The department shall assess the estimated
16 total amount for that fiscal year, less the estimated total amount to be received for
17 purposes of administration of this subchapter under s. 20.435 (1) (hi) during the
18 fiscal year and the unencumbered balance of the amount received for purposes of
19 administration of this subchapter under s. 20.435 (1) (hi) from the prior fiscal year,
20 to health care providers, other than hospitals and ambulatory surgery centers, who
21 are in a class of health care providers from whom the department collects data under
22 this subchapter in a manner specified by the department by rule. The department
23 shall work together with the department of ~~regulation and licensing~~ safety and
24 professional services to develop a mechanism for collecting assessments from health
25 care providers other than hospitals and ambulatory surgery centers. No health care

1 provider that is not a facility may be assessed under this subsection an amount that
2 exceeds \$75 per fiscal year. All payments of assessments shall be credited to the
3 appropriation under s. 20.435 (1) (hg).

4 ***-1465/P3.902* *-0808/2.364* SECTION 2771.** 157.061 (5) of the statutes is
5 amended to read:

6 157.061 (5) "Department" means the department of ~~regulation and licensing~~
7 safety and professional services.

8 ***-1465/P3.903* *-0808/2.365* SECTION 2772.** 157.11 (9m) of the statutes is
9 amended to read:

10 157.11 (9m) ACTION BY DISTRICT ATTORNEY. If any money or property is not
11 turned over when required by this section, or default occurs under a bond, the district
12 attorney, upon the request of the department of ~~regulation and licensing~~ safety and
13 professional services, shall bring action to recover.

14 ***-1465/P3.904* *-0808/2.366* SECTION 2773.** 157.12 (1) of the statutes is
15 amended to read:

16 157.12 (1) DEFINITION. Notwithstanding s. 157.061 (5), in this section,
17 "department" means the department of ~~commerce~~ safety and professional services.

18 ***-1465/P3.905* *-0808/2.367* SECTION 2774.** 157.12 (3) (b) of the statutes is
19 amended to read:

20 157.12 (3) (b) The cemetery's treasurer is the custodian of the fund. The
21 treasurer shall file with the cemetery, at the cemetery's expense, a bond with sureties
22 approved by the department of ~~regulation and licensing~~ safety and professional
23 services to indemnify the cemetery against loss if the treasurer fails to maintain the
24 fund. No indemnity is required if the terms of sale of a mausoleum space require the
25 purchaser to pay directly to a trust company in the state, designated by the cemetery

1 as custodian of the fund. The fund shall be invested as provided in s. 157.19. Income
2 from investment may be used only to maintain the mausoleum, except that if the
3 amount of income exceeds the amount necessary to properly maintain the
4 mausoleum the excess amount may be used to maintain any portion of the cemetery.

5 ***-1465/P3.906* *-0808/2.368* SECTION 2775.** 157.65 (1) (a) of the statutes is
6 amended to read:

7 157.65 (1) (a) If the department of ~~regulation and licensing~~ safety and
8 professional services has reason to believe that any person is violating or has violated
9 this subchapter or any rule promulgated under this subchapter and that the
10 continuation of that activity might cause injury to the public interest, the
11 department of ~~regulation and licensing~~ safety and professional services may
12 investigate.

13 ***-1465/P3.907* *-0808/2.369* SECTION 2776.** 157.65 (1) (b) of the statutes is
14 amended to read:

15 157.65 (1) (b) If the department of ~~commerce~~ safety and professional services
16 has reason to believe that any person is violating s. 157.12 or any rule promulgated
17 under s. 157.12 and that the continuation of that activity might cause injury to the
18 public interest, the department of commerce may investigate.

19 ***-1465/P3.908* *-0808/2.370* SECTION 2777.** 157.65 (2) of the statutes is
20 amended to read:

21 157.65 (2) The department of justice or any district attorney, upon informing
22 the department of justice, may commence an action in circuit court in the name of
23 the state to restrain by temporary or permanent injunction any violation of this
24 subchapter. The court may, prior to entry of final judgment, make such orders or
25 judgments as may be necessary to restore to any person any pecuniary loss suffered

1 because of the acts or practices involved in the action, if proof of such loss is submitted
2 to the satisfaction of the court. The department of justice may subpoena persons and
3 require the production of books and other documents, and may request the board
4 described in s. 15.405 (3m) or the department of ~~commerce~~ safety and professional
5 services to exercise its authority under sub. (1) to aid in the investigation of alleged
6 violations of this subchapter.

7 ***-1465/P3.909* *-0808/2.371* SECTION 2778.** 160.01 (7) of the statutes is
8 amended to read:

9 160.01 (7) "Regulatory agency" means the department of agriculture, trade and
10 consumer protection, the department of ~~commerce~~ safety and professional services,
11 the department of transportation, the department of natural resources and other
12 state agencies which regulate activities, facilities or practices which are related to
13 substances which have been detected in or have a reasonable probability of entering
14 the groundwater resources of the state.

15 ***-1187/P4.460* SECTION 2779.** 160.50 (1m) of the statutes is amended to read:

16 160.50 (1m) FUNDING FOR GROUNDWATER RESEARCH. The groundwater
17 coordinating council shall advise the secretary of administration on the allocation of
18 funds appropriated to the ~~board of regents~~ Board of Regents of the University of
19 Wisconsin System under s. 20.285 (1) (a) and the Board of Trustees of the University
20 of Wisconsin-Madison under s. 20.280 (1) (a) for groundwater research.

21 ***-1465/P3.910* *-0808/2.372* SECTION 2780.** 165.25 (4) (ag) of the statutes
22 is amended to read:

23 165.25 (4) (ag) The department of justice shall furnish legal services upon
24 request of the department of ~~commerce~~ safety and professional services under s.
25 167.35 (7).

1 ***-1465/P3.911* *-0808/2.373* SECTION 2781.** 165.25 (4) (am) of the statutes
2 is amended to read:

3 165.25 (4) (am) The department of justice shall furnish legal services to the
4 department of ~~regulation and licensing~~ safety and professional services in all
5 proceedings under s. 440.21 (3), together with any other services, including
6 stenographic and investigational, as are necessarily connected with the legal
7 services.

8 ***-1284/1.20* SECTION 2782.** 165.25 (4) (ar) of the statutes is amended to read:

9 165.25 (4) (ar) The department of justice shall furnish all legal services
10 required by the department of agriculture, trade and consumer protection relating
11 to the enforcement of ss. 91.68, ~~93.73~~, 100.171, 100.173, 100.174, 100.175, 100.177,
12 100.18, 100.182, 100.195, 100.20, 100.205, 100.207, 100.209, 100.21, 100.28, 100.37,
13 100.42, 100.50, 100.51, 100.55, and 846.45 and chs. 126, 136, 344, 704, 707, and 779,
14 together with any other services as are necessarily connected to the legal services.

15 ***-1187/P4.461* SECTION 2783.** 165.25 (8r) of the statutes is created to read:

16 165.25 (8r) BOARD OF TRUSTEES OF THE UNIVERSITY OF WISCONSIN. In subs. (1),
17 (1m), (6) and (6m), treat the Board of Trustees of the University of
18 Wisconsin–Madison as a department of state government and any official, employee,
19 or agent of the Board of Trustees as a state official, employee or agent.

20 ***-1448/1.1* SECTION 2784.** 165.25 (12) of the statutes is created to read:

21 165.25 (12) REPRESENTATION ARISING FROM AGREEMENTS WITH MINNESOTA.
22 Represent any employee of the state of Minnesota who is named as a defendant in
23 any civil action brought under the laws of this state as a result of performing services
24 for this state under a valid agreement between this state and the state of Minnesota
25 providing for interchange of employees or services and any employee of this state who

1 is named as a defendant as a result of performing services for the state of Minnesota
2 under such an agreement in any action brought under the laws of this state. Witness
3 fees in any action specified in this subsection shall be paid in the same manner as
4 provided in s. 885.07. The attorney general may compromise and settle any action
5 specified in this subsection to the same extent as provided in s. 165.25 (6) (a).

6 ***-1350/P1.3* SECTION 2785.** 165.70 (3m) of the statutes is repealed.

7 ***-1351/P2.1* SECTION 2786.** 165.82 (1) (a) of the statutes, as affected by 2009
8 Wisconsin Act 28, is repealed.

9 ***-1351/P2.2* SECTION 2787.** 165.82 (1) (am) of the statutes, as created by 2009
10 Wisconsin Act 28, is amended to read:

11 165.82 (1) (am) For each record check, except a fingerprint card record check,
12 ~~requested by a governmental agency,~~ \$7.

13 ***-1351/P2.3* SECTION 2788.** 165.82 (1) (b) of the statutes is repealed.

14 ***-1465/P3.912* *-0808/2.374* SECTION 2789.** 165.825 of the statutes is
15 amended to read:

16 **165.825 Information link; department of health services.** The
17 department of justice shall cooperate with the departments of regulation and
18 ~~licensing~~ safety and professional services and health services in developing and
19 maintaining a computer linkup to provide access to the information obtained from
20 a criminal history search.

