

1 a shelter facility, the expansion of shelter services for homeless persons, or an
2 inability to obtain adequate funding to continue the provision of an existing level of
3 services.

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

7 (3) (b) Applications shall be submitted in the form required by the ~~department~~
8 authority and shall be accompanied by the current or proposed operating budget or
9 both, as required by the ~~department~~ authority, of each shelter facility or agency
10 ~~which that~~ will, directly or indirectly, receive any of the grant money, and an
11 explanation of why the shelter facility or agency has or anticipates a need for
12 additional funding.

13 (3m) GRANT ELIGIBILITY. In awarding grants under this section, the ~~department~~
14 authority shall consider whether the community in which an eligible applicant
15 provides services has a coordinated system of services for homeless individuals and
16 families.

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

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

21 ~~*-1465/P4.1263* *-0805/P2.49*~~ SECTION 3502. 560.9809 of the statutes is
22 renumbered 234.5609, and 234.5609 (1), (2) and (3) (intro.), as renumbered, are
23 amended to read:

24 234.5609 (1) The ~~department~~ authority may administer housing programs,
25 including the housing improvement grant program and the initial rehabilitation

1 grant program, that are funded by a community development block grant, 42 USC
2 5301 to 5320.

3 (2) The ~~department~~ authority may ~~promulgate~~ adopt rules to administer this
4 section.

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

10 *~~-1465/P4.1264~~* *~~-0805/P2.50~~* SECTION 3503. 560.9810 of the statutes is
11 repealed.

12 *~~-1465/P4.1265~~* *~~-0805/P2.52~~* SECTION 3504. 560.9811 of the statutes is
13 renumbered 234.5611, and 234.5611 (2), as renumbered, is amended to read:

14 234.5611 (2) From the appropriation under s. ~~20.143 (2)~~ 20.490 (7) (fr), the
15 ~~department~~ authority may not award more than \$45,000 in each fiscal year to
16 applying public or nonprofit private entities for the costs of providing certain mental
17 health services to homeless individuals with serious and persistent mental illness.
18 Entities that receive funds awarded by the ~~department~~ authority under this
19 subsection shall provide the mental health services required under 42 USC
20 290cc-24. The amount that the ~~department~~ authority awards to an applying entity
21 may not exceed 50% of the amount of matching funds required under 42 USC
22 290cc-23.

23 *~~-1465/P4.1266~~* *~~-0805/P2.53~~* SECTION 3505. 560.9815 of the statutes is
24 renumbered 234.5615 and amended to read:

1 **234.5615 Federal housing assistance programs.** Notwithstanding s. 16.54
2 (2) (a), the department authority shall administer federal funds made available to
3 this state under the Stewart B. McKinney homeless assistance act housing
4 assistance programs, 42 USC 11361 to 11402.

5 ***-0241/4.11*** **SECTION 3506.** 563.03 (1) of the statutes is amended to read:
6 563.03 (1) "Adult family home" has the meaning given in s. 50.01 (1) ~~(a) or (b).~~

7 ***-1465/P4.1267*** ***-1059/P3.743*** **SECTION 3507.** 563.05 (3) of the statutes is
8 amended to read:

9 563.05 (3) The department may promulgate rules specifying the number of
10 business days within which the department must review and make a determination
11 on an application for a permit, as defined in s. ~~560.41 (2)~~ 227.116 (1g), that is issued
12 under this chapter.

13 ***-1465/P4.1268*** ***-0808/2.487*** **SECTION 3508.** 565.01 (4d) of the statutes is
14 amended to read:

15 565.01 (4d) "Minority business" means a business certified by the department
16 of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04 (2).

17 ***-1465/P4.1269*** ***-0808/2.488*** **SECTION 3509.** 565.01 (4e) of the statutes is
18 amended to read:

19 565.01 (4e) "Minority group member" has the meaning given in s. ~~560.036~~
20 490.04 (1) (f).

21 ***-1465/P4.1270*** ***-0808/2.489*** **SECTION 3510.** 601.93 (2) of the statutes is
22 amended to read:

23 601.93 (2) Every insurer doing a fire insurance business in this state shall,
24 before March 1 in each year, file with the commissioner a statement, showing the
25 amount of premiums upon fire insurance due for the preceding calendar year.

SECTION 3510

1 Return premiums may be deducted in determining the premium on which the fire
2 department dues are computed. Payments of quarterly installments of the total
3 estimated payment for the then current calendar year under this subsection are due
4 on or before April 15, June 15, September 15 and December 15. On March 1 the
5 insurer shall pay any additional amounts due for the preceding calendar year.
6 Overpayments will be credited on the amount due April 15. The commissioner shall,
7 prior to May 1 each year, report to the department of ~~commerce~~ safety and
8 professional services the amount of dues paid under this subsection and to be paid
9 under s. 101.573 (1).

10 ***-1206/1.1* SECTION 3511.** 607.02 (1) of the statutes is amended to read:

11 607.02 (1) TYPES OF POLICIES PERMITTED. Subject to ~~sub.~~ subs. (2) and (3), the
12 life fund may issue to any resident of the state any kind of life insurance with any
13 riders or endorsements thereto that would be filed with the commissioner for
14 issuance by private insurers authorized to do a life insurance business in this state.
15 Coverages may be combined and granted in the same policy by the life fund to the
16 same extent as by a private life insurer.

17 ***-1206/1.2* SECTION 3512.** 607.02 (3) of the statutes is created to read:

18 607.02 (3) CLOSED ENROLLMENT. On and after the effective date of this
19 subsection [LRB inserts date], all of the following apply:

20 (a) The life fund may not accept applications for life insurance coverage under
21 the life fund.

22 (b) Life insurance policies for life insurance coverage under the life fund may
23 be issued only on the basis of applications received before the effective date of this
24 paragraph [LRB inserts date].

25 ***-0152/P1.2* SECTION 3513.** 607.21 (intro.) of the statutes is amended to read:

1 **607.21 Payments from life fund.** (intro.) In addition to the payments under
2 s. 604.04 (3), and the payments which become due under its policies, the life fund
3 shall pay all of the following:

4 ***-0152/P1.3* SECTION 3514.** 607.21 (1) of the statutes is amended to read:

5 607.21 (1) A fee, to be determined by the manager, to the medical examiner for
6 each medical examination made under s. 607.07 (1);~~;~~

7 ***-0152/P1.4* SECTION 3515.** 607.21 (2) of the statutes is amended to read:

8 607.21 (2) The actual expense of inspection reports;~~;~~

9 ***-0152/P1.5* SECTION 3516.** 607.21 (3) of the statutes is amended to read:

10 607.21 (3) The actual expense of adjustment of any loss or the defense or
11 prosecution of any action;~~and,~~

12 ***-0152/P1.6* SECTION 3517.** 607.21 (4) of the statutes is repealed.

13 ***-1258/2.7* SECTION 3518.** 609.805 of the statutes is repealed.

14 ***-1465/P4.1271* *-0808/2.490* SECTION 3519.** 610.70 (1) (a) of the statutes
15 is amended to read:

16 610.70 (1) (a) "Health care provider" means any person licensed, registered,
17 permitted or certified by the department of health services or the department of
18 regulation ~~and licensing~~ safety and professional services to provide health care
19 services, items or supplies in this state.

20 ***-1465/P4.1272* *-0808/2.491* SECTION 3520.** 632.10 (1) of the statutes is
21 amended to read:

22 632.10 (1) "Building and safety standards" means the requirements of chs. 101
23 and 145 and of any rule promulgated by the department of ~~commerce~~ safety and
24 professional services under ch. 101 or 145, and standards of a 1st class city relating
25 to the health and safety of occupants of buildings.

SECTION 3521

1 *-1258/2.8* SECTION 3521. 632.895 (17) of the statutes is repealed.

2 *-1465/P4.1273* *-0805/P2.54* SECTION 3522. 704.05 (5) (a) 2. of the statutes
3 is amended to read:

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

18 *-1465/P4.1274* *-0808/2.492* SECTION 3523. 709.03 (form) C. 8. of the
19 statutes is amended to read:

20 709.03 (form)

→ INSERT 1106-21 ←

21 C. 8. I am aware of underground or aboveground fuel storage tanks on the
22 property. (If "yes", the owner, by law, may have to register the tanks
23 with the department of ~~commerce~~ safety and profes-
24 sional services at P.O. Box 7970, Madison, Wisconsin, 53707,
whether the tanks are in use or not. Regulations of the department of
~~commerce~~ safety and professional services may
25 require the closure or removal of unused tanks.

1 ***-0830/P6.21* SECTION 3524.** 758.19 (4) of the statutes is amended to read:

2 758.19 (4) The director of state courts may develop, promote, coordinate and
3 implement circuit court automated information systems that are compatible among
4 counties using the moneys appropriated under s. 20.680 (2) (j) and (kg). If the
5 director of state courts provides funding to counties as part of the development and
6 implementation of this system, the director of state courts may provide funding to
7 counties with 1 or 2 circuit court judges for a minicomputer system only up to the
8 level of funding that would have been provided had the county implemented a
9 microcomputer system. In those counties with 1 or 2 circuit court judges, any costs
10 incurred to implement a minicomputer system not funded under this subsection
11 shall be paid by the county. Those counties may use that minicomputer system for
12 county management information needs in addition to the circuit court automated
13 information system use.

14 ***-0830/P6.22* SECTION 3525.** 758.19 (8) (a) (intro.) of the statutes is amended
15 to read:

16 758.19 (8) (a) (intro.) From the ~~appropriation~~ appropriations under s. 20.625
17 (1) (c) and (k), the director of state courts shall reimburse counties up to 4 times each
18 year for the actual expenses paid for interpreters required by circuit courts to assist
19 persons with limited English proficiency under s. 885.38 (8) (a) 1. The amount of the
20 maximum hourly reimbursement for court interpreters shall be as follows:

21 ***-0147/1.1* SECTION 3526.** 767.215 (5) (a) (intro.) of the statutes is amended
22 to read:

23 767.215 (5) (a) (intro.) ~~When~~ Except as provided in par. (am), when the petition
24 under this section is filed with the court, the party filing the petition shall submit a
25 separate form, furnished by the court, containing all of the following:

1 ***-0147/1.2*** SECTION 3527. 767.215 (5) (a) 2. of the statutes is amended to read:

2 767.215 (5) (a) 2. The name, date of birth, and social security number of each
3 minor child of the parties and of each child who was born to the wife during the
4 marriage and who is a minor.

