

1           76.637 (3) LIMITATIONS. No credit may be allowed under this section unless the  
2 insurer includes with the insurer's annual return under s. 76.64 a copy of the  
3 claimant's certification under s. 238.301 (2) or s. 560.701 (2), 2009 stats., and a copy  
4 of the claimant's notice of eligibility to receive tax benefits under s. 238.303 (3) or s.  
5 560.703 (3), 2009 stats.

6           **\*-1465/P4.754\* \*-1059/P3.495\* SECTION 2205.** 76.637 (4) of the statutes is  
7 amended to read:

8           76.637 (4) ADMINISTRATION. If an insurer's certification is revoked under s.  
9 238.305 or s. 560.705, 2009 stats., or if an insurer becomes ineligible for tax benefits  
10 under s. 238.302 or s. 560.702, 2009 stats., the insurer may not claim credits under  
11 this section for the taxable year that includes the day on which the certification is  
12 revoked; the taxable year that includes the day on which the insurer becomes  
13 ineligible for tax benefits; or succeeding taxable years and the insurer may not carry  
14 over unused credits from previous years to offset the fees imposed under ss. 76.60,  
15 76.63, 76.65, 76.66, or 76.67 for the taxable year that includes the day on which  
16 certification is revoked; the taxable year that includes the day on which the insurer  
17 becomes ineligible for tax benefits; or succeeding taxable years.

18           **\*-1465/P4.755\* \*-1059/P3.496\* SECTION 2206.** 76.638 (1) of the statutes is  
19 amended to read:

20           76.638 (1) DEFINITIONS. In this section, "fund manager" means an investment  
21 fund manager certified under s. 238.15 (2) or s. 560.205 (2), 2009 stats.

22           **\*-1465/P4.756\* \*-1059/P3.497\* SECTION 2207.** 76.638 (2) of the statutes is  
23 amended to read:

24           76.638 (2) FILING CLAIMS. For taxable years beginning after December 31, 2008,  
25 subject to the limitations provided under this subsection and s. 238.15 or s. 560.205,

1 2009 stats., an insurer may claim as a credit against the fees imposed under s. 76.60,  
 2 76.63, 76.65, 76.66, or 76.67, 25 percent of the insurer's investment paid to a fund  
 3 manager that the fund manager invests in a business certified under s. 238.15 or s.  
 4 560.205 (1), 2009 stats.

5 **\*-1320/2.22\*** SECTION 2208. Chapter 77 (title) of the statutes is amended to  
 6 read:

7 **CHAPTER 77**

8 **TAXATION OF FOREST CROPLANDS;**

9 **REAL ESTATE TRANSFER FEES;**

10 **SALES AND USE TAXES; COUNTY,**

11 **TRANSIT AUTHORITY, AND**

12 **SPECIAL DISTRICT SALES AND USE**

13 **TAXES; MANAGED FOREST LAND;**

14 **RECYCLING ECONOMIC DEVELOPMENT**

15 **SURCHARGE; LOCAL FOOD**

16 **AND BEVERAGE TAX;**

17 **LOCAL RENTAL CAR TAX; PREMIER**

18 **RESORT AREA TAXES;**

19 **STATE RENTAL VEHICLE FEE;**

20 **DRY CLEANING FEES;**

21 **SOUTHEASTERN REGIONAL**

22 **TRANSIT AUTHORITY FEE**

23 **\*-1465/P4.757\* \*-0808/2.256\*** SECTION 2209. 77.22 (2) (d) of the statutes is  
 24 amended to read:

1           77.22 (2) (d) If the real estate transferred is not subject to certification under  
2 s. 101.122 (4) (a), waiver under s. 101.122 (4) (b) or stipulation under s. 101.122 (4)  
3 (c), the reason why it is not so subject or the form prescribed by the department of  
4 ~~commerce~~ safety and professional services under s. 101.122 (6).

5           **\*-1218/P1.1\* SECTION 2210.** 77.54 (5) (am) of the statutes is created to read:

6           77.54 (5) (am) Modular homes, as defined in s. 101.71 (6), and manufactured  
7 homes, as defined in s. 101.91 (2), that are used in real property construction  
8 activities outside this state.

9           **\*-1187/P5.399\* SECTION 2211.** 77.54 (9a) (a) of the statutes, as affected by 2011  
10 Wisconsin Act 7, is amended to read:

11           77.54 (9a) (a) This state or any agency thereof, the University of Wisconsin  
12 Hospitals and Clinics Authority, the University of Wisconsin-Madison, the  
13 Wisconsin Aerospace Authority, the Health Insurance Risk-Sharing Plan Authority,  
14 the Wisconsin Quality Home Care Authority, the Wisconsin Economic Development  
15 Corporation, and the Fox River Navigational System Authority.

          \*\*\*\*NOTE: The above exempts the UW from paying state and local sales and use  
taxes.

16           **\*-1219/P2.1\* SECTION 2212.** 77.54 (11m) of the statutes is created to read:

17           77.54 (11m) The sales price from the sales of and the storage, use, or other  
18 consumption of vegetable oil or animal fat that is converted into motor vehicle fuel  
19 that is exempt under s. 78.01 (2n) from the taxes imposed under s. 78.01 (1).

20           **\*-0711/P4.2\* SECTION 2213.** 77.61 (21) of the statutes is created to read:

21           77.61 (21) Beginning with the taxes that the department receives on July 1,  
22 2012, the department shall annually estimate the amount of, and deposit into the  
23 transportation fund, the following percentages of the taxes collected under ss. 77.52

1 and 77.53 on the sale, lease, or use of motor vehicles and motor vehicle parts and  
2 accessories:

3 (a) For fiscal year 2012-13, 7.5 percent, except that the amount deposited  
4 under this paragraph may not exceed \$35,127,000.

5 (b) For fiscal year 2013-14, 10 percent.

6 (c) For fiscal year 2014-15, 15 percent.

7 (d) For fiscal year 2015-16, 20 percent.

8 (e) For fiscal year 2016-17, 25 percent.

9 (f) For fiscal year 2017-18, 30 percent.

10 (g) For fiscal year 2018-19, 35 percent.

11 (h) For fiscal year 2019-20, 40 percent.

12 (i) For fiscal year 2020-21, 45 percent.

13 (j) For fiscal year 2021-22, and for each fiscal year thereafter, 50 percent.

14 **\*-1388/1.5\* SECTION 2214.** 77.708 (1) of the statutes is amended to read:

15 77.708 (1) A transit authority created under s. 66.1039, by resolution and  
16 referendum under s. 66.1039 (4) (s), may impose a sales tax and a use tax under this  
17 subchapter at a rate not to exceed 0.5 percent of the sales price or purchase price.  
18 Those taxes may be imposed only in their entirety. The resolution and referendum  
19 shall be effective on the first day of the first calendar quarter that begins at least 120  
20 days after the adoption of the resolution and affirmative result of the referendum.

21 **\*-1320/2.23\* SECTION 2215.** Subchapter VII (title) of chapter 77 [precedes  
22 77.92] of the statutes is amended to read:

23 **CHAPTER 77**

24 **SUBCHAPTER VII**

25 **RECYCLING ECONOMIC DEVELOPMENT SURCHARGE**

1           **\*-1320/2.24\* SECTION 2216.** 77.93 (intro.) of the statutes is amended to read:

2           **77.93 Applicability.** (intro.) For the privilege of doing business in this state,  
3 there is imposed ~~a recycling~~ an economic development surcharge on the following  
4 entities:

5           **\*-1320/2.25\* SECTION 2217.** 77.96 (6) of the statutes is amended to read:

6           77.96 (6) The department of revenue shall refer to the surcharge under this  
7 subchapter as the ~~recycling~~ economic development surcharge.

8           **\*-1320/2.26\* SECTION 2218.** 77.97 of the statutes is amended to read:

9           **77.97 Use of revenue.** The department of revenue shall deposit the  
10 surcharge, interest and penalties collected under this subchapter in the ~~recycling~~  
11 ~~and renewable energy~~ economic development fund under s. 25.49.

12           **\*-1052/P8.1\* SECTION 2219.** 79.01 (2d) of the statutes is amended to read:

13           79.01 (2d) There is established an account in the general fund entitled the  
14 “County and Municipal Aid Account.” ~~Beginning with the distributions in 2011, the~~  
15 The total amount to be distributed each year in 2011 to counties and municipalities  
16 from the county and municipal aid account is \$824,825,715 and the total amount to  
17 be distributed to counties and municipalities in 2012, and in each year thereafter,  
18 from the county and municipal aid account is \$728,825,715.

19           **\*-0809/4.22\* SECTION 2220.** 79.02 (3) (e) of the statutes is amended to read:

20           79.02 (3) (e) For the distribution in 2004 and subsequent years, the total  
21 amount of the November payments to each county and municipality under s. 79.035  
22 shall be reduced by an amount equal to the amount of supplements paid from the  
23 appropriation accounts under s. 20.435 (4) (b) and (gm) that the county or  
24 municipality received for the fiscal year in which a payment is made under this  
25 section, as determined under s. 49.45 (51).

1           \*-1052/P8.2\* SECTION 2221. 79.02 (5) of the statutes is created to read:

2           79.02 (5) (a) For the distribution in 2012, the total amount of the payments to  
3 all municipalities from the county and municipal aid account shall be reduced by  
4 \$59,500,000 and the total amount of the payments to all counties from the county and  
5 municipal aid account shall be reduced by \$36,500,000.

6           (b) 1. To calculate the reduction under this subsection for each municipality, the  
7 department of revenue shall first divide \$59,500,000 by the total population of all  
8 municipalities. The department shall then adjust the result of the calculation to  
9 establish a per capita amount applied to all municipalities so that the reduction for  
10 each municipality is no more than the maximum allowable reduction under this  
11 subsection for that municipality and so that the total reductions to county and  
12 municipal aid payments for municipalities under this subsection is \$59,500,000.

13           2. To calculate the reduction under this subsection for each county, the  
14 department of revenue shall first divide \$36,500,000 by the total population of all  
15 counties. The department shall then adjust the result of the calculation to establish  
16 a per capita amount applied to all counties so that the reduction for each county is  
17 no more than the maximum allowable reduction under this subsection for that  
18 county and so that the total reductions to county and municipal aid payments for  
19 counties under this subsection is \$36,500,000.

20           (c) The reduction for a municipality that has a population of less than 2,500 is  
21 the amount calculated by multiplying the amount determined under par. (b) 1. by the  
22 municipality's population, multiplied by the quotient of the municipality's  
23 population divided by 2,500, except that the reduction determined under this  
24 paragraph may not exceed the lesser of an amount equal to 50 percent of the  
25 municipality's payment from the county and municipal aid account in 2011 or 10

1 cents for each \$1,000 of the municipality's equalized value, as determined under s.  
2 70.57.

