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1 16.045 (4) The department shall ~~require, whenever feasible and cost-effective,~~
2 encourage all state employees to utilize hybrid-electric vehicles or vehicles that
3 operate on gasohol or alternative fuel for all state-owned or state-leased motor
4 vehicles whenever such utilization is feasible. However, the department shall not
5 lease or purchase any hybrid-electric vehicle, or authorize the lease or purchase of
6 any hybrid-electric vehicle, unless the manufacturer certifies to the department
7 that final assembly of the vehicle occurred in the United States.

8 **SECTION 196.** 16.045 (4m) (intro.) of the statutes is amended to read:

9 16.045 (4m) (intro.) The department shall ~~require, whenever feasible and~~
10 ~~cost-effective, encourage~~ all agencies to collectively reduce the usage of gasoline and
11 diesel fuel in state-owned vehicles that is petroleum-based below the total amount
12 that the agencies used in 2006 by at least the following percentages:

13 **SECTION 197.** 16.045 (4m) (a) (intro.) and 1. of the statutes are consolidated,
14 renumbered 16.045 (4m) (a) and amended to read:

15 16.045 (4m) (a) For gasoline: ~~1. Twenty, 20~~ percent by ~~2010~~ 2015.

16 **SECTION 198.** 16.045 (4m) (a) 2. of the statutes is repealed.

17 **SECTION 199.** 16.045 (4m) (b) (intro.) and 1. of the statutes are consolidated,
18 renumbered 16.045 (4m) (b) and amended to read:

19 16.045 (4m) (b) For diesel fuel: ~~1. Ten, 10~~ percent by ~~2010~~ 2015.

20 **SECTION 200.** 16.045 (4m) (b) 2. of the statutes is repealed.

21 **SECTION 201.** 16.045 (5) of the statutes is amended to read:

22 16.045 (5) The department shall, ~~whenever feasible and cost-effective,~~
23 encourage distribution of gasohol and alternative fuels and usage of hybrid-electric
24 vehicles or vehicles that operate on gasohol or alternative fuels by officers and
25 employees who use personal motor vehicles on state business and by residents of this

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1 state generally. ~~The department shall report to the appropriate standing committees~~
2 ~~under s. 13.172 (3) concerning distribution of gasoline and alternative fuels and usage~~
3 ~~of hybrid electric vehicles and vehicles that operate on gasoline or alternative fuels~~
4 ~~in this state, no later than April 30 of each year.~~

5 **SECTION 202.** 16.045 (6) of the statutes is repealed.

6 **SECTION 203.** 16.15 (1) (ae) of the statutes is amended to read:

7 16.15 (1) (ae) "Cost of disposing of processed material" ~~has the meaning given~~
8 ~~in s. 287.11 (2m) (a) 1~~ means the gross cost of transferring processed material to a
9 solid waste disposal facility and disposing of the processed material in the facility,
10 including any disposal costs not paid through fees charged by the facility.

11 **SECTION 204.** 16.15 (1) (ah) of the statutes is amended to read:

12 16.15 (1) (ah) "Cost of selling processed material" ~~has the meaning given in s.~~
13 ~~287.11 (2m) (a) 2~~ means the net cost, including any storage costs, of selling processed
14 material to a broker, dealer or manufacturing facility, plus any cost of transporting
15 the processed material from the waste processing facility to the destination specified
16 by the broker, dealer, or manufacturing facility.

17 **SECTION 205.** 16.15 (1) (ar) of the statutes is amended to read:

18 16.15 (1) (ar) "Processed material" ~~has the meaning given in s. 287.11 (2m) (a)~~
19 ~~3~~ means a component of solid waste that has been collected, transported to a waste
20 processing facility, and prepared for sale to a broker, dealer, or manufacturer.

21 **SECTION 206.** 16.19 of the statutes is repealed.

22 **SECTION 207.** 16.255 (1) (intro.) of the statutes is amended to read:

23 16.255 (1) (intro.) The department shall determine the factors to be considered
24 in selecting a vendor of the program under s. 14.64 16.641, which shall include:

25 **SECTION 208.** 16.255 (3) (d) of the statutes is amended to read:

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1 16.255 (3) (d) That the vendor communicate to the beneficiary and account
2 owner the requirements of s. ~~14.64~~ 16.641 (8).

3 **SECTION 209.** 16.257 of the statutes is repealed.

4 **SECTION 210.** 16.27 (5) (c) of the statutes is amended to read:

5 16.27 (5) (c) A household entirely composed of persons receiving aid to families
6 with dependent children under s. 49.19, food stamps under 7 USC 2011 to 2036, or
7 supplemental security income or state supplemental payments under 42 USC 1381
8 to 1383c or s. ~~49.77~~ 49.39.

9 **SECTION 211.** 16.27 (5) (c) of the statutes, as affected by 2011 Wisconsin Act
10 (this act), is amended to read:

11 16.27 (5) (c) A household entirely composed of persons receiving aid to families
12 with dependent children under s. 49.19, ~~food stamps~~ supplemental nutrition
13 assistance program benefits under 7 USC 2011 to 2036, or supplemental security
14 income or state supplemental payments under 42 USC 1381 to 1383c or s. 49.39.

15 **SECTION 212.** 16.27 (5) (e) of the statutes is amended to read:

16 16.27 (5) (e) A household that is not eligible under par. (c) that includes at least
17 one person who is eligible for ~~food stamps~~ supplemental nutrition assistance
18 program benefits under 7 USC 2011 to 2036, excluding any household in an
19 institution, as defined by the department of health services by rule.
20 Notwithstanding sub. (6), a household under this paragraph shall be eligible for a
21 heating assistance benefit of not more than \$1.

22 **SECTION 213.** 16.28 of the statutes is created to read:

23 **16.28 Office of business development.** (1) The office of business
24 development shall perform the functions determined by the secretary.

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1 (2) The deputy director of the office shall be appointed by the governor to serve
2 at his or her pleasure.

3 **SECTION 214.** 16.40 (24) of the statutes is created to read:

4 16.40 (24) Ensure performance of a duty or satisfaction of an obligation
5 transferred to the Wisconsin Housing and Economic Development Authority under
6 2011 Wisconsin Act (this act), section 9110 (1), if the Wisconsin Housing and
7 Economic Development Authority fails to perform the duty or satisfy the obligation.

8 **SECTION 215.** 16.41 (1) of the statutes is amended to read:

9 16.41 (1) All agencies shall keep their accounts and other financial records as
10 prescribed by the secretary under s. 16.40 (5), except as otherwise specifically
11 directed by law. All agencies and authorities and the University of
12 Wisconsin-Madison shall furnish to the secretary all information relating to their
13 financial transactions which the secretary requests pursuant to this subchapter for
14 such periods as the secretary requests, and shall render such assistance in
15 connection with the preparation of the state budget report and the budget bill and
16 in auditing accounts, as the secretary or the governor may require.

17 **SECTION 216.** 16.417 (1) (a) of the statutes, as affected by 2011 Wisconsin Act
18 7, section 19, is amended to read:

19 16.417 (1) (a) "Agency" means an office, department, independent agency,
20 institution of higher education, association, society, or other body in state
21 government created or authorized to be created by the constitution or any law, that
22 is entitled to expend moneys appropriated by law, including the legislature and the
23 courts, but not including an authority or the body created under subch. III of ch. 149
24 or under ch. 37 or 238.

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1 **SECTION 217.** 16.417 (1) (a) of the statutes, as affected by 2011 Wisconsin Act
2 7, section 20, and 2011 Wisconsin Act (this act), is repealed and recreated to read:

3 16.417 (1) (a) "Agency" means an office, department, independent agency,
4 institution of higher education, association, society, or other body in state
5 government created or authorized to be created by the constitution or any law, that
6 is entitled to expend moneys appropriated by law, including the legislature and the
7 courts, but not including an authority or the body created under subch. III of ch. 149
8 or under ch. 37.

9 **SECTION 218.** 16.42 (1) (intro.) of the statutes is amended to read:

10 16.42 (1) (intro.) All agencies, ~~other than~~ including the University of
11 Wisconsin-Madison but excluding the legislature and the courts, no later than
12 September 15 of each even-numbered year, in the form and content prescribed by the
13 department, shall prepare and forward to the department and to the legislative fiscal
14 bureau the following program and financial information:

15 **SECTION 219.** 16.505 (2m) of the statutes is amended to read:

16 16.505 (2m) The board of regents of the University of Wisconsin System may
17 create or abolish a full-time equivalent position or portion thereof from revenues
18 appropriated under s. 20.285 (1) (gs), (h), (ip), (iz), (j), ~~(ke)~~, (m), (n), or (q) to (w) or (3)
19 (iz) or (n) and may create or abolish a full-time equivalent position or portion thereof
20 from revenues appropriated under s. 20.285 (1) (im) that are generated from
21 increased enrollment and from courses for which the academic fees or tuition
22 charged equals the full cost of offering the courses. No later than the last day of the
23 month following completion of each calendar quarter, the board of regents shall
24 report to the department and the cochairpersons of the joint committee on finance
25 concerning the number of full-time equivalent positions created or abolished by the

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1 board under this subsection during the preceding calendar quarter and the source
2 of funding for each such position.

3 **SECTION 220.** 16.513 (1) of the statutes is amended to read:

4 16.513 (1) Each agency, including the University of Wisconsin-Madison, which
5 has a program revenue appropriation or appropriation of segregated revenues from
6 program receipts shall, at such times as required by the secretary, make quarterly
7 reports to the department projecting the revenues and expenditures for the ensuing
8 quarterly period under each such appropriation to the agency.

9 **SECTION 221.** 16.513 (3) (a) of the statutes is amended to read:

10 16.513 (3) (a) If there are insufficient moneys, assets, or accounts receivable,
11 as determined under s. 20.903 (2), that are projected by an agency, including the
12 University of Wisconsin-Madison, or projected by the department under s. 16.40 (7)
13 to cover anticipated expenditures under a program revenue appropriation or
14 appropriation of segregated revenues from program receipts, the agency shall
15 propose and submit to the department a plan to assure that there are sufficient
16 moneys, assets, or accounts receivable to meet projected expenditures under the
17 appropriation.