5 ***-0147/1.3*** SECTION 3528. 767.215 (5) (am) of the statutes is created to read:

6 767.215 (5) (am) In an action to determine the paternity of a child, the party
7 who filed the petition shall submit the form under par. (a) within 5 days after
8 paternity is adjudicated.

9 ***-0147/1.4*** SECTION 3529. 767.215 (5) (b) of the statutes is amended to read:

10 767.215 (5) (b) A form submitted under this subsection shall be maintained
11 with the confidential information required under s. ~~767.54~~ 767.127 or maintained
12 separately from the case file. The form may be disclosed only to the parties and their
13 attorneys, a county child support enforcement agency, and any other person
14 authorized by law or court order to have access to the information on the form.

15 ***-0146/1.1*** SECTION 3530. 767.511 (6) (intro.) of the statutes is amended to
16 read:

17 767.511 (6) INTEREST ON ARREARAGE. (intro.) A party ordered to pay child
18 support under this section shall pay simple interest at the rate of 1% per month on
19 any amount in arrears that is equal to or greater than the amount of child support
20 due in one month. If the party no longer has a current obligation to pay child support,
21 interest at the rate of 1% per month shall accrue on the total amount of child support
22 in arrears, if any. Interest under this subsection is in lieu of interest computed under
23 s. 807.01 (4), 814.04 (4), or 815.05 (8) and is paid to the department or its designee
24 under s. 767.57. Except as provided in s. 767.57 (1m) and except as required under

1 federal statutes or regulations, the department or its designee shall apply all
2 payments received for child support as follows:

3 ***-1019/5.137* SECTION 3531.** 767.521 (intro.) of the statutes is amended to
4 read:

5 **767.521 Action by state for child support.** (intro.) The state or its delegate
6 under s. 49.22 (7) shall bring an action for support of a minor child under s. 767.001
7 (1) (f) or for paternity determination and child support under s. 767.80 if the child's
8 right to support is assigned to the state under s. 49.775 (2) (bm), 2009 stats., or s.
9 48.57 (3m) (b) 2. or (3n) (b) 2., 48.645 (3), 49.145 (2) (s), 49.19 (4) (h) 1. b., or 49.775
10 49.395 (2) (bm) and all of the following apply:

11 ***-1187/P5.504* SECTION 3532.** 778.25 (1) (a) 5. of the statutes is amended to
12 read:

13 778.25 (1) (a) 5. Under administrative rules promulgated by the ~~board of~~
14 regents Board of Regents of the University of Wisconsin System under s. 36.11 (1) (c)
15 or the Board of Trustees of the University of Wisconsin-Madison under s. 37.11 (1m)
16 (c) brought against an adult in circuit court or against a minor in the court assigned
17 to exercise jurisdiction under chs. 48 and 938.

18 ***-0829/P6.81* SECTION 3533.** 801.50 (5) of the statutes is amended to read:
19 801.50 (5) Venue of an action for certiorari to review a probation, extended
20 supervision, or parole revocation, a denial by ~~the earned release review commission~~
21 a program review committee under s. ~~302.1135 (5)~~ 302.113 (9g) of a petition for
22 modification of a bifurcated sentence, or a refusal of parole shall be the county in
23 which the relator was last convicted of an offense for which the relator was on
24 probation, extended supervision, or parole or for which the relator is currently
25 incarcerated.

1 ***-0829/P6.82* SECTION 3534.** 809.30 (1) (c) of the statutes is amended to read:

2 809.30 (1) (c) "Postconviction relief" means an appeal or a motion for
3 postconviction relief in a criminal case, other than an appeal, motion, or petition
4 under ss. 302.113 (7m), ~~302.1135~~ or (9g), 973.19, 973.195, 973.198, 974.06, or 974.07
5 (2). In a ch. 980 case, the term means an appeal or a motion for postcommitment
6 relief under s. 980.038 (4).

7 ***-1195/2.135* SECTION 3535.** 812.30 (9) of the statutes is amended to read:

8 812.30 (9) "Need-based public assistance" means aid to families with
9 dependent children, relief funded by a relief block grant under ch. 49, relief provided
10 by counties under s. 59.53 (21), medical assistance, supplemental security income,
11 ~~food stamps~~ supplemental nutrition assistance program benefits, or benefits
12 received by veterans under s. 45.40 (1m) or under 38 USC 501 to 562.

13 ***-1195/2.136* SECTION 3536.** 812.44 (4) 2. (form) of the statutes is amended
14 to read:

15 812.44 (4) 2. (form) You receive aid to families with dependent children, relief
16 funded by a relief block grant under ch. 49, relief provided by counties under section
17 s. 59.53 (21) of the Wisconsin Statutes, medical assistance, supplemental security
18 income, ~~food stamps~~ supplemental nutrition assistance program benefits, or
19 veterans benefits based on need under 38 USC 501 to 562 or section 45.351 (1) of the
20 Wisconsin Statutes, or have received these benefits within the past 6 months.

21 ***-1195/2.137* SECTION 3537.** 812.44 (5) 2. (form) of the statutes is amended
22 to read:

23 812.44 (5) 2. (form) I receive, am eligible for, or have within 6 months received,
24 aid to families with dependent children, relief funded by a relief block grant under
25 ch. 49, relief provided by counties under section 59.53 (21) of the Wisconsin Statutes,

1 medical assistance, supplemental security income, ~~food stamps~~ supplemental
2 nutrition assistance program benefits, or veterans benefits based on need under 38
3 USC 501 to 562 or section 45.351 (1) of the Wisconsin Statutes.

4 ***-1195/2.138* SECTION 3538.** 814.29 (1) (d) 1. of the statutes is amended to
5 read:

6 814.29 (1) (d) 1. That the person is a recipient of means-tested public
7 assistance, including aid to families with dependent children, relief funded by a relief
8 block grant under ch. 49, relief provided by counties under s. 59.53 (21), medical
9 assistance, supplemental security income, ~~food stamps~~ supplemental nutrition
10 assistance program benefits, or benefits received by veterans under s. 45.40 (1m) or
11 under 38 USC 501 to 562.

12 ***-0698/3.26* SECTION 3539.** 815.18 (3) (o) of the statutes is amended to read:

13 815.18 (3) (o) *Tuition units.* Tuition units purchased under s. ~~14.63~~ 16.64.

14 ***-0698/3.27* SECTION 3540.** 815.18 (3) (p) of the statutes is amended to read:

15 815.18 (3) (p) *College savings accounts.* An interest in a college savings account
16 under s. ~~14.64~~ 16.641.

17 ***-0318/3.22* SECTION 3541.** 885.237 (2) of the statutes is amended to read:

18 885.237 (2) Notwithstanding s. 341.04, the fact that an automobile or motor
19 truck having a registered weight of 8,000 pounds or less is located on a highway, as
20 defined in s. 340.01 (22), and is not displaying ~~valid~~ registration plates, a temporary
21 operation plate, or other evidence of registration as provided under s. 341.18 (1) is
22 prima facie evidence, for purposes of ch. 341, that the vehicle is an unregistered or
23 improperly registered vehicle. This subsection does not apply to violations of
24 ordinances enacted under s. 341.65, but this subsection does apply to violations of
25 ordinances enacted under s. 341.65, 2003 stats.

1 ***-1187/P5.505* SECTION 3542.** 887.23 (1) of the statutes is amended to read:

2 887.23 (1) WHO MAY REQUIRE. The department of health services, the
3 department of corrections, the state superintendent of public instruction, the Board
4 of Trustees of the University of Wisconsin-Madison, or the ~~board of regents~~ Board
5 of Regents of the University of Wisconsin System may order the deposition of any
6 witness to be taken concerning any institution under his, her or its government or
7 superintendence, or concerning the conduct of any officer or agent thereof, or
8 concerning any matter relating to the interests thereof. Upon presentation of a
9 certified copy of such order to any municipal judge, notary public or court
10 commissioner, the officer shall take the desired deposition in the manner provided
11 for taking depositions to be used in actions. When any officer or agent of any
12 institution is concerned and will be affected by the testimony, 2 days' written notice
13 of the time and place of taking the deposition shall be given him or her. Any party
14 interested may appear in person or by counsel and examine the witness touching the
15 matters mentioned in the order. The deposition, duly certified, shall be delivered to
16 the authority which ordered it.

17 ***-1356/2.29* SECTION 3543.** 891.45 (1) (b) of the statutes is amended to read:

18 891.45 (1) (b) "Municipal fire fighter" includes any person designated as
19 primarily a fire fighter under s. 60.553 (2), 61.66 (2), or 62.13 (2e) (b) and any person
20 under s. 60.553, 61.66, or 62.13 (2e) whose duties as a fire fighter during the 5-year
21 qualifying period took up at least two-thirds of his or her working hours.

22 ***-1356/2.30* SECTION 3544.** 891.453 (1) (c) of the statutes is amended to read:

23 891.453 (1) (c) "Fire fighter" means a state, county, or municipal fire fighter
24 who is covered under s. 891.45 and any person under s. 60.553, 61.66, or 62.13 (2e)
25 whose duties as a fire fighter took up at least two-thirds of his or her working hours.

1 ***-1356/2.31* SECTION 3545.** 891.453 (1) (d) of the statutes is amended to read:

2 891.453 (1) (d) “Law enforcement officer” means any person employed by the
3 state or by a county or a municipality for the purpose of detecting and preventing
4 crime and enforcing laws or ordinances, who is authorized to make arrests for
5 violations of the laws or ordinances which he or she is employed to enforce. “Law
6 enforcement officer” includes a person under s. 60.553, 61.66, or 62.13 (2e) whose
7 duties as a police officer took up at least two-thirds of his or her working hours.

8 ***-1356/2.32* SECTION 3546.** 891.455 (1) of the statutes is amended to read:

9 891.455 (1) In this section, “state, county, or municipal fire fighter” means a
10 fire fighter who is covered under s. 891.45 and any person under s. 60.553, 61.66, or
11 62.13 (2e) whose duties as a fire fighter during the 10-year qualifying period
12 specified in sub. (2) took up at least two-thirds of his or her working hours.