21 ***-1465/P3.913* *-0808/2.375* SECTION 2790.** 167.10 (3) (b) 2. of the statutes
22 is amended to read:

23 167.10 (3) (b) 2. The possession or use of explosives in accordance with rules
24 or general orders of the department of ~~commerce~~ safety and professional services.

SECTION 2791

1 ***-1465/P3.914* *-0808/2.376* SECTION 2791.** 167.10 (6m) (a) of the statutes
2 is amended to read:

3 167.10 **(6m)** (a) No person may manufacture in this state fireworks or a device
4 listed under sub. (1) (e), (f) or (i) to (n) without a fireworks manufacturing license
5 issued by the department of ~~commerce~~ safety and professional services under par.
6 (d).

7 ***-1465/P3.915* *-0808/2.377* SECTION 2792.** 167.10 (6m) (b) of the statutes
8 is amended to read:

9 167.10 **(6m)** (b) No person may manufacture in this state fireworks or a device
10 listed under sub. (1) (e), (f) or (i) to (n) unless the person complies with the rules of
11 the department of ~~commerce~~ safety and professional services promulgated under
12 par. (e).

13 ***-1465/P3.916* *-0808/2.378* SECTION 2793.** 167.10 (6m) (c) of the statutes
14 is amended to read:

15 167.10 **(6m)** (c) Any person who manufactures in this state fireworks or a
16 device listed under sub. (1) (e), (f) or (i) to (n) shall provide the department of
17 ~~commerce~~ safety and professional services with a copy of each federal license issued
18 under 18 USC 843 to that person.

19 ***-1465/P3.917* *-0808/2.379* SECTION 2794.** 167.10 (6m) (d) of the statutes
20 is amended to read:

21 167.10 **(6m)** (d) The department of ~~commerce~~ safety and professional services
22 shall issue a license to manufacture fireworks or devices listed under sub. (1) (e), (f)
23 or (i) to (n) to a person who complies with the rules of the department promulgated
24 under par. (e). The department may not issue a license to a person who does not
25 comply with the rules promulgated under par. (e). The department may revoke a

1 license under this subsection for the refusal to permit an inspection at reasonable
2 times by the department or for a continuing violation of the rules promulgated under
3 par. (e).

4 ***-1465/P3.918* *-0808/2.380* SECTION 2795.** 167.10 (6m) (e) of the statutes
5 is amended to read:

6 167.10 (6m) (e) The department of ~~commerce~~ safety and professional services
7 shall promulgate rules to establish safety standards for the manufacture in this state
8 of fireworks and devices listed under sub. (1) (e), (f) or (i) to (n).

9 ***-1465/P3.919* *-0808/2.381* SECTION 2796.** 167.10 (6m) (f) of the statutes
10 is amended to read:

11 167.10 (6m) (f) The department of ~~commerce~~ safety and professional services
12 may inspect at reasonable times the premises on which each person licensed under
13 this subsection manufactures fireworks or devices listed under sub. (1) (e), (f) or (i)
14 to (n).

15 ***-1465/P3.920* *-0808/2.382* SECTION 2797.** 167.21 (1) (b) of the statutes is
16 amended to read:

17 167.21 (1) (b) "Department" means the department of ~~commerce~~ safety and
18 professional services.

19 ***-1465/P3.921* *-0808/2.383* SECTION 2798.** 167.27 (5) of the statutes is
20 amended to read:

21 167.27 (5) Whenever any mine shaft, exploration shaft or test well is
22 abandoned or its use discontinued, the operator or contractor shall promptly fill
23 same to grade or enclose the same with a fence of strong woven wire not less than 46
24 inches wide with one barbwire above or cap same with a reinforced concrete slab at
25 least 6 inches thick or with a native boulder at least 3 times the diameter of the top

1 of the shaft or test well bore. The strands of the woven wire shall not be smaller than
2 No. 12 wire and the cross wires and meshes shall not be smaller than No. 16 wire;
3 the strands shall not be more than 12 inches apart, and the meshes shall not exceed
4 8 inches square. All wires must be tightly stretched and securely fastened to
5 sufficient posts firmly set not more than 8 feet apart. In case any person shall neglect
6 to repair or rebuild such fence which the person is so required to build and maintain,
7 any person may complain to the department of ~~commerce~~ safety and professional
8 services or to the local governing body, which shall give notice in writing to the person
9 who is required to build and maintain such fence. The department of ~~commerce~~
10 safety and professional services or the local governing body shall then proceed to
11 examine the fence, and if it shall determine that such fence is insufficient, it shall
12 notify the person responsible for its erection and maintenance and direct the person
13 to repair or rebuild the fence within such time as it shall deem reasonable. Any
14 person refusing to comply with such order shall be subject to the penalties provided.

15 ***-1465/P3.922* *-0808/2.384* SECTION 2799.** 167.27 (8) of the statutes is
16 amended to read:

17 167.27 (8) Any violation of this section coming to the attention of the
18 department of ~~commerce~~ safety and professional services or municipal authorities
19 shall be reported to the attorney general or district attorney for prosecution.

20 ***-1465/P3.923* *-0808/2.385* SECTION 2800.** 167.31 (4) (a) 4. b. of the
21 statutes is amended to read:

22 167.31 (4) (a) 4. b. He or she holds a certificate of proficiency to carry a firearm
23 issued by the department of ~~regulation and licensing~~ safety and professional
24 services.

1 ***-1465/P3.924* *-0808/2.386* SECTION 2801.** 167.31 (4) (a) 4. e. of the
2 statutes is amended to read:

3 167.31 (4) (a) 4. e. His or her firearm is in plain view, as defined by rule by the
4 department of ~~regulation and licensing~~ safety and professional services.

5 ***-1465/P3.925* *-0808/2.387* SECTION 2802.** 167.35 (1) (b) of the statutes is
6 amended to read:

7 167.35 (1) (b) "Department" means the department of ~~commerce~~ safety and
8 professional services unless the context requires otherwise.

9 ***-1465/P3.926* *-0808/2.388* SECTION 2803.** 167.35 (7) (b) of the statutes is
10 amended to read:

11 167.35 (7) (b) The department of revenue, in the course of conducting any
12 inspection or examination authorized under s. 139.39, may inspect cigarettes to
13 determine if the cigarettes are marked as provided under sub. (4), and the
14 department of revenue shall notify the department of ~~commerce~~ safety and
15 professional services of any unmarked cigarettes.

16 ***-1465/P3.927* *-0808/2.389* SECTION 2804.** 167.35 (7) (c) of the statutes is
17 amended to read:

18 167.35 (7) (c) Authorized personnel from the department of justice, from the
19 department of ~~commerce~~ safety and professional services, and from the department
20 of revenue, and any sheriff, police officer, or other law enforcement personnel, within
21 their respective jurisdictions, may enter and inspect any premises where cigarettes
22 are made, sold, offered for sale, or stored to determine if the cigarettes comply with
23 this section. An inspection under this paragraph includes examining the books,
24 papers, invoices, and other records of any person who is subject to this section and
25 who is in control, possession, or occupancy of the premises.

1 ***-1465/P3.928* *-0808/2.390* SECTION 2805.** 168.01 (1) of the statutes is
2 amended to read:

3 168.01 (1) "Department" means the department of ~~commerce~~ safety and
4 professional services.

5 ***-1465/P3.929* *-1059/P3.522* SECTION 2806.** 170.12 (3) (dm) of the statutes
6 is repealed.

7 ***-1187/P4.462* SECTION 2807.** 174.13 (2) of the statutes is amended to read:

8 174.13 (2) Any officer or pound which has custody of an unclaimed dog may
9 release the dog to the University of Wisconsin System, the University of
10 Wisconsin-Madison, the Medical College of Wisconsin, Inc., or to any other
11 educational institution of higher learning chartered under the laws of the state and
12 accredited to the University of Wisconsin System or University of
13 Wisconsin-Madison, upon requisition by the institution. The requisition shall be in
14 writing, shall bear the signature of an authorized agent, and shall state that the dog
15 is requisitioned for scientific or educational purposes. If a requisition is made for a
16 greater number of dogs than is available at a given time, the officer or pound may
17 supply those immediately available and may withhold from other disposition all
18 unclaimed dogs coming into the officer's or pound's custody until the requisition is
19 fully discharged, excluding impounded dogs as to which ownership is established
20 within a reasonable period. A dog left by its owner for disposition is not considered
21 an unclaimed dog under this section. If operated by a county, city, village or town,
22 the officer or pound is entitled to the payment of \$1 for each dog requisitioned. An
23 institution making a requisition shall provide for the transportation of the dog.

24 ***-1465/P3.930* *-0808/2.391* SECTION 2808.** 182.0175 (1m) (e) 2. of the
25 statutes is amended to read:

1 182.0175 **(1m)** (e) 2. The department of ~~commerce~~ safety and professional
2 services may promulgate a rule that requires retail suppliers, as defined in s. 101.16
3 (1) (d), of propane to inform their customers each year of the obligation of owners of
4 transmission facilities under this section.