3 (d) 1. The reduction for a municipality that has a population of at least 2,500,  
4 but no greater than 10,000, is the amount equal to 10 cents for each \$1,000 of the  
5 municipality's equalized value, as determined under s. 70.57, plus the amount  
6 determined as follows:

7 a. Multiply the amount determined under par. (b) 1. by the municipality's  
8 population.

9 b. Subtract 2,500 from the municipality's population.

10 c. Divide the number determined under subd. 1. b. by 7,500.

11 d. Multiply the number determined under subd. 1. a. by the number  
12 determined under subd. 1. c.

13 2. The reduction determined under this paragraph may not exceed the lesser  
14 of an amount equal to 50 percent of the municipality's payment from the county and  
15 municipal aid account in 2011 or 15 cents for each \$1,000 of the municipality's  
16 equalized value, as determined under s. 70.57.

17 (e) 1. The reduction for a municipality that has a population greater than  
18 10,000, but no greater than 50,000, is the amount equal to 15 cents for each \$1,000  
19 of the municipality's equalized value, as determined under s. 70.57, plus the amount  
20 determined as follows:

21 a. Multiply the amount determined under par. (b) 1. by the municipality's  
22 population.

23 b. Subtract 10,000 from the municipality's population.

24 c. Divide the number determined under subd. 1. b. by 40,000.

1 d. Multiply the number determined under subd. 1. a. by the number  
2 determined under subd. 1. c.

3 2. The reduction determined under this paragraph may not exceed the lesser  
4 of an amount equal to 50 percent of the municipality's payment from the county and  
5 municipal aid account in 2011 or 25 cents for each \$1,000 of the municipality's  
6 equalized value, as determined under s. 70.57.

7 (f) 1. The reduction for a municipality that has a population greater than  
8 50,000, but no greater than 110,000, is the amount equal to 25 cents for each \$1,000  
9 of the municipality's equalized value, as determined under s. 70.57, plus the amount  
10 determined as follows:

11 a. Multiply the amount determined under par. (b) 1. by the municipality's  
12 population.

13 b. Subtract 50,000 from the municipality's population.

14 c. Divide the number determined under subd. 1. b. by 60,000.

15 d. Multiply the number determined under subd. 1. a. by the number  
16 determined under subd. 1. c.

17 2. The reduction determined under this paragraph may not exceed the lesser  
18 of an amount equal to 50 percent of the municipality's payment from the county and  
19 municipal aid account in 2011 or 30 cents for each \$1,000 of the municipality's  
20 equalized value, as determined under s. 70.57.

21 (g) The reduction for a municipality that has a population greater than 110,000  
22 is the lesser of an amount equal to 50 percent of the municipality's payment from the  
23 county and municipal aid account in 2011 or 30 cents for each \$1,000 of the  
24 municipality's equalized value, as determined under s. 70.57, plus an amount equal  
25 to the municipality's population multiplied by the amount determined under par. (b)

1 1., except that the reduction determined under this paragraph may not exceed an  
2 amount equal to 35 cents for each \$1,000 in equalized value, as determined under  
3 s. 70.57.

4 (h) The reduction for a county is the amount determined under par. (b) 2.  
5 multiplied by the county's population, except that the reduction determined under  
6 this paragraph may not exceed the lesser of an amount equal to 50 percent of the  
7 county's payment from the county and municipal aid account in 2011 or \$0.15 for  
8 each \$1,000 of the county's equalized value, as determined under s. 70.57.

9 **\*-1052/P8.3\* SECTION 2222.** 79.035 (1) of the statutes is amended to read:

10 79.035 (1) In 2004 and subsequent years, except as provided under s. 79.02 (4)  
11 and (5), each county and municipality shall receive a payment from the county and  
12 municipal aid account and, beginning with payments in November 2009, from the  
13 appropriation accounts under s. 20.835 (1) (q) and (r) in an amount determined under  
14 sub. (2).

15 **\*-1465/P4.758\* \*-1059/P3.498\* SECTION 2223.** 79.04 (7) (a) of the statutes is  
16 amended to read:

17 79.04 (7) (a) Beginning with payments in 2005, if a production plant, as  
18 described in sub. (6) (a), other than a nuclear-powered production plant, is built on  
19 the site of, or on a site adjacent to, an existing or decommissioned production plant;  
20 or is built on a site purchased by a public utility before January 1, 1980, that was  
21 identified in an advance plan as a proposed site for a production plant; or is built on,  
22 or on a site adjacent to, brownfields, as defined in s. 238.13 (1) (a) or s. 560.13 (1) (a),  
23 2009 stats., after December 31, 2003, and has a name-plate capacity of at least one  
24 megawatt, each municipality and county in which such a production plant is located  
25 shall receive annually from the public utility account a payment in an amount that

1 is equal to the number of megawatts that represents the production plant's  
2 name-plate capacity, multiplied by \$600.

3 **\*-1052/P8.4\* SECTION 2224.** 79.043 (6) of the statutes is amended to read:

4 79.043 (6) For the distribution in 2011 and subsequent years, each county and  
5 municipality shall receive a payment under this section and s. 79.035 that is equal  
6 to the amount of the payment determined for the county or municipality under s.  
7 79.02 (4) in 2010.

8 **\*-1052/P8.5\* SECTION 2225.** 79.043 (7) of the statutes is created to read:

9 79.043 (7) For the distribution in 2012 and subsequent years, each county and  
10 municipality shall receive a payment under this section and s. 79.035 that is equal  
11 to the amount of the payment determined for the county or municipality under s.  
12 79.02 (5) for 2012.

13 **\*-0642/P3.1\* SECTION 2226.** 79.05 (1) (am) of the statutes is amended to read:

14 79.05 (1) (am) "Inflation factor" means a percentage equal to the average  
15 annual percentage change in the U.S. consumer price index for all urban consumers,  
16 U.S. city average, as determined by the U.S. department of labor, for the 12 months  
17 ending on September 30 of the year before the statement under s. 79.015, except that  
18 the percentage under this paragraph shall not be less than ~~3 percent~~ zero.

19 **\*-1465/P4.759\* \*-1059/P3.499\* SECTION 2227.** 84.01 (6m) (b) (intro.) of the  
20 statutes is amended to read:

21 84.01 (6m) (b) (intro.) The department, in consultation with the ~~department~~  
22 ~~of commerce~~ Wisconsin Economic Development Corporation, shall do all of the  
23 following for each economic development program administered by the department:

24 **\*-1465/P4.760\* \*-1059/P3.500\* SECTION 2228.** 84.01 (11m) (title) of the  
25 statutes is amended to read:

1           84.01 (11m) (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND  
2 REPORTING.

3           \***-1465/P4.761\*** \***-1059/P3.501\*** SECTION 2229. 84.01 (11m) of the statutes is  
4 renumbered 84.01 (11m) (b) and amended to read:

5           84.01 (11m) (b) Annually, no later than October 1, the department shall submit  
6 to the joint legislative audit committee and to the appropriate standing committees  
7 of the legislature under s. 13.172 (3) a comprehensive report assessing economic  
8 development programs, as defined in sub. (6m) (a), administered by the department.  
9 The report shall include all of the information required under s. ~~560.01 (2) (am)~~  
10 238.07 (2). The department shall collaborate with the ~~department of commerce~~  
11 Wisconsin Economic Development Corporation to make readily accessible to the  
12 public on an Internet-based system the information required under this subsection.

13           \***-1465/P4.762\*** \***-1059/P3.502\*** SECTION 2230. 84.01 (11m) (a) of the statutes  
14 is created to read:

15           84.01 (11m) (a) The department shall coordinate any economic development  
16 assistance with the Wisconsin Economic Development Corporation.

17           \***-1252/P3.7\*** SECTION 2231. 84.01 (13) of the statutes is renumbered 84.01  
18 (13) (b) and amended to read:

19           84.01 (13) (b) The department may engage such engineering, consulting,  
20 surveying, or other specialized services as it deems advisable. Any engagement of  
21 services under this subsection is exempt from ss. 16.70 to 16.75, 16.755 to 16.82, and  
22 16.85 to 16.89, but ss. 16.528, 16.752, 16.753, and 16.754 apply to such engagement.  
23 Any engagement involving an expenditure of \$3,000 or more shall be by formal  
24 contract approved by the governor. The department shall conduct a uniform  
25 cost-benefit analysis, ~~as defined in s. 16.70 (3g)~~, of each proposed engagement under

1 this subsection that involves an estimated expenditure of more than \$25,000 in  
2 accordance with standards prescribed by rule of the department. The department  
3 shall review periodically, and before any renewal, the continued appropriateness of  
4 contracting pursuant to each engagement under this subsection that involves an  
5 estimated expenditure of more than \$25,000.

6 **\*-1403/4.18\* SECTION 2232.** 84.01 (33) (c) of the statutes is repealed.

7 **\*-1403/4.19\* SECTION 2233.** 84.013 (1) (a) (intro.) of the statutes is amended  
8 to read:

9 84.013 (1) (a) (intro.) "Major highway project" means a project, except a project  
10 providing an approach to a bridge over a river that forms a boundary of the state or  
11 a southeast Wisconsin freeway ~~rehabilitation project under s. 84.014, which~~  
12 megaproject under s. 84.0145, that satisfies any of the following:

13 1m. The project has a total cost of more than \$5,000,000 \$30,000,000, subject  
14 to adjustment under sub. (2m), and which involves any of the following:

15 **\*-1403/4.20\* SECTION 2234.** 84.013 (1) (a) 1. of the statutes is renumbered  
16 84.013 (1) (a) 1m. a.

17 **\*-1403/4.21\* SECTION 2235.** 84.013 (1) (a) 2. (intro.), a. and b. of the statutes  
18 are consolidated, renumbered 84.013 (1) (a) 1m. b. and amended to read:

19 84.013 (1) (a) 1m. b. Reconstructing or reconditioning an existing highway by  
20 either of the following: ~~a. Relocating~~ relocating 2.5 miles or more of the existing  
21 highway. ~~b. Adding or adding~~ one or more lanes 5 miles or more in length to the  
22 existing highway.

23 **\*-1403/4.22\* SECTION 2236.** 84.013 (1) (a) 2m. of the statutes is created to read:

24 84.013 (1) (a) 2m. The project has a total cost of more than \$75,000,000, subject  
25 to adjustment under sub. (2m).

1           **\*-1403/4.23\* SECTION 2237.** 84.013 (1) (a) 3. of the statutes is renumbered  
2 84.013 (1) (a) 1m. c.