13 ***-1187/P5.506* SECTION 3547.** 893.82 (2) (d) 4. of the statutes is created to
14 read:

15 893.82 (2) (d) 4. An officer, director, employee, or agent of the Board of Trustees
16 of the University of Wisconsin–Madison.

17 ***-1448/1.2* SECTION 3548.** 893.82 (9) of the statutes is created to read:

18 893.82 (9) For purposes of this section, any employee of the state of Minnesota
19 performing services for this state pursuant to a valid agreement between this state
20 and the state of Minnesota providing for interchange of employees or services is
21 considered to have the same status as an employee of this state performing the same
22 services for this state, and any employee of this state who performs services for the
23 state of Minnesota pursuant to such an agreement is considered to have the same
24 status as when performing the same services for this state in any action brought
25 under the laws of this state.

SECTION 3549

1 ***-1465/P4.1275* *-0808/2.493* SECTION 3549.** 893.925 (2) (a) of the statutes
2 is amended to read:

3 893.925 (2) (a) An action to recover damages for mining-related injuries under
4 s. 107.32 shall be brought within 3 years of the date on which the death or injury
5 occurs unless the department of ~~commerce~~ safety and professional services gives
6 written notice within the time specified in this subsection that a claim has been filed
7 with it under sub. (1), in which case an action based on the claim may be brought
8 against the person to whom the notice is given within one year after the final
9 resolution, including any appeal, of the claim or within the time specified in this
10 subsection, whichever is longer.

11 ***-1465/P4.1276* *-0808/2.494* SECTION 3550.** 895.07 (13) of the statutes is
12 amended to read:

13 895.07 (13) BROCHURE. The department of ~~commerce~~ safety and professional
14 services shall prepare a brochure explaining the process under this section and shall
15 provide that brochure to contractors.

16 ***-1465/P4.1277* *-0808/2.495* SECTION 3551.** 895.441 (5) of the statutes is
17 amended to read:

18 895.441 (5) SILENCE AGREEMENTS. Any provision in a contract or agreement
19 relating to the settlement of any claim by a patient against a therapist that limits
20 or eliminates the right of the patient to disclose sexual contact by the therapist to a
21 subsequent therapist, the department of ~~regulation and licensing~~ safety and
22 professional services, the department of health services, the injured patients and
23 families compensation fund peer review council, or a district attorney is void.

24 ***-1448/1.3* SECTION 3552.** 895.46 (10) of the statutes is created to read:

1 895.46 (10) Any employee of the state of Minnesota who is named as a
2 defendant and who is found liable as a result of performing services for this state
3 under a valid agreement between this state and the state of Minnesota providing for
4 interchange of employees or services shall be indemnified by this state to the same
5 extent as an employee of this state performing the same services for this state
6 pursuant to this section.

7 ***-1187/P5.507*** SECTION 3553. 895.46 (11) of the statutes is created to read:

8 895.46 (11) An officer, director, employee, or agent of the Board of Trustees of
9 the University of Wisconsin–Madison is a state officer, employee, or agent for the
10 purposes of this section.

11 ***-1187/P5.508*** SECTION 3554. 895.515 (1) (b) of the statutes is amended to
12 read:

13 895.515 (1) (b) “Institution of higher education” means an institution within
14 the University of Wisconsin System, the University of Wisconsin–Madison, a
15 technical college, or a private, nonprofit institution of higher education located in
16 this state.

17 ***-1050/P3.40*** SECTION 3555. 895.517 (1) (d) of the statutes is repealed.

18 ***-1050/P3.41*** SECTION 3556. 895.517 (2) of the statutes is amended to read:

19 895.517 (2) Any person who donates or sells, at a price not exceeding overhead
20 and transportation costs, solid waste, or a material that is separated from mixed soil
21 waste, to a materials reuse program that is operated by a charitable organization,
22 or municipality or responsible unit is immune from civil liability for the death of or
23 injury to an individual or the damage to property caused by the solid waste or
24 material donated or sold by the person.

1 ***-1310/1.17*** SECTION 3557. 908.03 (6m) (c) 3. of the statutes is amended to
2 read:

3 908.03 (6m) (c) 3. If upon a properly authorized request of an attorney, the
4 health care provider refuses, fails, or neglects to supply within 2 business days a
5 legible certified duplicate of its records for the fees established under ~~s. 146.83 (1f)~~
6 ~~(e) or (d) or (1h) (b) or (e), whichever are applicable~~ par. (e).

7 ***-1310/1.18*** SECTION 3558. 908.03 (6m) (e) of the statutes is created to read:
8 908.03 (6m) (e) *Fees*. The department of health services shall, by rule,
9 prescribe uniform fees that are based on an approximation of actual costs. The fees,
10 plus applicable tax, are the maximum amount that a health care provider may
11 charge for certified duplicate patient health care records. The rule shall also allow
12 the health care provider to charge for actual postage or other actual delivery costs.
13 For duplicate patient health care records and duplicate X-ray reports or the referral
14 of X-rays to another health care provider that are requested before commencement
15 of an action, s. 146.83 (1c) (b) and (c) and (3f) applies.

16 ***-0829/P6.83*** SECTION 3559. 911.01 (4) (c) of the statutes is amended to read:
17 911.01 (4) (c) *Miscellaneous proceedings*. Proceedings for extradition or
18 rendition; sentencing, granting or revoking probation, modification of a bifurcated
19 sentence under s. ~~302.1135~~ 302.113 (9g), adjustment of a bifurcated sentence under
20 s. 973.195 (1r), ~~release to extended supervision under s. 302.113 (2) (b) or 304.06 (1)~~
21 ~~or discharge under s. 973.01 (4m) or 973.198~~; issuance of subpoenas or warrants
22 under s. 968.375, arrest warrants, criminal summonses, and search warrants;
23 hearings under s. 980.09 (2); proceedings under s. 971.14 (1r) (c); or proceedings with
24 respect to pretrial release under ch. 969 except where habeas corpus is utilized with
25 respect to release on bail or as otherwise provided in ch. 969; and proceedings under

1 s. 165.76 (6) to compel provision of a biological specimen for deoxyribonucleic acid
2 analysis.

3 ***-1213/1.43* SECTION 3560.** 938.02 (14m) of the statutes is repealed.

4 ***-1213/1.44* SECTION 3561.** 938.13 (6m) of the statutes is amended to read:
5 938.13 (6m) SCHOOL DROPOUT. The juvenile is a school dropout, as defined in
6 s. ~~118.153 (1) (b)~~ 115.001 (2m).

7 ***-1213/1.45* SECTION 3562.** 938.20 (2) (f) 2. of the statutes is amended to read:
8 938.20 (2) (f) 2. Make a determination of whether the juvenile is a child at risk,
9 as defined in s. ~~118.153 (1) (a)~~ 115.001 (1m), unless that determination has been
10 made within the current school semester. ~~If a juvenile is determined to be a child at~~
11 ~~risk under this subdivision, the school administrator shall provide a program for the~~
12 ~~juvenile according to the plan developed under s. 118.153 (2) (a).~~

13 ***-1213/1.46* SECTION 3563.** 938.245 (2) (a) 4. of the statutes is amended to
14 read:

15 938.245 (2) (a) 4. 'Alcohol and other drug abuse treatment and education.' That
16 the juvenile participate in an alcohol and other drug abuse outpatient treatment
17 program, ~~a court-approved pupil assistance program provided by the juvenile's~~
18 ~~school board,~~ or a court-approved alcohol or other drug abuse education program, if
19 an alcohol and other drug abuse assessment under subd. 3. recommends outpatient
20 treatment, intervention, or education. ~~The juvenile's participation in a~~
21 ~~court-approved pupil assistance program is subject to the approval of the juvenile's~~
22 ~~school board.~~

23 ***-1213/1.47* SECTION 3564.** 938.295 (1g) of the statutes is amended to read:
24 938.295 (1g) REPORT OF RESULTS AND RECOMMENDATIONS. If the court orders an
25 alcohol or other drug abuse assessment under sub. (1), the approved treatment

1 facility shall, within 14 days after the order, report the results of the assessment to
2 the court, except that, if requested by the facility and if the juvenile is not held in
3 secure or nonsecure custody, the court may extend the period for assessment for not
4 more than 20 additional working days. The report shall include a recommendation
5 as to whether the juvenile is in need of treatment, intervention, or education relating
6 to the use or abuse of alcohol beverages, controlled substances, or controlled
7 substance analogs and, if so, shall recommend a service plan and appropriate
8 treatment from an approved treatment facility, ~~intervention from a court-approved~~
9 ~~pupil assistance program~~, or education from a court-approved alcohol or other drug
10 abuse education program.

11 ***-1213/1.48* SECTION 3565.** 938.32 (1g) (b) of the statutes is amended to read:

12 938.32 (1g) (b) That the juvenile participate in ~~a court-approved pupil~~
13 ~~assistance program provided by the juvenile's school board or a court-approved~~
14 alcohol or other drug abuse education program. ~~The juvenile's participation in a~~
15 ~~court-approved pupil assistance program is subject to the approval of the juvenile's~~
16 school board.

17 ***-1213/1.49* SECTION 3566.** 938.34 (7d) (a) 1. of the statutes is amended to
18 read:

19 938.34 (7d) (a) 1. A nonresidential educational program, ~~including a program~~
20 ~~for children at risk under s. 118.153~~, provided by the school district in which the
21 juvenile resides.

22 ***-1213/1.50* SECTION 3567.** 938.34 (14s) (b) 3. of the statutes is amended to
23 read:

24 938.34 (14s) (b) 3. Participate in ~~a court-approved pupil assistance program~~
25 ~~provided by the juvenile's school board or an alcohol or other drug abuse education~~

1 program. ~~The juvenile's participation in a court-approved pupil assistance program~~
2 ~~under this subdivision is subject to the approval of the juvenile's school board.~~

3 ***-1213/1.51* SECTION 3568.** 938.34 (14s) (d) of the statutes is amended to read:

4 938.34 (14s) (d) If the juvenile completes the alcohol or other drug abuse
5 treatment program, ~~court-approved pupil assistance program~~ or court-approved
6 alcohol or other drug abuse education program, the approved treatment facility,
7 ~~court-approved pupil assistance program~~ or court-approved alcohol or other drug
8 abuse education program shall, with the written informed consent of the juvenile or,
9 if the juvenile has not attained the age of 12, the written informed consent of the
10 juvenile's parent, notify the agency primarily responsible for providing services to
11 the juvenile that the juvenile has complied with the order and the court shall notify
12 the juvenile of whether or not the original dispositional order will be reinstated.