18 **SECTION 222.** 16.528 (1) (a) of the statutes, as affected by 2011 Wisconsin Act
19 7, is amended to read:

20 16.528 (1) (a) "Agency" means an office, department, independent agency,
21 institution of higher education, association, society, or other body in state
22 government created or authorized to be created by the constitution or any law, that
23 is entitled to expend moneys appropriated by law, including the legislature and the
24 courts, but not including an authority created in subch. II of ch. 114 or subch. III of
25 ch. 149 or in ch. 37, 52, 231, 233, 234, 237, 238, or 279.

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1 **SECTION 223.** 16.53 (2) of the statutes, as affected by 2011 Wisconsin Act 7, is
2 amended to read:

3 16.53 (2) IMPROPER INVOICES. If an agency receives an improperly completed
4 invoice, the agency shall notify the sender of the invoice within 10 working days after
5 it receives the invoice of the reason it is improperly completed. In this subsection,
6 “agency” means an office, department, independent agency, institution of higher
7 education, association, society, or other body in state government created or
8 authorized to be created by the constitution or any law, that is entitled to expend
9 moneys appropriated by law, including the legislature and the courts, but not
10 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.
11 37, 52, 231, 233, 234, 237, 238, or 279.

12 **SECTION 224.** 16.53 (7) of the statutes is amended to read:

13 16.53 (7) CERTIFICATION OF BOARDS, EVIDENCE OF CORRECTNESS OF ACCOUNT. The
14 certificate of the proper officers of the ~~board of regents~~ Board of Regents of the
15 University of Wisconsin System, the Board of Trustees of the University of
16 Wisconsin-Madison, the department of health services, or the proper officers of any
17 other board or commission organized or established by the state, shall in all cases be
18 evidence of the correctness of any account which may be certified by them.

19 **SECTION 225.** 16.54 (8g) of the statutes is amended to read:

20 16.54 (8g) Subsections (1) to (8) do not apply to federal moneys made available
21 to the ~~board of regents~~ Board of Regents of the University of Wisconsin System or the
22 Board of Trustees of the University of Wisconsin-Madison for instruction, extension,
23 special projects or emergency employment opportunities.

24 **SECTION 226.** 16.54 (8r) (a) of the statutes is amended to read:

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1 16.54 (8r) (a) Whenever the federal government makes available moneys for
2 instruction, extension, special projects or emergency employment opportunities, the
3 ~~board of regents~~ Board of Regents of the University of Wisconsin System and the
4 Board of Trustees of the University of Wisconsin-Madison may accept the moneys
5 on behalf of the state. The ~~board of regents~~ Board of Regents and the Board of
6 Trustees shall, in the administration of the expenditure of such moneys, comply with
7 the requirements of the act of congress making the moneys available and with the
8 regulations prescribed by the federal government or the federal agency
9 administering the act, insofar as the act or regulations are consistent with state law.
10 The ~~board of regents~~ Board of Regents and the Board of Trustees may submit any
11 plan, budget, application or proposal required by the federal agency as a precondition
12 to receipt of the moneys. The ~~board of regents~~ Board of Regents and the Board of
13 Trustees may, consistent with state law, perform any act required by the act of
14 congress or the federal agency to carry out the purpose of the act of congress. The
15 ~~board of regents~~ Board of Regents shall deposit all moneys received under this
16 paragraph in the appropriation account under s. 20.285 (1) (m).

17 **SECTION 227.** 16.54 (9) (a) 1. of the statutes, as affected by 2011 Wisconsin Act
18 7, is amended to read:

19 16.54 (9) (a) 1. "Agency" means an office, department, independent agency,
20 institution of higher education, association, society or other body in state
21 government created or authorized to be created by the constitution or any law, which
22 is entitled to expend moneys appropriated by law, including the legislature and the
23 courts, but not including an authority created in subch. II of ch. 114 or subch. III of
24 ch. 149 or in ch. 37, 52, 231, 233, 234, 237, 238, or 279.

25 **SECTION 228.** 16.54 (14) of the statutes is repealed.

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1 **SECTION 229.** 16.548 (1) of the statutes is amended to read:

2 16.548 (1) The department may maintain a federal-state relations office in
3 Washington, D.C., for the purpose of promoting federal-state cooperation, headed by
4 a director. The director and a staff assistant for the office shall be appointed by the
5 governor outside the classified service, ~~subject to the concurrence of the joint~~
6 ~~committee on legislative organization.~~ The director and staff assistant shall serve
7 at the pleasure of the governor.

8 **SECTION 230.** 16.61 (13) (a) of the statutes is amended to read:

9 16.61 (13) (a) The historical society, as trustee for the state, shall be the
10 ultimate depository of the archives of the state, and the board may transfer to the
11 society such original records and reproductions as it deems proper and worthy of
12 permanent preservation, including records and reproductions which the custodian
13 thereof has been specifically directed by statute to preserve or keep in the custodian's
14 office. The permanent preservation of records of the University of Wisconsin System
15 and of the University of Wisconsin-Madison may be accomplished under par. (b).
16 The society may deposit in the regional depositories established under s. 44.10, title
17 remaining with the society, the records of state agencies or their district or regional
18 offices which are primarily created in the geographic area serviced by the depository,
19 but the records of all central departments, offices, establishments and agencies shall
20 remain in the main archives in the capital city under the society's immediate
21 jurisdiction, except that the society may place the records temporarily at a regional
22 depository for periods of time to be determined by the society. Nothing in this
23 subsection nor in ch. 44 prevents the society's taking the steps for the safety of
24 articles and materials entrusted to its care in library, museum or archives, including

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1 temporary removal to safer locations, dictated by emergency conditions arising from
2 a state of war, civil rebellion or other catastrophe.

3 **SECTION 231.** 16.61 (13) (b) of the statutes is amended to read:

4 16.61 (13) (b) The board may designate an archival depository at the
5 University of Wisconsin-Madison and at each university as defined in s. 36.05 (13)
6 which shall meet standards for university archival depositories established by the
7 board with the advice of the ~~board of regents~~ Board of Trustees, the Board of Regents,
8 and the historical society or their respective designated representatives. The board
9 may transfer to the appropriate university archival depository all original records
10 and reproductions the board deems worthy of permanent preservation.

11 **SECTION 232.** 16.70 (1e) of the statutes is amended to read:

12 16.70 (1e) "Agency" means an office, department, agency, institution of higher
13 education, association, society or other body in state government created or
14 authorized to be created by the constitution or any law, which is entitled to expend
15 moneys appropriated by law, including the legislature and the courts, ~~but not~~
16 ~~including an.~~ "Agency" includes the University of Wisconsin-Madison but does not
17 include any other authority.

18 **SECTION 233.** 16.70 (3g) of the statutes is renumbered 84.01 (13) (a) and
19 amended to read:

20 84.01 (13) (a) ~~Cost-benefit~~ In this subsection, "cost-benefit analysis" means
21 a comprehensive study to identify and compare the total cost, quality, technical
22 expertise, and timeliness of a service performed by state employees and resources
23 with the total cost, quality, technical expertise, and timeliness of the same service
24 obtained by means of a contract for contractual services.

25 **SECTION 234.** 16.705 (1p) of the statutes is created to read:

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1 16.705 (1p) Subsection (1) does not apply to an agreement entered into by the
2 department of veterans affairs under s. 45.50 (2m) (c).

3 **SECTION 235.** 16.705 (1r) (d) of the statutes is amended to read:

4 16.705 (1r) (d) Contractual services purchased by the Board of Regents of the
5 University of Wisconsin System with moneys appropriated under s. 20.285 (1) (j),
6 (ja), (jm), (u), or (w) ~~or (5) (j)~~.

7 **SECTION 236.** 16.705 (1r) (e) of the statutes is created to read:

8 16.705 (1r) (e) Contractual services purchased by the Board of Trustees of the
9 University of Wisconsin-Madison with moneys other than moneys appropriated
10 under s. 20.280 (1) (a) to (s).

11 **SECTION 237.** 16.705 (2) of the statutes is repealed.

12 **SECTION 238.** 16.705 (3) of the statutes is repealed.

13 **SECTION 239.** 16.705 (8) of the statutes is repealed.

14 **SECTION 240.** 16.705 (9) of the statutes is created to read:

15 16.705 (9) The department shall maintain a list of persons that are or have
16 been a party to a contract with the state under this subchapter who have violated a
17 provision of this subchapter or a contract under this subchapter. The parties on the
18 list are ineligible for state contracts and no state contract may be awarded to a party
19 on the ineligible list. The department may remove any party from the ineligible list
20 if the department determines that the party's practices comply with this subchapter
21 and provide adequate safeguards against future violations of this subchapter or
22 contracts under this subchapter.

23 **SECTION 241.** 16.71 (4) of the statutes is created to read:

24 16.71 (4) The department shall delegate to the Board of Trustees of the
25 University of Wisconsin-Madison the authority to enter into contracts for materials,

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1 supplies, equipment, or services that relate to higher education and that agencies
2 other than the University of Wisconsin-System or the University of
3 Wisconsin-Madison do not commonly purchase.

4 **SECTION 242.** 16.72 (2) (d) of the statutes is repealed.

5 **SECTION 243.** 16.72 (8) of the statutes is amended to read:

6 16.72 (8) The department may purchase educational technology materials,
7 supplies, equipment, or contractual services from orders placed with the department
8 by school districts, cooperative educational service agencies, technical college
9 districts, ~~and the board of regents~~ Board of Regents of the University of Wisconsin
10 System, ~~and the Board of Trustees of the University of Wisconsin-Madison.~~

11 **SECTION 244.** 16.73 (4m) of the statutes is created to read:

12 16.73 (4m) The Board of Trustees of the University of Wisconsin-Madison may
13 enter into agreements with other higher education institutions under which any of
14 the parties may agree to participate in, administer, sponsor, or conduct purchasing
15 of materials, supplies, equipment, permanent personal property, miscellaneous
16 capital, or contractual services. The University of Wisconsin-Madison may
17 purchase from any vendor selected as a result of such purchasing agreements.