3           **\*-1403/4.24\* SECTION 2238.** 84.013 (2) (a) of the statutes is amended to read:  
4 84.013 (2) (a) Subject to ss. 84.014 (6) (b), 84.555, and 86.255, major highway  
5 projects shall be funded from the appropriations under ss. 20.395 (3) (bq) to (bx) and  
6 (ct) and (4) (jq) and 20.866 (2) (ur) to (uum) and (uus).

7           **\*-1403/4.25\* SECTION 2239.** 84.013 (2) (b) of the statutes is amended to read:  
8 84.013 (2) (b) Except as provided in ss. ~~84.014~~, 84.03 (3), and 84.555, and  
9 subject to ~~s.~~ ss. 84.014 (6) (c) and 86.255, reconditioning, reconstruction and  
10 resurfacing of highways shall be funded from the appropriations under ss. 20.395 (3)  
11 (cq) to (cx) and 20.866 (2) (uur) and (uut).

12           **\*-1403/4.26\* SECTION 2240.** 84.013 (2m) of the statutes is created to read:  
13 84.013 (2m) The department shall annually adjust the amounts specified in  
14 sub. (1) (a) 1m. and 2m. to reflect the annual change in the Wisconsin Department  
15 of Transportation Price Index, Yearly Moving Average, as maintained by the  
16 department or, if at any time the department no longer maintains this index, another  
17 suitable index as determined by the department. Beginning in 2012, prior to October  
18 1 of each year, the department shall compute the annual adjustment required under  
19 this subsection and shall publish the new adjusted amount applicable under sub. (1)  
20 (a) 1m. and 2m., which amount shall become effective on October 1 of that year. The  
21 department may not adjust the amounts specified in sub. (1) (a) 1m. and 2m. to an  
22 amount less than that specified in sub. (1) (a) 1m. and 2m.

23           **\*-1403/4.27\* SECTION 2241.** 84.013 (3) (ad) of the statutes is created to read:  
24 84.013 (3) (ad) Notwithstanding s. 13.489 (4) (c), any project approved by the  
25 transportation projects commission under s. 13.489 (4m) (b).

1           **\*-1168/1.1\* SECTION 2242.** 84.013 (3) (bd) of the statutes is created to read:

2           84.013 (3) (bd) I 39/90 extending approximately 45 miles from USH 12/18 in  
3           Dane County to the Illinois-Wisconsin state line in Rock County.

4           **\*-1168/1.2\* SECTION 2243.** 84.013 (3) (bh) of the statutes is created to read:

5           84.013 (3) (bh) STH 38 extending approximately 9 miles from CTH "K" in  
6           Racine County to Oakwood Road in Milwaukee County.

7           **\*-1168/1.3\* SECTION 2244.** 84.013 (3) (bp) of the statutes is created to read:

8           84.013 (3) (bp) USH 10 and USH 10/STH 441 extending approximately 5 miles  
9           from CTH "CB" in Winnebago County to Oneida Street in Calumet County.

10          **\*-1168/1.4\* SECTION 2245.** 84.013 (3) (bt) of the statutes is created to read:

11          84.013 (3) (bt) STH 15 extending approximately 11 miles from STH 76 to USH  
12          45, near New London, in Outagamie County.

13          **\*-1403/4.28\* SECTION 2246.** 84.013 (4) (a) of the statutes is amended to read:

14          84.013 (4) (a) Subject to s. 13.489 (1m), in preparation for future major highway  
15          projects, the department may perform preliminary engineering and design work and  
16          studies for possible major highway projects not listed under sub. (3), but no major  
17          highway may be constructed unless the project is listed under sub. (3) or approved  
18          under sub. (6).

19          **\*-1465/P4.763\* \*-1059/P3.503\* SECTION 2247.** 84.013 (9) of the statutes is  
20          amended to read:

21          84.013 (9) If the department, ~~in consultation with the department of commerce,~~  
22          determines that a business development having a payroll exceeding \$10,000,000 in  
23          a calendar year is being located within a 3-mile radius of the intersection of I 90 and  
24          Town Line Road in Rock County, the department shall construct an interchange

1 funded from the appropriations under s. 20.395 (3) (cq) to (cx) off of I 90 to Town Line  
2 Road.

3 **\*-1403/4.29\* SECTION 2248.** 84.014 (2) of the statutes is amended to read:

4 84.014 (2) Subject to ss. 84.555 and 86.255, any southeast Wisconsin freeway  
5 rehabilitation projects, including the Marquette interchange reconstruction project  
6 and projects that involve adding one or more lanes 5 miles or more in length to the  
7 existing freeway, may be funded ~~only~~ from the appropriations under ss. 20.395 (3)  
8 (cr), (ct), (cw), and (cy) and 20.866 (2) (uum) and (uup).

9 **\*-1403/4.30\* SECTION 2249.** 84.014 (6) of the statutes is created to read:

10 84.014 (6) (a) A southeast Wisconsin freeway rehabilitation project under this  
11 section may not simultaneously be considered a southeast Wisconsin freeway  
12 megaproject under s. 84.0145.

13 (b) Notwithstanding sub. (5m), a southeast Wisconsin freeway rehabilitation  
14 project under this section may also be considered a major highway project, eligible  
15 for funding under s. 84.013 (2) (a), if the project meets the criteria for a major  
16 highway project under s. 84.013 (1) (a) and satisfies all applicable requirements  
17 under ss. 13.489 and 84.013.

18 (c) Notwithstanding sub. (5m), a southeast Wisconsin freeway rehabilitation  
19 project under this section may also be eligible for funding under s. 84.013 (2) (b) if  
20 the project is not considered a southeast Wisconsin freeway megaproject under s.  
21 84.0145 or a major highway project under s. 84.013.

22 **\*-1403/4.31\* SECTION 2250.** 84.0145 of the statutes is created to read:

23 **84.0145 Southeast Wisconsin freeway megaprojects.** (1) In this section:

24 (a) "I 94 north-south corridor" has the meaning given in s. 84.014 (5m) (ag) 1.

25 (b) "Southeast Wisconsin freeway" has the meaning given in s. 84.014 (1) (e).

1 (c) "Southeast Wisconsin freeway megaproject" means any project on a  
2 southeast Wisconsin freeway having a total cost of more than \$500 million, subject  
3 to adjustment under sub. (4).

4 (d) "Zoo interchange" has the meaning given in s. 84.014 (5m) (ag) 2.

5 (2) Subject to sub. (3) and s. 86.255, any southeast Wisconsin freeway  
6 megaproject may be funded only from the appropriations under ss. 20.395 (3) (aq),  
7 (av), (ax), and (ct) and 20.866 (2) (uup).

8 (3) (a) The department may not encumber or expend any moneys for  
9 construction of a southeast Wisconsin freeway megaproject unless the project is  
10 specifically enumerated in a list under par. (b).

11 (b) The department may provide funding for the following southeast Wisconsin  
12 freeway megaprojects:

- 13 1. The I 94 north-south corridor project.
- 14 2. The Zoo interchange project.

15 (4) The department shall annually adjust the amount specified in sub. (1) (c)  
16 to reflect the annual change in the Wisconsin Department of Transportation Price  
17 Index, Yearly Moving Average, as maintained by the department or, if at any time  
18 the department no longer maintains this index, another suitable index as  
19 determined by the department. Beginning in 2012, prior to October 1 of each year,  
20 the department shall compute the annual adjustment required under this subsection  
21 and shall publish the new adjusted amount applicable under sub. (1) (c), which  
22 amount shall become effective on October 1 of that year. The department may not  
23 adjust the amount specified in sub. (1) (c) to an amount less than that specified in sub.  
24 (1) (c).

25 \*-1384/2.1\* SECTION 2251. 84.016 (2) of the statutes is amended to read:

1           84.016 (2) Notwithstanding ss. 84.013, 84.51, 84.52, 84.53, 84.555, and 84.95,  
2 but subject to ~~sub. (3) and~~ s. 86.255, this state's share of costs for any major interstate  
3 bridge project, including preliminary design work for the project, may be funded only  
4 from the appropriations under ss. 20.395 (3) (dq), (dv), and (dx) and 20.866 (2) (ugm).

5           \***-1384/2.2\*** SECTION 2252. 84.016 (3) of the statutes is repealed.

6           \***-1465/P4.764\*** \***-0808/2.257\*** SECTION 2253. 84.075 (1c) (a) of the statutes  
7 is amended to read:

8           84.075 (1c) (a) "Disabled veteran-owned business" means a business certified  
9 by the department of ~~commerce~~ safety and professional services under s. ~~560.0335~~  
10 490.02 (3).

11           \***-1465/P4.765\*** \***-0808/2.258\*** SECTION 2254. 84.075 (1c) (b) of the statutes  
12 is amended to read:

13           84.075 (1c) (b) "Minority business" means a business certified by the  
14 department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04 (2).

15           \***-1465/P4.766\*** \***-0808/2.259\*** SECTION 2255. 84.075 (3) of the statutes is  
16 amended to read:

17           84.075 (3) The department shall at least semiannually, or more often if  
18 required by the department of administration, report to the department of  
19 administration the total amount of money it has paid to contractors, subcontractors,  
20 and vendors that are minority businesses and that are disabled veteran-owned  
21 businesses under ss. 84.01 (13), 84.06, and 84.07 and the number of contacts with  
22 minority businesses and disabled veteran-owned businesses in connection with  
23 proposed purchases and contracts. In its reports, the department shall include only  
24 amounts paid to businesses certified by the department of ~~commerce~~ safety and  
25 professional services as minority businesses or disabled veteran-owned businesses.

1           **\*-1465/P4.767\* \*-0808/2.260\* SECTION 2256.** 84.076 (1) (c) of the statutes is  
2 amended to read:

3           84.076 (1) (c) "Minority business" has the meaning given under s. ~~560.036~~  
4 490.04 (1) (e) 1.

5           **\*-1465/P4.768\* \*-0808/2.261\* SECTION 2257.** 84.076 (1) (d) of the statutes is  
6 amended to read:

7           84.076 (1) (d) "Minority group member" has the meaning given under s.  
8 ~~560.036~~ 490.04 (1) (f).

9           **\*-1465/P4.769\* \*-0805/P2.20\* SECTION 2258.** 84.09 (5) (a) of the statutes is  
10 amended to read:

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

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

5 **\*-1465/P4.770\* \*-0805/P2.21\* SECTION 2259.** 84.09 (5) (b) of the statutes is  
6 amended to read:

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

22 **\*-1465/P4.771\* \*-0805/P2.22\* SECTION 2260.** 84.09 (5r) of the statutes is  
23 amended to read:

24 84.09 (5r) In lieu of the sale or conveyance of property under sub. (5) or (5m),  
25 the department may, subject to the approval of the governor, donate real property

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

22 \*~~-1465/P4.772~~\* \*~~-1059/P3.504~~\* SECTION 2261. 84.185 (1) (a) of the statutes  
23 is amended to read:

24 84.185 (1) (a) "Business" ~~has the meaning given in s. 560.60 (2)~~ means a  
25 company located in this state, a company that has made a firm commitment to locate

1 a facility in this state, or a group of companies at least 80 percent of which are located  
2 in this state.