5 ***-1258/2.6*** SECTION 2809. 185.983 (1) (intro.) of the statutes is amended to
6 read:

7 185.983 **(1)** (intro.) Every voluntary nonprofit health care plan operated by a
8 cooperative association organized under s. 185.981 shall be exempt from chs. 600 to
9 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41, 601.42, 601.43, 601.44,
10 601.45, 611.26, 611.67, 619.04, 623.11, 623.12, 628.34 (10), 631.17, 631.89, 631.93,
11 631.95, 632.72 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.798, 632.85,
12 632.853, 632.855, 632.87 (2), (2m), (3), (4), (5), and (6), 632.885, 632.89, 632.895 (5)
13 and (8) to ~~(17)~~ (16m), 632.896, and 632.897 (10) and chs. 609, 620, 630, 635, 645, and
14 646, but the sponsoring association shall:

15 ***-0664/1.5*** SECTION 2810. 186.235 (15) (b) of the statutes is amended to read:

16 186.235 **(15)** (b) Witness fees shall be the same as fees under s. 814.67 (1) (b)
17 and (c). The fees of witnesses who are called by the office in the interests of the state
18 shall be paid by the state upon presentation of proper vouchers approved by the office
19 of credit unions and charged to the appropriation under s. 20.144 ~~(2)~~ (1) (g). A witness
20 subpoenaed by the office at the instance of a party other than the office shall not be
21 entitled to payment of fees by the state unless the office certifies that the testimony
22 was material to the purpose for which the subpoena was issued.

23 ***-1465/P3.931*** ***-1059/P3.523*** SECTION 2811. 196.374 (2) (a) 2. e. of the
24 statutes is amended to read:

1 196.374 (2) (a) 2. e. Components to implement energy efficiency or renewable
2 energy measures in facilities of manufacturing businesses in this state that are
3 consistent with ~~the objectives under s. 560.128 (1) (a) the implementation of energy~~
4 efficiency or renewable energy measures in manufacturing facilities to enhance their
5 competitiveness, the retooling of existing facilities to manufacture products that
6 support the green economy, the expansion or establishment of domestic clean energy
7 manufacturing operations, and creating or retaining jobs for workers engaged in
8 such activities.

9 *~~-1465/P3.932~~* *~~-1059/P3.524~~* SECTION 2812. 196.374 (2) (a) 4. of the
10 statutes is repealed.

11 *~~-1465/P3.933~~* *~~-1059/P3.525~~* SECTION 2813. 196.374 (3) (a) of the statutes
12 is amended to read:

13 196.374 (3) (a) *In general.* The commission shall have oversight of programs
14 under sub. (2). The commission shall maximize coordination of program delivery,
15 including coordination between programs under subs. (2) (a) 1., (b) 1. and 2., and (c)
16 and (7), ordered programs, low-income weatherization programs under s. 16.957,
17 renewable resource programs under s. 196.378, and other energy efficiency or
18 renewable resource programs. The commission shall cooperate with the department
19 of natural resources to ensure coordination of energy efficiency and renewable
20 resource programs with air quality programs and to maximize and document the air
21 quality improvement benefits that can be realized from energy efficiency and
22 renewable resource programs. ~~The commission shall cooperate with the department~~
23 ~~of commerce to ensure coordination of energy efficiency and renewable resource~~
24 ~~programs under sub. (2) (a) 2. e. with the loan program under s. 560.128 (1) (a).~~

1 ***-1465/P3.934* *-1059/P3.526* SECTION 2814.** 196.49 (4) of the statutes is
2 amended to read:

3 196.49 (4) The commission may not issue a certificate under sub. (1), (2), or (3)
4 for the construction of electric generating equipment and associated facilities unless
5 the commission determines that brownfields, as defined in s. 238.13 (1) (a) or s.
6 560.13 (1) (a), 2009 stats., are used to the extent practicable.

7 ***-1465/P3.935* *-0808/2.394* SECTION 2815.** 196.491 (2) (b) 2. of the statutes
8 is amended to read:

9 196.491 (2) (b) 2. Department of ~~commerce~~ safety and professional services.

10 ***-1465/P3.936* *-0805/P2.25* SECTION 2816.** 196.491 (2) (e) of the statutes
11 is amended to read:

12 196.491 (2) (e) Any ~~state agency, as defined in s. 560.9810 (1), office,~~
13 commission, department, or independent agency in the executive branch of state
14 government or any county, municipality, town, or person may submit written
15 comments to the commission on a strategic energy assessment within 90 days after
16 copies of the draft are issued under par. (b).

17 ***-1465/P3.937* *-1059/P3.527* SECTION 2817.** 196.491 (3) (a) 2m. b. of the
18 statutes is amended to read:

19 196.491 (3) (a) 2m. b. The applicant proposes alternative construction sites for
20 the facility that are contiguous or proximate, provided that at least one of the
21 proposed sites is a brownfield, as defined in s. ~~560.13~~ 238.13 (1) (a), or the site of a
22 former or existing large electric generating facility.

23 ***-1465/P3.938* *-1059/P3.528* SECTION 2818.** 196.491 (3) (d) 8. of the
24 statutes is amended to read:

1 196.491 (3) (d) 8. For a large electric generating facility, brownfields, as defined
2 in s. ~~560.13~~ 238.13 (1) (a), are used to the extent practicable.

3 *~~-1465/P3.939~~* *~~-0808/2.395~~* SECTION 2819. 200.49 (1) (b) of the statutes is
4 amended to read:

5 200.49 (1) (b) “Minority group member” has the meaning given under s.
6 ~~560.036~~ 490.04 (1) (f).

7 *~~-1465/P3.940~~* *~~-0808/2.396~~* SECTION 2820. 200.57 (1) (a) of the statutes is
8 amended to read:

9 200.57 (1) (a) “Disabled veteran-owned financial adviser” and “disabled
10 veteran-owned investment firm” mean a financial adviser and investment firm,
11 respectively, certified by the department of ~~eommerce~~ safety and professional
12 services under s. ~~560.0335~~ 490.02 (3).

13 *~~-1465/P3.941~~* *~~-0808/2.397~~* SECTION 2821. 200.57 (1) (b) of the statutes is
14 amended to read:

15 200.57 (1) (b) “Minority financial adviser” and “minority investment firm”
16 mean a financial adviser and investment firm, respectively, certified by the
17 department of ~~eommerce~~ safety and professional services under s. ~~560.036~~ 490.04 (2).

18 *~~-1465/P3.942~~* *~~-0808/2.398~~* SECTION 2822. 214.48 (4) (a) of the statutes is
19 amended to read:

20 214.48 (4) (a) An independent qualified appraiser, designated by the board of
21 directors, who is properly licensed and certified by the department of ~~regulation and~~
22 ~~licensing~~ safety and professional services or by another entity authorized to govern
23 appraisal licensure and certification and who meets the requirements of title XI of
24 the financial institutions reform, recovery and enforcement act of 1989, 12 USC 3331
25 to 3351 and regulations adopted pursuant to those sections.

1 ***-0056/1.5* SECTION 2823.** 218.0171 (2) (c) of the statutes is amended to read:

2 218.0171 (2) (c) To receive a comparable new motor vehicle or a refund due
3 under par. (b) 1. or 2., a consumer described under sub. (1) (b) 1., 2. or 3. shall offer
4 to the manufacturer of the motor vehicle having the nonconformity to transfer title
5 of that motor vehicle to that manufacturer. No later than 30 days after that offer, the
6 manufacturer shall provide the consumer with the comparable new motor vehicle or
7 refund. When the manufacturer provides the new motor vehicle or refund, the
8 consumer shall return the motor vehicle having the nonconformity to the
9 manufacturer and provide the manufacturer with the certificate of title and all
10 endorsements necessary to transfer title to the manufacturer. If another person is
11 in possession of the certificate of title, as shown by the records of the department of
12 transportation, that person shall, upon request of the consumer, provide the
13 certificate to the manufacturer or to the consumer.

14 ***-0056/1.6* SECTION 2824.** 218.0171 (2) (cm) 2. of the statutes is amended to
15 read:

16 218.0171 (2) (cm) 2. To receive a refund due under par. (b) 3., a motor vehicle
17 lessor shall offer to the manufacturer of the motor vehicle having the nonconformity
18 to transfer title of that motor vehicle to that manufacturer. No later than 30 days
19 after that offer, the manufacturer shall provide the refund to the motor vehicle lessor.
20 When the manufacturer provides the refund, the motor vehicle lessor shall provide
21 to the manufacturer the certificate of title and all endorsements necessary to
22 transfer title to the manufacturer. If another person is in possession of the certificate
23 of title, as shown by the records of the department of transportation, that person
24 shall, upon request of the motor vehicle lessor, provide the certificate to the
25 manufacturer or to the motor vehicle lessor.