18 **SECTION 245.** 16.73 (5) of the statutes is amended to read:

19 16.73 (5) If the department designates the ~~board of regents~~ Board of Trustees
20 of the University of ~~Wisconsin System~~ Wisconsin-Madison as its purchasing agent
21 for any purpose under s. 16.71 (1), the board may enter into a contract to sell any
22 materials, supplies, equipment or contractual services purchased by the board to the
23 University of Wisconsin Hospitals and Clinics Authority, and may contract with the
24 University of Wisconsin Hospitals and Clinics Authority for the joint purchase of any

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1 materials, supplies, equipment or contractual services if the sale or purchase is made
2 consistently with that delegation and with this subchapter.

3 **SECTION 246.** 16.75 (1) (b) of the statutes is amended to read:

4 16.75 (1) (b) When the estimated cost exceeds ~~\$25,000~~ \$50,000, the department
5 shall invite bids to be submitted. The department either shall ~~either~~ solicit sealed
6 bids to be opened publicly at a specified date and time, or shall solicit bidding by
7 auction to be conducted electronically at a specified date and time. Whenever bids
8 are invited, due notice inviting bids shall be published as a class 2 notice, under ch.
9 985 or posted on the Internet at a site determined or approved by the department.
10 The bid opening or auction shall occur at least 7 days after the date of the last
11 insertion of the notice or at least 7 days after the date of posting on the Internet. The
12 notice shall specify whether sealed bids are invited or bids will be accepted by
13 auction, and shall give a clear description of the materials, supplies, equipment, or
14 contractual services to be purchased, the amount of any bond, share draft, check, or
15 other draft to be submitted as surety with the bid or prior to the auction, and the date
16 and time that the public opening or the auction will be held.

17 **SECTION 247.** 16.75 (1) (c) of the statutes is amended to read:

18 16.75 (1) (c) Except as provided in sub. (7), when the estimated cost is ~~\$25,000~~
19 \$50,000 or less, the award may be made in accordance with simplified procedures
20 established by the department for such transactions.

21 **SECTION 248.** 16.75 (2m) (b) of the statutes is amended to read:

22 16.75 (2m) (b) When the estimated cost exceeds ~~\$25,000~~ \$50,000, the
23 department may invite competitive sealed proposals by publishing a class 2 notice
24 under ch. 985 or by posting notice on the Internet at a site determined or approved
25 by the department. The notice shall describe the materials, supplies, equipment, or

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1 contractual services to be purchased, the intent to make the procurement by
2 solicitation of proposals rather than by solicitation of bids, any requirement for
3 surety and the date the proposals will be opened, which shall be at least 7 days after
4 the date of the last insertion of the notice or at least 7 days after the date of posting
5 on the Internet.

6 **SECTION 249.** 16.75 (2m) (c) of the statutes is amended to read:

7 16.75 (2m) (c) When the estimated cost is ~~\$25,000~~ \$50,000 or less, the
8 ~~department may award the order or contract~~ may be awarded in accordance with
9 simplified procedures established by the department for such transactions.

10 **SECTION 250.** 16.75 (3m) (a) 1. of the statutes is amended to read:

11 16.75 (3m) (a) 1. "Disabled veteran-owned business" means a business
12 certified by the department of ~~eommerce~~ safety and professional services under s.
13 ~~560.0335~~ 490.02 (3).

14 **SECTION 251.** 16.75 (3m) (a) 2. of the statutes is amended to read:

15 16.75 (3m) (a) 2. "Disabled veteran-owned financial adviser" means a financial
16 adviser certified by the department of ~~eommerce~~ safety and professional services
17 under s. ~~560.0335~~ 490.02 (3).

18 **SECTION 252.** 16.75 (3m) (a) 3. of the statutes is amended to read:

19 16.75 (3m) (a) 3. "Disabled veteran-owned investment firm" means an
20 investment firm certified by the department of ~~eommerce~~ safety and professional
21 services under s. ~~560.0335~~ 490.02 (3).

22 **SECTION 253.** 16.75 (3m) (a) 4. of the statutes is amended to read:

23 16.75 (3m) (a) 4. "Minority business" means a business certified by the
24 department of ~~eommerce~~ safety and professional services under s. ~~560.036~~ 490.04 (2).

25 **SECTION 254.** 16.75 (3m) (c) 5. a. of the statutes is amended to read:

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1 16.75 (3m) (c) 5. a. In determining whether a purchase, contract or subcontract
2 complies with the goal established under par. (b) 1. or s. 16.855 (10m) (am) 1., 16.87
3 (2) (b), or 25.185 (2), the department shall include only amounts paid to minority
4 businesses, minority financial advisers and minority investment firms certified by
5 the department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04
6 (2).

7 **SECTION 255.** 16.75 (3m) (c) 5. b. of the statutes is amended to read:

8 16.75 (3m) (c) 5. b. In determining whether a purchase, contract, or subcontract
9 is made with a disabled veteran-owned business, the department shall include only
10 amounts paid to disabled veteran-owned businesses certified by the department of
11 ~~commerce~~ safety and professional services under s. ~~560.0335~~ 490.02 (3).

12 **SECTION 256.** 16.75 (3t) (c) (intro.) of the statutes is amended to read:

13 16.75 (3t) (c) (intro.) The department of corrections shall periodically provide
14 to the department of administration a current list of all materials, supplies,
15 equipment or contractual services, excluding commodities, that are supplied by
16 prison industries, as created under s. 303.01. The department of administration
17 shall distribute the list to all designated purchasing agents under s. 16.71 (1). Except
18 as otherwise provided in sub. (6) (am), prior to seeking bids or competitive sealed
19 proposals with respect to the purchase of any materials, supplies, equipment or
20 contractual services enumerated in the list, the department of administration or any
21 other designated purchasing agent under s. 16.71 (1) shall offer prison industries the
22 opportunity to supply the materials, supplies, equipment or contractual services if
23 the department of corrections is able to provide them at a price ~~comparable to that~~
24 is equal to or lower than one which may be obtained through competitive bidding or
25 competitive sealed proposals and is able to conform to the specifications, ~~provided the~~

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1 ~~specifications are written in accordance with s. 16.72 (2) (d).~~ If the department of
2 administration or other purchasing agent is unable to determine whether the price
3 of prison industries is ~~comparable~~ equal to or lower than one obtained through
4 competitive bidding or competitive sealed proposals, it may solicit bids or
5 competitive proposals before awarding the order or contract. This paragraph does
6 not apply to the printing of the following forms:

7 **SECTION 257.** 16.75 (4) (b) of the statutes is amended to read:

8 16.75 (4) (b) The department shall seek the cooperation and assistance of the
9 department of ~~commerce~~ safety and professional services in the performance of its
10 duties under par. (a).

11 **SECTION 258.** 16.75 (6) (bm) of the statutes is amended to read:

12 16.75 (6) (bm) If the secretary determines that it is in the best interest of this
13 state to do so, he or she may waive any requirement under subs. (1) to (5) and ss.
14 16.705 (1) ~~and (2) to (8), (5), (6), and (7)~~ and 16.72 (2) (e) and (f) and (5) with respect
15 to any contract entered into by the department of children and families under s.
16 49.143, if the department of children and families presents the secretary with a
17 process for the procurement of contracts under s. 49.143 and the secretary approves
18 the process.

19 **SECTION 259.** 16.75 (6) (c) of the statutes is amended to read:

20 16.75 (6) (c) If the secretary determines that it is in the best interest of this state
21 to do so, he or she may, with the approval of the governor, waive the requirements
22 of subs. (1) to (5) and may purchase supplies, material, equipment, or contractual
23 services, other than printing and stationery, from a private source other than a
24 source specified in par. (b). Except as provided in sub. (2g) (c), if the cost of the
25 purchase is expected to exceed ~~\$25,000~~ \$50,000, the department shall first publish

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1 a class 2 notice under ch. 985 or post a notice on the Internet at the site determined
2 or approved by the department under sub. (1) (b) describing the materials, supplies,
3 equipment, or contractual services to be purchased, stating the intent to make the
4 purchase from a private source without soliciting bids or competitive sealed
5 proposals and stating the date on which the contract or purchase order will be
6 awarded. The date of the award shall be at least 7 days after the date of the last
7 insertion or the date of posting on the Internet.

8 **SECTION 260.** 16.75 (10e) (b) of the statutes is amended to read:

9 16.75 (10e) (b) ~~The~~ If s. 16.855 (10s) (a) provides an applicable standard for the
10 type of agency consuming equipment being purchased and the purchase will cost
11 more than \$5,000 per unit the department, any other designated purchasing agent
12 under s. 16.71 (1), any agency making purchases under s. 16.74, and any authority
13 may not purchase ~~that type of~~ energy consuming equipment unless the specifications
14 for the equipment meet the applicable standards ~~for the equipment established~~
15 ~~under s. 16.855 (10s) (a).~~ If there is no standard under s. 16.855 (10s) (a) applicable
16 to the type of energy consuming equipment being purchased, or if. If there is an
17 applicable standard under s. 16.855 (10s) (a), but the energy consuming equipment
18 meeting that standard is not reasonably available, the department, purchasing
19 agent, agency, or authority shall ensure, for purchases over \$5,000 per unit, that the
20 energy consuming equipment that is purchased maximizes energy efficiency to the
21 extent technically and economically feasible. The department, purchasing agent,
22 agency, or authority shall not determine that energy consuming equipment that
23 meets the applicable standard under s. 16.855 (10s) (a) either is not reasonably
24 available on the basis of cost alone or is not cost-effective unless the difference in the
25 cost of the purchase and installation of the equipment that meets the standard and

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1 the equipment that would otherwise be installed is greater than the difference in the
2 cost of operating the equipment that meets the standard and the equipment that
3 would otherwise be installed over the anticipated life of the equipment.

4 **SECTION 261.** 16.751 of the statutes is amended to read:

5 **16.751 Information technology purchases by investment board.** The
6 requirements of ss. 16.72 (2) (b) ~~and (d)~~ and 16.75 (1) (a) 1. and (2m) (g) do not apply
7 to procurements authorized to be made by the investment board under s. 16.78 (1)
8 for information technology purposes.

9 **SECTION 262.** 16.752 (8) (e) of the statutes is amended to read:

10 16.752 (8) (e) Comply with applicable occupational health and safety standards
11 prescribed by the U.S. secretary of labor, the federal occupational health and safety
12 administration or the department of ~~commerce~~ safety and professional services.