13 ***-1213/1.52* SECTION 3569.** 938.34 (14s) (e) of the statutes is amended to read:

14 938.34 (14s) (e) If an approved treatment facility, ~~court-approved pupil~~
15 ~~assistance program~~ or court-approved alcohol or other drug abuse education
16 program, with the written informed consent of the juvenile or, if the juvenile has not
17 attained the age of 12, the written informed consent of the juvenile's parent, notifies
18 the agency primarily responsible for providing services to the juvenile that a juvenile
19 is not participating in, or has not satisfactorily completed, a recommended alcohol
20 or other drug abuse treatment program, ~~a court-approved pupil assistance program~~
21 or a court-approved alcohol or other drug abuse education program, the court shall
22 impose the original disposition under par. (a) or (am).

23 ***-1213/1.53* SECTION 3570.** 938.343 (10) (c) of the statutes is amended to read:

24 938.343 (10) (c) Participate in ~~a court-approved pupil assistance program~~
25 ~~provided by the juvenile's school board or in a court-approved alcohol or other drug~~

1 abuse education program. ~~The juvenile's participation in a court-approved pupil~~
2 ~~assistance program under this paragraph is subject to the approval of the juvenile's~~
3 ~~school board.~~

4 ***-1213/1.54*** SECTION 3571. 938.344 (2g) (a) 3. of the statutes is amended to
5 read:

6 938.344 (2g) (a) 3. Participate in ~~a court-approved pupil assistance program~~
7 ~~provided by the juvenile's school board or in a court-approved alcohol or other drug~~
8 ~~abuse education program. The juvenile's participation in a court-approved pupil~~
9 ~~assistance program under this subdivision is subject to the approval of the juvenile's~~
10 ~~school board.~~

11 ***-1213/1.55*** SECTION 3572. 938.344 (2g) (c) of the statutes is amended to read:

12 938.344 (2g) (c) If the juvenile completes the alcohol or other drug abuse
13 ~~treatment program, court-approved pupil assistance program or court-approved~~
14 ~~alcohol or other drug abuse education program, the approved treatment facility,~~
15 ~~court-approved pupil assistance program or court-approved alcohol or other drug~~
16 ~~abuse education program shall, with the written informed consent of the juvenile or,~~
17 ~~if the juvenile has not attained the age of 12, the written informed consent of the~~
18 ~~juvenile's parent, notify the agency primarily responsible for providing services to~~
19 ~~the juvenile that the juvenile has complied with the order and the court shall notify~~
20 ~~the juvenile of whether or not the penalty will be reinstated.~~

21 ***-1213/1.56*** SECTION 3573. 938.344 (2g) (d) of the statutes is amended to read:

22 938.344 (2g) (d) If an approved treatment facility, ~~court-approved pupil~~
23 ~~assistance program,~~ or court-approved alcohol or other drug abuse education
24 program, with the written informed consent of the juvenile or, if the juvenile has not
25 attained the age of 12, the written informed consent of the juvenile's parent, notifies

1 the agency primarily responsible for providing services to the juvenile that a juvenile
2 is not participating, or has not satisfactorily completed, a recommended alcohol or
3 other drug abuse treatment program, ~~a court-approved pupil assistance program,~~
4 or a court-approved alcohol or other drug abuse education program, the court shall
5 hold a hearing to determine whether to impose the penalties under sub. (2), (2b), (2d),
6 or (2e).

7 ***-1213/1.57* SECTION 3574.** 938.345 (2) of the statutes is amended to read:

8 938.345 (2) SCHOOL DROPOUTS AND HABITUAL TRUANTS. If the court finds that a
9 juvenile is in need of protection or services based on the fact that the juvenile is a
10 school dropout, as defined in s. ~~118.153 (1) (b)~~ 115.001 (2m), or based on habitual
11 truancy, and the court also finds that the juvenile has dropped out of school or is a
12 habitual truant as a result of the juvenile's intentional refusal to attend school rather
13 than the failure of any other person to comply with s. 118.15 (1) (a) and (am), the
14 court, instead of or in addition to any other disposition imposed under sub. (1), may
15 enter an order permitted under s. 938.342.

16 ***-1465/P4.1278* *-0808/2.496* SECTION 3575.** 938.78 (2) (g) of the statutes
17 is amended to read:

18 938.78 (2) (g) Paragraph (a) does not prohibit an agency from disclosing
19 information about an individual in its care or legal custody on the written request
20 of the department of ~~regulation and licensing~~ safety and professional services or of
21 any interested examining board or affiliated credentialing board in that department
22 for use in any investigation or proceeding relating to any alleged misconduct by any
23 person who is credentialed or who is seeking credentialing under ch. 448, 455 or 457.
24 Unless authorized by an order of the court, the department of ~~regulation and~~
25 licensing safety and professional services and any examining board or affiliated

1 credentialing board in that department shall keep confidential any information
2 obtained under this paragraph and may not disclose the name of or any other
3 identifying information about the individual who is the subject of the information
4 disclosed, except to the extent that redisclosure of that information is necessary for
5 the conduct of the investigation or proceeding for which that information was
6 obtained.

7 *-1465/P4.1279* *-0808/2.497* SECTION 3576. 940.20 (7) (a) 3. of the statutes
8 is amended to read:

9 940.20 (7) (a) 3. "Health care provider" means any person who is licensed,
10 registered, permitted or certified by the department of health services or the
11 department of ~~regulation and licensing~~ safety and professional services to provide
12 health care services in this state.

13 *-1465/P4.1280* *-0808/2.498* SECTION 3577. 940.207 (title) of the statutes
14 is amended to read:

15 **940.207 (title) Battery or threat to department of ~~commerce~~ safety and**
16 **professional services or department of workforce development employee.**

17 *-1465/P4.1281* *-0808/2.499* SECTION 3578. 940.207 (2) (intro.) of the
18 statutes is amended to read:

19 940.207 (2) (intro.) Whoever intentionally causes bodily harm or threatens to
20 cause bodily harm to the person or family member of any department of ~~commerce~~
21 safety and professional services or department of workforce development official,
22 employee or agent under all of the following circumstances is guilty of a Class H
23 felony:

24 *-1465/P4.1282* *-0808/2.500* SECTION 3579. 940.207 (2) (a) of the statutes
25 is amended to read:

1 940.207 (2) (a) At the time of the act or threat, the actor knows or should have
2 known that the victim is a department of ~~commerce~~ safety and professional services
3 or department of workforce development official, employee or agent or a member of
4 his or her family.

5 ***-1465/P4.1283* *-0808/2.501* SECTION 3580.** 940.22 (1) (a) of the statutes
6 is amended to read:

7 940.22 (1) (a) "Department" means the department of ~~regulation and licensing~~
8 safety and professional services.

9 ***-1187/P5.509* SECTION 3581.** 946.13 (12) (b) (intro.) of the statutes is
10 amended to read:

11 946.13 (12) (b) (intro.) Subsection (1) does not apply to a contract between a
12 research company and the University of Wisconsin System or any institution or
13 college campus within the system for purchase of goods or services, including
14 research, if all of the following apply:

15 ***-1187/P5.510* SECTION 3582.** 946.13 (13) of the statutes is created to read:

16 946.13 (13) (a) In this subsection, "research company" means an entity engaged
17 in commercial activity that is related to research conducted by an employee or officer
18 of the University of Wisconsin–Madison or to a product of such research.

19 (b) Subsection (1) does not apply to a contract between a research company and
20 the University of Wisconsin–Madison for purchase of goods or services, including
21 research, if all of the following apply:

22 1. The contract is approved by a University of Wisconsin–Madison employee
23 or officer responsible for evaluating and managing potential conflicts of interest.

24 2. Either of the following apply:

1 a. The contract together with all other contracts between the same parties
2 require less than \$250,000 in payments over a 24-month period.

3 b. The University of Wisconsin-Madison submits the contract to the Board of
4 Trustees of the University of Wisconsin-Madison and, within 45 days, the Board of
5 Trustees determines that the contract benefits the state and any conflicts of interest
6 are appropriately managed by the University of Wisconsin-Madison.

7 (c) Paragraphs (a) and (b) apply regardless of the date on which a contract was
8 entered into.

9 ***-0829/P6.84* SECTION 3583.** 950.04 (1v) (f) of the statutes is amended to read:
10 950.04 (1v) (f) To have the ~~earned release review~~ parole commission make a
11 reasonable attempt to notify the victim of applications for parole ~~or release to~~
12 ~~extended supervision~~, as provided under s. 304.06 (1).

13 ***-0829/P6.85* SECTION 3584.** 950.04 (1v) (g) of the statutes is amended to
14 read:

15 950.04 (1v) (g) To have reasonable attempts made to notify the victim of
16 hearings or court proceedings, as provided under ss. 302.113 (9g) (g) 2., 302.114 (6),
17 938.27 (4m) and (6), 938.273 (2), 971.095 (3) and 972.14 (3) (b).

18 ***-0829/P6.86* SECTION 3585.** 950.04 (1v) (gm) of the statutes is amended to
19 read:

20 950.04 (1v) (gm) To have reasonable attempts made to notify the victim of an
21 ~~offender who submits a petition~~ petitions for sentence adjustment as provided under
22 s. 973.195 (1r) (d), ~~an offender who applies for release to extended supervision under~~
23 ~~s. 302.113 (2) (b), 302.1135, or 304.06 (1), or an offender who applies for a reduction~~
24 ~~under s. 973.01 (4m) or 973.198.~~

1 ***-0829/P6.87* SECTION 3586.** 950.04 (1v) (nt) of the statutes is amended to
2 read:

3 950.04 (1v) (nt) To attend a hearing on a petition for modification of a
4 bifurcated sentence and provide a statement concerning modification of the
5 bifurcated sentence, as provided under s. ~~302.1135 (4)~~ 302.113 (9g) (d).

6 ***-1356/2.33* SECTION 3587.** 951.01 (3f) of the statutes is amended to read:

7 951.01 (3f) "Fire department" includes a volunteer fire department and a
8 department under s. 60.553, 61.66, or 62.13 (2e).