1 ***-1465/P3.943* *-1059/P3.529* SECTION 2825.** 218.11 (2) (am) 3. of the
2 statutes is amended to read:

3 218.11 (2) (am) 3. The department of ~~commerce~~ may not disclose any
4 information received under subd. 1. to any person except to the department of
5 children and families for purposes of administering s. 49.22 or to the department of
6 revenue for the sole purpose of requesting certifications under s. 73.0301.

7 ***-1465/P3.944* *-1059/P3.530* SECTION 2826.** 218.12 (2) (am) 2. of the
8 statutes is amended to read:

9 218.12 (2) (am) 2. The department of ~~commerce~~ may not disclose a social
10 security number obtained under par. (a) to any person except to the department of
11 children and families for the sole purpose of administering s. 49.22 or to the
12 department of revenue for the sole purpose of requesting certifications under s.
13 73.0301.

14 ***-0056/1.7* SECTION 2827.** 218.23 (1) of the statutes is amended to read:

15 218.23 (1) Whenever a licensed motor vehicle salvage dealer acquires a motor
16 vehicle for the purpose of wrecking it, the dealer shall mail or deliver the certificate
17 of title or if the transfer to the salvage dealer was by a bill of sale, the bill of sale, for
18 such vehicle to the department within 30 days after the vehicle is delivered to the
19 salvage yard unless the previous owner already has done so or, if another person is
20 in possession of the certificate of title, as shown by the records of the department of
21 transportation, that person already has done so. If ~~he or she~~ the dealer subsequently
22 wishes to transfer such vehicle to another person, ~~he or she~~ the dealer shall make
23 such transfer only by bill of sale. In such bill of sale, ~~he or she~~ the dealer shall
24 describe the vehicle and shall state that the certificate of title for the vehicle has been
25 mailed or delivered to the department because the vehicle was to have been junked.

1 ***-1187/P4.463* SECTION 2828.** 227.01 (1) of the statutes is amended to read:

2 227.01 (1) "Agency" means a board, commission, committee, department or
3 officer in the state government, except the governor, a district attorney, or a military
4 or judicial officer, and in subch. II includes the Board of Trustees of the University
5 of Wisconsin-Madison with respect to rules promulgated under s. 37.11 (1m) (a), (c),
6 and (cm) and (8).

7 ***-1403/3.34* SECTION 2829.** 227.01 (13) (yc) of the statutes is created to read:

8 227.01 (13) (yc) Adjusts the total cost threshold for highway projects under ss.
9 84.013 (2m) and 84.0145 (4).

10 ***-1389/1.4* SECTION 2830.** 227.01 (13) (yL) of the statutes is repealed.

11 ***-1050/P2.11* SECTION 2831.** 227.01 (13) (zi) of the statutes is repealed.

12 ***-1465/P3.945* *-1059/P3.531* SECTION 2832.** 227.114 (5) of the statutes is
13 repealed.

14 ***-1465/P3.946* *-1059/P3.532* SECTION 2833.** 227.115 of the statutes is
15 repealed.

16 ***-1465/P3.947* *-1059/P3.533* SECTION 2834.** 227.116 (1) of the statutes is
17 renumbered 227.116 (1r) and amended to read:

18 227.116 (1r) Each proposed rule submitted to the legislative council under s.
19 227.15 that includes a requirement for a business to obtain a permit, ~~as defined in~~
20 ~~s. 560.41 (2)~~, shall specify the number of business days, calculated beginning on the
21 day a permit application is received, within which the agency will review and make
22 a determination on a permit application.

23 ***-1465/P3.948* *-1059/P3.534* SECTION 2835.** 227.116 (1g) of the statutes is
24 created to read:

1 227.116 (1g) In this section, “permit” means any approval of an agency
2 required as a condition of operating a business in this state.

3 ***-1465/P3.949* *-1059/P3.535* SECTION 2836.** 227.116 (2) of the statutes is
4 amended to read:

5 227.116 (2) If any existing rule does not comply with sub. (1) (1r), the agency
6 that promulgated the rule shall submit to the legislative council a proposed revision
7 of the rule that will bring the rule into compliance with sub. (1) (1r). The legislative
8 council staff’s review of the proposed revision is limited to determining whether or
9 not the agency has complied with this subsection.

10 ***-1465/P3.950* *-1059/P3.536* SECTION 2837.** 227.116 (3) of the statutes is
11 amended to read:

12 227.116 (3) Subsections (1) (1r) and (2) do not apply to a rule if the rule, or a
13 law under which the rule was promulgated, effective prior to November 17, 1983,
14 contains a specification of a time period for review and determination on a permit
15 application.

16 ***-1465/P3.951* *-0808/2.399* SECTION 2838.** 227.116 (4) (intro.) of the
17 statutes is amended to read:

18 227.116 (4) (intro.) If an agency fails to review and make a determination on
19 a permit application within the time period specified in a rule or law, for each such
20 failure the agency shall prepare a report and submit it to the department of
21 commerce safety and professional services within 5 business days of the last day of
22 the time period specified, setting forth all of the following:

23 ***-1465/P3.952* *-0808/2.400* SECTION 2839.** 227.116 (5) of the statutes is
24 amended to read:

1 227.116 (5) If an agency fails to review and make a determination on a permit
2 application within the time period specified in a rule or law, upon completion of the
3 review and determination for that application, the agency shall notify the
4 department of ~~commerce~~ safety and professional services.

5 ***-1465/P3.953* *-0808/2.401* SECTION 2840.** 227.137 (1) of the statutes is
6 amended to read:

7 227.137 (1) In this section, “agency” means the departments of agriculture,
8 trade, and consumer protection; ~~commerce~~ safety and professional services; natural
9 resources; transportation; and workforce development.

10 ***-1465/P3.954* *-1059/P3.537* SECTION 2841.** 227.137 (3) (intro.) of the
11 statutes is amended to read:

12 227.137 (3) (intro.) An economic impact report shall contain information on the
13 effect of the proposed rule on specific businesses, business sectors, and the state’s
14 economy. When preparing the report, the agency shall solicit information and advice
15 from the ~~department of commerce~~ Wisconsin Economic Development Corporation,
16 and from governmental units, associations, businesses, and individuals that may be
17 affected by the proposed rule. The agency may request information that is
18 reasonably necessary for the preparation of an economic impact report from other
19 state agencies, governmental units, associations, businesses, and individuals. The
20 economic impact report shall include all of the following:

21 ***-1465/P3.955* *-1059/P3.538* SECTION 2842.** 227.19 (3) (g) of the statutes
22 is repealed.

23 ***-1465/P3.956* *-0808/2.402* SECTION 2843.** 227.59 of the statutes is
24 amended to read:

1 **227.59 Certification of certain cases from the circuit court of Dane**
2 **County to other circuits.** Any action or proceeding for the review of any order of
3 an administrative officer, commission, department or other administrative tribunal
4 of the state required by law to be instituted in or taken to the circuit court of Dane
5 County except an action or appeal for the review of any order of the department of
6 workforce development or the department of ~~commerce~~ safety and professional
7 services or findings and orders of the labor and industry review commission which
8 is instituted or taken and is not called for trial or hearing within 6 months after the
9 proceeding or action is instituted, and the trial or hearing of which is not continued
10 by stipulation of the parties or by order of the court for cause shown, shall on the
11 application of either party on 5 days' written notice to the other be certified and
12 transmitted for trial to the circuit court of the county of the residence or principal
13 place of business of the plaintiff or petitioner, where the action or proceeding shall
14 be given preference. Unless written objection is filed within the 5-day period, the
15 order certifying and transmitting the proceeding shall be entered without hearing.
16 The plaintiff or petitioner shall pay to the clerk of the circuit court of Dane County
17 a fee of \$2 for transmitting the record.

18 ***-1465/P3.957* *-0808/2.403* SECTION 2844.** 229.46 (1) (ag) of the statutes
19 is amended to read:

20 229.46 (1) (ag) "Disabled veteran-owned business" means a business certified
21 by the department of ~~commerce~~ safety and professional services under s. ~~560.0335~~
22 490.02 (3).

23 ***-1465/P3.958* *-0808/2.404* SECTION 2845.** 229.46 (1) (b) of the statutes is
24 amended to read:

1 229.46 (1) (b) “Minority group member” has the meaning given in s. 560.036
2 490.04 (1) (f).

3 ***-1465/P3.959*** ***-0808/2.405*** SECTION 2846. 229.70 (1) (ag) of the statutes
4 is amended to read:

5 229.70 (1) (ag) “Disabled veteran-owned business” means a business certified
6 by the department of ~~commerce~~ safety and professional services under s. 560.0335
7 490.02 (3).

8 ***-1465/P3.960*** ***-0808/2.406*** SECTION 2847. 229.70 (1) (am) of the statutes
9 is amended to read:

10 229.70 (1) (am) “Minority business” has the meaning given in s. 560.036 490.04
11 (1) (e).

12 ***-1465/P3.961*** ***-0808/2.407*** SECTION 2848. 229.70 (1) (b) of the statutes is
13 amended to read:

14 229.70 (1) (b) “Minority group member” has the meaning given in s. 560.036
15 490.04 (1) (f).