3 **\*-1465/P4.773\* \*-1059/P3.505\* SECTION 2262.** 84.185 (1) (b) of the statutes  
4 is amended to read:

5 84.185 (1) (b) "Governing body" ~~has the meaning specified in s. 560.60 (6)~~  
6 means a county board, city council, village board, town board, regional planning  
7 commission or transit commission under s. 59.58 (2) or 66.1021.

8 **\*-1465/P4.774\* \*-1059/P3.506\* SECTION 2263.** 84.185 (1) (ce) of the statutes  
9 is amended to read:

10 84.185 (1) (ce) "Job" ~~has the meaning specified in s. 560.17 (1) (bm)~~ means a  
11 position providing full-time equivalent employment. "Job" does not include initial  
12 training before an employment position begins.

13 **\*-1187/P5.400\* SECTION 2264.** 84.27 of the statutes is amended to read:

14 **84.27 Institution roads.** The department may administer a program to  
15 improve highways forming convenient connections between the University of  
16 Wisconsin System, the University of Wisconsin-Madison, and state charitable or  
17 penal institutions, and the state trunk highway system, or to construct roadways  
18 under or over state trunk highways that pass through the grounds thereof, or to  
19 construct and maintain all drives and roadways on such grounds or the grounds of  
20 the state capitol. Within the limitations and for the purposes of this section, work  
21 may be performed by or under the supervision or authority of the department, upon  
22 the request for such work filed by the ~~board of regents~~ Board of Regents of the  
23 University of Wisconsin System, the Board of Trustees of the University of  
24 Wisconsin-Madison, or the state boards, commissions, departments or officers,  
25 respectively, as to such work in connection with the institution controlled by them.

1 The cost of any work under this section shall be the responsibility of the ~~board of~~  
2 ~~regents~~ Board of Regents of the University of Wisconsin System, the Board of  
3 Trustees of the University of Wisconsin-Madison, or the state boards, commissions,  
4 departments or officers involved.

5 **\*-1403/4.32\* SECTION 2265.** 84.555 (1m) of the statutes is amended to read:  
6 84.555 (1m) Notwithstanding sub. (1) and ss. 84.51 and 84.59, the proceeds of  
7 general obligation bonds issued under s. 20.866 (2) (uum) are allocated for  
8 expenditure obligations under s. 84.95 and s. 84.014 and the proceeds of general  
9 obligation bonds issued under s. 20.866 (2) (uup) may be used to fund expenditure  
10 obligations for the Marquette interchange reconstruction project under s. 84.014  
11 ~~and~~, for the reconstruction of the I 94 north-south corridor, as defined in s. 84.014  
12 (5m) (ag) 1., for the reconstruction of the Zoo interchange, as defined in s. 84.014 (5m)  
13 (ag) 2., and southeast Wisconsin freeway megaprojects under s. 84.0145.

\*\*\*\*NOTE: This is reconciled s. 84.555 (1m). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-0459 and LRB-1403.

14 **\*-0803/2.4\* SECTION 2266.** 84.59 (2) (b) of the statutes is amended to read:  
15 84.59 (2) (b) The department may, under s. 18.562, deposit in a separate and  
16 distinct special fund outside the state treasury, in an account maintained by a  
17 trustee, revenues derived under ss. 341.09 (2) (d), (2m) (a) 1., (4), and (7), 341.14 (2),  
18 (2m), (6) (d), (6m) (a), (6r) (b) 2., (6w), and (8), 341.145 (3), 341.16 (1) (a) and (b), (2),  
19 and (2m), 341.17 (8), 341.19 (1) (a), 341.25, 341.255 (1), (2) (a), (b), and (c), and (5),  
20 341.26 (1), (2), (2m) (am) and (b), (3), (3m), (4), (5), and (7), 341.264 (1), 341.265 (1),  
21 341.266 (2) (b) and (3), 341.268 (2) (b) and (3), 341.269 (2) (b), 341.30 (3), 341.305 (3),  
22 341.307 (4) (a), 341.308 (3), 341.36 (1) and (1m), 341.51 (2), and 342.14, ~~except s.~~  
23 ~~342.14 (1r)~~, and from any payments received with respect to agreements or ancillary

1 arrangements entered into under s. 18.55 (6) with respect to revenue obligations  
2 issued under this section. The revenues deposited are the trustee's revenues in  
3 accordance with the agreement between this state and the trustee or in accordance  
4 with the resolution pledging the revenues to the repayment of revenue obligations  
5 issued under this section. Revenue obligations issued for the purposes specified in  
6 sub. (1) and for the repayment of which revenues are deposited under this paragraph  
7 are special fund obligations, as defined in s. 18.52 (7), issued for special fund  
8 programs, as defined in s. 18.52 (8).

9 **\*-0313/3.1\* SECTION 2267.** 84.59 (6) of the statutes is amended to read:

10 84.59 (6) The building commission may contract revenue obligations when it  
11 reasonably appears to the building commission that all obligations incurred under  
12 this section can be fully paid from moneys received or anticipated and pledged to be  
13 received on a timely basis. Except as provided in this subsection, the principal  
14 amount of revenue obligations issued under this section may not exceed  
15 ~~\$3,009,784,200~~ \$3,351,547,300, excluding any obligations that have been defeased  
16 under a cash optimization program administered by the building commission, to be  
17 used for transportation facilities under s. 84.01 (28) and major highway projects for  
18 the purposes under ss. 84.06 and 84.09. In addition to the foregoing limit on principal  
19 amount, the building commission may contract revenue obligations under this  
20 section as the building commission determines is desirable to refund outstanding  
21 revenue obligations contracted under this section, to make payments under  
22 agreements or ancillary arrangements entered into under s. 18.55 (6) with respect  
23 to revenue obligations issued under this section, and to pay expenses associated with  
24 revenue obligations contracted under this section.

25 **\*-1403/4.33\* SECTION 2268.** 85.05 of the statutes is amended to read:

1           **85.05 Evaluation of proposed major highway projects.** The department  
2 by rule shall establish a procedure for numerically evaluating projects considered for  
3 enumeration under s. 84.013 (3) as a major highway project. The evaluation  
4 procedure may include any criteria that the department considers relevant. The  
5 rules shall establish a minimum score that a project shall meet or exceed when  
6 evaluated under the procedure established under this section before the department  
7 may recommend the project to the transportation projects commission for  
8 consideration under s. 13.489 (4). This section does not apply to major highway  
9 projects identified in s. 84.013 (3) (ad).

10           \*-1465/P4.775\* \*-0805/P2.23\* **SECTION 2269.** 85.09 (4i) of the statutes is  
11 amended to read:

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

22           \*-1465/P4.776\* \*-1059/P3.507\* **SECTION 2270.** 85.09 (4m) of the statutes is  
23 amended to read:

24           85.09 (4m) RELOCATION PLAN. The department is exempt from s. 32.25 (1) if the  
25 department determines that acquiring rail property under this section will not result

1 in any displaced persons as defined in s. 32.19 (2) (e). The department shall file a  
2 statement of its determinations with the ~~department of commerce~~ Wisconsin  
3 Housing and Economic Development Authority.

4 **\*-1465/P4.777\* \*-1059/P3.508\* SECTION 2271.** 85.095 (2) (b) of the statutes  
5 is repealed.

6 **\*-1389/1.3\* SECTION 2272.** 85.11 of the statutes is repealed.

7 **\*-0056/1.1\* SECTION 2273.** 85.14 (title) of the statutes is amended to read:

8 **85.14 (title) ~~Payments of fees and deposits by credit card, debit card,~~**  
9 **~~or other electronic payment mechanism; electronic transactions.~~**

10 **\*-0056/1.2\* SECTION 2274.** 85.14 (1) (a) of the statutes is amended to read:

11 85.14 (1) (a) The department may accept payment by credit card, debit card,  
12 or any other electronic payment mechanism of ~~a~~ any fee that is required to be paid  
13 to the department ~~under ch. 194, 218, 341, 342, 343 or 348~~. The department shall  
14 determine which fees may be paid by credit card, debit card, or any other electronic  
15 payment mechanism and the manner in which the payments may be made. If the  
16 department permits the payment of a fee by credit card, debit card, or any other  
17 electronic payment mechanism, the department may charge a convenience fee for  
18 each transaction in an amount to be established by rule. The convenience fee shall  
19 approximate the cost to the department for providing this service to persons who  
20 request it. If the department permits the payment of a fee by credit card, debit card,  
21 or any other electronic payment mechanism, the department may charge a service  
22 fee of \$2.50 for each transaction until a rule is promulgated under this paragraph.

23 **\*-0056/1.3\* SECTION 2275.** 85.14 (3) of the statutes is created to read:

24 85.14 (3) The department may establish procedures for conducting any  
25 transaction in an electronic format or using an electronic process. Any form

1 prescribed by the department may be prescribed in an automated format to facilitate  
2 the department's authority under this subsection.

3 **\*-0056/1.4\* SECTION 2276.** 85.14 (4) of the statutes is created to read:

4 85.14 (4) The department may promulgate rules requiring a person to pay an  
5 additional fee for conducting an in-person, telephone, or paper transaction in lieu  
6 of using an electronic filing or submission option when the department has made an  
7 electronic filing or submission option available. These rules may provide for  
8 exemptions from the additional fee for designated categories of persons or  
9 transactions. The fee authorized under this subsection is in addition to any other fee  
10 that may be imposed by the department.

11 **\*-0799/3.6\* SECTION 2277.** 85.20 (4m) (a) 6. cm. of the statutes is amended to  
12 read:

13 85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (ht), the  
14 department shall pay ~~\$63,784,700 for aid payable for calendar year 2008,~~  
15 ~~\$65,299,200 for aid payable for calendar year 2009,~~ \$66,585,600 for aid payable for  
16 calendar year 2010, and \$68,583,200 for aid payable for calendar year 2011, and  
17 \$61,724,900 for aid payable for calendar year 2012 and thereafter, to the eligible  
18 applicant that pays the local contribution required under par. (b) 1. for an urban  
19 mass transit system that has annual operating expenses of \$80,000,000 or more. If  
20 the eligible applicant that receives aid under this subd. 6. cm. is served by more than  
21 one urban mass transit system, the eligible applicant may allocate the aid between  
22 the urban mass transit systems in any manner the eligible applicant considers  
23 desirable.