9 ***-1465/P4.1284* *-0805/P2.55* SECTION 3588.** 961.01 (20g) of the statutes is
10 amended to read:

11 961.01 (20g) "Public housing project" means any housing project or
12 development administered by a housing authority, as defined in s. ~~560.9801~~ 234.5601
13 (2).

14 ***-1465/P4.1285* *-0808/2.502* SECTION 3589.** 961.36 (1m) of the statutes is
15 amended to read:

16 961.36 (1m) At the request of the department of ~~regulation and licensing safety~~
17 and professional services or a board, examining board or affiliated credentialing
18 board in the department of ~~regulation and licensing safety and professional services~~,
19 the controlled substances board shall provide advice and assistance in matters
20 related to the controlled substances law to the department or to the board, examining
21 board or affiliated credentialing board in the department making the request for
22 advice or assistance.

23 ***-0829/P6.88* SECTION 3590.** 973.01 (3d) of the statutes is repealed.

24 ***-0829/P6.89* SECTION 3591.** 973.01 (4) of the statutes is amended to read:

SECTION 3591

1 973.01 (4) ~~EXTENSION NO GOOD TIME: EXTENSION~~ OR REDUCTION OF TERM OF
2 IMPRISONMENT. A person sentenced to a bifurcated sentence under sub. (1) shall serve
3 the term of confinement in prison portion of the sentence without reduction for good
4 behavior. The term of confinement in prison portion is subject to extension under s.
5 302.113 (3) and, if applicable, to reduction under s. 302.045 (3m), 302.05 (3) (c) 2. a.,
6 302.113 (9g), or 973.195 (1r), or adjustment under s. 302.113 (2) (b), 302.1135 (6) (a),
7 ~~or 304.06 (1) or 973.198.~~

8 *~~-0829/P6.90~~* SECTION 3592. 973.01 (4m) of the statutes is repealed.

9 *~~-0829/P6.91~~* SECTION 3593. 973.01 (7) of the statutes is amended to read:
10 973.01 (7) ~~DISCHARGE NO DISCHARGE.~~ The department of corrections shall may
11 not discharge a person who is serving a bifurcated sentence from custody, control and
12 supervision ~~when~~ until the person has served the entire bifurcated sentence, ~~as~~
13 ~~modified under sub. (4m) or s. 302.113 (2) (b) or (9h), 302.1135, or 304.06 (1), if~~
14 applicable.

15 *~~-0829/P6.92~~* SECTION 3594. 973.031 of the statutes is repealed.

16 *~~-0097/P3.1~~* SECTION 3595. 973.045 (1r) (a) (intro.) of the statutes is amended
17 to read:

18 973.045 (1r) (a) (intro.) The clerk shall record any crime victim and witness
19 surcharge imposed under sub. (1) in 2 parts as follows:

20 *~~-0097/P3.2~~* SECTION 3596. 973.045 (1r) (a) 2. of the statutes is amended to
21 read:

22 973.045 (1r) (a) 2. Part B equals ~~\$27~~ \$20 for each misdemeanor offense or count
23 and ~~\$27~~ \$20 for each felony offense or count.

24 *~~-0097/P3.3~~* SECTION 3597. 973.045 (1r) (a) 3. of the statutes is created to
25 read:

1 973.045 (1r) (a) 3. Part C equals \$7 for each misdemeanor offense or count and
2 \$7 for each felony offense or count.

3 ***-0097/P3.4* SECTION 3598.** 973.045 (2m) of the statutes, as affected by 2009
4 Wisconsin Act 28, section 3391c, is amended to read:

5 973.045 (2m) (a) The secretary of administration shall credit to the
6 appropriation account under s. 20.455 (5) (gc) ~~the first \$20 of~~ part B of the crime
7 victim and witness surcharge.

8 (b) The secretary of administration shall credit to the appropriation account
9 under s. 20.455 (5) (g) part A ~~of the crime victim and witness surcharge and any part~~
10 of part B ~~C~~ of the crime victim and witness surcharge ~~that remains after the secretary~~
11 of administration complies with par. (a).

12 ***-0097/P3.5* SECTION 3599.** 973.045 (3) (c) of the statutes is created to read:

13 973.045 (3) (c) The person paying the crime victim and witness surcharge shall
14 pay all of the moneys due under part A and part B before he or she pays any of the
15 moneys due under part C.

16 ***-0097/P3.6* SECTION 3600.** 973.05 (2m) (dg) of the statutes is created to read:

17 973.05 (2m) (dg) To payment of part C of the crime victim and witness
18 assistance surcharge until paid in full.

19 ***-0829/P6.93* SECTION 3601.** 973.09 (3) (d) of the statutes is repealed.

20 ***-0829/P6.94* SECTION 3602.** 973.195 (1r) (a) of the statutes is amended to
21 read:

22 973.195 (1r) (a) ~~An~~ Except as provided in s. 973.198, an inmate who is serving
23 a sentence imposed under s. 973.01 ~~before October 1, 2009,~~ for a crime other than a
24 Class B felony may petition the sentencing court to adjust the sentence if the inmate
25 has served at least the applicable percentage of the term of confinement in prison

1 portion of the sentence. If an inmate is subject to more than one sentence imposed
2 under this section, the sentences shall be treated individually for purposes of
3 sentence adjustment under this subsection.

4 ***-0829/P6.95* SECTION 3603.** 973.195 (1r) (j) of the statutes is repealed.

5 ***-0829/P6.96* SECTION 3604.** 973.198 of the statutes is created to read:

6 **973.198 Sentence adjustment; positive adjustment time.** (1) Subject to
7 sub. (2), an inmate who is serving a sentence imposed under s. 973.01 on or after
8 October 1, 2009, but before the effective date of this subsection [LRB inserts date],
9 and who has earned positive adjustment time under s. 302.113, 2009 stats., or under
10 s. 304.06, 2009 stats., may petition the sentencing court to adjust the sentence under
11 this section.

12 (2) When the department of corrections determines that an inmate has served
13 the confinement portion of his or her sentence less positive adjustment time earned
14 between October 1, 2009, and the effective date of this subsection [LRB inserts
15 date], the inmate may petition the sentencing court to adjust his or her sentence
16 based on the number of days of positive adjustment time the inmate claims that he
17 or she has earned.

18 (3) Within 60 days of receipt of a petition filed under sub. (2), the sentencing
19 court shall either deny the petition or hold a hearing and issue an order relating to
20 the inmate's sentence adjustment and release to extended supervision.

21 (4) At the hearing under sub. (3), the court may consider the inmate's conduct
22 in prison, his or her level of risk of reoffending, based on a verified, objective
23 instrument, and the nature of the offense committed by the inmate.

24 (5) If the court determines that the inmate has earned positive adjustment
25 time, the court may reduce the term of confinement in prison by the amount of time

1 remaining in the term of confinement in prison portion of the sentence, less up to 30
2 days, and shall lengthen the term of extended supervision so that the total length of
3 the bifurcated sentence originally imposed does not change.

4 (6) An inmate who submits a petition under this section may not apply for
5 adjustment of the same sentence under s. 973.195.

6 ***-0829/P6.97* SECTION 3605.** 974.07 (4) (b) of the statutes is amended to read:

7 974.07 (4) (b) Notwithstanding the limitation on the disclosure of mailing
8 addresses from completed information cards submitted by victims under ss. 51.37
9 (10) (dx), 301.046 (4) (d), 301.048 (4m) (d), 301.38 (4), 302.105 (4), 304.06 (1) (f),
10 304.063 (4), 938.51 (2), 971.17 (6m) (d), and 980.11 (4), the department of corrections,
11 the ~~earned release review~~ parole commission, and the department of health services
12 shall, upon request, assist clerks of court in obtaining information regarding the
13 mailing address of victims for the purpose of sending copies of motions and notices
14 of hearings under par. (a).

15 ***-0829/P6.98* SECTION 3606.** 976.03 (23) (c) of the statutes is amended to
16 read:

17 976.03 (23) (c) The application shall be verified by affidavit, shall be executed
18 in duplicate and shall be accompanied by 2 certified copies of the indictment
19 returned, or information and affidavit filed, or of the complaint made to a judge,
20 stating the offense with which the accused is charged, or of the judgment of
21 conviction or of the sentence. The prosecuting officer, ~~earned release review~~ parole
22 commission, warden or sheriff may also attach such further affidavits and other
23 documents in duplicate as he, she or it deems proper to be submitted with the
24 application. One copy of the application, with the action of the governor indicated
25 by endorsement thereon, and one of the certified copies of the indictment, complaint,

1 information and affidavits, or of the judgment of conviction or of the sentence shall
2 be filed in the office of the governor to remain of record in that office. The other copies
3 of all papers shall be forwarded with the governor's requisition.

4 ***-1195/2.139* SECTION 3607.** 977.01 (2) of the statutes is amended to read:

5 977.01 (2) "Public assistance" means relief provided by counties under s. 59.53
6 (21), Wisconsin ~~works~~ Works under ss. 49.141 to 49.161, medical assistance under
7 subch. IV of ch. 49, low-income energy assistance under s. 16.27, weatherization
8 assistance under s. 16.26, and the ~~food stamp~~ supplemental nutrition assistance
9 program under 7 USC 2011 to ~~2029~~ 2036.

10 ***-0829/P6.99* SECTION 3608.** 977.05 (4) (jm) of the statutes is amended to
11 read:

12 977.05 (4) (jm) At the request of an inmate determined by the state public
13 defender to be indigent or upon referral of ~~the department of corrections~~ a court
14 under s. ~~302.1135 (10)~~ 302.113 (9g) (j), represent the inmate in proceedings for
15 modification of a bifurcated sentence under s. ~~302.1135 before the earned release~~
16 ~~review commission~~ 302.113 (9g) before a program review committee and the
17 sentencing court, if the state public defender determines the case should be pursued.

18 ***-1465/P4.1286* *-0808/2.503* SECTION 3609.** 978.05 (6) (b) of the statutes
19 is amended to read:

20 978.05 (6) (b) Enforce the provisions of all general orders of the department of
21 ~~commerce~~ safety and professional services relating to the sale, transportation and
22 storage of explosives.

23 ***-1356/2.34* SECTION 3610.** 990.01 (7g) of the statutes is amended to read:

24 990.01 (7g) FIRE CHIEF. "Fire chief" or "chief of a fire department" includes the
25 chief of a department under s. 60.553, 61.66, or 62.13 (2e).