16 ***-1465/P3.962*** ***-0808/2.408*** SECTION 2849. 229.8273 (1) (am) of the
17 statutes is amended to read:

18 229.8273 (1) (am) “Disabled veteran-owned business” means a business
19 certified by the department of ~~commerce~~ safety and professional services under s.
20 ~~560.0335~~ 490.02 (3).

21 ***-1465/P3.963*** ***-0808/2.409*** SECTION 2850. 229.8273 (1) (b) of the statutes
22 is amended to read:

23 229.8273 (1) (b) “Minority business” has the meaning given in s. 560.036 490.04
24 (1) (e).

1 ***-1465/P3.964* *-0808/2.410* SECTION 2851.** 229.8273 (1) (c) of the statutes
2 is amended to read:

3 229.8273 (1) (c) "Minority group member" has the meaning given in s. ~~560.036~~
4 490.04 (1) (f).

5 ***-1465/P3.965* *-0808/2.411* SECTION 2852.** 229.845 (1) (ag) of the statutes
6 is amended to read:

7 229.845 (1) (ag) "Disabled veteran-owned business" means a business certified
8 by the department of ~~commerce~~ safety and professional services under s. ~~560.0335~~
9 490.02 (3).

10 ***-1465/P3.966* *-0808/2.412* SECTION 2853.** 229.845 (1) (am) of the statutes
11 is amended to read:

12 229.845 (1) (am) "Minority business" has the meaning given in s. ~~560.036~~
13 490.04 (1) (e).

14 ***-1187/P4.464* SECTION 2854.** 230.03 (3) of the statutes, as affected by 2011
15 Wisconsin Act 7, is amended to read:

16 230.03 (3) "Agency" means any board, commission, committee, council, or
17 department in state government or a unit thereof created by the constitution or
18 statutes if such board, commission, committee, council, department, unit, or the
19 head thereof, is authorized to appoint subordinate staff by the constitution or
20 statute, except a legislative or judicial board, commission, committee, council,
21 department, or unit thereof or an authority created under subch. II of ch. 114 or
22 subch. III of ch. 149 or under ch. 37, 52, 231, 232, 233, 234, 235, 237, 238, or 279.

23 "Agency" does not mean any local unit of government or body within one or more local
24 units of government that is created by law or by action of one or more local units of
25 government.

1 ***-0851/2.19* SECTION 2855.** 230.08 (2) (dm) of the statutes is amended to read:

2 230.08 (2) (dm) Instructional staff employed by the board of regents of the
3 University of Wisconsin System who provide services for a charter school established
4 by contract under s. 118.40 (2r) ~~(em)~~ (b) 1. e.

5 ***-1231/1.14* SECTION 2856.** 230.08 (2) (e) 1. of the statutes is amended to read:

6 230.08 (2) (e) 1. Administration — ~~14~~ 13.

7 ***-1465/P3.967* *-0808/2.413* SECTION 2857.** 230.08 (2) (e) 10. of the statutes
8 is repealed.

9 ***-1465/P3.968* *-0808/2.414* SECTION 2858.** 230.08 (2) (e) 11m. of the
10 statutes is created to read:

11 230.08 (2) (e) 11m. Safety and professional services — 7.

12 ***-1090/2.2* SECTION 2859.** 230.08 (2) (g) of the statutes is amended to read:

13 230.08 (2) (g) One stenographer appointed by each elective executive officer,
14 except the secretary of state and the state treasurer; and one deputy or assistant
15 appointed by each elective executive officer, except the attorney general and
16 superintendent of public instruction.

17 ***-0829/P6.8* SECTION 2860.** 230.08 (2) (pd) of the statutes is amended to read:

18 230.08 (2) (pd) The chairperson of the ~~earned release review~~ parole
19 commission.

20 ***-1465/P3.969* *-0808/2.415* SECTION 2861.** 230.08 (2) (v) of the statutes is
21 amended to read:

22 230.08 (2) (v) Not more than ~~5~~ 10 bureau directors in the department of
23 ~~regulation and licensing~~ safety and professional services.

24 ***-1450/2.5* SECTION 2862.** 230.08 (2) (yb) of the statutes is created to read:

1 230.08 (2) (yb) The director and the deputy director of the office of business
2 development in the department of administration.

3 ***-1465/P3.970*** ***-1059/P3.539*** **SECTION 2863.** 230.08 (2) (yc) of the statutes
4 is repealed.

5 ***-1090/2.3*** **SECTION 2864.** 230.12 (1) (a) 1. b. of the statutes is amended to
6 read:

7 230.12 (1) (a) 1. b. The provisions governing the pay of all unclassified positions
8 except positions for employees of the University of Wisconsin System, for employees
9 of the legislature who are not identified under s. 20.923 (4), for employees of a service
10 agency under subch. IV of ch. 13, for employees of the state court system, for
11 employees of the investment board identified under s. 230.08 (2) (p), for one
12 stenographer employed by each elective executive officer, except the secretary of
13 state and the state treasurer, under s. 230.08 (2) (g), for 3 sales representatives of
14 prison industries and one sales manager of prison industries identified under s.
15 303.01 (10), and for sales and development professional of the historical society
16 employed under s. 44.20 (4) (a).

17 ***-1465/P3.971*** ***-0808/2.416*** **SECTION 2865.** 230.339 of the statutes is
18 created to read:

19 **230.339 Rights of certain employees of the department of safety and**
20 **professional services.** (1) Notwithstanding s. 230.08 (2) (e) 11m. and (v), all of the
21 employees holding the following positions in the classified service at the department
22 of commerce on the day before the effective date of this subsection [LRB inserts
23 date], who have achieved permanent status in class on or before that date shall, upon
24 employment by the department of safety and professional services, retain, while
25 serving in the unclassified service at the department of safety and professional

1 services, those protections afforded employees in the classified service under ss.
2 230.34 (1) (a) and 230.44 (1) (c) relating to demotion, suspension, discharge, layoff,
3 or reduction in base pay:

4 (a) Administrator of the division of administrative services.

5 (b) Director of the bureau of petroleum environmental cleanup fund
6 administration in the division of environmental and regulatory services.

7 (c) Director of the bureau of petroleum products and tanks in the division of
8 environmental and regulatory services.

9 (d) Director of the bureau of integrated services in the division of safety and
10 buildings.

11 (e) Director of the bureau of program development in the division of safety and
12 buildings.

13 (2) Each employee specified under sub. (1) shall also have reinstatement
14 privileges to the classified service as provided under s. 230.33 (1).

15 ***-0851/2.20* SECTION 2866.** 230.35 (1s) of the statutes is amended to read:

16 230.35 (1s) Annual leave of absence with pay for instructional staff employed
17 by the board of regents of the University of Wisconsin System who provide services
18 for a charter school established by contract under s. 118.40 (2r) ~~(em)~~ (b) 1. e. shall be
19 determined by the governing board of the charter school established by contract
20 under s. 118.40 (2r) ~~(em)~~ (b) 1. e., as approved by the chancellor of the appropriate
21 University of ~~Wisconsin-Parkside~~ Wisconsin System institution and subject to the
22 terms of any collective bargaining agreement under subch. V of ch. 111 covering the
23 instructional staff.

24 ***-1019/4.137* SECTION 2867.** 230.44 (1) (h) of the statutes is repealed.

1 ***-0807/P2.1* SECTION 2868.** 231.01 (1) of the statutes is renumbered 231.01
2 (1t).

3 ***-0807/P2.2* SECTION 2869.** 231.01 (1m) of the statutes is created to read:
4 231.01 (1m) "Affiliate" means an entity that controls, is controlled by, or is
5 under common control with another entity.

6 ***-0807/P2.3* SECTION 2870.** 231.01 (4t) of the statutes is created to read:
7 231.01 (4t) "Entity" means any person other than a natural person.

8 ***-0807/P2.4* SECTION 2871.** 231.01 (5r) of the statutes is amended to read:
9 231.01 (5r) "Participating child care provider" means a child care provider,or
10 an affiliate of a child care provider, that undertakes the financing and construction
11 or acquisition of a project or undertakes the refunding or refinancing of obligations
12 or of a mortgage or of advances as provided in this chapter.

13 ***-0807/P2.5* SECTION 2872.** 231.01 (5w) of the statutes is amended to read:
14 231.01 (5w) "Participating educational institution" means ~~a corporation,~~
15 ~~agency or association which is~~ an entity authorized by state law to provide or operate
16 an educational facility,or an affiliate of that entity, and ~~which that~~ undertakes the
17 financing and construction or acquisition of a project or undertakes the refunding or
18 refinancing of obligations or of a mortgage or of advances as provided in this chapter.

19 ***-0807/P2.6* SECTION 2873.** 231.01 (6) (intro.) and (a) of the statutes are
20 consolidated, renumbered 231.01 (6) and amended to read:

21 231.01 (6) "Participating health institution" means: ~~(a) A corporation, agency~~
22 ~~or association~~ an entity authorized by state law to provide or operate a health facility,
23 or an affiliate of that entity, and ~~which that~~ undertakes the financing and
24 construction or acquisition of a project or undertakes the refunding or refinancing
25 of obligations or of a mortgage or of advances as provided in this chapter.