24 **\*-0799/3.7\* SECTION 2278.** 85.20 (4m) (a) 6. cm. of the statutes, as affected by  
25 2011 Wisconsin Act ... (this act), is amended to read:

1           85.20 (4m) (a) 6. cm. From the appropriation under s. 20.395 (1) (~~ht~~) (hc), the  
2           department shall pay \$66,585,600 for aid payable for calendar year 2010,  
3           \$68,583,200 for aid payable for calendar year 2011, and \$61,724,900 for aid payable  
4           for calendar year 2012 and thereafter, to the eligible applicant that pays the local  
5           contribution required under par. (b) 1. for an urban mass transit system that has  
6           annual operating expenses of \$80,000,000 or more. If the eligible applicant that  
7           receives aid under this subd. 6. cm. is served by more than one urban mass transit  
8           system, the eligible applicant may allocate the aid between the urban mass transit  
9           systems in any manner the eligible applicant considers desirable.

10           \***-0799/3.8\*** SECTION 2279. 85.20 (4m) (a) 6. d. of the statutes is amended to  
11           read:

12           85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (hu), the  
13           department shall pay ~~\$16,754,000 for aid payable for calendar year 2008,~~  
14           ~~\$17,158,400 for aid payable for calendar year 2009,~~ \$17,496,400 for aid payable for  
15           calendar year 2010, ~~and~~ \$18,021,300 for aid payable for calendar year 2011, and  
16           \$16,219,200 for aid payable for calendar year 2012 and thereafter, to the eligible  
17           applicant that pays the local contribution required under par. (b) 1. for an urban  
18           mass transit system that has annual operating expenses in excess of \$20,000,000 but  
19           less than \$80,000,000. If the eligible applicant that receives aid under this subd. 6.  
20           d. is served by more than one urban mass transit system, the eligible applicant may  
21           allocate the aid between the urban mass transit systems in any manner the eligible  
22           applicant considers desirable.

23           \***-0799/3.9\*** SECTION 2280. 85.20 (4m) (a) 6. d. of the statutes, as affected by  
24           2011 Wisconsin Act .... (this act), is amended to read:

## SECTION 2280

1           85.20 (4m) (a) 6. d. From the appropriation under s. 20.395 (1) (~~hu~~) (hd), the  
2 department shall pay \$17,496,400 for aid payable for calendar year 2010,  
3 \$18,021,300 for aid payable for calendar year 2011, and \$16,219,200 for aid payable  
4 for calendar year 2012 and thereafter, to the eligible applicant that pays the local  
5 contribution required under par. (b) 1. for an urban mass transit system that has  
6 annual operating expenses in excess of \$20,000,000 but less than \$80,000,000. If the  
7 eligible applicant that receives aid under this subd. 6. d. is served by more than one  
8 urban mass transit system, the eligible applicant may allocate the aid between the  
9 urban mass transit systems in any manner the eligible applicant considers desirable.

10           \***-0799/3.10\*** SECTION 2281. 85.20 (4m) (a) 6. e. of the statutes is amended to  
11 read:

12           85.20 (4m) (a) 6. e. From the appropriation under s. 20.395 (1) (~~hw~~) (he), the  
13 department may pay the uniform percentage for each eligible applicant for a  
14 commuter or light rail system that has been enumerated under s. 85.062 (3). An  
15 eligible applicant may not receive aid under subd. 6. cm. or d., 7., or 8. for a commuter  
16 rail or light rail transit system.

17           \***-0799/3.11\*** SECTION 2282. 85.20 (4m) (a) 7. a. of the statutes is amended to  
18 read:

19           85.20 (4m) (a) 7. a. From the appropriation under s. 20.395 (1) (~~hr~~) (ha),  
20 beginning with aid payable for calendar year 2002 and for each calendar year  
21 thereafter, the uniform percentage for each eligible applicant served by an urban  
22 mass transit system operating within an urbanized area having a population as  
23 shown in the 2000 federal decennial census of at least 50,000 or receiving federal  
24 mass transit aid for such area, and not specified in subd. 6.

1           **\*-0799/3.12\* SECTION 2283.** 85.20 (4m) (a) 7. b. of the statutes is amended to  
2 read:

3           85.20 (**4m**) (a) 7. b. For the purpose of making allocations under subd. 7. a., the  
4 amounts for aids are ~~\$24,034,400 in calendar year 2008, \$24,614,500 in calendar~~  
5 ~~year 2009~~, \$25,099,500 in calendar year 2010, ~~and~~ \$25,852,500 in calendar year  
6 2011, and \$23,267,200 in calendar year 2012 and thereafter. These amounts, to the  
7 extent practicable, shall be used to determine the uniform percentage in the  
8 particular calendar year.

9           **\*-0799/3.13\* SECTION 2284.** 85.20 (4m) (a) 8. a. of the statutes is amended to  
10 read:

11           85.20 (**4m**) (a) 8. a. From the appropriation under s. 20.395 (1) (~~hs~~) (hb),  
12 beginning with aid payable for calendar year 2002 and for each calendar year  
13 thereafter, the uniform percentage for each eligible applicant served by an urban  
14 mass transit system operating within an area having a population as shown in the  
15 2000 federal decennial census of less than 50,000 or receiving federal mass transit  
16 aid for such area.

17           **\*-0799/3.14\* SECTION 2285.** 85.20 (4m) (a) 8. b. of the statutes is amended to  
18 read:

19           85.20 (**4m**) (a) 8. b. For the purpose of making allocations under subd. 8. a., the  
20 amounts for aids are ~~\$5,440,500 in calendar year 2008, \$5,571,800 in calendar year~~  
21 ~~2009~~, \$5,681,600 in calendar year 2010, ~~and~~ \$5,852,200 in calendar year 2011, and  
22 \$5,267,000 in calendar year 2012 and thereafter. These amounts, to the extent  
23 practicable, shall be used to determine the uniform percentage in the particular  
24 calendar year.

25           **\*-0799/3.15\* SECTION 2286.** 85.20 (4s) of the statutes is amended to read:

1           85.20 (4s) PAYMENT OF AIDS UNDER THE CONTRACT. The contracts executed  
2 between the department and eligible applicants under this section shall provide that  
3 the payment of the state aid allocation under sub. (4m) (a) for the last quarter of the  
4 state's fiscal year shall be provided from the following fiscal year's appropriation  
5 under s. 20.395 (1) ~~(hr), (hs), (ht), (hu), or (hw)~~ (ha), (hb), (hc), (hd), or (he).

6           \*-1465/P4.778\* \*-0808/2.262\* SECTION 2287. 85.25 (2) (c) 1m. b. of the  
7 statutes is amended to read:

8           85.25 (2) (c) 1m. b. It is currently performing a useful business function as  
9 defined in s. ~~560.036~~ 490.04 (1) (h).

10          \*-1372/2.3\* SECTION 2288. 85.26 (1) (title) of the statutes is repealed.

11          \*-1372/2.4\* SECTION 2289. 85.26 (1) (intro.) and (a) of the statutes are  
12 consolidated, renumbered 85.26 (1) and amended to read:

13          85.26 (1) In this section: ~~(a) "Intercity, "intercity bus service"~~ "intercity bus service" means regularly  
14 scheduled bus service for the general public that operates with limited stops over  
15 fixed routes connecting 2 or more urban areas not in close proximity, that has the  
16 capacity for transporting baggage carried by passengers, and that makes meaningful  
17 connections with scheduled intercity bus service to more distant points if service to  
18 more distant points is available.

19          \*-1372/2.5\* SECTION 2290. 85.26 (1) (b) of the statutes is repealed.

20          \*-1372/2.6\* SECTION 2291. 85.26 (1) (c) of the statutes is repealed.

21          \*-1372/2.7\* SECTION 2292. 85.26 (2) (title) of the statutes is repealed.

22          \*-1372/2.8\* SECTION 2293. 85.26 (2) (a) (intro.) and 1. of the statutes are  
23 consolidated, renumbered 85.26 (2) (a) and amended to read:

24          85.26 (2) (a) The department ~~shall develop and administer an intercity bus~~  
25 ~~assistance program to increase the availability of intercity bus service in this state.~~

1 Under this program, the department may do any of the following: 1. ~~Contract may~~  
2 contract with private providers of intercity bus service to support intercity bus  
3 service routes of the provider.

4 **\*-1372/2.9\* SECTION 2294.** 85.26 (2) (a) 2. of the statutes is repealed.

5 **\*-1372/2.10\* SECTION 2295.** 85.26 (2) (b) (intro.) of the statutes is amended to  
6 read:

7 85.26 (2) (b) (intro.) All expenditures ~~under the program~~ for contracts under  
8 par. (a) shall be made from the ~~appropriations~~ appropriation under s. 20.395 (1) ~~(bq),~~  
9 ~~(bv), and (bx).~~ The department may not enter into any contract under par. (a) 1., or  
10 award any grant under par. (a) 2., that provides funds to support any intercity bus  
11 service route in an amount exceeding the lesser of the following:

12 **\*-1372/2.11\* SECTION 2296.** 85.26 (2) (b) 1. of the statutes is repealed.

13 **\*-1372/2.12\* SECTION 2297.** 85.26 (2) (b) 2. of the statutes is repealed.

14 **\*-1372/2.13\* SECTION 2298.** 85.26 (2) (c) of the statutes is repealed.

15 **\*-0352/3.1\* SECTION 2299.** 86.30 (2) (a) 3. of the statutes is amended to read:

16 86.30 (2) (a) 3. For each mile of road or street under the jurisdiction of a  
17 municipality as determined under s. 86.302, the mileage aid payment shall be ~~\$1,956~~  
18 ~~in calendar year 2008, \$2,015 in calendar year 2009, \$2,055 in calendar year 2010,~~  
19 ~~and \$2,117 in calendar year 2011, and \$2,053 in calendar year 2012~~ and thereafter.

20 **\*-0352/3.2\* SECTION 2300.** 86.30 (2) (b) 1. of the statutes is amended to read:

21 86.30 (2) (b) 1. Except as provided under par. (d) and s. 86.303 (5), no  
22 municipality whose aid is determined under par. (a) 2. may receive an increase in its  
23 annual transportation aid payment in excess of 15% of its last previous calendar year  
24 aid payment or a decrease in its annual transportation aid payment in excess of 5%  
25 15 percent of its last previous calendar year transportation aid payment.

1           **\*-0352/3.3\* SECTION 2301.** 86.30 (2) (b) 1g. of the statutes is amended to read:

2           86.30 (2) (b) 1g. Except as provided under par. (d) and s. 86.303 (5), no  
3           municipality whose aid is determined under par. (a) 3. may receive a decrease in its  
4           annual transportation aid payment in excess of ~~5%~~ 15 percent of its last previous  
5           calendar year transportation aid payment.