13 **SECTION 263.** 16.78 (1) of the statutes, as affected by 2011 Wisconsin Act 7, is
14 amended to read:

15 16.78 (1) Every agency other than the ~~board of regents~~ Board of Regents of the
16 University of Wisconsin System, the Board of Trustees of the University of
17 Wisconsin-Madison, or an agency making purchases under s. 16.74 shall make all
18 purchases of materials, supplies, equipment, and contractual services relating to
19 information technology or telecommunications from the department, unless the
20 department requires the agency to purchase the materials, supplies, equipment, or
21 contractual services pursuant to a master contract established under s. 16.972 (2)
22 (h), or grants written authorization to the agency to procure the materials, supplies,
23 equipment, or contractual services under s. 16.75 (1) or (2m), to purchase the
24 materials, supplies, equipment, or contractual services from another agency or to
25 provide the materials, supplies, equipment, or contractual services to itself. The

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1 ~~board of regents~~ Board of Regents of the University of Wisconsin System may make
2 purchases of materials, supplies, equipment, and contractual services relating to
3 information technology or telecommunications from the department.

4 **SECTION 264.** 16.841 of the statutes is repealed.

5 **SECTION 265.** 16.847 (1) (b) of the statutes is amended to read:

6 16.847 (1) (b) "State facilities" means all property owned and operated by the
7 state for the purpose of carrying out usual state functions, including the University
8 of Wisconsin-Madison and each institution within the University of Wisconsin
9 System.

10 **SECTION 266.** 16.85 (1) of the statutes is amended to read:

11 16.85 (1) To take charge of and supervise all engineering or architectural
12 services or construction work, as defined in s. 16.87, performed by, or for, the state,
13 or any department, board, institution, commission, or officer of the state, and any
14 such work to be performed for the University of Wisconsin-Madison, including
15 nonprofit-sharing corporations organized for the purpose of assisting the state in the
16 construction and acquisition of new buildings or improvements and additions to
17 existing buildings as contemplated under ss. 13.488, 36.09, ~~and~~ 36.11, 37.03, and
18 37.11, except work to be performed for the University of Wisconsin-Madison with
19 respect to a building, structure, or facility that is funded entirely from sources other
20 than general purpose revenue or general fund supported borrowing; the engineering,
21 architectural, and construction work of the department of transportation; and the
22 engineering service performed by the department of ~~commerce~~ safety and
23 professional services, department of revenue, public service commission,
24 department of health services, and other departments, boards, and commissions
25 when the service is not related to the maintenance, and construction and planning,

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1 of the physical properties of the state. The department may not authorize
2 construction work for any state office facility in the city of Madison after May 11,
3 1990, unless the department first provides suitable space for a child care center
4 primarily for use by children of state employees.

5 **SECTION 267.** 16.85 (1) of the statutes, as affected by 2011 Wisconsin Act ...
6 (this act), is amended to read:

7 16.85 (1) To take charge of and supervise all engineering or architectural
8 services or construction work, as defined in s. 16.87, performed by, or for, the state,
9 or any department, board, institution, commission, or officer of the state, and any
10 such work to be performed for the University of Wisconsin-Madison, including
11 nonprofit-sharing corporations organized for the purpose of assisting the state in the
12 construction and acquisition of new buildings or improvements and additions to
13 existing buildings as contemplated under ss. 13.488, 36.09, 36.11, 37.03, and 37.11,
14 except work to be performed for the University of Wisconsin-Madison with respect
15 to a building, structure, or facility that is funded entirely from sources other than
16 general purpose revenue or general fund supported borrowing; the engineering,
17 architectural, and construction work of the department of transportation; and the
18 engineering service performed by the department of safety and professional services,
19 department of revenue, public service commission, department of health services,
20 and other departments, boards, and commissions when the service is not related to
21 the maintenance, and construction and planning, of the physical properties of the
22 state. ~~The department may not authorize construction work for any state office
23 facility in the city of Madison after May 11, 1990, unless the department first
24 provides suitable space for a child care center primarily for use by children of state
25 employees.~~

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1 **SECTION 268.** 16.85 (2) of the statutes, as affected by 2011 Wisconsin Act 7, is
2 amended to read:

3 16.85 (2) To furnish engineering, architectural, project management, and other
4 building construction services whenever requisitions therefor are presented to the
5 department by any agency or the University of Wisconsin-Madison. The department
6 may deposit moneys received from the provision of these services in the account
7 under s. 20.505 (1) (kc) or in the general fund as general purpose revenue — earned.
8 In this subsection, “agency” means an office, department, independent agency,
9 institution of higher education, association, society, or other body in state
10 government created or authorized to be created by the constitution or any law, which
11 is entitled to expend moneys appropriated by law, including the legislature and the
12 courts, but not including an authority created in subch. II of ch. 114 or subch. III of
13 ch. 149 or in ch. 37, 52, 231, 233, 234, 237, 238, or 279.

14 **SECTION 269.** 16.85 (5) of the statutes is amended to read:

15 16.85 (5) To promote the use of energy conservation methods in state-owned
16 facilities and facilities owned by the University of Wisconsin-Madison, to implement
17 and refine a statewide energy monitoring system and to develop and implement
18 initiatives of replacing fossil fuels with renewable energy fuels.

19 **SECTION 270.** 16.85 (7) of the statutes is amended to read:

20 16.85 (7) To rebuild and repair discarded machinery of the several state
21 institutions and the University of Wisconsin-Madison when found feasible, and put
22 the same back into service in the same department or at the university or in any other
23 state department or the university, and upon requisition to furnish services and
24 material and loan equipment at fair rentals based on the cost thereof, in connection

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1 with the construction, operation and maintenance of heating and power plants,
2 utilities and equipment.

3 **SECTION 271.** 16.85 (10) of the statutes is amended to read:

4 16.85 (10) To prepare in cooperation with the state agencies concerned and
5 with the University of Wisconsin-Madison, plans for the future growth and
6 development of various state institutions and to serve as technical adviser to the
7 building commission in connection with the development of the state long-range
8 building program provided in ss. 13.48 and 13.482.

9 **SECTION 272.** 16.85 (12) of the statutes is amended to read:

10 16.85 (12) To review and approve plans and specifications for any building or
11 structure that is constructed for the benefit of the University of Wisconsin System
12 or any institution thereof, and to periodically review the progress of any such
13 building or structure during construction to assure compliance with the approved
14 plans and specifications. This subsection does not apply to any building, structure,
15 or facility that is constructed, remodeled, repaired, renewed, or expanded for the
16 University of Wisconsin-Madison if the project is funded entirely from sources other
17 than general purpose revenue or general fund supported borrowing.

18 **SECTION 273.** 16.851 of the statutes is amended to read:

19 **16.851 Plans for state and university buildings, structures or facilities.**
20 Except as the department otherwise provides by rule, records of the department and
21 the University of Wisconsin-Madison containing plans or specifications for any
22 state-owned or state-leased or any university-owned or university-leased building,
23 structure or facility, or any proposed state-owned or state-leased or
24 university-owned or university-leased building, structure or facility, are not subject
25 to the right of public inspection or copying under s. 19.35 (1). If the department or

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1 the University of Wisconsin-Madison transfers any records containing any such
2 plans or specifications to any other authority as defined in s. 19.32 (1), the
3 department or university shall require the authority to agree in writing not to make
4 the record available for public inspection or copying except as the department
5 otherwise permits by rule.

6 **SECTION 274.** 16.8511 of the statutes is amended to read:

7 **16.8511 Secretary of administration; powers, duties.** (1) The secretary
8 or the secretary's designated assistants shall make a biennial inspection of each
9 building of each institution of the state and the University of Wisconsin-Madison.
10 The secretary may delegate this responsibility to the board, commission or officer in
11 charge of such institution.

12 (2) The secretary may delegate any of the work under this subchapter to the
13 various state agencies or to the University of Wisconsin-Madison when the secretary
14 determines that the best interests of the state or the university will be served. All
15 such delegation will be in writing and accompanied by the proper rules and
16 guidelines the agencies or the university must follow to ensure performance to the
17 satisfaction of the secretary.

18 **SECTION 275.** 16.854 (1) (a) of the statutes is amended to read:

19 16.854 (1) (a) "Minority business" has the meaning given in s. ~~560.036~~ 490.04
20 (1) (e).

21 **SECTION 276.** 16.854 (1) (b) of the statutes is amended to read:

22 16.854 (1) (b) "Minority group member" has the meaning given in s. ~~560.036~~
23 490.04 (1) (f).

24 **SECTION 277.** 16.855 (2) (intro.) of the statutes is amended to read:

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1 16.855 (2) (intro.) Except for projects authorized under s. 16.858, whenever the
2 estimated construction cost of a project exceeds \$40,000, or if less and in the best
3 interest of the state or the University of Wisconsin-Madison, the department shall:

4 **SECTION 278.** 16.855 (2) (b) 2. of the statutes is amended to read:

5 16.855 (2) (b) 2. If the federal government participates in a state or University
6 of Wisconsin-Madison project, the bid guarantee required in this paragraph
7 controls, unless the federal government makes a specific provision for a different bid
8 guarantee.

9 **SECTION 279.** 16.855 (5) of the statutes is amended to read:

10 16.855 (5) Any or all bids may be rejected if, in the opinion of the department,
11 it is in the best interest of the state or the University of Wisconsin-Madison. The
12 reasons for rejection shall be given to the bidder or bidders in writing.

13 **SECTION 280.** 16.855 (7) of the statutes is amended to read:

14 16.855 (7) The department may issue contract change orders, if they are
15 deemed to be in the best interests of the state or the University of
16 Wisconsin-Madison.

17 **SECTION 281.** 16.855 (10) of the statutes is amended to read:

18 16.855 (10) When the department believes that it is in the best interests of the
19 state or the University of Wisconsin-Madison to contract for certain articles or
20 materials available from only one source, it may contract for said articles or
21 materials without the usual statutory procedure, after a publication of a class 1
22 notice, under ch. 985, in the official state newspaper.