1 ***-0807/P2.7* SECTION 2874.** 231.01 (6t) of the statutes is amended to read:

2 231.01 (6t) "Participating research institution" means an entity organized
3 under the laws of this state that provides or operates a research facility, or an affiliate
4 of that entity, and that undertakes the financing and construction or acquisition of
5 a project or undertakes the refunding or refinancing of obligations or of a mortgage
6 or of advances as provided in this chapter.

7 ***-0807/P2.8* SECTION 2875.** 231.01 (7) (c) of the statutes is amended to read:

8 231.01 (7) (c) "Project" may include more than one project, and it may include
9 any combination of projects undertaken jointly by any participating health
10 institution, participating educational institution, participating research institution,
11 or participating child care provider with one or more other participating health
12 institutions, participating educational institutions, participating research
13 institutions, or participating child care providers.

14 ***-0807/P2.9* SECTION 2876.** 231.01 (7) (cg) of the statutes is created to read:

15 231.01 (7) (cg) "Project" includes any project located within or outside of this
16 state.

17 ***-0807/P2.10* SECTION 2877.** 231.01 (7) (d) 2. of the statutes is amended to
18 read:

19 231.01 (7) (d) 2. Any office or clinic of a person licensed under ch. 446, 447, 448,
20 449, or 455, or the substantially equivalent laws or rules of another state.

21 ***-0807/P2.11* SECTION 2878.** 231.03 (6) (a) 3. c. of the statutes is amended to
22 read:

23 231.03 (6) (a) 3. c. The expenditure, by or on behalf of a hospital, independent
24 practitioner, partnership, unincorporated medical group or service corporation, as

1 defined in s. 180.1901 (2), or the substantially equivalent laws or rules of another
2 state, for clinical medical equipment.

3 ***-0807/P2.12* SECTION 2879.** 231.03 (6) (b) of the statutes is amended to read:

4 231.03 (6) (b) Refinance outstanding debt of any participating health
5 institution if the department of health services certifies that refinancing will result
6 in a reduction in the participating health institution's rates below the rates which
7 would have otherwise prevailed, except that the authority may not refinance any
8 office or clinic of a person licensed under ch. 446, 447, 448, 449 or 455, or the
9 substantially equivalent laws or rules of another state, and except that this
10 certification is not required for the refinancing for a participating health institution
11 that operates a facility as defined under s. 49.45 (6m) (a) 3, or for a participating
12 health institution that is located in another state.

13 ***-0807/P2.13* SECTION 2880.** 231.06 of the statutes is amended to read:

14 **231.06 Property acquisition.** The authority may acquire, directly or by and
15 through a participating health institution, participating educational institution,
16 participating research institution, or participating child care provider as its agent,
17 by purchase or by gift or devise, such lands, structures, property, rights,
18 rights-of-way, franchises, easements, and other interests in lands, including lands
19 lying under water and riparian rights, ~~which are located within this state~~ as it deems
20 necessary or convenient for the construction or operation of a project, upon such
21 terms and at such prices as it considers reasonable and can be agreed upon between
22 it and the owner thereof, and take title thereto in the name of the authority or in the
23 name of a health facility, educational facility, research facility, or child care center
24 as its agent.

25 ***-0807/P2.14* SECTION 2881.** 231.08 (8) of the statutes is created to read:

1 231.08 (8) The proceeds of a bond issued under this section may be used for a
2 project in this state or any other state, except that if the proceeds of a bond are used
3 for a project located in another state, that project shall include a substantial
4 component located in this state, as determined by the executive director.

5 *-1465/P3.972* *-0808/2.417* SECTION 2882. 231.20 of the statutes is
6 amended to read:

7 **231.20 Waiver of construction and bidding requirements.** In exercising
8 its powers under s. 101.12, the department of ~~commerce~~ safety and professional
9 services or any city, village, town, or county may, within its discretion for proper
10 cause shown, waive any particular requirements relating to public buildings,
11 structures, grounds, works, and improvements imposed by law upon projects under
12 this chapter; the requirements of s. 101.13 may not be waived, however. If, however,
13 the prospective lessee so requests in writing, the authority shall, through the
14 participating health institution, participating educational institution, participating
15 research institution, or participating child care provider as its agent, call for
16 construction bids in such manner as is determined by the authority with the approval
17 of the lessee.

18 *-1465/P3.973* *-0808/2.418* SECTION 2883. 231.27 (1) of the statutes is
19 amended to read:

20 231.27 (1) In this section, “minority business”, “minority financial adviser” and
21 “minority investment firm” mean a business, financial adviser and investment firm,
22 respectively, certified by the department of ~~commerce~~ safety and professional
23 services under s. ~~560.036~~ 490.04 (2).

24 *-1465/P3.974* *-0808/2.419* SECTION 2884. 231.29 (1) of the statutes is
25 amended to read:

1 231.29 (1) In this section, “business,” “financial adviser,” and “investment firm”
2 mean a business, financial adviser, and investment firm certified by the department
3 of ~~commerce~~ safety and professional services under s. 560.0335 490.02 (3).

4 ***-1465/P3.975* *-1059/P3.540* SECTION 2885.** 231.35 (6) (a) of the statutes
5 is amended to read:

6 231.35 (6) (a) The authority shall enter into a guarantee agreement with any
7 person who makes loans described under sub. (3) (b) and who wishes to have those
8 loans guaranteed under this section. The guarantee agreement shall comply with
9 the rules promulgated by the department of ~~commerce~~ administration under sub. (7)
10 (b).

11 ***-1465/P3.976* *-1059/P3.541* SECTION 2886.** 231.35 (6) (b) of the statutes
12 is amended to read:

13 231.35 (6) (b) The authority may use money from the rural hospital loan fund
14 to guarantee loans made for the purposes described in sub. (3) (b), if the authority
15 sets out the terms and conditions of the guarantee in a guarantee agreement that
16 complies with the rules promulgated by the department of ~~commerce~~ administration
17 under sub. (7) (b).

18 ***-1465/P3.977* *-1059/P3.542* SECTION 2887.** 231.35 (7) (intro.) of the
19 statutes is amended to read:

20 231.35 (7) (intro.) With the advice of the rural health development council, the
21 department of ~~commerce~~ administration shall promulgate rules specifying all of the
22 following:

23 ***-1187/P4.465* SECTION 2888.** 233.01 (3) of the statutes is repealed.

24 ***-1187/P4.466* SECTION 2889.** 233.01 (3m) of the statutes is created to read:

1 233.01 (3m) "Board of Trustees" means the Board of Trustees of the University
2 of Wisconsin-Madison.

3 ***-1187/P4.467*** SECTION 2890. 233.01 (6) of the statutes is amended to read:

4 233.01 (6) "Lease agreement" means the lease agreement that is required to
5 be entered into between the board of directors and the ~~board of regents~~ Board of
6 Trustees under s. 233.04 (7) or a lease agreement that is entered into between the
7 board of directors and the ~~board of regents~~ Board of Trustees under s. 233.04 (7g).

8 ***-1187/P4.468*** SECTION 2891. 233.01 (7) of the statutes is amended to read:

9 233.01 (7) "On-campus facilities" means facilities that are located on land
10 owned by the state or the University of Wisconsin-Madison, that are under the
11 control of the ~~board of regents~~ the Board of Trustees, and that are primarily related
12 to the operation of the University of Wisconsin Hospitals and Clinics and its related
13 services.

****NOTE: This treatment, together with s. 13.48(28), stats., maintains existing law
that requires the Building Commission to avoid contracting state debt for facilities
intended for use by UWHCA that would be located on existing campus property.

14 ***-1187/P4.469*** SECTION 2892. 233.02 (1) (b) of the statutes is amended to
15 read:

16 233.02 (1) (b) Three members of the ~~board of regents~~ Board of Trustees
17 appointed by the ~~president~~ chairperson of the ~~board of regents~~ Board of Trustees.

18 ***-1187/P4.470*** SECTION 2893. 233.02 (1) (d) of the statutes is amended to
19 read:

20 233.02 (1) (d) The dean of the University of ~~Wisconsin-Madison~~ Medical
21 Wisconsin School of Medicine and Public Health.

22 ***-1187/P4.471*** SECTION 2894. 233.02 (1) (e) of the statutes is amended to
23 read:

1 233.02 (1) (e) A chairperson of a department at the University of
2 ~~Wisconsin-Madison Medical~~ Wisconsin School of Medicine and Public Health,
3 appointed by the chancellor of the University of Wisconsin-Madison.

4 ***-1187/P4.472*** SECTION 2895. 233.02 (1) (f) of the statutes is amended to read:

5 233.02 (1) (f) A faculty member of a health professions school of the University
6 of Wisconsin-Madison ~~health professions school~~, other than the University of
7 ~~Wisconsin-Madison Medical~~ Wisconsin School of Medicine and Public Health,
8 appointed by the chancellor of the University of Wisconsin-Madison.