6           **\*-0352/3.4\* SECTION 2302.** 86.30 (2) (b) 1r. of the statutes is amended to read:

7           86.30 (2) (b) 1r. Except as provided under s. 86.303, no county may receive an  
8           increase in its annual transportation aid payment in excess of 15% of its last previous  
9           calendar year aid payment. Except as provided under par. (dm) and s. 86.303, no  
10          county may receive a decrease in its annual transportation aid payment in excess of  
11          ~~2%~~ 15 percent of its last previous calendar year transportation aid payment.

12          **\*-0352/3.5\* SECTION 2303.** 86.30 (9) (b) of the statutes is amended to read:

13          86.30 (9) (b) For the purpose of calculating and distributing aids under sub. (2),  
14          the amounts for aids to counties are ~~\$96,492,900 in calendar year 2008, \$99,387,700~~  
15          ~~in calendar year 2009, \$101,375,500 in calendar year 2010, and \$104,416,800 in~~  
16          ~~calendar year 2011, and \$93,975,100 in calendar year 2012~~ and thereafter. These  
17          amounts, to the extent practicable, shall be used to determine the statewide county  
18          average cost-sharing percentage in the particular calendar year.

19          **\*-0352/3.6\* SECTION 2304.** 86.30 (9) (c) of the statutes is amended to read:

20          86.30 (9) (c) For the purpose of calculating and distributing aids under sub. (2),  
21          the amounts for aids to municipalities are ~~\$303,578,100 in calendar year 2008,~~  
22          ~~\$312,685,400 in calendar year 2009, \$318,939,100 in calendar year 2010, and~~  
23          ~~\$328,507,300 in calendar year 2011, and \$295,656,600 in calendar year 2012~~ and  
24          thereafter. These amounts, to the extent practicable, shall be used to determine the

1 statewide municipal average cost-sharing percentage in the particular calendar  
2 year.

3 **\*-0352/3.7\* SECTION 2305.** 86.303 (5) (e) of the statutes is amended to read:

4 86.303 (5) (e) Except as provided in par. (f), if a county or municipality fails to  
5 submit a substantially complete and accurate financial report form by the applicable  
6 date under par. (c) or (d) each year, the aids payable to the county or municipality  
7 during the following year shall be equal to ~~90%~~ 85 percent of the aids actually paid  
8 to the county or municipality under s. 86.30 (2) during the preceding year.

9 **\*-0352/3.8\* SECTION 2306.** 86.303 (5) (f) 2. of the statutes is amended to read:

10 86.303 (5) (f) 2. The amount of aids payable to the county or municipality under  
11 s. 86.30 (2) during the following year may not be reduced to less than ~~90%~~ 85 percent  
12 of the aids actually paid to the county or municipality under s. 86.30 (2) during the  
13 preceding year.

14 **\*-0352/3.9\* SECTION 2307.** 86.303 (5) (h) of the statutes is amended to read:

15 86.303 (5) (h) Except as provided in par. (i), if a county or municipality under  
16 par. (g) fails to submit the financial reports required under par. (g) by July 31 each  
17 year, the aids payable to the county or municipality during the following year shall  
18 be equal to ~~90%~~ 85 percent of the aids actually paid to the county or municipality  
19 under s. 86.30 (2) during the preceding year.

20 **\*-0352/3.10\* SECTION 2308.** 86.303 (5) (i) 2. of the statutes is amended to read:

21 86.303 (5) (i) 2. The amount of aids payable to the county or municipality under  
22 s. 86.30 (2) during the following year may not be reduced to less than ~~90%~~ 85 percent  
23 of the aids actually paid to the county or municipality under s. 86.30 (2) during the  
24 preceding year.

25 **\*-0352/3.11\* SECTION 2309.** 86.303 (7) (b) of the statutes is amended to read:

1           86.303 (7) (b) If the county or municipality fails to conduct an independent  
2           audit when ordered to do so by the department, the aids payable during the following  
3           year shall be equal to ~~90%~~ 85 percent of the aids actually paid during the preceding  
4           year. If the department has reason to believe that the ~~90%~~ 85 percent payment will  
5           be greater than the actual payment should be, the department may itself order an  
6           independent audit and deduct the audit costs from the transportation aids paid to  
7           the county or municipality under s. 86.30 (2). Any underpayment or overpayment  
8           of aids resulting from financial reporting errors shall be rectified by adjusting aids  
9           paid in the following year.

10           \*~~-1284/2.9~~\* SECTION 2310. 91.04 (2) (j) of the statutes is amended to read:

11           91.04 (2) (j) Rezoning of land out of farmland preservation zoning districts  
12           under s. 91.48, ~~including the amounts of conversion fees paid to political subdivisions~~  
13           ~~under s. 91.48 (1) (b).~~

14           \*~~-1284/2.10~~\* SECTION 2311. 91.48 (1) (intro.) of the statutes is amended to  
15           read:

16           91.48 (1) (intro.) A political subdivision with a certified farmland preservation  
17           zoning ordinance may rezone land out of a farmland preservation zoning district  
18           without having the rezoning certified under s. 91.36, if ~~all of the following apply the~~  
19           political subdivision finds all of the following, after public hearing:

20           \*~~-1284/2.11~~\* SECTION 2312. 91.48 (1) (a) (intro.) of the statutes is repealed.

21           \*~~-1284/2.12~~\* SECTION 2313. 91.48 (1) (a) 1. to 4. of the statutes are renumbered  
22           91.48 (1) (a) to (d).

23           \*~~-1284/2.13~~\* SECTION 2314. 91.48 (1) (b) of the statutes is repealed.

24           \*~~-1284/2.14~~\* SECTION 2315. 91.48 (2) (intro.) and (a) of the statutes are  
25           consolidated, renumbered 91.48 (2) and amended to read:

1           91.48 (2) A political subdivision shall by March of 1 of each year provide all of  
2 the following to the department: ~~(a) A~~ a report of the number of acres that the  
3 political subdivision has rezoned out of a farmland preservation zoning district  
4 under sub. (1) during the previous year and a map that clearly shows the location of  
5 those acres.

6           \*-1284/2.15\* SECTION 2316. 91.48 (2) (b) and (c) of the statutes are repealed.

7           \*-1284/2.16\* SECTION 2317. 91.48 (3) of the statutes is amended to read:

8           91.48 (3) A political subdivision that is not a county shall by March 1 of each  
9 year submit a copy of the information that it reports to the department under sub.  
10 (2) ~~(a) and (b)~~ to the county in which the political subdivision is located.

11           \*-1284/2.17\* SECTION 2318. 91.49 of the statutes is repealed.

12           \*-1187/P5.401\* SECTION 2319. 92.025 (4) of the statutes is amended to read:

13           92.025 (4) INTERIM GOAL; STATE-RUN FARMS. The soil erosion rate on individual  
14 cropland fields of farms owned by the University of Wisconsin System, the University  
15 of Wisconsin-Madison, or any other department or agency of state government does  
16 not exceed the tolerable soil erosion level on or after July 1, 1990.

17           \*-1187/P5.402\* SECTION 2320. 92.04 (2) (g) of the statutes is amended to read:

18           92.04 (2) (g) *Advise the University of Wisconsin System and University of*  
19 *Wisconsin-Madison*. The board shall advise the University of Wisconsin System and  
20 University of Wisconsin-Madison annually on needed research and educational  
21 programs relating to soil and water conservation.

22           \*-1187/P5.403\* SECTION 2321. 92.05 (3) (d) of the statutes is amended to read:

23           92.05 (3) (d) *Advise University of Wisconsin System and University of*  
24 *Wisconsin-Madison*. The department shall advise the University of Wisconsin

1 System and University of Wisconsin-Madison annually on developing research and  
2 educational programs relating to soil and water conservation.

3 **\*-1187/P5.404\* SECTION 2322.** 92.07 (5) of the statutes is amended to read:

4 92.07 (5) EDUCATIONAL AND OTHER PROGRAMS. Each land conservation  
5 committee may encourage research and educational, informational and public  
6 service programs, advise the University of Wisconsin-Madison and University of  
7 Wisconsin System on educational needs and assist the University of  
8 Wisconsin-Madison and University of Wisconsin System and the department in  
9 implementing educational programs under ss. ~~36.25~~ 37.25 (7), 59.56 (3) and 92.05.

\*\*\*\*NOTE: Given that s. 36.25 (7) is transferred to s. 37.25 (7), is it okay to refer to both the UW and the UW System in the above?

10 **\*-1465/P4.779\* \*-1369/1.5\* SECTION 2323.** 92.07 (15) of the statutes is  
11 amended to read:

12 92.07 (15) ADMINISTRATION AND ENFORCEMENT OF ORDINANCES. A land  
13 conservation committee may, if authorized by the county board, administer and  
14 enforce those provisions of an ordinance enacted under s. 101.65 (1) (a) related to  
15 construction site erosion, a zoning ordinance enacted under s. 59.693 or an ordinance  
16 enacted under authority granted under s. ~~281.33 (3m)~~ 101.1206.

17 **\*-1465/P4.780\* \*-1059/P3.509\* SECTION 2324.** 93.07 (3) of the statutes is  
18 amended to read:

19 93.07 (3) PROMOTION OF AGRICULTURE. To promote the interests of agriculture,  
20 dairying, horticulture, manufacturing, commercial fishing and the domestic arts and  
21 to advertise Wisconsin and its dairy, food, and agricultural products by conducting  
22 campaigns of education throughout the United States and in foreign markets. Such  
23 campaigns shall include the distribution of educational and advertising material

1 concerning Wisconsin and its plant, animal, food, and dairy products. The  
2 department shall coordinate efforts by the state to advertise and promote  
3 agricultural products of this state, with the ~~department of commerce~~ Wisconsin  
4 Economic Development Corporation where appropriate. The department shall  
5 submit its request and plan for market development program expenditures for each  
6 biennium with its biennial budget request. The plan shall include the identification  
7 and priority of expenditures for each market development program activity.

8 **\*-1465/P4.781\* \*-1059/P3.510\* SECTION 2325.** 93.07 (18) (b) (intro.) of the  
9 statutes is amended to read:

10 93.07 (18) (b) (intro.) In consultation with the ~~department of commerce~~  
11 Wisconsin Economic Development Corporation, to do all of the following for each  
12 economic development program administered by the department of agriculture,  
13 trade and consumer protection:

14 **\*-1465/P4.782\* \*-1059/P3.511\* SECTION 2326.** 93.07 (20) (title) of the  
15 statutes is amended to read:

16 93.07 (20) (title) ECONOMIC DEVELOPMENT ASSISTANCE COORDINATION AND  
17 REPORTING.