1 ***-1356/2.35* SECTION 3611.** 990.01 (7m) of the statutes is amended to read:
2 990.01 (7m) FIRE DEPARTMENT. "Fire department" includes a department under
3 s. 60.553, 61.66, or 62.13 (2e).

4 ***-1356/2.36* SECTION 3612.** 990.01 (7r) of the statutes is amended to read:
5 990.01 (7r) FIRE FIGHTER. "Fire fighter" includes a person serving under s.
6 60.553, 61.66, or 62.13 (2e).

7 ***-1356/2.37* SECTION 3613.** 990.01 (28g) of the statutes is amended to read:
8 990.01 (28g) POLICE CHIEF. "Police chief" or "chief of a police department"
9 includes the chief of a department under s. 60.553, 61.66, or 62.13 (2e).

10 ***-1356/2.38* SECTION 3614.** 990.01 (28m) of the statutes is amended to read:
11 990.01 (28m) POLICE DEPARTMENT. "Police department" includes a department
12 under s. 60.553, 61.66, or 62.13 (2e).

13 ***-1356/2.39* SECTION 3615.** 990.01 (28r) of the statutes is amended to read:
14 990.01 (28r) POLICE OFFICER. "Police officer" includes a person serving under
15 s. 60.553, 61.66, or 62.13 (2e).

16 ***-1146/1.28* SECTION 3616.** 2009 Wisconsin Act 333, section 20 (2) is amended
17 to read:

18 [2009 Wisconsin Act 333] Section 20 (2) PUBLISH NOTICE IN THE WISCONSIN
19 ADMINISTRATIVE REGISTER THAT FUNDING IS NOT AVAILABLE. If, after making the
20 determination under subsection (1m), the department of children and families
21 determines that federal moneys from the Temporary Assistance for Needy Families
22 Emergency Fund under the American Recovery and Reinvestment Act of 2009 are
23 no longer available to support an expansion of trial jobs under section 49.147 (3) of
24 the statutes, as affected by this act, ~~and the project under section 49.162 of the~~
25 ~~statutes, as affected by this act,~~ the department shall publish a notice in the

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1 Wisconsin Administrative Register that states the date on which the federal moneys
2 may no longer be obtained.

3 ***-1146/1.29* SECTION 3617.** 2009 Wisconsin Act 333, section 20 (5) is amended
4 to read:

5 [2009 Wisconsin Act 333] Section 20 (5) ADDITIONAL FUNDING FOR PROGRAMS. If
6 any other federal funding becomes available for the ~~programs~~ program under
7 ~~sections section~~ section 49.147 (3) ~~and 49.162~~ of the statutes, as affected by this act, the
8 department of children and families shall take any actions that may be necessary to
9 obtain the funding and use it for ~~those programs~~ that program.

10 ***-1146/1.30* SECTION 3618.** 2009 Wisconsin Act 333, section 22 (2) is amended
11 to read:

12 [2009 Wisconsin Act 333] Section 22 (2) The repeal of ~~sections section~~ section 49.147 (3)
13 (cm) ~~and (dm)~~ and 49.162 (3) ~~(am) and (d)~~ of the statutes and the amendment of
14 ~~sections section~~ section 49.147 (3) (a) (by SECTION 4) ~~and 49.162 (3) (a) (by SECTION 10)~~ of the
15 statutes take effect on the date stated in the notice published by the department of
16 children and families under SECTION 20 (2) of this act.

17 ***-0179/P1.9101* SECTION 9101. Nonstatutory provisions;**
18 **Administration.**

19 ***-0912/2.9101*** (1) YOUTH DIVERSION GRANT REDUCTIONS.
20 (a) Notwithstanding the amount specified under section 16.964 (8) (a) of the
21 statutes, the office of justice assistance in the department of administration shall
22 reduce the amount of money allocated under section 16.964 (8) (a) of the statutes by
23 \$85,900 in each of fiscal years 2011-12 and 2012-13.

24 (b) Notwithstanding the amount specified under section 16.964 (8) (b) of the
25 statutes, the office of justice assistance in the department of administration shall

\$18,400

1 reduce the amount of money distributed under section 16.964 (8) (b) of the statutes
2 by ~~\$46,600~~ in each of fiscal years 2011-12 and 2012-13.

3 (c) Notwithstanding the amounts specified under section 16.964 (8) (c) of the
4 statutes, the office of justice assistance in the department of administration shall
5 reduce the amount of money allocated for each of the 4 contracts that are funded with
6 moneys from the appropriation accounts under section 20.505 (6) (d) and (kj) of the
7 statutes by \$25,650 in each of fiscal years 2011-12 and 2012-13 and shall reduce the
8 amount of money allocated for the contract that is funded only with moneys from the
9 appropriation account under section 20.505 (6) (kj) of the statutes by \$18,100 in each
10 of fiscal years 2011-12 and 2012-13.

11 ***-1192/P2.9101*** (2) LITERACY INITIATIVE; GOVERNOR'S TASK FORCE. A task force
12 created by the governor by executive order and charged with developing detailed
13 recommendations for a program to assess and improve literacy in elementary school
14 children may request the department of administration to release funding from the
15 department's appropriation account under section 20.505 (4) (c) of the statutes, as
16 created by this act, for use by the department to implement the recommendations of
17 the task force after the governor has approved the detailed recommendations
18 proposed by the task force.

19 ***-1231/2.9101*** (3) ELIMINATION OF OFFICE OF THE WISCONSIN COVENANT
20 SCHOLARS PROGRAM.

21 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
22 liabilities of the office of the Wisconsin Covenant Scholars Program shall become the
23 assets and liabilities of the higher educational aids board.

1 (b) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the office of the Wisconsin Covenant
3 Scholars Program is transferred to the higher educational aids board.

4 (c) *Contracts.* All contracts entered into by the office of the Wisconsin Covenant
5 Scholars Program in effect on the effective date of this paragraph remain in effect
6 and are transferred to the higher educational aids board. The higher educational
7 aids board shall carry out any obligations under such a contract until the contract
8 is modified or rescinded by the higher educational aids board to the extent allowed
9 under the contract.

10 (d) *Rules and orders.* All rules promulgated by the office of the Wisconsin
11 Covenant Scholars Program that are in effect on the effective date of this paragraph
12 remain in effect until their specified expiration dates or until amended or repealed
13 by the higher educational aids board. All orders issued by the office of the Wisconsin
14 Covenant Scholars Program that are in effect on the effective date of this paragraph
15 remain in effect until their specified expiration dates or until modified or rescinded
16 by the higher educational aids board.

17 (e) *Pending matters.* Any matter pending with the office of the Wisconsin
18 Covenant Scholars Program on the effective date of this paragraph is transferred to
19 the higher educational aids board and all materials submitted to or actions taken by
20 the office of the Wisconsin Covenant Scholars Program with respect to the pending
21 matter are considered as having been submitted to or taken by the higher
22 educational aids board.

23 ***-1304/1.9101*** (4) ELIMINATION OF CERTAIN VACANT POSITIONS IN THE EXECUTIVE
24 BRANCH OF STATE GOVERNMENT.

1 (a) In this subsection, "state agency" means any office, department, or
2 independent agency in the executive branch of state government.

3 (b) Notwithstanding section 16.505 (1), during the 2011-13 fiscal biennium,
4 the secretary of administration may abolish any full-time equivalent position at any
5 state agency if the position is vacant and if the secretary of administration
6 determines that filling the position is not required for the state agency to carry out
7 its duties and exercise its powers.

8 ***-0179/P1.9102* SECTION 9102. Nonstatutory provisions; Aging and**
9 **Long-Term Care Board.**

10 ***-0179/P1.9103* SECTION 9103. Nonstatutory provisions; Agriculture,**
11 **Trade and Consumer Protection.**

12 ***-0179/P1.9104* SECTION 9104. Nonstatutory provisions; Arts Board.**

13 ***-1097/3.9104*** (1) ELIMINATION OF PERCENT FOR ART PROGRAM.
14 Notwithstanding the repeal of section 44.57 (4) and (5) (a) and (b) of the statutes by
15 this act, any contract entered into by the arts board under section 44.57 (4), 2009
16 stats., for the procurement of a work of art that is in effect on the day before the
17 effective date of this subsection remains in effect. The arts board shall carry out any
18 obligation under the contract, unless the contract is modified or rescinded as
19 permitted under the contract, and shall ensure that the work of art procured under
20 the contract is properly executed and installed as required under section 44.57 (5)
21 (a) and (b), 2009 stats.

22 (2) PLACEMENT OF ARTS BOARD IN DEPARTMENT OF TOURISM.

23 (a) *Employee transfers.* All incumbent employees holding positions in the arts
24 board are transferred on the effective of this paragraph to the department of tourism.

1 (b) *Employee status.* Employees transferred under paragraph (a) have all the
2 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
3 statutes in the department of tourism that they enjoyed in the arts board
4 immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes,
5 no employee so transferred who has attained permanent status in class is required
6 to serve a probationary period.

7 ***-0179/P1.9105* SECTION 9105. Nonstatutory provisions; Board for**
8 **People with Developmental Disabilities.**

9 ***-0179/P1.9106* SECTION 9106. Nonstatutory provisions; Building**
10 **Commission.**

11 ***-0179/P1.9107* SECTION 9107. Nonstatutory provisions; Child Abuse**
12 **and Neglect Prevention Board.**

13 **SECTION 9108. Nonstatutory provisions; Children and Families.**

14 ***-0153/P1.9108* (1) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC**
15 **SUPPORT.**

16 (a) *Positions and employees.* On the effective date of this paragraph, 3 positions
17 and the incumbent employee or employees, if any, holding those positions in the
18 department of children and families performing duties that are primarily related to
19 automation security for the Client Assistance for Reemployment and Economic
20 Support system, as determined by the secretary of administration, are transferred
21 to the department of health services.

22 (b) *Employee status.* Any employee transferred under paragraph (a) has all the
23 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
24 statutes in the department of health services that he or she enjoyed in the
25 department of children and families immediately before the transfer.

1 Notwithstanding section 230.28 (4) of the statutes, no employee so transferred who
2 has attained permanent status in class is required to serve a probationary period.