23 **SECTION 282.** 16.855 (10m) (ac) of the statutes is amended to read:

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1 16.855 (10m) (ac) In this subsection, “disabled veteran-owned business”
2 means a business certified by the department of ~~commerce~~ safety and professional
3 services under s. ~~560.0335~~ 490.02 (3).

4 **SECTION 283.** 16.855 (10n) (a) of the statutes is amended to read:

5 16.855 (10n) (a) In this subsection, “minority group member” has the meaning
6 given in s. ~~560.036~~ 490.04 (1) (f).

7 **SECTION 284.** 16.855 (13) (c) of the statutes is amended to read:

8 16.855 (13) (c) Changes may be made in the list of subcontractors, with the
9 agreement of the department and the prime contractor, when in the opinion of the
10 department it is in the best interests of the state or the University of
11 Wisconsin-Madison to require the change.

12 **SECTION 285.** 16.855 (14) (b) of the statutes is amended to read:

13 16.855 (14) (b) The state is and the University of Wisconsin-Madison are not
14 liable to a prime contractor for damage from delay caused by another prime
15 contractor if the department or the university takes reasonable action to require the
16 delaying prime contractor to comply with its contract. If the state or the university
17 is not liable under this paragraph, the delayed prime contractor may bring an action
18 for damages against the delaying prime contractor.

19 **SECTION 286.** 16.855 (16) (a) of the statutes is amended to read:

20 16.855 (16) (a) This section does not apply to contracts between the state or the
21 University of Wisconsin-Madison and federal government or any agency thereof, or
22 with any political subdivision of the state. Subject to the approval of the governor,
23 the requirements of this section may be waived in emergency situations involving the
24 public health, welfare or safety or with respect to contracting with public utilities,

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1 but only when any such waiver is deemed by the governor to be in the best interests
2 of the state or the university.

3 **SECTION 287.** 16.855 (16) (b) 2. of the statutes is amended to read:

4 16.855 (16) (b) 2. In emergency situations, the governor may approve repairs
5 and construction of a building, structure, or facility in lieu of building commission
6 approval under s. 13.48 (10), and for such purposes, may authorize the expenditure
7 of up to \$500,000 from the state building trust fund or from other available moneys
8 appropriated to an agency or other available moneys of the University of
9 Wisconsin-Madison derived from any revenue source. The governor may delegate
10 to the secretary the authority to grant approvals under this subdivision. The
11 governor shall report any such authorization to the building commission at its next
12 regular meeting following the authorization. In this subdivision, "emergency"
13 means any natural or human-caused situation that results in or may result in
14 substantial injury or harm to the population or substantial damage to or loss of
15 property.

16 **SECTION 288.** 16.855 (20) of the statutes is amended to read:

17 16.855 (20) This section does not apply to construction work performed by
18 University of Wisconsin System or University of Wisconsin-Madison students when
19 the construction work performed is a part of a curriculum and where the work is
20 course-related for the student involved. Prior approval of the building commission
21 must be obtained for all construction projects to be performed by University of
22 Wisconsin System or University of Wisconsin-Madison students, except projects
23 specified in s. 13.48 (10) (c).

24 **SECTION 289.** 16.855 (22) of the statutes is amended to read:

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1 16.855 (22) The provisions of this section, except sub. (10m), do not apply to
2 construction work for any project that does not require the prior approval of the
3 building commission under s. 13.48 (10) (a) if the project is constructed in accordance
4 with policies and procedures prescribed by the building commission under s. 13.48
5 (29). The provisions of this section do not apply to construction work for any project
6 by or for the University of Wisconsin-Madison that is funded entirely from sources
7 other than general purpose revenue or general fund supported borrowing. If the
8 estimated construction cost of any project, other than a University of
9 Wisconsin-Madison project that is exempted under this subsection, is at least
10 \$40,000, and the building commission elects to utilize the procedures prescribed
11 under s. 13.48 (29) to construct the project, the department shall provide adequate
12 public notice of the project and the procedures to be utilized to construct the project
13 on a publicly accessible computer site.

14 **SECTION 290.** 16.865 (1) (a) of the statutes is amended to read:

15 16.865 (1) (a) ~~Protect~~ Except as provided in sub. (10), protect the state and the
16 University of Wisconsin-Madison from losses which are catastrophic in nature and
17 minimize total cost to the state of all activities related to the control of accidental loss.

18 **SECTION 291.** 16.865 (2) of the statutes is amended to read:

19 16.865 (2) Identify Except as provided in sub. (10), identify and evaluate
20 exposure to loss to the state, ~~its~~ and University of Wisconsin-Madison and their
21 employees or injury to the public by reason of fire or other accidents and fortuitous
22 events at state-owned and the university-owned properties or facilities.

23 **SECTION 292.** 16.865 (3) of the statutes is amended to read:

24 16.865 (3) Recommend Except as provided in sub. (10), recommend changes in
25 procedures, program conditions or capital improvement for all agencies and the

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1 University of Wisconsin-Madison which would satisfactorily eliminate or reduce the
2 existing exposure.

3 **SECTION 293.** 16.865 (4) of the statutes is amended to read:

4 16.865 (4) ~~Manage the state employees' Except as provided in sub. (10),~~
5 manage the worker's compensation program for state and University of
6 Wisconsin-Madison employees and the statewide self-funded programs to protect
7 the state and the University of Wisconsin-Madison from losses of and damage to
8 state property and liability.

9 **SECTION 294.** 16.865 (5) of the statutes is amended to read:

10 16.865 (5) ~~Arrange appropriate Except as provided in sub. (10), arrange~~
11 insurance contracts for the transfer of risk of loss on the part of the state and the
12 University of Wisconsin-Madison or its their employees, to the extent such loss
13 cannot reasonably be assumed by the individual agencies or the university or the
14 self-funded programs. The placement of insurance may be by private negotiation
15 rather than competitive bid, if such insurance has a restricted number of interested
16 carriers. The department shall approve all insurance purchases.

17 **SECTION 295.** 16.865 (8) of the statutes, as affected by 2011 Wisconsin Act 7,
18 is amended to read:

19 16.865 (8) ~~Annually Except as provided in sub. (10), annually~~ in each fiscal
20 year, allocate as a charge to each agency and to the University of Wisconsin-Madison
21 a proportionate share of the estimated costs attributable to programs administered
22 by the agency or the university to be paid from the appropriation under s. 20.505 (2)
23 (k). The department may charge premiums to agencies and to the University of
24 Wisconsin-Madison to finance costs under this subsection and pay the costs from the
25 appropriation on an actual basis. The department shall deposit all collections under

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1 this subsection in the appropriation account under s. 20.505 (2) (k). Costs assessed
2 under this subsection may include judgments, investigative and adjustment fees,
3 data processing and staff support costs, program administration costs, litigation
4 costs, and the cost of insurance contracts under sub. (5). In this subsection, "agency"
5 means an office, department, independent agency, institution of higher education,
6 association, society, or other body in state government created or authorized to be
7 created by the constitution or any law, that is entitled to expend moneys
8 appropriated by law, including the legislature and the courts, but not including an
9 authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch. 37, 52, 231,
10 232, 233, 234, 235, 237, 238, or 279.

11 **SECTION 296.** 16.865 (10) of the statutes is created to read:

12 16.865 (10) This section does not apply to the University of Wisconsin-Madison
13 for any fiscal year if the University of Wisconsin-Madison, no later than December
14 31 preceding the beginning of that fiscal year, provides written notice to the
15 department that it has elected not to be governed by this section. Any notice of
16 nonelection applies to all subsequent fiscal years unless the University of
17 Wisconsin-Madison, no later than December 31 preceding the beginning of a fiscal
18 year, provides written notice to the department that it has elected to be governed by
19 this section. Any notice of election applies to all subsequent fiscal years unless the
20 University of Wisconsin-Madison again provides timely notice of nonelection.

21 **SECTION 297.** 16.87 (1) (am) of the statutes is amended to read:

22 16.87 (1) (am) "Disabled veteran-owned business" means a business certified
23 by the department of ~~commerce~~ safety and professional services under s. ~~560.0335~~
24 490.02 (3).

25 **SECTION 298.** 16.87 (2) (a) of the statutes is amended to read:

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1 16.87 (2) (a) A contract for engineering services or architectural services or a
2 contract involving an expenditure of \$10,000 or more for construction work, or
3 \$30,000 or more for limited trades work, to be done for or furnished to the state or
4 a department, board, commission, or officer of the state or the University of
5 Wisconsin-Madison is exempt from the requirements of ss. 16.705 and 16.75.

6 **SECTION 299.** 16.87 (5) of the statutes is created to read:

7 16.87 (5) This subsection does not apply to any project for the University of
8 Wisconsin-Madison that is funded entirely from sources other than general purpose
9 revenue or general fund supported borrowing.

10 **SECTION 300.** 16.875 of the statutes is amended to read:

11 **16.875 Setoffs.** All amounts owed by this state or the University of
12 Wisconsin-Madison under this subchapter are subject to being set off under s. 73.12.

13 **SECTION 301.** 16.89 of the statutes is amended to read:

14 **16.89 Construction and services controlled by this chapter.** No
15 department, independent agency, constitutional office or agent of the state shall
16 employ engineering, architectural or allied services or expend money for
17 construction purposes on behalf of the state, except as provided in this chapter. The
18 University of Wisconsin-Madison shall not employ engineering, architectural, or
19 allied services or expend money for construction purposes on behalf of the university,
20 except as provided in this chapter and except that the university may engage such
21 employment for any project that is financed entirely from sources other than general
22 purpose revenue or general fund supported borrowing.

23 **SECTION 302.** 16.891 (1) (b) of the statutes is amended to read:

24 16.891 (1) (b) "Total cost of occupancy" means the cost to operate and maintain
25 the physical plant of a building, structure, or facility, including administrative costs

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1 of an agency or the University of Wisconsin-Madison attributable to operation and
2 maintenance of a building, structure, or facility, together with any debt service costs
3 associated with the building, structure, or facility, computed in the manner
4 prescribed by the department.