9 ***-1187/P4.473*** SECTION 2896. 233.03 (2) of the statutes is amended to read:

10 233.03 (2) Sue and be sued; have a seal and alter the seal at pleasure; have
11 perpetual existence; maintain an office; negotiate and enter into leases; accept gifts
12 or grants, but not including research grants in which the grant investigator is an
13 employee of the ~~board of regents~~ Board of Trustees; accept bequests or loans; accept
14 and comply with any lawful conditions attached to federal financial assistance; and
15 make and execute other instruments necessary or convenient to the exercise of the
16 powers of the authority.

17 ***-1187/P4.474*** SECTION 2897. 233.03 (10) of the statutes is amended to read:

18 233.03 (10) Enter into procurement contracts with the ~~board of regents~~ Board
19 of Trustees or joint contracts with the ~~board of regents~~ Board of Trustees for
20 procurements from 3rd parties and may enter into other contracts, rental
21 agreements and cooperative agreements and other necessary arrangements with the
22 ~~board of regents~~ Board of Trustees which may be necessary and convenient for the
23 missions, purposes, objects and uses of the authority authorized by law.

24 ***-1187/P4.475*** SECTION 2898. 233.04 (1) of the statutes is amended to read:

1 233.04 (1) By October 1, 1997, and annually thereafter, submit to the chief
2 clerk of each house of the legislature under s. 13.172 (2), the ~~president~~ chairperson
3 of the ~~board of regents~~ Board of Trustees, the secretary of administration and the
4 governor a report on the patient care, education, research and community service
5 activities and accomplishments of the authority and an audited financial statement,
6 certified by an independent auditor, of the authority's operations.

7 ***-1187/P4.476* SECTION 2899.** 233.04 (3b) (b) of the statutes is amended to
8 read:

9 233.04 (3b) (b) Paragraph (a) does not apply unless a lease agreement under
10 sub. (7) or (7g) and an affiliation agreement under sub. (7m) or (7p) are in effect that
11 comply with all applicable requirements of those provisions. In the event either of
12 these agreements are not in effect, the on-campus facilities and any improvements,
13 modifications or other facilities specified in sub. (7) (c) shall transfer to the ~~board of~~
14 regents Board of Trustees.

15 ***-1187/P4.477* SECTION 2900.** 233.04 (4m) (b) of the statutes is amended to
16 read:

17 233.04 (4m) (b) If a lease agreement under sub. (7) or (7g) or an affiliation
18 agreement under sub. (7m) or (7p) is not in effect, the contractual services agreement
19 is terminated and the University of Wisconsin Hospitals and Clinics Board may
20 negotiate and enter into a contractual services agreement with the board of directors
21 that meets the requirements under sub. (4) (a) and (b) or with the ~~board of regents~~
22 Board of Trustees that meets the requirements under s. ~~36.25~~ 37.25 (13g) (c).

23 ***-1187/P4.478* SECTION 2901.** 233.04 (7) (intro.) of the statutes is amended
24 to read:

SECTION 2901

1 233.04 (7) (intro.) Subject to s. 233.05 (1) and 1995 Wisconsin Act 27, section
2 9159 (2) (k), negotiate and enter into a lease agreement with the ~~board of regents~~
3 Board of Trustees to lease the on-campus facilities beginning on June 29, 1996, for
4 an initial period of not more than 30 years. The lease agreement shall include all of
5 the following:

6 *~~-1187/P4.479~~* **SECTION 2902.** 233.04 (7) (e) of the statutes is amended to
7 read:

8 233.04 (7) (e) Any provision necessary to ensure that the general management
9 and operation of the on-campus facilities are consistent with the mission and
10 responsibilities of the University of ~~Wisconsin System~~ Wisconsin-Madison specified
11 in ss. ~~36.01 37.001~~ and ~~36.09 37.03~~.

12 *~~-1187/P4.480~~* **SECTION 2903.** 233.04 (7) (g) of the statutes is amended to
13 read:

14 233.04 (7) (g) A provision that protects the ~~board of regents~~ Board of Trustees
15 from all liability associated with the management, operation, use or maintenance of
16 the on-campus facilities. No such provision shall make the authority liable for the
17 acts or omissions of any officer, employee or agent of the ~~board of regents~~ Board of
18 Trustees, including any student who is enrolled at the University of
19 Wisconsin-Madison or an institution within the University of Wisconsin System,
20 unless the officer, employee or agent acts at the direction of the authority.

21 *~~-1187/P4.481~~* **SECTION 2904.** 233.04 (7g) (a) of the statutes is amended to
22 read:

23 233.04 (7g) (a) Submit any modification, extension or renewal of the lease
24 agreement under sub. (7) to the joint committee on finance. No extension or renewal
25 of the lease agreement may be for a period of more than 30 years. Modification,

1 extension or renewal of the agreement may be made as proposed by the authority and
2 the ~~board of regents~~ Board of Trustees only upon approval of the committee.

3 ***-1187/P4.482* SECTION 2905.** 233.04 (7g) (b) of the statutes is amended to
4 read:

5 233.04 (7g) (b) If the committee does not approve an extension or renewal of
6 the agreement, the on-campus facilities and any improvements, modifications or
7 other facilities specified in sub. (7) (c) shall transfer to the ~~board of regents~~ Board of
8 Regents.

9 ***-1187/P4.483* SECTION 2906.** 233.04 (7m) (intro.) of the statutes is amended
10 to read:

11 233.04 (7m) (intro.) Subject to 1995 Wisconsin Act 27, section 9159 (2) (k),
12 negotiate and enter into an affiliation agreement with the ~~board of regents~~ Board of
13 Trustees. The affiliation agreement shall take effect on June 29, 1996. The initial
14 period of the affiliation agreement shall run concurrently with the initial period of
15 the lease agreement under sub. (7), and the affiliation agreement shall include all
16 of the following:

17 ***-1187/P4.484* SECTION 2907.** 233.04 (7m) (c) of the statutes is amended to
18 read:

19 233.04 (7m) (c) A provision that requires the development of standards
20 relating to the selection and financing by the authority of any corporation or
21 partnership that provides health-related services. The standards shall be
22 consistent with the missions of the authority and the ~~board of regents~~ Board of
23 Trustees.

24 ***-1187/P4.485* SECTION 2908.** 233.04 (7m) (d) of the statutes is amended to
25 read:

1 233.04 (7m) (d) A provision that requires the ~~board of regents~~ Board of Trustees
2 to make reasonable charges for any services provided by the ~~board of regents~~ Board
3 of Trustees to the authority.

4 ***-1187/P4.486* SECTION 2909.** 233.04 (7p) (a) of the statutes is amended to
5 read:

6 233.04 (7p) (a) Submit any modification, extension or renewal of the affiliation
7 agreement under sub. (7m) to the joint committee on finance. No extension or
8 renewal of the affiliation agreement may be for a period of more than 30 years.
9 Modification, extension or renewal of the agreement may be made as proposed by the
10 authority and the ~~board of regents~~ Board of Trustees only upon approval of the
11 committee.

12 ***-1187/P4.487* SECTION 2910.** 233.04 (7p) (b) of the statutes is amended to
13 read:

14 233.04 (7p) (b) If the committee does not approve an extension or renewal of
15 the agreement, the on-campus facilities and any improvements, modifications or
16 other facilities specified in sub. (7) (c) shall transfer to the ~~board of regents~~ Board of
17 Trustees.

18 ***-1187/P4.488* SECTION 2911.** 233.05 (1) (a) 1. of the statutes is amended to
19 read:

20 233.05 (1) (a) 1. The board of directors or the ~~board of regents~~ Board of Trustees
21 adopts a resolution opposing the automatic extensions or the joint committee on
22 finance takes action opposing the automatic extensions.

23 ***-1187/P4.489* SECTION 2912.** 233.05 (2) (a) 1. of the statutes is amended to
24 read:

1 233.05 (2) (a) 1. The board of directors or the ~~board of regents~~ Board of Trustees
2 adopts a resolution opposing the automatic extension or the joint committee on
3 finance takes action opposing the automatic extension.

4 ***-1187/P4.490*** SECTION 2913. 233.10 (3r) (b) 3. of the statutes is amended to
5 read:

6 233.10 (3r) (b) 3. Grant to the carry-over employee, except when he or she is
7 on an unpaid leave of absence, a paid holiday on each of the days specified as a
8 holiday in policies and procedures established by the ~~board of regents~~ Board of
9 Regents under s. 36.15 (2) as of the last day of the employee's employment as a state
10 employee and any holiday compensatory time off that may be specified in policies and
11 procedures established by the ~~board of regents~~ Board of Regents of the University
12 of Wisconsin System under s. 36.15 (2) as of the last day of the employee's
13 employment in the academic staff appointment.