3 ***-0179/P1.9108* SECTION 9108. Nonstatutory provisions; Children and**
4 **Families.**

5 ***-0179/P1.9109* SECTION 9109. Nonstatutory provisions; Circuit**
6 **Courts.**

7 ***-0179/P1.9110* SECTION 9110. Nonstatutory provisions; Commerce.**

8 ***-1465/P4.9110* *-0805/P2.9110*** (1) HOUSING ASSISTANCE TRANSFER.

9 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
10 liabilities of the department of commerce primarily related to the functions of the
11 department under subchapter X of chapter 560, 2009 stats., as determined by the
12 secretary of administration, shall become the assets and liabilities of the Wisconsin
13 Housing and Economic Development Authority.

14 (b) *Tangible personal property.* On the effective date of this paragraph, all
15 tangible personal property, including records, of the department of commerce that
16 is primarily related to the functions of the department under subchapter X of chapter
17 560, 2009 stats., as determined by the secretary of administration, is transferred to
18 the Wisconsin Housing and Economic Development Authority.

19 (c) *Contracts.* All contracts entered into by the department of commerce in
20 effect on the effective date of this paragraph that are primarily related to the
21 functions of the department under subchapter X of chapter 560, 2009 stats., as
22 determined by the secretary of administration, remain in effect and are transferred
23 to the Wisconsin Housing and Economic Development Authority. The Wisconsin
24 Housing and Economic Development Authority shall carry out any obligations under

1 such a contract until the contract is modified or rescinded by the Wisconsin Housing
2 and Economic Development Authority to the extent allowed under the contract.

3 ***-0808/2.9110*** (2) TRANSFER OF BUSINESS ASSISTANCE PROGRAMS.

4 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
5 liabilities of the department of commerce primarily related to disabled
6 veteran-owned business certifications, woman-owned business certifications,
7 minority business certifications, women's business initiative corporation grants,
8 small business innovation research assistance grants, or diesel truck idling
9 reduction grants, as determined by the secretary of administration, shall become the
10 assets and liabilities of the department of safety and professional services.

11 (b) *Employee transfers.* All positions and all incumbent employees holding
12 those positions in the department of commerce performing duties primarily related
13 to disabled veteran-owned business certifications, woman-owned business
14 certifications, minority business certifications, women's business initiative
15 corporation grants, small business innovation research assistance grants, or diesel
16 truck idling reduction grants, as determined by the secretary of administration, are
17 transferred on the effective date of this paragraph to the department of safety and
18 professional services.

19 (c) *Employee status.* Employees transferred under paragraph (b) have all the
20 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
21 statutes in the department of safety and professional services that they enjoyed in
22 the department of commerce immediately before the transfer. Notwithstanding
23 section 230.28 (4) of the statutes, no employee so transferred who has attained
24 permanent status in class is required to serve a probationary period.

1 (d) *Tangible personal property.* On the effective date of this paragraph, all
2 tangible personal property, including records, of the department of commerce that
3 is primarily related to disabled veteran-owned business certifications,
4 woman-owned business certifications, minority business certifications, women's
5 business initiative corporation grants, small business innovation research
6 assistance grants, or diesel truck idling reduction grants, as determined by the
7 secretary of administration, is transferred to the department of safety and
8 professional services.

9 (e) *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 disabled
11 veteran-owned business certifications, woman-owned business certifications,
12 minority business certifications, women's business initiative corporation grants,
13 small business innovation research assistance grants, or diesel truck idling
14 reduction grants, as determined by the secretary of administration, remain in effect
15 and are transferred to the department of safety and professional services. The
16 department of safety and professional services shall carry out any obligations under
17 such a contract until the contract is modified or rescinded by the department of safety
18 and professional services to the extent allowed under the contract.

19 (f) *Rules and orders.* All rules promulgated by the department of commerce
20 that relate to disabled veteran-owned business certifications, woman-owned
21 business certifications, minority business certifications, women's business initiative
22 corporation grants, small business innovation research assistance grants, or diesel
23 truck idling reduction grants, that are in effect on the effective date of this
24 subsection, remain in effect until their specified expiration dates or until amended
25 or repealed by the department of safety and professional services. All orders issued

1 by the department of commerce relating to such business certifications or grants that
2 are in effect on the effective date of this subsection remain in effect until their
3 specified expiration dates or until modified or rescinded by the department of safety
4 and professional services.

5 (g) *Pending matters.* Any matter pending with the department of commerce
6 on the effective date of this paragraph that is primarily related to disabled
7 veteran-owned business certifications, woman-owned business certifications,
8 minority business certifications, women's business initiative corporation grants,
9 small business innovation research assistance grants, or diesel truck idling
10 reduction grants, as determined by the secretary of administration, is transferred to
11 the department of safety and professional services and all materials submitted to or
12 actions taken by the department of commerce with respect to the pending matters
13 are considered as having been submitted to or taken by the department of safety and
14 professional services.

15 (3) TRANSFER OF THE DIVISIONS OF SAFETY AND BUILDINGS AND ENVIRONMENTAL AND
16 REGULATORY SERVICES.

17 (a) *Assets and liabilities.* On the effective date of this paragraph, the assets and
18 liabilities of the department of commerce primarily related to the functions of the
19 division of safety and buildings and the division of environmental and regulatory
20 services, as determined by the secretary of administration, shall become the assets
21 and liabilities of the department of safety and professional services.

22 (b) *Employee transfers.* All positions and all incumbent employees holding
23 those positions in the department of commerce performing duties primarily related
24 to the functions of the division of safety and buildings and the division of
25 environmental and regulatory services, as determined by the secretary of

1 administration, are transferred on the effective date of this paragraph to the
2 department of safety and professional services.

3 (c) *Employee status.* Employees transferred under paragraph (b) have all the
4 rights and the same status under subchapter V of chapter 111 and chapter 230 of the
5 statutes in the department of safety and professional services that they enjoyed in
6 the department of commerce immediately before the transfer. Notwithstanding
7 section 230.28 (4) of the statutes, no employee so transferred who has attained
8 permanent status in class is required to serve a probationary period.

9 (d) *Tangible personal property.* On the effective date of this paragraph, all
10 tangible personal property, including records, of the department of commerce that
11 is primarily related to the functions of the division of safety and buildings and the
12 division of environmental and regulatory services, as determined by the secretary of
13 administration, is transferred to the department of safety and professional services.

14 (e) *Contracts.* All contracts entered into by the department of commerce in
15 effect on the effective date of this paragraph that are primarily related to the
16 functions of the division of safety and buildings and the division of environmental
17 and regulatory services, as determined by the secretary of administration, remain
18 in effect and are transferred to the department of safety and professional services.
19 The department of safety and professional services shall carry out any obligations
20 under such a contract until the contract is modified or rescinded by the department
21 of safety and professional services to the extent allowed under the contract.

22 (f) *Rules and orders.* All rules promulgated by the department of commerce
23 that are in effect on the effective date of this paragraph and that are primarily related
24 to the functions of the division of safety and buildings and the division of
25 environmental and regulatory services, as determined by the secretary of

1 administration, remain in effect until their specified expiration dates or until
2 amended or repealed by the department of safety and professional services. All
3 orders issued by the department of commerce that are in effect on the effective date
4 of this paragraph and that are primarily related to the functions of the division of
5 safety and buildings and the division of environmental and regulatory services, as
6 determined by the secretary of administration, remain in effect until their specified
7 expiration dates or until modified or rescinded by the department of safety and
8 professional services.

9 (g) *Pending matters.* Any matter pending with the department of commerce
10 on the effective date of this paragraph that is primarily related to the functions of the
11 division of safety and buildings and the division of environmental and regulatory
12 services, as determined by the secretary of administration, is transferred to the
13 department of safety and professional services and all materials submitted to or
14 actions taken by the department of commerce with respect to the pending matters
15 are considered as having been submitted to or taken by the department of safety and
16 professional services.

17 (4) TRANSFER OF CERTAIN ADMINISTRATIVE POSITIONS FROM THE DEPARTMENT OF
18 COMMERCE.

19 (a) The positions, and the incumbent employees holding those positions, in the
20 division of administrative services in the department of commerce that the secretary
21 of administration determines shall be transferred to the department of safety and
22 professional services, are transferred on the effective date of this paragraph.

23 (b) Employees transferred under paragraph (a) have all the rights and the
24 same status under subchapter V of chapter 111 and chapter 230 of the statutes in the
25 department of safety and professional services that they enjoyed in the department

1 of commerce immediately before the transfer. Notwithstanding section 230.28 (4) of
2 the statutes, no employee so transferred who has attained permanent status in class
3 is required to serve a probationary period.

4 (5) REALLOCATION OF FUNDING WITHIN THE DEPARTMENT OF SAFETY AND
5 PROFESSIONAL SERVICES.

6 (a) In this subsection:

7 1. "Schedule" means the schedule under section 20.005 of the statutes, as
8 affected by this act.

9 2. "Secretary" means the secretary of administration.

10 (b) Before July 1, 2013, the secretary may transfer moneys from any
11 appropriation under section 20.165 of the statutes, as affected by this act, to any
12 other appropriation under section 20.165 of the statutes, as affected by this act, and
13 may increase or decrease the amounts shown in the schedule for any appropriation
14 under section 20.165 of the statutes, as affected by this act, if necessary to reallocate
15 funding in accordance with the transfer of functions or personnel from the
16 department of commerce to the department of safety and professional services,
17 except that the secretary may not adjust the amounts shown in the schedule in a
18 manner so that the total amounts appropriated under the adjusted appropriations
19 exceed the total amounts shown in the schedule for those appropriations on the
20 effective date of this act. The secretary shall submit a report to the joint committee
21 on finance before July 1, 2013, that identifies the actions taken by the secretary
22 under this subsection.

23 ***-1059/P3.9110*** (6) ECONOMIC DEVELOPMENT TRANSFER.

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

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1 department under subchapters I, II, III, IV, V, VI, VIII, and IX of chapter 560, 2009
2 stats., as determined by the secretary of administration, shall become the assets and
3 liabilities of the Wisconsin Economic Development Corporation.

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 subchapters I, II, III,
7 IV, V, VI, VIII, and IX of chapter 560, 2009 stats., except the tangible personal
8 property, including records, transferred to the department of agriculture, trade and
9 consumer protection under subsection (7) (a) and except the tangible personal
10 property, including records, transferred to the department of administration under
11 subsection (8) (b), as determined by the secretary of administration, is transferred
12 to the Wisconsin Economic Development Corporation.