5 **SECTION 303.** 16.891 (2) of the statutes is amended to read:

6 16.891 (2) Except as provided in sub. (4), each agency and the University of
7 Wisconsin-Madison shall report to the department no later than October 1 of each
8 year concerning the total cost of occupancy of each state-owned or university-owned
9 building, structure, and facility, excluding public highways and bridges, under the
10 jurisdiction of the agency or university for the preceding fiscal year. The report shall
11 be made in a format prescribed by the department. Beginning in 2009, if a building,
12 structure, or facility is a part of an institution, the agency having jurisdiction of the
13 institution or the University of Wisconsin-Madison shall also include in its report
14 the total cost of occupancy of all of the buildings, structures, and facilities within the
15 institution.

16 **SECTION 304.** 16.891 (4) of the statutes is amended to read:

17 16.891 (4) The department may exempt an agency or the University of
18 Wisconsin-Madison from compliance with the reporting requirement under sub. (2)
19 with respect to any building, structure, or facility that the department determines
20 to have a minimal total cost of occupancy.

21 **SECTION 305.** 16.895 (title) of the statutes is amended to read:

22 **16.895** (title) ~~State-owned~~ State- or university-owned or operated
23 heating, cooling or power plants.

24 **SECTION 306.** 16.895 (2) (a) of the statutes is amended to read:

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1 16.895 (2) (a) Prepare all specifications, bid and administer contracts for the
2 purchase of fuels for all ~~state-owned or operated~~ heating, cooling or power plants
3 that are owned or operated by the state or the University of Wisconsin-Madison.

4 **SECTION 307.** 16.895 (2) (c) of the statutes is amended to read:

5 16.895 (2) (c) Determine the method of operation of ~~state-owned~~ state- or
6 university-owned or operated heating, cooling or power plants, including
7 maintenance standards and policies concerning utilization of alternative fuels and
8 energy conservation.

9 **SECTION 308.** 16.895 (2) (d) of the statutes is amended to read:

10 16.895 (2) (d) Assure compliance with federal and state laws, federal
11 regulations and state administrative rules applicable to ~~state-owned~~ state- or
12 university-owned or operated heating, cooling or power plants.

13 **SECTION 309.** 16.895 (2) (e) of the statutes is amended to read:

14 16.895 (2) (e) Delegate to any agency or to the University of
15 Wisconsin-Madison the department's authority under par. (c) or (d) and approve all
16 expenditures of the agency or university under par. (c) or (d).

17 **SECTION 310.** 16.895 (2) (g) of the statutes is amended to read:

18 16.895 (2) (g) Provide for emissions testing, waste product disposal and fuel
19 quality testing at ~~state-owned~~ state- or university-owned or operated heating,
20 cooling or power plants, and secure permits that are required for operation of the
21 plants.

22 **SECTION 311.** 16.895 (2) (h) of the statutes is amended to read:

23 16.895 (2) (h) Periodically assess to agencies and the University of
24 Wisconsin-Madison their proportionate cost of the expenses incurred by the

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1 department under this subsection and ss. 16.85 (4), 16.90, 16.91 and 16.92 in
2 accordance with a method of apportionment determined by the department.

3 **SECTION 312.** 16.897 of the statutes is amended to read:

4 **16.897 Space and water heating systems.** In planning and designing space
5 or water heating systems for new or existing state facilities and facilities of the
6 University of Wisconsin-Madison, the department shall ensure that geothermal
7 technologies are utilized to the greatest extent that is cost-effective and technically
8 feasible.

9 **SECTION 313.** 16.90 (title) of the statutes is amended to read:

10 **16.90 (title) Fuel for state and university heating, cooling or power**
11 **plants.**

12 **SECTION 314.** 16.90 (2) (a) of the statutes is amended to read:

13 16.90 (2) (a) Prepare all specifications for contracts for the purchase of fuel for
14 each state-owned or operated heating, cooling or power plant that is owned or
15 operated by the state or the University of Wisconsin-Madison. All such
16 specifications where feasible shall provide for purchase of such fuel on a heating
17 value and quality basis and may provide for an adjustment of the base price of any
18 fuel as a result of changes in production or transportation costs during the term of
19 a contract.

20 **SECTION 315.** 16.90 (2) (b) of the statutes is amended to read:

21 16.90 (2) (b) Distribute fuel purchased by the department ~~or~~, any other agency,
22 or the University of Wisconsin-Madison to agencies ~~that require it~~ or to the
23 University of Wisconsin-Madison as required, and reallocate such fuel between
24 agencies or the University of Wisconsin-Madison in the event of a shortage.

25 **SECTION 316.** 16.90 (2) (c) of the statutes is amended to read:

BILL**SECTION 316**

1 16.90 (2) (c) Set standards for storage of fuel by agencies and the University
2 of Wisconsin-Madison.

3 **SECTION 317.** 16.90 (2) (d) of the statutes is amended to read:

4 16.90 (2) (d) Test all fuel purchased for each ~~state-owned~~ state- or
5 university-owned or operated heating, cooling or power plant wherein the annual
6 requirement is in excess of 12,500 therms and where purchased on a heating value
7 and quality basis.

8 **SECTION 318.** 16.90 (2) (e) of the statutes is amended to read:

9 16.90 (2) (e) Promulgate such rules as the secretary considers necessary, not
10 inconsistent with this section, to promote efficiency, energy conservation and
11 economy in the testing, handling and use of fuel for ~~state-owned~~ state- or
12 university-owned or operated heating, cooling or power plants.

13 **SECTION 319.** 16.91 (2) of the statutes is amended to read:

14 16.91 (2) No contract for the purchase of fuel for any ~~state-owned~~ state- or
15 university-owned or operated heating or heating and power plant wherein the
16 annual requirement is in excess of 12,500 therms is binding unless purchased upon
17 specifications furnished by the secretary. A contract for fuel may be for any term
18 deemed to be in the best interests of the state or the University of
19 Wisconsin-Madison, but the term and any provisions for renewal or extension shall
20 be incorporated in the bid specifications and the contract document.

21 **SECTION 320.** 16.91 (3) of the statutes is amended to read:

22 16.91 (3) Payments for fuel delivered under contracts specified in sub. (2) and
23 for delivery costs shall be made upon vouchers approved by the secretary. Upon being
24 audited and paid, the department shall charge each purchase against the
25 appropriation to the agency which has jurisdiction over the facility at which the fuel

BILL

1 is used or to the University of Wisconsin-Madison, if the university has such
2 jurisdiction. The secretary shall report on a quarterly basis to each such agency and
3 to the University of Wisconsin-Madison the total amount of payments charged under
4 this subsection to each of its appropriations and facilities. Approval of the payments
5 by the any agency whose appropriation is charged is not required.

6 **SECTION 321.** 16.92 (2) of the statutes is amended to read:

7 16.92 (2) Each agency and the University of Wisconsin-Madison shall utilize
8 the most cost-effective means of procurement of fuel, electricity, heat and chilled
9 water.

10 **SECTION 322.** 16.93 (2) of the statutes is amended to read:

11 16.93 (2) Except as provided in sub. (3), any agency or the University of
12 Wisconsin-Madison, with the approval of the department, may sell fuel, water,
13 sewage treatment service, electricity, heat or chilled water to another agency, a
14 federal agency, a local government or a private entity.

15 **SECTION 323.** 16.95 (intro.) of the statutes is amended to read:

16 **16.95 Powers and duties.** (intro.) The department shall, through a system
17 of comprehensive long-range planning, promote the development and the maximum
18 wise use of the energy, natural, and human resources of the state. ~~It~~ and develop and
19 implement a cost-effective, balanced, reliable, and environmentally responsible
20 energy strategy to promote economic growth. The department shall do all of the
21 following:

22 **SECTION 324.** 16.954 of the statutes is repealed.

23 **SECTION 325.** 16.956 of the statutes is repealed.

24 **SECTION 326.** 16.957 (2) (d) 2m. of the statutes is created to read:

BILL

SECTION 326

1 16.957 (2) (d) 2m. In fiscal years 2011-12 and 2012-13, at the department's
2 discretion, subtract no more than \$10,000,000 from the amount required to be spent
3 on weatherization and other energy conservation services under par. (a).

4 **SECTION 327.** 16.964 (1m) (k) of the statutes is repealed.

5 **SECTION 328.** 16.964 (5) (a) of the statutes is amended to read:

6 16.964 (5) (a) The office shall provide grants from the appropriation under s.
7 20.505 (6) ~~(e)~~ (kb) to cities to employ additional uniformed law enforcement officers
8 whose primary duty is beat patrolling. A city is eligible for a grant under this
9 subsection in fiscal year 1994-95 if the city has a population of 25,000 or more. A city
10 may receive a grant for a calendar year if the city applies for a grant before September
11 1 of the preceding calendar year. Grants shall be awarded to the 10 eligible cities
12 submitting an application for a grant that have the highest rates of violent crime
13 index offenses in the most recent full calendar year for which data is available under
14 the uniform crime reporting system of the federal bureau of investigation.

15 **SECTION 329.** 16.964 (12) (b) of the statutes is amended to read:

16 16.964 (12) (b) The office shall make grants to counties to enable them to
17 establish and operate programs, including suspended and deferred prosecution
18 programs and programs based on principles of restorative justice, that provide
19 alternatives to prosecution and incarceration for criminal offenders who abuse
20 alcohol or other drugs. The office shall make the grants from the appropriations
21 under s. 20.505 (6) (b), ~~(j)~~ (kn), and (ku). The office shall collaborate with the
22 departments of corrections and health services in establishing this grant program.

23 **SECTION 330.** 16.964 (12) (br) of the statutes is created to read:

BILL

1 16.964 (12) (br) Any county that receives a grant under this subsection on or
2 after January 1, 2012, shall provide matching funds that are equal to 25 percent of
3 the amount of the grant.

4 **SECTION 331.** 16.964 (14) (intro.) of the statutes is amended to read:

5 16.964 (14) (intro.) Beginning in fiscal year ~~2008-09~~ 2011-2012, from the
6 appropriation under s. 20.505 (6) (~~f~~) (ke), the office shall in each fiscal year provide
7 \$~~20,000~~ \$17,000 to each of the following child advocacy centers for education,
8 training, medical advice, and quality assurance activities:

9 **SECTION 332.** 16.964 (15) (b) of the statutes is renumbered 16.964 (15) (b) 1.