18 **\*-1465/P4.783\* \*-1059/P3.512\* SECTION 2327.** 93.07 (20) of the statutes is  
19 renumbered 93.07 (20) (b) and amended to read:

20 93.07 (20) (b) Annually, no later than October 1, to submit to the joint  
21 legislative audit committee and to the appropriate standing committees of the  
22 legislature under s. 13.172 (3) a comprehensive report assessing economic  
23 development programs, as defined in sub. (18) (a), administered by the department.  
24 The report shall include all of the information required under s. ~~560.01 (2) (am)~~  
25 238.07 (2). The department shall collaborate with the ~~department of commerce~~

1 Wisconsin Economic Development Corporation to make readily accessible to the  
2 public on an Internet-based system the information required under this subsection.

3 **\*-1465/P4.784\* \*-1059/P3.513\* SECTION 2328.** 93.07 (20) (a) of the statutes  
4 is created to read:

5 93.07 (20) (a) The department shall coordinate any economic development  
6 assistance with the Wisconsin Economic Development Corporation.

7 **\*-1224/P3.16\* SECTION 2329.** 93.07 (26) of the statutes is amended to read:

8 93.07 (26) ALTERNATIVE FUEL REFUELING FACILITIES. To pursue ~~in cooperation~~  
9 ~~with the office of energy independence~~, the establishment and maintenance of  
10 sufficient alternative fuel refueling facilities at public retail outlets to meet the  
11 traveling needs of the public.

12 **\*-1465/P4.785\* \*-1059/P3.514\* SECTION 2330.** 93.33 (5) (intro.) of the  
13 statutes is amended to read:

14 93.33 (5) ANNUAL REPORT. (intro.) In September of each year, the council shall  
15 submit a report to the appropriate standing committees of the legislature as  
16 determined by the speaker of the assembly and the president of the senate, under s.  
17 13.172 (3), the governor, the secretary of agriculture, trade and consumer protection,  
18 the state superintendent of public instruction, the secretary of workforce  
19 development, the secretary of natural resources, the ~~secretary of commerce~~ chief  
20 executive officer of the Wisconsin Economic Development Corporation, the president  
21 of the University of Wisconsin System, the director of the technical college system,  
22 the chancellor of the University of Wisconsin-Extension, the chancellor of the  
23 University of Wisconsin-Madison, the chancellor of the University of  
24 Wisconsin-Platteville, the chancellor of the University of Wisconsin-River Falls,

1 and the chancellor of the University of Wisconsin-Stevens Point. The council shall  
2 include all of the following in the report:

3 **\*-1465/P4.786\* \*-1059/P3.515\* SECTION 2331.** 93.42 (1) (e) of the statutes is  
4 amended to read:

5 93.42 (1) (e) Cooperating with the ~~department of commerce~~ Wisconsin  
6 Economic Development Corporation in promoting the state's products through the  
7 state's foreign trade offices.

8 **\*-1465/P4.787\* \*-1059/P3.516\* SECTION 2332.** 93.42 (3) of the statutes is  
9 repealed.

10 **\*-1363/1.2\* SECTION 2333.** 93.45 of the statutes is repealed.

11 **\*-0157/4.1\* SECTION 2334.** 93.46 (1) (am) of the statutes is repealed.

\*\*\*NOTE: This is reconciled s. 93.46 (1) (am). This SECTION has been affected by  
drafts with the following LRB numbers: -0157 and -1465.

12 **\*-0157/4.2\* SECTION 2335.** 93.46 (2) (c) of the statutes is amended to read:

13 93.46 (2) (c) The department may not fund any project under this subsection  
14 if the proposed length of the project exceeds 3 years. The total funding to a single  
15 project under this subsection may not exceed ~~\$50,000~~ \$100,000.

16 **\*-0157/4.3\* SECTION 2336.** 93.46 (2) (d) of the statutes is repealed.

17 **\*-1363/1.3\* SECTION 2337.** 93.48 of the statutes is repealed.

18 **\*-1284/2.18\* SECTION 2338.** 93.73 of the statutes is repealed.

19 **\*-1465/P4.788\* \*-0808/2.263\* SECTION 2339.** 93.80 of the statutes is  
20 amended to read:

21 **93.80 Arsenic in wood.** The department, jointly with the department of  
22 ~~commerce~~ safety and professional services, shall review scientific evidence to

1 determine whether there is a substantial likelihood that wood treated with copper,  
2 chromium, and arsenic is harmful to the environment or to human health.

3 **\*-1224/P3.17\* SECTION 2340.** 96.01 (4m) of the statutes is amended to read:

4 96.01 (4m) "Bioenergy feedstock" ~~has the meaning given in s. 16.954 (1) (b)~~  
5 means biomass used to produce energy, including transportation fuel, heat, or  
6 electricity.

7 **\*-0721/7.2\* SECTION 2341.** 100.14 (2) of the statutes is amended to read:

8 100.14 (2) The ~~secretary of state~~ department of financial institutions shall,  
9 upon application of the department of agriculture, trade and consumer protection,  
10 record any such label or trademark under ss. 132.01 to 132.11. The department of  
11 agriculture, trade and consumer protection shall be entitled to protect such label or  
12 trademark under said sections and in any other manner authorized by law.

13 **\*-1465/P4.789\* \*-0808/2.264\* SECTION 2342.** 100.20 (2) (c) of the statutes is  
14 created to read:

15 100.20 (2) (c) 1. Notwithstanding par. (a), beginning on the effective date of this  
16 subdivision .... [LRB inserts date], the department may not issue any order or  
17 promulgate any rule, or enforce any order or rule, that regulates unfair methods of  
18 competition or unfair trade practices relating to any of the following activities:

- 19 a. Remodeling or otherwise improving residential or noncommercial property.
- 20 b. Basement waterproofing.
- 21 c. Real estate advertising.
- 22 d. Renting of mobile home sites and sales of mobile homes.
- 23 e. Renting of residential dwelling units and mobile homes.

1           2. Beginning of the effective date of this subdivision .... [LRB inserts date], the  
2 department of safety and professional services may promulgate rules and issue  
3 orders regulating the unfair methods and practices described in subd. 1.

4           3. All rules promulgated by the department of agriculture, trade and consumer  
5 protection regulating the unfair methods or practices as described in subd. 1. that  
6 are in effect on the effective date of this subdivision .... [LRB inserts date], remain  
7 in effect until their specified expiration date or until amended or repealed by the  
8 department of safety and professional services. All orders issued by the department  
9 of agriculture, trade and consumer protection regulating the unfair methods or  
10 practices as described in subd. 1. that are in effect on the effective date of this  
11 subdivision .... [LRB inserts date], remain in effect until their specified expiration  
12 date or until modified or rescinded by the department of safety and professional  
13 services and shall be enforced by the department of safety and professional services.

14           **\*-1465/P4.790\* \*-0808/2.265\* SECTION 2343.** 100.60 (1) (b) 2. of the statutes  
15 is amended to read:

16           100.60 (1) (b) 2. Any other fuel that can substitute for petroleum-based diesel  
17 fuel, that is derived from a renewable resource, that meets all of the applicable  
18 requirements of the American Society for Testing and Materials for that fuel, and  
19 that the department of ~~commerce~~ safety and professional services designates as a  
20 diesel-replacement renewable fuel under sub. (7) (a).

21           **\*-1465/P4.791\* \*-0808/2.266\* SECTION 2344.** 100.60 (1) (c) 2. of the statutes  
22 is amended to read:

23           100.60 (1) (c) 2. Any other fuel that can substitute for gasoline, that is derived  
24 from a renewable resource, that meets all of the applicable requirements of the  
25 American Society for Testing and Materials for that fuel, and that the department

1 of ~~commerce~~ safety and professional services designates as a gasoline-replacement  
2 renewable fuel under sub. (7) (b).

3 **\*-1465/P4.792\* \*-0808/2.267\* SECTION 2345.** 100.60 (3) (a) of the statutes is  
4 amended to read:

5 100.60 (3) (a) Annually, beginning in 2011, the department, in cooperation with  
6 and with assistance from the department of ~~commerce~~, safety and professional  
7 services and the department of revenue, ~~and the office of energy independence~~, shall  
8 determine whether the annual goals for sales of renewable fuels in sub. (2) (b) and  
9 (c), for the previous year, were met in the state in that year.

\*\*\*\*NOTE: This is reconciled s. 100.60 (3) (a). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-1224/P2 and LRB-1465/P3.

10 **\*-1465/P4.793\* \*-0808/2.268\* SECTION 2346.** 100.60 (6) (a) of the statutes is  
11 amended to read:

12 100.60 (6) (a) The department shall consult with the department of ~~commerce~~,  
13 safety and professional services and the department of revenue, ~~and the office of~~  
14 ~~energy independence~~ to determine if information necessary to make a determination  
15 under sub. (3) (a) or an assessment under sub. (4) is being collected by these agencies  
16 under laws in effect on June 2, 2010. If the information is not being collected, the  
17 department may request the department of ~~commerce~~, safety and professional  
18 services and the department of revenue, ~~or the office of energy independence~~ to  
19 collect the information if collection by one of these agencies is more cost-effective for  
20 state government and less burdensome for the persons subject to the reporting  
21 requirements than collection of the information by the department.

\*\*\*\*NOTE: This is reconciled s. 100.60 (6) (a). This SECTION has been affected by  
drafts with the following LRB numbers: LRB-1224/P2 and LRB-1465/P3.



1           \*~~-1465/P4.798~~\* \*~~-0808/2.273~~\* SECTION 2351. 101.01 (1m) of the statutes is  
2 amended to read:

3           101.01 (1m) "Department" means the department of ~~commerce~~ safety and  
4 professional services.

5           \*~~-1465/P4.799~~\* \*~~-0808/2.274~~\* SECTION 2352. 101.01 (14) of the statutes is  
6 amended to read:

7           101.01 (14) "Secretary" means the secretary of ~~commerce~~ safety and  
8 professional services.

9           \*~~-1465/P4.800~~\* \*~~-0808/2.275~~\* SECTION 2353. 101.02 (18m) of the statutes is  
10 amended to read:

11           101.02 (18m) The department may perform, or contract for the performance  
12 of, testing of petroleum products other than testing provided under ch. 168. The  
13 department may establish a schedule of fees for such petroleum product testing  
14 services. The department shall credit all revenues received from fees established  
15 under this subsection to the appropriation account under s. ~~20.143 (3)~~ 20.165 (2) (ga).  
16 Revenues from fees established under this subsection may be used by the  
17 department to pay for testing costs, including laboratory supplies and equipment  
18 amortization, for such products.