13 (c) *Contracts.* All contracts entered into by the department of commerce in
14 effect on the effective date of this paragraph that are primarily related to the
15 functions of the department under subchapters I, II, III, IV, V, VI, VIII, and IX of
16 chapter 560, 2009 stats., as determined by the secretary of administration, remain
17 in effect and are transferred to the Wisconsin Economic Development Corporation.
18 The Wisconsin Economic Development Corporation shall carry out any obligations
19 under such a contract until the contract is modified or rescinded by the Wisconsin
20 Economic Development Corporation to the extent allowed under the contract.

21 (7) DAIRY MANUFACTURING FACILITY INVESTMENT CREDIT; TRANSFER.

22 (a) *Tangible personal property.* On the effective date of this paragraph, all
23 tangible personal property, including records, of the department of commerce that
24 is primarily related to the functions of the department of commerce with respect to

1 section 560.207, 2009 stats., as determined by the secretary of administration, is
2 transferred to the department of agriculture, trade and consumer protection.

3 (b) *Rules.* All rules promulgated by the department of commerce under section
4 560.207 (4), 2009 stats., that are in effect on the effective date of this paragraph
5 remain in effect until their specified expiration date or until amended or repealed by
6 the department of agriculture, trade and consumer protection.

7 (8) RURAL HOSPITAL LOAN GUARANTEE; TRANSFER.

8 (a) *Tangible personal property.* On the effective date of this paragraph, all
9 tangible personal property, including records, of the department of commerce that
10 is primarily related to the functions of the department of commerce with respect to
11 section 231.35, 2009 stats., as determined by the secretary of administration, is
12 transferred to the department of administration.

13 (b) *Rules.* All rules promulgated by the department of commerce under section
14 231.35 (7), 2009 stats., that are in effect on the effective date of this paragraph
15 remain in effect until their specified expiration date or until amended or repealed by
16 the department of administration.

17 ***-0179/P1.9111* SECTION 9111. Nonstatutory provisions; Corrections.**

18 ***-0179/P1.9112* SECTION 9112. Nonstatutory provisions; Court of**
19 **Appeals.**

20 ***-0179/P1.9113* SECTION 9113. Nonstatutory provisions; District**
21 **Attorneys.**

22 ***-0830/P6.9113*** (1) ASSISTANT DISTRICT ATTORNEY SALARIES. The offices of the
23 district attorneys shall work with the office of state employment relations to allocate
24 the moneys appropriated under section 20.475 (1) (kg) of the statutes, as created by
25 this act.

1 ***-0179/P1.9114* SECTION 9114. Nonstatutory provisions; Educational**
2 **Communications Board.**

3 ***-0179/P1.9115* SECTION 9115. Nonstatutory provisions; Employee**
4 **Trust Funds.**

5 ***-0179/P1.9116* SECTION 9116. Nonstatutory provisions; Employment**
6 **Relations Commission.**

7 ***-0179/P1.9117* SECTION 9117. Nonstatutory provisions; Financial**
8 **Institutions.**

9 ***-0179/P1.9118* SECTION 9118. Nonstatutory provisions; Government**
10 **Accountability Board.**

11 ***-0179/P1.9119* SECTION 9119. Nonstatutory provisions; Governor.**

12 ***-0179/P1.9120* SECTION 9120. Nonstatutory provisions; Health and**
13 **Educational Facilities Authority.**

14 ***-0179/P1.9121* SECTION 9121. Nonstatutory provisions; Health**
15 **Services.**

16 ***-0582/P3.9121* (1) FAMILY CARE ENROLLMENT.** Notwithstanding section
17 46.286 (3) (a) of the statutes, in a county where the family care benefit, as described
18 in section 46.286 of the statutes, is available on June 20, 2011, or the effective date
19 of this subsection, whichever is later, the department of health services may not
20 enroll more persons in care management organizations, as defined in section 46.2805
21 (1) of the statutes, to receive the family care benefit than the number of persons
22 receiving the family care benefit in that county on June 20, 2011, or the effective date
23 of this subsection, whichever is later. This subsection does not apply after June 30,
24 2013.

25 (2) FAMILY CARE PARTNERSHIP ENROLLMENT.

1 (a) *Definition.* In this subsection, “family care partnership program” means an
2 integrated health and long-term care program operated under an amendment to the
3 state medical assistance plan, as authorized in 42 USC 1396n (i).

4 (b) *Enrollment.* In a county where the family care partnership program is
5 available on June 20, 2011, or the effective date of this paragraph, whichever is later,
6 the department of health services may not enroll more persons in the family care
7 partnership program than the number of persons participating in the family care
8 partnership program in that county on June 20, 2011, or the effective date of this
9 paragraph, whichever is later. This paragraph does not apply after June 30, 2013.

10 (3) PROGRAM FOR ALL-INCLUSIVE CARE FOR THE ELDERLY ENROLLMENT. In a county
11 that administers the program for all-inclusive care for the elderly under 42 USC
12 1396u-4 on June 20, 2011, or the effective date of this subsection, whichever is later,
13 the department of health services may not enroll more persons in the program for
14 all-inclusive care for the elderly than the number of persons enrolled in that county
15 on June 20, 2011, or the effective date of this subsection, whichever is later. This
16 subsection does not apply after June 30, 2013.

17 (4) SELF-DIRECTED SERVICES OPTION TO RECEIVE LONG-TERM CARE SERVICES
18 ENROLLMENT.

19 (a) *Definition.* In this subsection, the “self-directed services option” means the
20 program operated under a waiver from the secretary of the federal department of
21 health and human services under 42 USC 1396n (c) that allows participants to
22 self-manage publicly funded long-term care services.

23 (b) *Enrollment.* In a county where the self-directed services option is available
24 on June 20, 2011, or the effective date of this paragraph, whichever is later, the
25 department of health services may not enroll more persons in the self-directed

1 services option than the number of persons participating in the self-directed services
2 option in that county on June 20, 2011, or the effective date of this paragraph,
3 whichever is later. This paragraph does not apply after June 30, 2013.

4 (5) EXPANSION OF FAMILY CARE. Beginning on July 1, 2011, and ending on June
5 30, 2013, the department of health services may not propose to contract with entities
6 to administer the family care benefit, as described in section 46.286 of the statutes,
7 in a county in which the family care benefit is not available on July 1, 2011, unless
8 the department of health services determines that administering the family care
9 benefit in such a county would be more cost-effective than the county's current
10 mechanism for delivering long-term care services.

11 ***-1019/5.9121*** (6) TRANSFER OF INCOME MAINTENANCE ADMINISTRATION TO
12 INCOME MAINTENANCE ADMINISTRATION UNIT.

13 (a) *Definitions.* In this subsection:

14 1. "County" means a county administering income maintenance programs, as
15 defined in section 49.78 (1) (b) of the statutes on the effective date of this subdivision.

16 2. "Department" means the department of health services.

17 3. "Income maintenance programs" has the meaning given in section 49.78 (1)
18 (b) of the statutes.

19 4. "Unit" has the meaning given in section 49.78 (1) (f) of the statutes, as created
20 by this act.

21 (b) *Transition Plan.* On the effective date of this paragraph, the department
22 shall begin to transition the administration of the income maintenance programs
23 from counties to the unit. The department shall develop a transition plan that
24 includes a deadline by which each county must transfer to the department all records

1 in the possession of the county that are related to the administration of income
2 maintenance programs.

3 (c) *Delegation of administrative functions to counties.* Notwithstanding section
4 49.78 of the statutes, as affected by this act, before May 1, 2012, the department may
5 delegate some or all of the administrative functions related to income maintenance
6 programs to counties, on a county by county basis. If the department delegates
7 administrative functions related to income maintenance programs to a county, the
8 county shall continue to perform the delegated administrative functions until the
9 department notifies the county that the unit is prepared to assume responsibility for
10 the administrative functions. The department and a county to which the department
11 delegates administrative functions related to income maintenance programs shall
12 enter into a contract relating to the county's administrative functions and
13 reimbursement for the reasonable costs of performing those administrative
14 functions. Reimbursements to counties that continue to administer income
15 maintenance programs shall be considered costs incurred by the unit to administer
16 income maintenance programs.

17 (7) ELIMINATION OF MILWAUKEE COUNTY ENROLLMENT SERVICES UNIT.

18 (a) *Date of transfer to unit.* The department of health services shall determine
19 when the income maintenance administration unit established under section 49.78
20 (1m) of the statutes, as created by this act, is prepared to take over income
21 maintenance administration responsibilities in Milwaukee County and shall notify
22 the legislative reference bureau of that date. The legislative reference bureau shall
23 publish a notice in the Wisconsin Administrative Register that specifies that date.

24 (b) *Unreimbursed expenditure.* In the calendar year in which the income
25 maintenance program administration unit takes over income maintenance program

1 administration responsibilities in Milwaukee County, Milwaukee County's
2 unreimbursed required minimum expenditure under section 49.825 (2) (d) 2. of the
3 statutes shall be prorated on the basis of the length of time the Milwaukee County
4 enrollment services unit administers the programs under section 49.825 (2) (a) 1. of
5 the statutes.

6 ***-1195/2.9121*** (8) FOOD STAMP PROGRAM TRANSFER TO DEPARTMENT OF CHILDREN
7 AND FAMILIES.

8 (a) *Employee transfers.* The classified positions, and incumbent employees
9 holding positions, in the department of health services relating primarily to the food
10 stamp program under section 49.79, 2009 stats., as determined by the secretary of
11 administration, are transferred to the department of children and families. Upon
12 determination of these employees, the secretary of administration may transfer
13 moneys between the general purpose revenue appropriations for the department of
14 health services and the department of children and families, between the program
15 revenue appropriations for the department of health services and the department of
16 children and families, between the program revenue-service appropriations for the
17 department of health services and the department of children and families, between
18 the appropriations of given segregated funds for the department of health services
19 and the department of children and families, and between the federal revenue
20 appropriations for the department of health services and the department of children
21 and families, if necessary to adjust previously allocated costs in accordance with the
22 transfer of personnel and administrative functions.

23 (b) *Employee status.* Employees transferred under paragraph (a) shall have the
24 same rights and status under subchapter V of chapter 111 and chapter 230 of the
25 statutes in the department of children and families that they enjoyed in the