10 **SECTION 333.** 16.964 (15) (b) 2. of the statutes is created to read:

11 16.964 (15) (b) 2. The office may charge a person that is not a state agency a
12 fee for use of the statewide public safety interoperable communication system under
13 par. (a).

14 **SECTION 334.** 16.967 (6) of the statutes is amended to read:

15 16.967 (6) REPORTS. By March 31 of each year, the department of
16 administration, the department of agriculture, trade and consumer protection, the
17 department of ~~commerce~~ safety and professional services, the department of health
18 services, the department of natural resources, the department of tourism, the
19 department of revenue, the department of transportation, the board of regents of the
20 University of Wisconsin System, the public service commission, and the board of
21 curators of the historical society shall each submit to the department a plan to
22 integrate land information to enable such information to be readily translatable,
23 retrievable, and geographically referenced for use by any state, local governmental
24 unit, or public utility. Upon receipt of this information, the department shall
25 integrate the information to enable the information to be used to meet land

BILL**SECTION 334**

1 information data needs. The integrated information shall be readily translatable,
2 retrievable, and geographically referenced to enable members of the public to use the
3 information.

4 **SECTION 335.** 16.971 (9) of the statutes is amended to read:

5 16.971 (9) In conjunction with the public defender board, the director of state
6 courts, the departments of corrections and justice and district attorneys, the
7 department may maintain, promote and coordinate automated justice information
8 systems that are compatible among counties and the officers and agencies specified
9 in this subsection, using the moneys appropriated under s. 20.505 (1) ~~(ja)~~ (kh), (kp),
10 and (kq). The department shall annually report to the legislature under s. 13.172
11 (2) concerning the department's efforts to improve and increase the efficiency of
12 integration of justice information systems.

13 **SECTION 336.** 16.98 (4) of the statutes is amended to read:

14 16.98 (4) From the ~~appropriation~~ appropriations under s. 20.505 (1) (fo) and
15 (kg), the department may provide grants to any organization with which the
16 department contracts to operate the program under sub. (1).

17 **SECTION 337.** 16.99 (3b) of the statutes is amended to read:

18 16.99 (3b) "Juvenile correctional facility" means ~~the Southern Oaks Girls~~
19 ~~School, the Ethan Allen School, the Copper Lake School and the Lincoln Hills School.~~

20 **SECTION 338.** 16.993 (1) of the statutes is amended to read:

21 16.993 (1) In cooperation with school districts, cooperative educational service
22 agencies, the technical college system board, the Board of Trustees of the University
23 of Wisconsin-Madison, and the ~~board of regents~~ Board of Regents of the University
24 of Wisconsin System, promote the efficient, cost-effective procurement, installation,
25 and maintenance of educational technology by school districts, cooperative

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1 educational service agencies, technical college districts, the University of
2 Wisconsin-Madison, and the University of Wisconsin System.

3 **SECTION 339.** 16.993 (4) of the statutes is amended to read:

4 16.993 (4) In cooperation with the Board of Trustees of the University of
5 Wisconsin-Madison, the ~~board of regents~~ Board of Regents of the University of
6 Wisconsin System, the technical college system board, the department of public
7 instruction and other entities, support the development of courses for the instruction
8 of professional employees who are licensed by the state superintendent of public
9 instruction concerning the effective use of educational technology.

10 **SECTION 340.** 16.993 (7) of the statutes is amended to read:

11 16.993 (7) Purchase educational technology materials, supplies, equipment,
12 and contractual services for school districts, cooperative educational service
13 agencies, technical college districts, the Board of Trustees of the University of
14 Wisconsin-Madison, and the ~~board of regents~~ Board of Regents of the University of
15 Wisconsin System under s. 16.72 (8), and establish standards and specifications for
16 purchases of educational technology hardware and software by school districts,
17 cooperative educational service agencies, technical college districts, and the ~~board~~
18 ~~of regents~~ Board of Regents of the University of Wisconsin System.

19 **SECTION 341.** 17.07 (3m) of the statutes is amended to read:

20 17.07 (3m) Notwithstanding sub. (3), the ~~earned-release-review parole~~
21 commission chairperson may be removed by the governor, at pleasure.

22 **SECTION 342.** 18.16 (1) (a) of the statutes is amended to read:

23 18.16 (1) (a) "Disabled veteran-owned financial adviser" means a financial
24 adviser certified by the department of ~~commerce~~ safety and professional services
25 under s. ~~560.0335~~ 490.02 (3).

BILL**SECTION 343**

1 **SECTION 343.** 18.16 (1) (b) of the statutes is amended to read:

2 18.16 (1) (b) “Disabled veteran-owned investment firm” means an investment
3 firm certified by the department of ~~commerce~~ safety and professional services under
4 s. ~~560.0335~~ 490.02 (3).

5 **SECTION 344.** 18.16 (1) (c) of the statutes is amended to read:

6 18.16 (1) (c) “Minority financial adviser” means a financial adviser certified by
7 the department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04
8 (2).

9 **SECTION 345.** 18.16 (1) (d) of the statutes is amended to read:

10 18.16 (1) (d) “Minority investment firm” means an investment firm certified by
11 the department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04
12 (2).

13 **SECTION 346.** 18.64 (1) (a) of the statutes is amended to read:

14 18.64 (1) (a) “Disabled veteran-owned financial adviser” means a financial
15 adviser certified by the department of ~~commerce~~ safety and professional services
16 under s. ~~560.0335~~ 490.02 (3).

17 **SECTION 347.** 18.64 (1) (b) of the statutes is amended to read:

18 18.64 (1) (b) “Disabled veteran-owned investment firm” means an investment
19 firm certified by the department of ~~commerce~~ safety and professional services under
20 s. ~~560.0335~~ 490.02 (3).

21 **SECTION 348.** 18.64 (1) (c) of the statutes is amended to read:

22 18.64 (1) (c) “Minority financial adviser” means a financial adviser certified by
23 the department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04
24 (2).

25 **SECTION 349.** 18.64 (1) (d) of the statutes is amended to read:

BILL

1 18.64 (1) (d) “Minority investment firm” means an investment firm certified by
2 the department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04
3 (2).

4 **SECTION 350.** 18.77 (1) (a) of the statutes is amended to read:

5 18.77 (1) (a) “Disabled veteran-owned financial adviser” means a financial
6 adviser certified by the department of ~~commerce~~ safety and professional services
7 under s. ~~560.0335~~ 490.02 (3).

8 **SECTION 351.** 18.77 (1) (b) of the statutes is amended to read:

9 18.77 (1) (b) “Disabled veteran-owned investment firm” means an investment
10 firm certified by the department of ~~commerce~~ safety and professional services under
11 s. ~~560.0335~~ 490.02 (3).

12 **SECTION 352.** 18.77 (1) (c) of the statutes is amended to read:

13 18.77 (1) (c) “Minority financial adviser” means a financial adviser certified by
14 the department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04
15 (2).

16 **SECTION 353.** 18.77 (1) (d) of the statutes is amended to read:

17 18.77 (1) (d) “Minority investment firm” means an investment firm certified by
18 the department of ~~commerce~~ safety and professional services under s. ~~560.036~~ 490.04
19 (2).

20 **SECTION 354.** 19.32 (1) (w) of the statutes is created to read:

21 19.32 (1) (w) “Public institution of higher education” means the University of
22 Wisconsin-Madison, an institution within the University of Wisconsin System, or a
23 technical college.

24 **SECTION 355.** 19.36 (14) of the statutes is created to read:

BILL**SECTION 355**

1 19.36 (14) Any authority may withhold from access under s. 19.35 (1)
2 information in a record that is produced or collected by or for the faculty or staff of
3 a public institution of higher education in the conduct of, or as a result of, study or
4 research on a commercial, scientific, or technical subject, whether sponsored by the
5 institution alone or in conjunction with an authority or a private person, until that
6 information is publicly disseminated or patented.

7 **SECTION 356.** 19.42 (13) (bm) of the statutes is created to read:

8 19.42 (13) (bm) The positions of chancellor and vice chancellor of the University
9 of Wisconsin-Madison.

10 **SECTION 357.** 19.45 (11) (e) of the statutes is created to read:

11 19.45 (11) (e) The board of trustees of the University of Wisconsin-Madison
12 shall establish a code of ethics for its employees who are not state public officials.

13 **SECTION 358.** 19.56 (2) (b) 6. of the statutes is amended to read:

14 19.56 (2) (b) 6. Is made available to the official by the ~~department of commerce~~
15 Wisconsin Economic Development Corporation or the department of tourism in
16 accordance with sub. (3) (e), (em) or (f).

17 **SECTION 359.** 19.56 (3) (e) (intro.) of the statutes is amended to read:

18 19.56 (3) (e) (intro.) A state public official who is an officer or employee of the
19 ~~department of commerce~~ Wisconsin Economic Development Corporation may solicit,
20 receive and retain on behalf of the state anything of value for the purpose of any of
21 the following:

22 **SECTION 360.** 19.56 (3) (e) 1. of the statutes is amended to read:

23 19.56 (3) (e) 1. The sponsorship by the ~~department of commerce~~ Wisconsin
24 Economic Development Corporation of a trip to a foreign country primarily to
25 promote trade between that country and this state that the ~~department of commerce~~

BILL

1 Wisconsin Economic Development Corporation can demonstrate through clear and
2 convincing evidence is primarily for the benefit of this state.

3 **SECTION 361.** 19.56 (3) (f) of the statutes is amended to read:

4 19.56 (3) (f) A state public official may receive and retain from the ~~department~~
5 ~~of commerce~~ Wisconsin Economic Development Corporation anything of value which
6 the ~~department of commerce~~ Wisconsin Economic Development Corporation is
7 authorized to provide under par. (e) and may receive and retain from the department
8 of tourism anything of value which the department of tourism is authorized to
9 provide under par. (em).

10 **SECTION 362.** 19.57 of the statutes is amended to read:

11 **19.57 Conferences, visits and economic development activities.** The
12 ~~department of commerce~~ Wisconsin Economic Development Corporation shall file a
13 report with the board no later than April 30 annually, specifying the source and
14 amount of anything of value received by the ~~department of commerce~~ Wisconsin
15 Economic Development Corporation during the preceding calendar year for a
16 purpose specified in s. 19.56 (3) (e), and the program or activity in connection with
17 which the thing is received, together with the location and date of that program or
18 activity.