19           \*~~-1465/P4.801~~\* \*~~-0808/2.276~~\* SECTION 2354. 101.02 (20) (b) of the statutes  
20 is amended to read:

21           101.02 (20) (b) Except as provided in par. (e), the department of ~~commerce~~  
22 safety and professional services may not issue or renew a license unless each  
23 applicant who is an individual provides the department of ~~commerce~~ safety and  
24 professional services with his or her social security number and each applicant that  
25 is not an individual provides the department of ~~commerce~~ safety and professional

1 services with its federal employer identification number. The department of  
2 ~~commerce~~ safety and professional services may not disclose the social security  
3 number or the federal employer identification number of an applicant for a license  
4 or license renewal except to the department of revenue for the sole purpose of  
5 requesting certifications under s. 73.0301.

6 **\*-1465/P4.802\* \*-0808/2.277\* SECTION 2355.** 101.02 (20) (c) of the statutes  
7 is amended to read:

8 101.02 (20) (c) The department of ~~commerce~~ safety and professional services  
9 may not issue or renew a license if the department of revenue certifies under s.  
10 73.0301 that the applicant or licensee is liable for delinquent taxes.

11 **\*-1465/P4.803\* \*-0808/2.278\* SECTION 2356.** 101.02 (20) (d) of the statutes  
12 is amended to read:

13 101.02 (20) (d) The department of ~~commerce~~ safety and professional services  
14 shall revoke a license if the department of revenue certifies under s. 73.0301 that the  
15 licensee is liable for delinquent taxes.

16 **\*-1465/P4.804\* \*-0808/2.279\* SECTION 2357.** 101.02 (20) (e) 1. of the statutes  
17 is amended to read:

18 101.02 (20) (e) 1. If an applicant who is an individual does not have a social  
19 security number, the applicant, as a condition of applying for or applying to renew  
20 a license shall submit a statement made or subscribed under oath or affirmation to  
21 the department of ~~commerce~~ safety and professional services that the applicant does  
22 not have a social security number. The form of the statement shall be prescribed by  
23 the department of children and families.

24 **\*-1465/P4.805\* \*-0808/2.280\* SECTION 2358.** 101.02 (21) (b) of the statutes  
25 is amended to read:

1           101.02 (21) (b) As provided in the memorandum of understanding under s.  
2 49.857 and except as provided in par. (e), the department of ~~commerce~~ safety and  
3 professional services may not issue or renew a license unless the applicant provides  
4 the department of ~~commerce~~ safety and professional services with his or her social  
5 security number. The department of ~~commerce~~ safety and professional services may  
6 not disclose the social security number except that the department of ~~commerce~~  
7 safety and professional services may disclose the social security number of an  
8 applicant for a license under par. (a) or a renewal of a license under par. (a) to the  
9 department of children and families for the sole purpose of administering s. 49.22.

10           \*-1465/P4.806\* \*-0808/2.281\* SECTION 2359. 101.02 (21) (e) 1. of the statutes  
11 is amended to read:

12           101.02 (21) (e) 1. If an applicant who is an individual does not have a social  
13 security number, the applicant, as a condition of applying for or applying to renew  
14 a license shall submit a statement made or subscribed under oath or affirmation to  
15 the department of ~~commerce~~ safety and professional services that the applicant does  
16 not have a social security number. The form of the statement shall be prescribed by  
17 the department of children and families.

18           \*-1465/P4.807\* \*-1369/1.6\* SECTION 2360. 101.1206 (title) of the statutes is  
19 created to read:

20           **101.1206 (title) Erosion control; construction of public buildings and**  
21 **buildings that are places of employment.**

22           \*-1187/P5.405\* SECTION 2361. 101.123 (2) (d) 4. of the statutes is amended to  
23 read:

1           101.123 (2) (d) 4. A location that is 25 feet or less from a residence hall or  
2 dormitory that is owned or operated by the Board of Regents of the University of  
3 Wisconsin System or Board of Trustees of the University of Wisconsin-Madison.

4           **\*-1187/P5.406\* SECTION 2362.** 101.14 (4) (b) 3. a. of the statutes is amended  
5 to read:

6           101.14 (4) (b) 3. a. Every residence hall and dormitory over 60 feet in height,  
7 the initial construction of which was begun before April 26, 2000, that is owned or  
8 operated by the ~~board of regents~~ Board of Regents of the University of Wisconsin  
9 System or the Board of Trustees of the University of Wisconsin-Madison to contain  
10 an automatic fire sprinkler system on each floor by January 1, 2006, except that  
11 those rules shall not apply to Ogg Residence Hall at the University of  
12 Wisconsin-Madison until January 1, 2008.

13           **\*-1187/P5.407\* SECTION 2363.** 101.14 (4) (b) 3. b. of the statutes is amended  
14 to read:

15           101.14 (4) (b) 3. b. Every residence hall and dormitory, the initial construction  
16 of which is begun on or after April 26, 2000, that is owned or operated by the ~~board~~  
17 ~~of regents~~ Board of Regents of the University of Wisconsin System or the Board of  
18 Trustees of the University of Wisconsin-Madison to have an automatic fire sprinkler  
19 system installed on each floor at the time the residence hall or dormitory is  
20 constructed.

21           **\*-1187/P5.408\* SECTION 2364.** 101.14 (4) (b) 3. c. of the statutes is amended  
22 to read:

23           101.14 (4) (b) 3. c. Every residence hall and dormitory over 60 feet in height,  
24 the initial construction of which was begun before January 7, 2006, that is owned or  
25 operated by an institution of higher education, other than a residence hall or

1 dormitory that is owned or operated by the Board of Regents of the University of  
2 Wisconsin System or the Board of Trustees of the University of Wisconsin-Madison,  
3 to contain an automatic fire sprinkler system on each floor by January 1, 2014.

4 **\*-1187/P5.409\* SECTION 2365.** 101.14 (4) (b) 3. d. of the statutes is amended  
5 to read:

6 101.14 (4) (b) 3. d. Every residence hall and dormitory, the initial construction  
7 of which is begun on or after January 7, 2006, that is owned or operated by an  
8 institution of higher education, other than a residence hall or dormitory that is  
9 owned or operated by the Board of Regents of the University of Wisconsin System or  
10 the Board of Trustees of the University of Wisconsin-Madison, to have an automatic  
11 fire sprinkler system installed on each floor at the time the residence hall or  
12 dormitory is constructed.

13 **\*-1465/P4.808\* \*-0808/2.282\* SECTION 2366.** 101.143 (2) (d) of the statutes  
14 is amended to read:

15 101.143 (2) (d) The department shall reserve a portion, not to exceed 20%, of  
16 the amount annually appropriated under s. ~~20.143(3)~~ 20.165(2) (v) for awards under  
17 this section to be used to fund emergency remedial action and claims that exceed the  
18 amount initially anticipated.

19 **\*-1465/P4.809\* \*-0808/2.283\* SECTION 2367.** 101.143 (2) (h) (intro.) of the  
20 statutes is amended to read:

21 101.143 (2) (h) (intro.) The department of ~~eommerce~~ safety and professional  
22 services and the department of natural resources, jointly, shall promulgate rules  
23 designed to facilitate effective and cost-efficient administration of the program  
24 under this section that specify all of the following:

1           **\*-1465/P4.810\* \*-0808/2.284\* SECTION 2368.** 101.143 (2) (i) (intro.) of the  
2 statutes is amended to read:

3           101.143 (2) (i) (intro.) The department of ~~commerce~~ safety and professional  
4 services and the department of natural resources, jointly, shall promulgate rules  
5 specifying procedures for evaluating remedial action plans and procedures to be used  
6 by employees of the department of ~~commerce~~ safety and professional services and the  
7 department of natural resources while remedial actions are being conducted. The  
8 departments shall specify procedures that include all of the following:

9           **\*-1465/P4.811\* \*-0808/2.285\* SECTION 2369.** 101.143 (2) (j) (intro.) of the  
10 statutes is amended to read:

11           101.143 (2) (j) (intro.) The department of ~~commerce~~ safety and professional  
12 services and the department of natural resources, jointly, shall promulgate rules  
13 specifying all of the following:

14           **\*-1465/P4.812\* \*-0808/2.286\* SECTION 2370.** 101.143 (2) (k) of the statutes  
15 is amended to read:

16           101.143 (2) (k) In promulgating rules under pars. (h) to (j), the department of  
17 ~~commerce~~ safety and professional services and the department of natural resources  
18 shall attempt to reach an agreement that is consistent with those provisions. If the  
19 department of ~~commerce~~ safety and professional services and the department of  
20 natural resources are unable to reach an agreement, they shall refer the matters on  
21 which they are unable to agree to the secretary of administration for resolution. The  
22 secretary of administration shall resolve any matters on which the departments  
23 disagree in a manner that is consistent with pars. (h) to (j). The department of  
24 ~~commerce~~ safety and professional services and the department of natural resources,  
25 jointly, shall promulgate rules incorporating any agreement between the

1 department of ~~commerce~~ safety and professional services and the department of  
2 natural resources under this paragraph and any resolution of disagreements  
3 between the departments by the secretary of administration under this paragraph.

4 **\*-1465/P4.813\* \*-0808/2.287\* SECTION 2371.** 101.143 (2) (L) of the statutes  
5 is amended to read:

6 101.143 (2) (L) The department may promulgate rules for the assessment and  
7 collection of fees to recover its costs for providing approval under sub. (3) (c) 4. and  
8 for providing other assistance requested by applicants under this section. Any  
9 moneys collected under this paragraph shall be credited to the appropriation account  
10 under s. ~~20.143 (3)~~ 20.165 (2) (Lm).

11 **\*-1465/P4.814\* \*-0808/2.288\* SECTION 2372.** 101.143 (2e) (a) of the statutes  
12 is amended to read:

13 101.143 (2e) (a) The department of ~~commerce~~ safety and professional services  
14 and the department of natural resources shall attempt to agree on a method, which  
15 shall include individualized consideration of the routes for migration of petroleum  
16 product contamination at each site, for determining the risk to public health, safety  
17 and welfare and to the environment posed by discharges for which the department  
18 of ~~commerce~~ safety and professional services receives notification under sub. (3) (a)  
19 3.

20 **\*-1465/P4.815\* \*-0808/2.289\* SECTION 2373.** 101.143 (2e) (b) of the statutes  
21 is amended to read:

22 101.143 (2e) (b) If the department of ~~commerce~~ safety and professional services  
23 and the department of natural resources are unable to reach an agreement under  
24 par. (a), they shall refer the matters on which they are unable to agree to the  
25 secretary of administration for resolution. The secretary of administration shall