14 ***-1187/P4.491*** SECTION 2914. 233.10 (3r) (b) 5. of the statutes is amended to
15 read:

16 233.10 (3r) (b) 5. Grant to the carry-over employee military leave, treatment
17 of military leave, jury service leave and voting leave in accordance with policies and
18 procedures established by the ~~board of regents~~ Board of Regents of the University
19 of Wisconsin System under s. 36.15 (2) and, as of the last day of the employee's
20 employment in the academic staff appointment.

21 ***-1187/P4.492*** SECTION 2915. 233.10 (3r) (b) 6. of the statutes is amended to
22 read:

23 233.10 (3r) (b) 6. Grant to the carry-over employee the same opportunity for
24 any employee training that may be provided under policies and procedures
25 established by the ~~board of regents~~ Board of Regents of the University of Wisconsin

1 System under s. 36.15 (2) as of the last day of his or her employment in the academic
2 staff appointment.

3 ***-1187/P4.493* SECTION 2916.** 233.17 (2) (a) of the statutes is amended to
4 read:

5 233.17 (2) (a) No officer, employee or agent of the ~~board of regents~~ Board of
6 Regents or Board of Trustees, including any student who is enrolled at the University
7 of Wisconsin-Madison or an institution within the University of Wisconsin System,
8 is an agent of the authority unless the officer, employee or agent acts at the express
9 written direction of the authority.

10 ***-1187/P4.494* SECTION 2917.** 233.17 (2) (b) of the statutes is amended to
11 read:

12 233.17 (2) (b) Notwithstanding par. (a), no member of the faculty or ~~academic~~
13 staff of the University of ~~Wisconsin System~~ Wisconsin-Madison, acting within the
14 scope of his or her employment, may be considered, for liability purposes, as an agent
15 of the authority.

16 ***-1465/P3.978* *-1059/P3.543* SECTION 2918.** 234.01 (4n) (a) 3m. e. of the
17 statutes is amended to read:

18 234.01 (4n) (a) 3m. e. The facility is located in a targeted area, as determined
19 by the authority after considering the factors set out in s. 560.605 (2m) (c), 2005
20 stats., s. 560.605 (2m) (d), 2005 stats., s. 560.605 (2m) (e), 2005 stats., s. 560.605 (2m)
21 (g), 2007 stats., and s. 560.605 (2m) (a), (b), (f), and (h), 2009 stats.

22 ***-1465/P3.979* *-1059/P3.544* SECTION 2919.** 234.02 (1) of the statutes is
23 amended to read:

24 234.02 (1) There is created a public body corporate and politic to be known as
25 the "Wisconsin Housing and Economic Development Authority." The members of the

1 authority shall be the ~~secretary of commerce~~ chief executive officer of the Wisconsin
2 Economic Development Corporation or his or her designee and the secretary of
3 administration or his or her designee, and 6 public members nominated by the
4 governor, and with the advice and consent of the senate appointed, for staggered
5 4-year terms commencing on the dates their predecessors' terms expire. In addition,
6 one senator of each party and one representative to the assembly of each party
7 appointed as are the members of standing committees in their respective houses
8 shall serve as members of the authority. A member of the authority shall receive no
9 compensation for services but shall be reimbursed for necessary expenses, including
10 travel expenses, incurred in the discharge of duties. Subject to the bylaws of the
11 authority respecting resignations, each member shall hold office until a successor
12 has been appointed and has qualified. A certificate of appointment or reappointment
13 of any member shall be filed with the authority and the certificate shall be conclusive
14 evidence of the due and proper appointment.

15 ***-1465/P3.980* *-1059/P3.545* SECTION 2920.** 234.032 (2) (intro.) of the
16 statutes is amended to read:

17 234.032 (2) (intro.) The authority, in consultation with the ~~department of~~
18 ~~commerce~~ Wisconsin Economic Development Corporation, shall do all of the
19 following for each economic development program administered by the authority:

20 ***-1465/P3.981* *-0805/P2.26* SECTION 2921.** 234.034 of the statutes is
21 amended to read:

22 **234.034 Consistency with state housing strategy plan.** Subject to
23 agreements with bondholders or noteholders, the authority shall exercise its powers
24 and perform its duties related to housing consistent with the state housing strategy
25 plan under s. ~~560.9802~~ 234.5602.

1 ***-1465/P3.982* *-0805/P2.27* SECTION 2922.** 234.06 (1) of the statutes is
2 amended to read:

3 234.06 (1) The authority may, as authorized in the state housing strategy plan
4 under s. ~~560.9802~~ 234.5602, use the moneys held in the housing development fund
5 to make temporary loans to eligible sponsors, with or without interest, and with such
6 security for repayment, if any, as the authority determines reasonably necessary and
7 practicable, solely from the housing development fund, to defray development costs
8 for the construction of proposed housing projects for occupancy by persons and
9 families of low and moderate income. No temporary loan may be made unless the
10 authority may reasonably anticipate that satisfactory financing may be obtained by
11 the eligible sponsor for the permanent financing of the housing project.

12 ***-1465/P3.983* *-0805/P2.28* SECTION 2923.** 234.06 (3) of the statutes is
13 amended to read:

14 234.06 (3) The authority may, as authorized in the state housing strategy plan
15 under s. ~~560.9802~~ 234.5602, use the moneys held in the housing development fund
16 to establish and administer programs of grants to counties, municipalities, and
17 eligible sponsors of housing projects for persons of low and moderate income, to pay
18 organizational expenses, administrative costs, social services, technical services,
19 training expenses, or costs incurred or expected to be incurred by counties,
20 municipalities, or sponsors for land and building acquisition, construction,
21 improvements, renewal, rehabilitation, relocation, or conservation under a plan to
22 provide housing or related facilities, if the costs are not reimbursable from other
23 private or public loan, grant, or mortgage sources.

24 ***-1465/P3.984* *-1059/P3.546* SECTION 2924.** 234.08 (5) of the statutes is
25 amended to read:

1 234.08 (5) This section does not supersede or impair the power of the
2 ~~department of commerce~~ Wisconsin Economic Development Corporation to carry out
3 its program responsibilities relating to economic development which are funded by
4 bonds or notes issued under this section.

5 *~~1465/P3.985~~* *~~1059/P3.547~~* SECTION 2925. 234.08 (6) of the statutes is
6 amended to read:

7 234.08 (6) The authority may reimburse the ~~department of commerce~~
8 Wisconsin Economic Development Corporation its operating costs to carry out its
9 program responsibilities relating to economic development which are funded by
10 bonds or notes issued under this section.

11 *~~1465/P3.986~~* *~~0805/P2.29~~* SECTION 2926. 234.165 (2) (b) 2. of the statutes
12 is amended to read:

13 234.165 (2) (b) 2. Annually before August 31 the authority shall submit to the
14 governor a plan for expending or encumbering the actual surplus reported under
15 subd. 1. The part of the plan related to housing shall be consistent with the state
16 housing strategy plan under s. ~~560.9802~~ 234.5602. The plan submitted under this
17 subdivision may be attached to and submitted as a part of the report filed under subd.
18 1.

19 *~~1465/P3.987~~* *~~0805/P2.30~~* SECTION 2927. 234.25 (1) (e) of the statutes is
20 amended to read:

21 234.25 (1) (e) An evaluation of its progress in implementing within its own
22 housing programs the goals, policies, and objectives of the state housing strategy
23 plan under s. ~~560.9802~~ 234.5602, and recommendations for legislation to improve its
24 ability to carry out its programs consistent with the state housing strategy plan.

1 ***-1465/P3.988*** ***-1059/P3.548*** **SECTION 2928.** 234.255 (title) of the statutes
2 is amended to read:

3 **234.255** (title) **Economic development assistance coordination and**
4 **reporting.**

5 ***-1465/P3.989*** ***-1059/P3.549*** **SECTION 2929.** 234.255 of the statutes is
6 renumbered 234.255 (2) and amended to read:

7 **234.255 (2)** Annually, no later than October 1, the authority shall submit to the
8 joint legislative audit committee and to the appropriate standing committees of the
9 legislature under s. 13.172 (3) a comprehensive report assessing economic
10 development programs, as defined in s. 234.032 (1), administered by the authority.
11 The report shall include all of the information required under s. ~~560.01 (2) (am)~~
12 238.07 (2). The authority shall collaborate with the ~~department of commerce~~
13 Wisconsin Economic Development Corporation to make readily accessible to the
14 public on an Internet-based system the information required under this section.

15 ***-1465/P3.990*** ***-1059/P3.550*** **SECTION 2930.** 234.255 (1) of the statutes is
16 created to read:

17 **234.255 (1)** The authority shall coordinate any economic development
18 assistance with the Wisconsin Economic Development Corporation.

19 ***-1465/P3.991*** ***-0808/2.420*** **SECTION 2931.** 234.35 (1) of the statutes is
20 amended to read:

21 **234.35 (1)** In this section, “minority business”, “minority financial adviser” and
22 “minority investment firm” mean a business, financial adviser and investment firm,
23 respectively, certified by the department of ~~commerce~~ safety and professional
24 services under s. ~~560.036~~ 490.04 (2).