19 **SECTION 363.** 19.84 (5m) of the statutes is created to read:

20 19.84 (5m) Departments and their subunits in the University of
21 Wisconsin-Madison are exempt from the requirements of subs. (1) to (4) but shall
22 provide meeting notice that is reasonably likely to apprise interested persons and
23 news media who have filed written requests for such notice.

24 **SECTION 364.** 19.85 (1) (i) of the statutes is repealed.

25 **SECTION 365.** 20.001 (2) (b) of the statutes is amended to read:

BILL**SECTION 365**

1 20.001 (2) (b) *Program revenues*. “Program revenues” consist of revenues
2 which are paid into the general fund and are credited by law to an appropriation to
3 finance a specified program or state agency. In this chapter, “program revenues”
4 refers to program revenues in the general fund. Program revenues are identified by
5 the abbreviation “PR” in s. 20.005. For any sum certain program revenue
6 appropriation ~~which is limited to the amounts in the schedule~~ that is not a continuing
7 appropriation, no expenditures may be made exceeding the amounts in the schedule,
8 except as provided in ss. 13.101 and 16.515, regardless of the amounts credited to
9 that appropriation account. They shall be deposited pursuant to s. 20.906.
10 Notwithstanding any other provision of this chapter, program revenues shall be used
11 to reimburse the general fund for payments transferred under the appropriations
12 made in s. 20.865 for the purposes of program revenue appropriations.

13 **SECTION 366.** 20.001 (5) of the statutes is amended to read:

14 20.001 (5) REFUNDS OF EXPENDITURES. Any amount not otherwise appropriated
15 under this chapter that is received by a state agency as a result of an adjustment
16 made to a previously recorded expenditure from a sum certain appropriation to that
17 agency due to activities that are of a temporary nature or activities that could not be
18 anticipated during budget development and which serves to reduce or eliminate the
19 previously recorded expenditure in the same fiscal year in which the previously
20 recorded expenditure was made, except as provided in s. ss. 20.435 (4) (gm) and
21 20.437 (2) (md), may, upon request of the agency, be designated by the secretary of
22 administration as a refund of an expenditure. Except as otherwise provided in this
23 subsection, the secretary of administration may designate an amount received by a
24 state agency as a refund of an expenditure only if the agency submits to the secretary
25 a written explanation of the circumstances under which the amount was received

BILL

1 that includes a specific reference in a statutory or nonstatutory law to a function of
2 the agency under which the amount was received and the appropriation from which
3 the previously recorded expenditure was made. A refund of an expenditure shall be
4 deposited by the receiving state agency in the appropriation account from which the
5 previously recorded expenditure was made. Except as otherwise provided in this
6 subsection, a state agency which proposes to make an expenditure from moneys
7 designated as a refund of an expenditure shall submit to the secretary of
8 administration a written explanation of the purpose of the expenditure, including a
9 specific reference in a statutory or nonstatutory law to a function of the agency under
10 which the expenditure is to be made and the appropriation from which the
11 expenditure is to be made. After submission and approval of an estimate of the
12 amount proposed to be expended under s. 16.50 (2), a state agency may expend the
13 moneys received from the refund of the expenditure. The secretary of administration
14 may waive submission of any explanation required by this subsection for categories
15 of refunds of expenditures or proposed refunds of expenditures.

16 **SECTION 367.** 20.002 (11) (b) 3. of the statutes is amended to read:

17 20.002 (11) (b) 3. In addition to the amount permitted for temporary
18 reallocations in subd. 2., the secretary may permit an additional ~~3%~~ 6 percent of the
19 total amounts shown in the schedule under s. 20.005 (3) of appropriations of general
20 purpose revenues, calculated by the secretary as of that time and for that fiscal year,
21 to be used for temporary reallocations to the general fund but only if the reallocation
22 is for a period not to exceed 30 days. Reallocations may not be made under this
23 subdivision for consecutive periods.

24 **SECTION 368.** 20.003 (4) (gk) of the statutes is created to read:

25 20.003 (4) (gk) For fiscal year 2013-14, \$65,000,000.

BILL**SECTION 369**

1 **SECTION 369.** 20.003 (4) (gL) of the statutes is created to read:

2 20.003 (4) (gL) For fiscal year 2014-15, \$65,000,000.

3 **SECTION 370.** 20.003 (4) (L) of the statutes is amended to read:

4 20.003 (4) (L) For fiscal year ~~2013-14~~ 2015-16 and each fiscal year thereafter,
5 2 percent.

6 **SECTION 371.** 20.005 (1) of the statutes is repealed and recreated to read:

7 20.005 (1) SUMMARY OF ALL FUNDS. The budget governing fiscal operations for
8 the state of Wisconsin for all funds beginning on July 1, 2011, and ending on June
9 30, 2013, is summarized as follows: [See Figure 20.005 (1) following]

10 **Figure: 20.005 (1)**

GENERAL FUND SUMMARY

	2011-12	2012-13
Opening Balance, July 1	\$ 65,115,400	\$ 99,032,500
Revenues		
Taxes	\$ 13,139,035,000	\$ 13,597,066,000
Departmental Revenues		
Tribal Gaming	25,700,700	26,882,300
Other	<u>596,232,900</u>	<u>607,234,800</u>
Total Available	\$ 13,826,084,000	\$ 14,330,215,600
Appropriations and Reserves		
Gross Appropriations	\$ 13,987,426,400	\$ 14,727,480,500
Reserve for Legal Settlements	25,000,000	25,000,000
Compensation Reserves	26,790,000	77,910,000
Less Lapses	<u>-312,164,900</u>	<u>-607,512,400</u>
Total Expenditures	\$ 13,727,051,500	\$ 14,222,878,100

BILL**SECTION 371**

	2011-12	2012-13
Balances		
Gross Balance	\$ 99,032,500	\$ 107,337,500
Less Required Statutory Balance	<u>-65,000,000</u>	<u>-65,000,000</u>
Net Balance, June 30	\$ 34,032,500	\$ 42,337,500

SUMMARY OF APPROPRIATIONS — ALL FUNDS

	2011-12	2012-13
General Purpose Revenue	\$ 13,987,426,400	\$ 14,727,480,500
Federal Revenue	\$ 8,634,801,200	\$ 8,550,444,100
Program	7,735,233,300	7,645,001,800
Segregated	899,567,900	905,442,300
Program Revenue	\$ 3,009,021,800	\$ 3,034,934,400
Nonservice	2,203,407,500	2,220,886,900
Service	805,614,300	814,047,500
Segregated Revenue	\$ 3,629,478,700	\$ 3,671,455,600
State nonservice	3,289,171,200	3,325,148,100
Local	108,559,400	108,559,400
Service	231,748,100	237,748,100
GRAND TOTAL	\$ 29,260,728,100	\$ 29,984,314,600

BILL**SECTION 371****SUMMARY OF COMPENSATION RESERVES — ALL FUNDS**

General Purpose Revenue	\$ 26,790,000	\$ 77,910,000
Federal Revenue	16,662,700	45,710,000
Program Revenue	5,932,000	16,643,600
Segregated Revenue	<u>7,003,400</u>	<u>19,617,400</u>
TOTAL	\$ 56,388,100	\$ 159,881,000

LOTTERY FUND SUMMARY

	2011-12	2012-13
Gross Revenue		
Ticket Sales	\$ 480,385,700	\$ 480,056,700
Miscellaneous Revenue	<u>198,500</u>	<u>239,600</u>
	\$ 480,584,200	\$ 480,296,300
Expenses		
Prizes	\$ 281,799,100	\$ 281,633,300
Administrative Expenses	<u>66,998,500</u>	<u>67,124,800</u>
	\$ 348,797,600	\$ 348,758,100
Net Proceeds	\$ 131,786,600	\$ 131,538,200

BILL**SECTION 371**

	2011-12	2012-13
Total Available for Property Tax Relief		
Opening Balance	\$ 9,605,100	\$ 9,611,700
Net Proceeds	131,786,600	131,538,200
Interest Earnings	502,300	2,130,700
Gaming-related Revenue	<u>192,900</u>	<u>192,900</u>
	\$ 142,086,900	\$ 143,473,500
Property Tax Relief	\$ 132,328,300	\$ 133,720,400
Gross Closing Balance	\$ 9,611,700	\$ 9,605,900
Reserve	\$ 9,611,700	\$ 9,605,900
Net Closing Balance	\$ -0-	\$ -0-

1

2

SECTION 372. 20.005 (2) of the statutes is repealed and recreated to read:

3

20.005 (2) STATE BORROWING PROGRAM SUMMARY. The following schedule sets

4

forth the state borrowing program summary: [See Figures 20.005 (2) (a) and (b)

5

following]

6

7

Figure: 20.005 (2) (a)

8

**SUMMARY OF BONDING AUTHORITY MODIFICATIONS
2011-13 FISCAL BIENNIUM**

Source and Purpose**Amount****GENERAL OBLIGATIONS**

Agriculture, Trade and Consumer Protection

Soil and water	\$ 7,000,000
Agricultural conservation easements	-12,000,000

BILL**SECTION 372**

Source and Purpose	Amount
Building Commission	
Refunding tax-supported and self-amortizing general obligation debt before July 1, 2013	364,300,000
Environmental Improvement Fund	
Safe drinking water loan program	9,400,000
Natural Resources	
Nonpoint source	7,000,000
Environmental repair	3,000,000
Urban nonpoint source cost-sharing	6,000,000
Contaminated sediment removal	5,000,000
Dam safety projects	4,000,000
Transportation	
Southeast Wisconsin transit improvements	-100,000,000
Marquette interchange, Zoo Interchange, I 94 north-south corridor	151,200,000
State highway rehabilitation projects	115,351,500
Major highway projects	50,000,000
State highway rehabilitation, certain projects	50,000,000
Harbor improvements	12,700,000
Rail acquisitions and improvements	<u>60,000,000</u>
TOTAL General Obligation Bonds	\$ 732,951,500

REVENUE OBLIGATIONS

Environmental Improvement Fund	
Clean water fund program	\$ 353,000,000

Transportation